



MEMORANDUM

TO: President Edward T. Foote II

FROM: Kamal Yacoub *Kamal Yacoub*
Chair, Faculty Senate

DATE: January 25, 1994

SUBJECT: Faculty Senate Legislation #93003(B) - Amendment to
Bylaw 4.14 (Tenure Review Board)

The Faculty Senate, at its meeting on January 24, 1994, voted to approve Faculty Senate Legislation #93003(B) - Amendment to Bylaw 4.14 (Tenure Review Board). The text of the amended legislation is attached.

This legislation is now forwarded to you for your action.

1/27
Kamal,
Done!
???

KY/b

cc: Provost Luis Glaser

Attachment

Faculty Senate Legislation #93003(B)

Amendment to Bylaw 4.14 (Tenure Review Board)

- 4.14 **Tenure Review Board.** This committee shall: (a) upon request* by a member of the faculty within 30 days from receipt of notice of a denial of tenure award by the Provost certify to the President within 30 days of the request whether or not in its opinion an unjust decision has been made, and provide written reasons for such opinion whether for or against the award of tenure based upon criteria and requirements of the Faculty Manual and upon the proposition that tenure is to be granted on the basis of qualifications of the candidate (as set forth in the Faculty Charter and Bylaws) and is not to be limited by artificial restrictions such as quotas in its deliberations; (b) determine the rules and procedures for such hearings; (c) report to the Committee on General Welfare any evidence of gross injustice in matters pertaining to the award or denial of tenure; (d) recommend to the Senate legislation on matters pertaining to tenure; and (e) submit an annual report of its activities to the Senate.

The Committee shall forward to the Faculty Senate Chair a copy of its recommendation to the President. The President shall communicate his decision on each recommendation to the concerned faculty member, to the committee chair and to the Faculty Senate Chair.

CAPSULE: Faculty Senate Legislation #93003(B) - Amendment to Bylaw 4.14
(Tenure Review Board)

RESPONSE BY THE PRESIDENT:

DATE: 1/27/54

APPROVED: Yes SDJ

OFFICE OR INDIVIDUAL TO IMPLEMENT OR PUBLISH: Provost

EFFECTIVE DATE OF LEGISLATION: _____

NOT APPROVED AND REFERRED TO: _____

REMARKS (IF NOT APPROVED): _____

FS 12-1-97
Minutes

Approval of the Minutes

The next to last sentence in the section dealing with new promotion/tenure forms, page 3 of the minutes of November 3, was amended to read "It was noted that, ...covered each tenure file, as well as **some** files for promotion, track transfer, and initial appointment. The amended minutes were approved. Excused absences were approved for Professors Buffington, Hector, Lokeshwar, Lopez-Gottardi, Mash, Serafini, Shapshak, Warren and Waters.

Proposed Legislation for Fall Break

Professor Wilson introduced Professor Andrea Heuson, Chair of the Academic Standards Committee, to present the background of the proposed legislation. She stated that the committee agreed to the idea of a fall break but was adamant about not losing any student contact hours during the semester. Dr. Patricia Whitely, Vice President for Student Affairs, introduced Jonathan Brill, USBG President, and Laurie Martin, graduate student in Physical Therapy, who have worked on the proposal for the past year. They responded to some of the concerns expressed by the faculty. Following further discussion of the advantages and disadvantages of a fall break, it was *moved* and seconded to recommend to the administration the adoption of a one or two day Fall break for all students beginning Fall 1998 semester and being reviewed after the 198 season. The *motion carried*. It was suggested that the Chair appoint a committee to re-examine the calendar issue and the possibility of a week long break.

In response to a query about the last date to withdraw from a course, Professor Wilson said that the Academic Standards Committee still has to consider the matter and report to the Senate.

Amendment to Faculty Senate Legislation #93003(B) - Revision to *Faculty Manual* Bylaws, Section B4.12

The ad hoc committee to implement the Tenure Review Board's recommendations proposed extending from 30 days to 45 days the deadline in which the Board must certify to the President whether or not, in its opinion, an unjust decision has been made ... The administration has agreed to the extra two weeks, in view of the number of cases being examined by the Board. It was *moved* and seconded to approve the revision to Section B4.12. The *motion carried*.

Approval of Minutes and Announcements

The minutes of November 22, 1993 were approved as submitted. An excused absence was approved for Professor Dreyer. The Chair introduced Professor James Schultz who replaced Professor Mies of the Medical School.

Recommendation of the Ad Hoc Committee on Undergraduate Student Admissions

Professor Carrier, Chair of the Academic Standards Committee, explained the summary of the ad hoc committee's recommendations. He pointed out that by 1998, based on the recommendations, there will be a decrease of 21% or 359 fewer F5 and F6 students. It was *moved* and seconded to approve the summary. The *motion carried*.

Proposed Amendments to Bylaw 4.11 and 4.14

1193003 (B)

The Chair summarized the procedures used by the Committee on Rank, Salary and Conditions of Employment and the Tenure Review Board in making their recommendations to the President. The amended legislation would require that each appeal would have on file the nature of the complaint, the recommendations of the appropriate committee, and the action taken by the President. It was *moved* and seconded to approve the amendment to Bylaw 4.11., including striking the following in section (f): "with the exception of a tenure denial" and instead starting with "The basis of an adverse administrative decision ...". The *motion* as amended *carried*. It was *moved* and seconded to approve the amendment to Bylaw 4.14. The *motion carried*.

Resolution Congratulating the Medical School Administration, Faculty and Staff

Professor Yacoub presented a resolution congratulating the Medical School on receiving the first award given by the American Association of Medical Colleges for outstanding community service. It was *moved* and seconded to approve the resolution. The resolution was amended to read "...but already in the vanguard of the nation's finest medical institutions." The *amended motion was unanimously approved*.

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