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Funding

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Day and outgoing House Speaker Grattan Kerans, D-Eugene, sued Gov. Vic Atiyeh and Attorney General Dave Frohnmayer in April 1984, asking the state to reveal the cost of retaining a Philadelphia law firm to help the state prepare its defense in the Penk case.

Day and Kerans filed the suit in Marion County Circuit Court after Atiyeh and Frohnmayer refused to disclose the sum paid at Day's and Kerans' request. The court later ordered Frohnmayer to disclose the amount — \$900,000.

"This whole thing is one of the best reasons for higher education to have a line-item budget, with every single penny accounted for," Day said Friday.

Day also asserted that the decision was intended to be a "dig" at the women who were plaintiffs in the Penk case. "This was done for spite," he said, adding a belief that the board acted in the hope that students would blame female faculty members and administrators.

Chancellor Bud Davis said Saturday that there was "absolutely no foundation" for Day's allegations. Davis also said that the board rationalized that it would be better to allocate the surplus funds toward defraying the department's legal expenses, than to cut other budget items.

Bill Lemman, vice chancellor for administration, justified the board's action by explaining that the extra funds gained through enrollment increases simply joined the board's resource pool for financing all aspects of the state higher education system.

"The fact that it has come from one particular source or another is irrelevant," Lemman said.

Lemman said that the remaining six schools in the system shouldn't have their budgets reduced to help defray the department's legal expenses because those schools either saw little change in enrollment figures or were already in trouble due to poor financing.

The vice chancellor also explained that only about \$400,000 of the \$1.6 million windfall came from increases in enrollment. The remainder came as the result of several other factors, most notably an increase in non-resident students above projected figures, Lemman said.

"It's possible to have actual enrollment at or very close to the projected figure," Lemman said, "but a difference in proportions between resident and non-resident students will mean an increase in revenue."

STRAIGHT TALK.

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\$87,232 total operating expense

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