



MEMORANDUM

2/23/97
David,
Ranks -
300

TO: President Edward T. Foote II

FROM: David L. Wilson
Chair, Faculty Senate

DATE: March 26, 1997

SUBJECT: Faculty Senate Legislation #96006(A) - Amendment to Faculty Senate Legislation #91003(A) - Voting Rights of Research Faculty

The Faculty Senate, at its meeting on November 4, 1996, voted to approve an amendment to Faculty Senate Legislation #91003(A) - Voting Rights of Research Faculty. The text of the legislation follows:

[NOTE: The three shaded words will be removed. Thus Research Faculty will no longer vote on reappointment of faculty at the same rank. This is the same policy as applies to Tenure-track faculty.]

A2.3 (a) The School of Medicine, School of Nursing and the Rosenstiel School of Marine and Atmospheric Science may, by majority vote of its Tenured Regular Faculty, extend voting rights to Research Faculty in any or all of the following matters:

- (1) Reappointment of Research Faculty of ~~the same or~~ lower rank;
- (2) Promotion of Research Faculty of lower rank;
- (3) Evaluation of the Department Chair;
- (4) Evaluation of the Dean.

(b) Extensions of voting rights of Research Faculty apply only in that school. The Tenured Regular Faculty must vote annually to renew any extension.

(c) Voting rights of Research Faculty may not be extended to any matter pertaining to charter amendments, rights and privileges of the Tenured Regular Faculty, or to the reappointment, promotion or tenure of members of the Regular Faculty.

This legislation is now forwarded to you for your action.

DLW/b

cc: Provost Luis Glaser

325 Ashe-Admin. Bldg.
Coral Gables, Florida 33124-4634
305-284-3721
Fax 305-284-5515



CAPSULE: Faculty Senate Legislation #96006(A) - Amendment to Faculty Senate
Legislation #91003(A) - Voting Rights of Research Faculty

RESPONSE BY THE PRESIDENT: _____ DATE: 8/23/97

APPROVED: Yes [Signature]

OFFICE OR INDIVIDUAL TO IMPLEMENT OR PUBLISH: Provost

EFFECTIVE DATE OF LEGISLATION: _____

NOT APPROVED AND REFERRED TO: _____

REMARKS (IF NOT APPROVED): _____

Faculty Senate

From: Sarah Goff-Tlemsani [sgoff@rsmas.miami.edu]
Sent: Monday, October 04, 1999 11:34 AM
To: Faculty Senate
Subject: Question on voting rights

Please excuse any typos or other grammatical errors as I am trying to do this as quickly as possible to get an answer ASAP. I asked Kim for legislation relating to tenured faculty giving the right to RSMAS Research Faculty to vote on matters of reap., promo. ten and review of dean/chair. She provided it and I have now cleared up the confusion on that matter. The question that arose from the above legislation is that there is a comment within that states that "This is the same policy as applies to Tenure-track faculty." Previously, associate professors with tenure could vote on associate professors' without tenure reappointments. I based my assumption on C8.2 (d) of the Faculty Manual that states that tenured faculty of equal or superior rank could vote on tenure. I have not found in the Faculty Manual anything pertaining to voting rights for tenured associate professors voting on untenured associate professors. I have requested that from Kim and she said she needed some guidance from you. Thanks for your help.

Sarah E. Goff-Tlemsani
Admin. Asst. to the Dean
Rosenstiel School of Marine
and Atmospheric Science
University of Miami
305-361-4008

Faculty Senate

From: Faculty Senate
Sent: Monday, October 04, 1999 12:46 PM
To: Goff-Tlemsani, Sarah Elaine
Subject: FW: Question on voting rights

-----Original Message-----

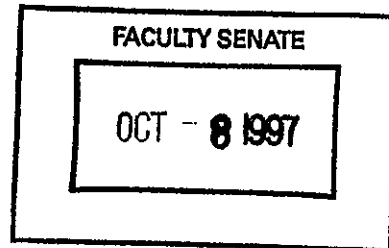
From: Green, Steven M.
Sent: Monday, October 04, 1999 12:18 PM
To: Faculty Senate
Subject: Re: Question on voting rights

