

Hearing Committee
Senate of the Community College System

RECEIVED
AUG 6 1984

OFFICE OF THE PRESIDENT
UNIVERSITY OF KENTUCKY

August 8, 1984

Dr. Otis A. Singletary
President
University of Kentucky

Dear President Singletary:

In accord with the Governing and Administrative Regulations of the University of Kentucky and the Senate Rules of the Community College System, a Hearing Committee (Privilege and Tenure) of the Senate of the Community College System conducted a hearing on August 8, 1984 to consider the charges against Larry J. Schenck of immoral conduct and neglect of duty.

The Committee heard the testimony of Dr. Ronald Horvath, Director, Jefferson Community College and received as evidence a transcript of testimony in the case styled Commonwealth of Kentucky v. Larry J. Schenck, (No. 83 CR 783, Jefferson Circuit Court).

After a careful review of the entire hearing record, the Committee has found that:

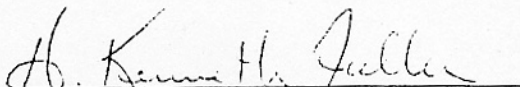
1. Larry J. Schenck engaged in deviate sexual intercourse (sodomy) with three children, all under the age of twelve (12) years.
2. Larry J. Schenck subjected five children, all under the age of twelve (12) years to sexual contact (sexual abuse).
3. Larry J. Schenck has failed to perform his duties at Jefferson Community College since April 23, 1984.

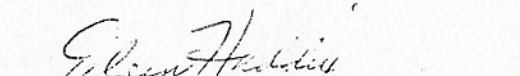
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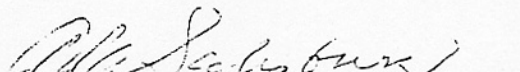
The Committee has concluded that adequate cause for the dismissal of Larry J. Schenck for immoral conduct and neglect of duty has been established.

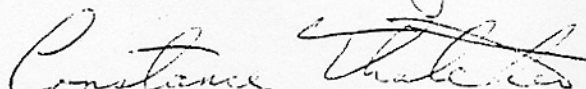
Sincerely,

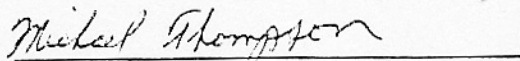
Hearing Committee (Privilege
and Tenure) of the Senate of
the Community College System


H. Kenneth Fuller


Eileen Haddix


Ada Salisbury


Constance Thatcher


Michael Thompson, Chairman

The Board of Trustees of the University of Kentucky met in regular statutory session at 2 p.m. (Eastern Daylight Time) on Tuesday, September 18, 1984 in the Board Room on the 18th floor of the Patterson Office Tower on the Lexington Campus.

A. Meeting Opened and Oath of Office Administered

Mr. Robert T. McCowan, Chairman, called the meeting to order at 2 p.m. and the invocation was pronounced by Mr. Albert G. Clay. At the request of the Chairman, Mr. John C. Darsie, General Counsel, administered the oath of office to the following:

Mr. Timothy B. Freudenberg, who will serve as student trustee for 1984-85.

Professor Constance P. Wilson, faculty representative reelected for a three-year term ending June 30, 1987.

Mr. Thomas P. Bell announced that Mr. Freudenberg is the newest and youngest Board member to become a University of Kentucky Fellow.

B. Roll Call

The following members of the Board of Trustees answered the call of the roll: Mr. Robert T. McCowan (Chairman), Mr. Thomas P. Bell, Mr. William R. Black, Professor Timothy A. Cantrell, Governor Albert Benjamin Chandler (Honorary Trustee), Mr. Albert G. Clay, Mr. Tracy Farmer, Mr. Timothy B. Freudenberg, Mr. Ronald G. Geary, Mr. George W. Griffin, Jr. (Secretary), Mrs. Edythe Jones Hayes, Mr. Henry E. Hershey, Mr. Brereton C. Jones, Mr. R. Larry Jones, Professor James D. Kemp, Mr. T. A. Lassetter, Mr. W. Bruce Lunsford, Mr. Frank Ramsey, Jr., Mr. James L. Rose, Mr. Bobby Watson, and Professor Constance P. Wilson. The University administration was represented by President Otis A. Singletary; Mr. James O. King, Vice President for Administration; Chancellors Peter P. Bosomworth, Art Gallaher and Charles T. Wethington; Dr. Raymond R. Hornback, Vice President for University Relations; Mr. David I. Carter, Associate Vice President for Business Services, Mr. Edward A. Carter, Associate Vice President for Planning and Budget; Mr. John C. Darsie, General Counsel; Mr. Henry Clay Owen, Controller and Treasurer; Dr. Paul G. Sears, Special Assistant for Academic Affairs; and Dr. Jack C. Blanton, Vice Chancellor for Administration, Lexington Campus.

