

Regents Of The University Of Michigan

Regents Of The University Of Michigan

Downloaded from
www.everybodystreet.com by Farrell & Mallory

INTRODUCTION: THE STEWARDS OF MICHIGAN’S FLAGSHIP UNIVERSITY

At the heart of one of the world’s leading public research universities lies a governing body that is unique in both its legal standing and its historical impact: the Regents of the University of Michigan. While many state universities are overseen by boards appointed by governors or legislatures, the University of Michigan’s Board of Regents holds a distinctive constitutional status that grants it remarkable autonomy. Established by the Michigan Constitution of 1850 and reaffirmed in the 1963 Constitution, the Board of Regents functions as the university’s primary governing authority, responsible for everything from approving the annual budget and appointing the university president to setting tuition policies and managing its vast endowment. For more than 170 years, the Regents have shaped the trajectory of the University of Michigan, guiding it through wars, economic upheavals, and profound social change. Understanding who these regents are, how they are elected, and what powers they wield is essential for anyone interested in the governance of public higher education in America. This article explores the history, composition, responsibilities, and lasting influence of the Regents of the University of Michigan.

THE CONSTITUTIONAL ROOTS OF THE BOARD OF REGENTS

The history of the Regents of the University of Michigan begins in the earliest days of the state. When Michigan achieved statehood in 1837, the original act establishing the University of Michigan created a Board of Regents appointed by the governor. However, the board’s current independent power stems from the constitutional convention of 1850. Delegates, concerned about political interference in academic matters, inserted a provision into the Michigan Constitution that transformed the Regents into a separate, co-equal branch of state government. Article VIII, Section 5 of the Michigan Constitution states that “the Regents of the University of Michigan and their successors in office shall constitute a body corporate known as ‘The Regents of the University of Michigan.’” This constitutional language removed the legislature’s ability to micromanage the university’s operations and gave the Regents exclusive control over the university’s property, finances, and affairs. This “constitutional autonomy” is a rare feature among public universities and has been fiercely defended by the Regents in numerous court cases. It means that the legislature cannot, for example, dictate tuition rates or direct the university to admit specific students. The Regents of the University of Michigan remain answerable only to the voters who elect them—and to the legal mandates of the state constitution.

COMPOSITION, ELECTION, AND TERMS OF OFFICE

The Board of Regents of the University of Michigan consists of eight regents elected by the citizens of the state for eight-year terms. Elections are held along partisan lines during even-numbered years, with two regents chosen each cycle. In practice, the elections have been partisan in nature, even though the

ballot does not list party affiliation (voters must know the candidates’ party loyalties). The board also includes the university’s president as an ex-officio, non-voting member. This eight-member structure was originally intended to remove the board from the influence of a single governor’s appointments and to ensure staggered terms that provide continuity.

Key features of the Regents’ composition:

- **Number of members:** 8 elected regents, plus the president (non-voting)
- **Term length:** 8 years, staggered
- **Method of selection:** statewide partisan election (though candidates appear without party labels)
- **Eligibility:** must be a resident of Michigan, at least 18 years old
- **Succession:** vacancies are filled by the remaining regents until the next general election

Because regents are elected statewide, candidates often run on platforms that address higher education policy, affordability, campus climate, and the university’s role in economic development. The board is traditionally composed of a mix of lawyers, business leaders, educators, and public servants, reflecting a broad range of career backgrounds. Historically, the Regents of the University of Michigan have also become a stepping stone for political careers; several regents have later served as U.S. senators, governors, or cabinet members.

POWERS AND RESPONSIBILITIES OF THE REGENTS

The Board of Regents wields sweeping authority over the University of Michigan’s three campuses (Ann Arbor, Dearborn, and Flint) as well as the university’s health system. While day-to-day administration is delegated to the president and administrative staff, the Regents retain ultimate legal and fiduciary responsibility.

Fiduciary Oversight and Financial Management

The Regents control the university’s budget, which now exceeds \$10 billion annually. They approve tuition and fee schedules, review financial aid policies, and oversee the endowment—one of the largest among public universities, valued at over \$17 billion. The Regents also authorize major capital projects, from new residence halls and research buildings to stadium renovations. Their fiduciary duty requires them to act in the best long-term interests of the institution, balancing affordability with the need to maintain academic excellence.

Presidential Selection and Senior Leadership

One of the most visible actions of the Regents is the appointment of the university president. The process often involves a national search committee, but the final vote rests with the Regents. The president serves as the chief executive officer and is accountable to the board. The Regents also hire and evaluate the general

counsel, the chief financial officer, and other senior executives.