Tenure associates vote on the reappointment of non-tenured associates. The logic is that they will be voters for tenure and are therefore the voters who give feedback via the reappointment ballots.
-Steve



COLLEGE OF ARTS AND SCIENCES

MEMORANDUM



Office of the Dean

TO: Carlos Aguirre, Associate Professor
Department of Art and Art History

FROM: K. R. Subbaswamy, Dean *KRS*

DATE: October 6, 1997

I apologize for any confusion resulting from my office's call. It appeared, based on the date of the letter from Ann Gorbett of Houghton Mifflin Company included as part of your official file, that the book referred to should have been published by now. Since letters from publishers are normally included only in cases where publications are either "in press" or "accepted for publication," we wanted to clarify the status of that particular item. It was a routine call. The memo has been removed from your official file and placed in the publications file along with your publication materials. Following your conversation with Ms. Goff, we have also requested that the department send over your teaching record materials for inclusion in your supplemental file.

The University's policies require only three external letters as part of the promotion review process. Typically, a department solicits more than the required number to insure receipt of three prior to the official review. Your file now has six, in excess of the required amount.

The paragraph you are referring to in the Faculty Manual does not apply to your situation. It refers to an Evaluations Committee established under paragraph C10.6.3 on page 43. The College does not have any such committee. Your promotion was conducted by an Ad Hoc Evaluation Committee established under C10.6.4 on page 43. Ad Hoc Evaluation Committees function in the same manner as the eligible voting faculty of a department. There is no formal written evaluation prepared, simply a summary of deliberations and discussions, which is confidential. This issue has come up recently in another case, and, following consultation with legal counsel about the interpretation of the section, we have already notified the Provost's office of the ambiguity of this part of the manual. Please feel free to talk to Dr. David Wilson of the Faculty Senate on this issue.

While the eligible voting faculty are informed of the results of the vote immediately following the count of the ballots, it is typical for a department chairperson to defer notification of the candidate until after (s)he has made a decision regarding her/his recommendation. Since we

Just received your department's material on Wednesday, and your memo was dated the following day, it appears that you were informed in a timely manner.

Over the next month, I will review all of the files for candidates in the College; my advisory committee will be reviewing all of the promotion and tenure recommendations; and I will be submitting my recommendations to the Provost in due course. Please be assured that I will carefully review all of the information you have submitted as well as the material in your official file before I make my decision.

pc: David Wilson, Chair
Faculty Senate

W. Darby Bannard, Chairperson
Department of Art and Art History

seg/KRS to Aguirre

SYNOPSIS OF ACTIONS

taken by the

Executive Committee

University of Miami Board of Trustees

Tuesday, November 18, 1997

AUTHORIZED the President; the Senior Vice President for Business and Finance; and/or the Assistant Vice President for Facilities Administration to enter into contracts and make purchases on behalf of the University for a total cost of \$6,300,000, and enter into a Guaranteed Maximum Price contract with Arellano Construction Co. for renovations to UMHC/SCCC; and further **AUTHORIZED** the President; the Senior Vice President for Business and Finance; or the Vice President and Treasurer to issue a written declaration of official intent to reimburse expenditures for the UMHC/SCCC Master Plan Renovation, pursuant to Treasury Regulation 1.1502.

AUTHORIZED the establishment of a quasi-endowment fund in the School of Medicine's Department of Ophthalmology with the \$150,000 donation from the estate of Josephine Wolf.

APPROVED amendments to the Faculty Charter regarding: Voting Rights of Research Faculty, Voting Rights of Educator Faculty, and Definition of Educator Faculty; and **APPROVED** the addition of a section on Voting Rights of Librarian Faculty.

APPROVED expansion of the Ph.D. program in History to include specialization in American, European and Latin American History.

Proposed Modification in the Definition of Educator Faculty (First Reading)

The Chair introduced the item and stated that since the definition of Educator Faculty appears in the Charter two readings would be required. Professor Awad explained the proposal and stated that a minimum of 8 and maximum of 12-14 UMMG adjunct faculty members would be candidates for transfer to the Educator Faculty track. Following discussion, it was agreed that the two phrases in the first sentence should be transposed. In addition, the second reading will identify the specific Charter placement. It was *moved* and seconded to approve the proposal as a first reading of the Charter amendment. The *motion carried*.