Members of the various news media were also in attendance. The Secretary reported all Board members present, and the Chairman declared the meeting officially open for the conduct of business at 2:05 p.m.

PR 3A-

Members, Board of Trustees:

REMOVAL OF ASSOCIATE PROFESSOR

Recommendation: that Larry J. Schenck, Associate Professor, Jefferson Community College, be removed as a tenured faculty member for reasons of neglect of duty and immoral conduct and that his employment be terminated.

Background: The provisions of KRS 164.230 vest the Board of Trustees with the power to remove any professor it is authorized to appoint for reasons of incompetency, neglect of or refusal to perform his duty, or for immoral conduct.

The provisions of the University's Governing (Section X.B.5) and Administrative (ARII-5.0-2, IV.E) Regulations require that a Committee of the Hearing Panel (Privilege and Tenure) of the Senate of the Community College System conduct a hearing on charges brought by the Chancellor. Prior to the hearing, the Advisory Committee (Privilege and Tenure) of the Senate of the Community College System reviews the charges lodged by the Chancellor and recommends to the President whether a hearing should be held.

On August 8, 1984, the Hearing Committee conducted a hearing on specific charges brought against Larry J. Schenck. The Hearing Committee "concluded that adequate cause for the dismissal of Larry J. Schenck for immoral conduct and neglect of duty has been established." A copy of the Hearing Committee report is attached.

Action taken: Approved _____ Disapproved _____ Other _____

Date: _____, 1984

K. Personnel Actions (PR 3A-1)

With President Singletary so recommending, Professor Kemp moved approval of the supplemental personnel actions in PR 3A-1. His motion was seconded by Mr. Griffin and passed without dissent. (See PR 3A-1 at the end of the Minutes.)

L. Removal of Associate Professor (PR 3A-2)

President Singletary requested that the Board go into Executive Session to discuss a personnel matter. On motion by Professor Cantrell, second by Mr. Black, and carried, it was so ordered.

Following the Executive Session, President Singletary recommended that Larry J. Schenck, Associate Professor, Jefferson Community College, be removed as a tenured faculty member for reasons of neglect of duty and immoral conduct and that his employment be terminated. Professor Cantrell so moved. His motion was seconded by Mr. Griffin and passed unanimously. (See PR 3A-2 at the end of the Minutes.)

M. 1984-85 Budget Revisions (PR 3B)

On motion made by Mr. Farmer, seconded by Mr. Larry Jones, and carried, the budget revisions as recommended in PR 3B were authorized and approved. (See PR 3B at the end of the Minutes.)

N. Report on Gifts and/or Grants (PR 3C)

President Singletary reported that the University received more than \$12.5 million in gifts and grants between January 1, 1984 and June 30, 1984, and added that the University is well on the way to having its best year in terms of private fund-raising. He then recommended that the report on gifts and/or grants covering the period from April 1, 1984 to June 30, 1984 be accepted. Without objection, it was so ordered. (See PR 3C at the end of the Minutes.)

O. Proposed Amendments to the Governing Regulations (PR 3D)

President Singletary recommended that the proposed amendments to the Governing Regulations be received for preliminary consideration and placed on the agenda for action at the next regular meeting of the Board of Trustees. On motion made by Mrs. Hayes, seconded by Mr. Ramsey, and carried, it was so ordered. (See PR 3D at the end of the Minutes.)

P. Approval of Degree Candidates - Lexington Campus and Medical Center (PR 3E)

Without discussion, Mr. Farmer moved that the President be authorized to confer upon each individual whose name was listed in PR 3E the correct degree to which he or she is entitled. His motion was seconded by Professor Cantrell and passed unanimously. (See PR 3E at the end of the Minutes.)