

FAXED
4-21-93




Edward T. Foote II
President

M E M O R A N D U M

April 20, 1993

TO: William J. Whelan

FROM: Edward T. Foote II 

SUBJECT: Faculty Senate Legislation #92010(B) -
Non-Discrimination Policy

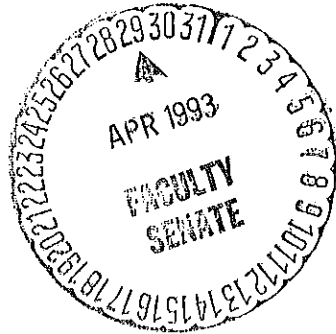
Faculty Senate Legislation #92012 (B) -
Reconstitution of the Committee on
Professional Conduct

Please forgive this delay in my response to your memorandum of April 5, and my action on these two pieces of pending legislation. Recent travels to California and Washington, D.C., among other distractions, have slowed me down.

The proposed change in our Non-Discrimination Policy has presented some complexities. I have asked Paul Dee to review the implications, legal and otherwise. Among other problems of our adopting this as policy could be the exclusion of ROTC programs from our campus. I am unwilling to do that. The resolution of this proposal may take a while.

Concerning the proposed Committee on Professional Conduct, I believe we should await any changes in our system of investigating alleged professional misconduct until the current proceeding has ended. At that time, we should review the entire existing procedure in light of experience to determine whether improvements are needed.

ETF:LLS
cc/enc: Luis Glaser
Paul T. Dee



Edward T. Foote II
President

MEMORANDUM

April 27, 1993

TO: William J. Whelan
FROM: Edward T. Foote II *ETF*
SUBJECT: Faculty Senate Legislation #92012 (B)
Reconstitution of the Committee on
Professional Conduct

Based on the additional information you have given me, for which I am grateful, I now approve Faculty Senate Legislation #92012 (B) - Reconstitution of the Committee on Professional Conduct.

ETF:LLS
cc: Luis Glaser
Paul T. Dee



MEMORANDUM

TO: President Edward T. Foote II

FROM: Dr. William J. Whelan *WJW/wh*
Chair, Faculty Senate

DATE: February 5, 1992

SUBJECT: Faculty Senate Legislation 92012(B) -
Reconstitution of the Committee on Professional Conduct

The Faculty Senate, at its meeting of November 30, 1992, voted to approve Faculty Senate Legislation #92012(B) - Reconstitution of the Committee on Professional Conduct. The text of the legislation is attached.

This legislation is now forwarded to you for your action.

WJW/b

Attachment

cc: Provost Luis Glaser
Mr. Paul Dee

4.15. Committee on Professional Conduct. This committee shall consist of a panel of five senior tenured faculty elected annually by the Faculty Senate. **The Committee for a particular case shall consist of three senior tenured faculty members selected by the Chair from the panel.** Matters involving the professional conduct of faculty members may be brought before this committee by a complainant, (a faculty member, a director of an academic program, an academic dean, the Executive Vice President and Provost, or the President) after all reasonable efforts to reach an informal settlement at the department or school level have failed. Those who bring matters of professional conduct to the committee shall provide the committee with a written statement of specific charges. If the committee decides that the charges warrant further inquiry, a copy of the charges shall be forwarded to the faculty member concerned and hearings shall be held. At the hearing the faculty member shall have the right to academic counsel and the right to hear all evidence presented to the committee. As a result of its deliberations, the committee shall inform the faculty member and the President of the opinion of the committee as to whether or not the faculty member's conduct conforms to acceptable professional standards. If the matter cannot be resolved at this point, the committee may recommend to the Faculty Senate a specific sanction of censure. If the committee recommends that procedures for dismissal be initiated, it shall transmit this recommendation to the President for further consideration and action. If the committee recommends sanctions short of dismissal, except for censure, such recommendations will be transmitted to the President who may impose the recommended sanction or a lesser sanction or forward the matter to the Hearing Committee provided for in the Termination For Cause procedure elsewhere in this Manual. The period of time from receipt of a complaint through final recommendation by the committee shall not exceed 30 academic working days, unless an extension of fifteen academic working days is requested of and approved by the President.*

CAPSULE: Faculty Senate Legislation #92012(B) -
Reconstitution of the Committee on Professional Conduct

RESPONSE BY THE PRESIDENT:

DATE: 4/30/93

APPROVED: [Signature]

OFFICE OR INDIVIDUAL TO IMPLEMENT OR PUBLISH: Provost

EFFECTIVE DATE OF LEGISLATION: _____

NOT APPROVED AND REFERRED TO: _____

REMARKS (IF NOT APPROVED): _____



MEMORANDUM

TO: President Edward T. Foote II

FROM: Dr. William J. Whelan *WJW/wk*
Chair, Faculty Senate

DATE: February 5, 1992

SUBJECT: Faculty Senate Legislation 92012(B) -
Reconstitution of the Committee on Professional Conduct

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cc: Provost Luis Glaser
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CAPSULE: Faculty Senate Legislation #92012(B) -
Reconstitution of the Committee on Professional Conduct

RESPONSE BY THE PRESIDENT:

DATE: _____

APPROVED: _____

OFFICE OR INDIVIDUAL TO IMPLEMENT OR PUBLISH: _____

EFFECTIVE DATE OF LEGISLATION: _____

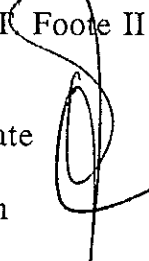
NOT APPROVED AND REFERRED TO: _____

REMARKS (IF NOT APPROVED): _____



MEMORANDUM

To: President Edward T. Foote II
From: William J. Whelan
Chair, Faculty Senate
Subject: Pending Legislation
Date: April 5, 1993

A handwritten signature in black ink, appearing to be "WJW", is written over the "From" and "Subject" lines of the memorandum.

I enclose copies of two Senate actions that, to be enacted, require your signature. These were sent on February 2, 1993 (# 92010 B, Non-discrimination Policy) and February 5, 1993 (# 92012 B, Reconstitution of the Committee on Professional Conduct).

We would be obliged to learn whether, in view of the delay in your response, you see problems with this legislation and, if so, to learn the nature of the problems?

WJW/ca

Enclosure