FS Lige.
#96006,
#96007 +
#96008
Charter Amendment re Research, Educator & Librarian Faculty (Second Reading)


Professor Yacoub explained the minor revision to Charter Section A2.4 (a) (1) regarding voting rights of Research, Educator and Librarian Faculty. It was *moved* and seconded to approve the amendment. The *motion carried*.

The remainder of the meeting was held in Executive Session.



MEMORANDUM

TO: President Edward T. Foote II

FROM: David L. Wilson 
Chair, Faculty Senate

DATE: May 6, 1997

SUBJECT: Faculty Senate Legislation #96006(A), #96007(A),
#96008(A) and #96009(A)

The listed legislation has been approved by the Senate, you and the general faculty, by an overwhelming majority. The amendments are now ready to be presented to the Board of Trustees for their approval.

For your information, I have attached another copy of the legislation along with the votes for each legislative number.

DLW/b

Enclosures



BALLOT OF THE VOTING FACULTY

Attached is the text of three Faculty Charter amendments and one addition to the Charter. The Faculty Senate has approved all four and submits them for your consideration. Please vote on each amendment and return this ballot to the **Faculty Senate Office, Ashe 325, Coral Gables Campus, Locator Code 4634, no later than April 21, 1997.** Please call 284-3721 if you have questions regarding this legislation.

You may fold and staple the ballot to expose the address on the reverse side and return it through inter-office mail.

#96006 (A) - Amendment to Faculty Senate Legislation #91003(A) - Voting Rights of Research Faculty (Charter Section A2.3 - Definitions)

Approve 313 Disapprove 27

#96007 (A) - Amendment to Faculty Senate Legislation #91004(A) - Voting Rights of Educator Faculty (Charter Section A2.4 - Definitions)

Approve 313 Disapprove 27

#96008 (A) - Addition to Charter of Faculty Senate Legislation #95011(A) - Voting Rights of Librarian Faculty (Charter Section A2.5 - Definitions)

Approve 346 Disapprove 39

#96009 (A) - Amendment to Faculty Senate Legislation #87014 (A) - Definition of Educator Faculty (Charter Section A2.1(e) - Definitions)

Approve 314 Disapprove 29

Text of Amendments to be considered for ratification by voting faculty

#96006(A) - Amendment to Faculty Senate Legislation #91003(A) - Voting Rights of Research Faculty (Charter Section A2.3 - Definitions)

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(b) Extensions of voting rights of Research Faculty apply only in that school. The Tenured Regular Faculty must vote annually to renew any extension.

(c) Voting rights of Research Faculty may not be extended to any matter pertaining to charter amendments, rights and privileges of the Tenured Regular Faculty, or to the reappointment, promotion or tenure of members of the Regular Faculty.

#96007(A) - Amendment to Faculty Senate Legislation #91004(A) - Voting Rights of Educator Faculty (Charter Section A2.4 - Definitions)

[NOTE: The three shaded words will be removed. Thus Educator Faculty will no longer vote on reappointment of faculty at the same rank. This is the same policy as applies to Tenure-track faculty.]

A2.4 (a) The School of Medicine, School of Nursing and the Rosenstiel School of Marine and Atmospheric Science may, by majority vote of its Tenured Regular Faculty, extend voting rights to Educator Faculty in any or all of the following matters:

- (1) Reappointment of Educator Faculty of ~~the same or~~ lower rank;
- (2) Promotion of Educator Faculty of lower rank;
- (3) Evaluation of the Department Chair;
- (4) Evaluation of the Dean.

(b) Extensions of voting rights of Educator Faculty apply only in that school. The Tenured Regular Faculty must vote annually to renew any extension.

(c) Voting rights of Educator Faculty may not be extended to any matter pertaining to charter amendments, rights and privileges of the Tenured Regular Faculty, or to the reappointment, promotion or tenure of members of the Regular Faculty.

(OVER)