Academic Policy and Strategic Direction

While the faculty and administration shape curriculum and research priorities, the Regents set broad academic policies. They approve new schools and colleges (e.g., the School of Information or the College of Pharmacy), authorize degree programs, and establish governance frameworks for shared governance with faculty and students. The Regents also play a role in upholding academic freedom, a core principle often challenged by political pressures.

Property and Legal Control

All property owned by the university—from the Diag in Ann Arbor to the research labs in Dearborn—is held in the name of “The Regents of the University of Michigan.” The Regents have the power to buy, sell, and lease real estate, defend the university in lawsuits, and enter into contracts. This constitutional control of property is unique; most other state universities require legislative approval for major real estate transactions.

NOTABLE REGENTS IN HISTORY

Many distinguished individuals have served as Regents of the University of Michigan, leaving an indelible mark on the institution and the state.

- **William L. Clements** – A regent from 1889 to 1926, Clements was a historian and rare book collector who donated the Clements Library, a world-renowned collection of Americana.
- **Sarah Goddard Power** – Appointed in 1964 as the first woman regent, Power was a champion of women’s education and later had the university’s distinguished faculty award named after her.
- **Robert P. Briggs** – Served as a regent before becoming governor of Michigan (1937-1939). His tenure illustrated the close ties between the board and state politics.
- **James B. Angell** – Though better known as the legendary university president (1871-1909), Angell also served briefly as a regent later in life. His influence on the university’s direction was immense.
- **Laurence Deitch** – A long-serving regent (1989-2016) known for his expertise in health policy and his role in the expansion of the Michigan Medicine system.
- **Andrea Fischer Newman** – A regent from 2001 to 2017, she was a leading voice on financial management and audit oversight.

CONTROVERSIES AND PIVOTAL DECISIONS

The Regents of the University of Michigan have been at the center of many contentious moments in the university’s history. Their constitutional independence has sometimes placed them at odds with the governor, legislature, or public opinion.

Affirmative Action Lawsuits

Two landmark U.S. Supreme Court cases—*Gratz v. Bollinger* (2003) and *Grutter v. Bollinger* (2003)—involved the university’s undergraduate and law school admissions policies. The Regents were named as defendants but also defended the policies as a

board. The rulings upheld the use of race as a factor in admissions (within limits), cementing the Regents’ role in shaping diversity policy.

The Flint Water Crisis and the Regents

During the Flint water crisis (2014-2016), the University of Michigan was involved through a contract with the water system. The Regents later faced scrutiny for their oversight of the university’s research partnerships and ethical responsibilities. This led to policy changes regarding how the university engages with public health emergencies.

Munger Residence Hall Gift

In 2021, the Regents approved a \$150 million donation from billionaire Charles Munger to build a new graduate residence hall with a controversial design (no private kitchens). The decision sparked student protests over donor influence and living conditions. The Regents defended the gift as a generational investment, but the episode highlighted tensions between donor interests and student welfare.

Political Polarization on the Board

Because regents are elected in partisan races, the board often reflects the political composition of Michigan voters. In recent years, the board has been split between Democrats and Republicans, leading to heated debates over tuition freezes, campus speech policies, and COVID-19 mandates. The 2023 election gave Democrats a 5-3 majority, shifting the board’s balance.

THE CURRENT BOARD AND FUTURE CHALLENGES

As of the latest election cycle, the Regents of the University of Michigan include members from diverse professional and political backgrounds. Their agenda includes addressing declining state funding, maintaining affordability, expanding online education, and strengthening the university’s research enterprise in AI, climate science, and healthcare. A persistent challenge is the growing reliance on tuition revenue, which pressures the board to find efficiencies without compromising quality. Additionally, the Regents must navigate the complexities of free speech on campus, especially in an era of heightened political activism.

The board’s constitutional autonomy is both a strength and a source of criticism. Supporters argue it insulates the university from short-term political whims, while critics contend it reduces accountability to the legislature and the people. The Regents are also grappling with the integration of the university’s three campuses and ensuring that Dearborn and Flint receive equitable resources.

CONCLUSION: GUARDIANS OF A PUBLIC TRUST

The Regents of the University of Michigan represent a unique model of public university governance. Elected by the people, endowed with constitutional independence, and entrusted with a mission that spans education, research, and public service, they hold the university’s long-term well-being in their hands. From their 19th-century origins to the complex challenges of the 21st

century, the Regents