



11/3/03

MEMORANDUM

To: Edward T. Foote II, President
From: Steven Green, Chair, Faculty Senate
Date: 29 March 2001

Handwritten notes: 4/3, Stamer, I approve, Thanks, and a signature.

Subject: Faculty Senate Legislation #2000-17(B) – Educator Faculty in the School of Law

The Faculty Senate, at its 28 March 2001 meeting, voted unanimously to approve the creation of five Educator Faculty positions in the School of Law with titles of [rank] Professor of Clinical Legal Education. The full description is attached for your review.

This legislation is now forwarded to you for your action.

SG/kl

- cc: ✓Luis Glaser, Provost
✓Laurence Rose, Director of Litigation Skills Program
✓Dennis Lynch, Dean of the School of Law

Faculty Senate
325 Ashe Admin. Bldg.
Coral Gables, Florida 33124

Phone: (305) 284-3721 Fax: (305) 284-5515

CAPSULE: Faculty Senate Legislation #2000-17(B) – Educator Faculty in the School of Law

RESPONSE BY THE PRESIDENT: Approved DATE: 4/3/01

OFFICE OR INDIVIDUAL TO IMPLEMENT: Provost

APPROVED: _____

EFFECTIVE DATE OF LEGISLATION: _____

NOT APPROVED AND REFERRED TO: _____

REMARKS (IF NOT APPROVED): _____

Report from Administrative Task Force to determine ways to increase number of quality students

Paul Orehovec presented a report from an administrative group that recommended ways to attract nationally the best and brightest students. After a discussion about the importance of the Honors Program for the best students and a recommendation for a revamped privileged studies program, the body voted to create a faculty committee to review the Honors Program with appropriate recommendations.

Faculty Manual

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Tenure and Promotion instructions

This item was deferred to the next meeting.

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Approval of Centers and Institutes in the College of Engineering

Tarek Khalil, Professor in the College of Engineering, presented proposals for the approval of the following four sponsored units:

The University of Miami College of Engineering Industrial Assessment Center
The College of Engineering Biomechanics Research Group
The College of Engineering Manufacturing Research Institute
The College of Engineering Perry Ellis International Logistics Research Institute

After discussion, the Senate, by a majority vote, approved the establishment and names of those units in the College of Engineering (subject to the usual stipulations regarding funding and periodic review).

Nominating Committee for Senate officers

The Chair asked the Senate if a Nominating Committee shall be named by the Chair or elected by the Senate, the two methods specified in the Faculty Manual. The consensus was that an elected Nominating Committee is more appropriate and Paul Munter, Howard Pospesel, Michael Lewis, and Joe Alkana were elected to serve.

Athletics

Paul Dee, Director of Athletics, replied to questions regarding the Ryder Center that had been deferred from the previous Senate meeting. Mr. Dee reported that initial plans for the Ryder Center called for a 9,200 seat facility. The cost is nearly completely covered by major gifts, corporate sponsorships, and revenues anticipated from ticket sales (both for athletic events and other non-athletic performances), each accounting for one-third. The City of Coral Gables has approved 7,200 seats, with the additional 2,000 pending satisfactory resolution of some remaining issues. The business plan calls for 1,000 seats to be reserved for students at the major revenue-producing activity, men's basketball. If the additional 2,000 seats are added, 500 of them will also be allocated to students. Any unsold general admission seats for individual games may also be sold to students for a nominal amount. After discussion, the Senate thanked Paul Dee for his report.

The meeting adjourned at 8:00 p.m.

Kimberly Litman
Secretary of the Faculty Senate

Ed Fac
Leg,

Faculty Senate Office

From: Steven Green; Dept. of Biology [Steven.Green@miami.edu]
Sent: Monday, February 25, 2002 3:50 PM
To: ULLMANN; Rosenthal, Myron; Faculty Senate Office
Subject: Re: Instructor Rank

All instructors are Educator Faculty by definition. They need not be licensed health practitioners in your school -- only the professorial ranks of clinical faculty need be such. Your instructors may or may not be licensed health practitioners, depending on whether they are "Instructor of Biochemistry" of "Instructor of Clinical Surgery" for example.

-Steve

----- Original Message -----
From: "Faculty Senate Office" <facsen@miami.edu>
To: "Green, Steven M." <steven.green@miami.edu>
Sent: Monday, February 25, 2002 14:04
Subject: FW: Instructor Rank

>
>
> -----Original Message-----
> From: Rosenthal, Myron [mailto:mrosenth@med.miami.edu]
> Sent: Friday, February 22, 2002 10:17 AM
> To: Gould, Elizabeth A; Ullmann, Steven G.; Faculty Senate
> Subject: RE: Instructor Rank
>
>
> Steve (Ullmann and Green)
> The revised faculty manual includes Instructors in the Clinical
> Educator
> grouping of faculty. As I interpret the language of the manual, this
> means
> that
> they must be licensed health practitioners and that, if terminated, they
> must
> receive the notice time consistent with the educator group. This is ok
> for most of our Instructors since they are usually clinicians serving
> an extra year or two in our school following post-graduate
> training and prior to leaving for other endeavors.
> However, we do have some Instructors who are basic scientists and we have
> other individuals who we wish to promote to an entry level position with
> faculty
> rank. I presume that the present Instructors who are basic scientists
> will
> be
> grand-parented (is this the politically correct verbage?) under the old
> system.
> My question is what should we do with new hires or promotions of
> non-clinicians to the very
> junior faculty rank which we formerly called 'instructor'.
>
> One answer to this question might be 'Lecturer' but we seem to be
> having
> a problem with Affirmative Action since they read the job descriptions and
> note, correctly, that these people are being hired predominately
> as basic scientists and not to give lectures to students.
> Another answer might be to hire into the rank and track of
> 'research assistant professor' but sometimes this is too advanced a
> position for these very junior individuals.
>

> Therefore, I wonder if we could have two Instructor-level positions,
> one
> as Instructor on the CE track (i.e. 'instructor of clinical medicine for
> example)
> and the other as Instructor on the lecturer track with the title of
> 'research instructor'. Note - I say that the latter individual should be
> on
> the lecturer
> track rather than the research track because the lecturer position is a
> term
>
> appointment. For many of these individuals, a term appointment is a
> more appropriate means to give them a first opportunity to serve and
> succeed
> with faculty rank.
>
> I will appreciate your advice - thanx - best regards - mr
>
>
> -----Original Message-----
> From: Gould, Elizabeth A
> Sent: Thursday, February 21, 2002 5:06 PM
> To: Rosenthal, Myron
> Subject: Instructor Rank
>
> Dr. Rosenthal,
>
> The Instructors currently receive a Term Appointment
> contract and according to the revised faculty manual they should receive
> the
> educator contract which requires that they teach or see patients.
>
> We have Instructors in the Basic Science Departments that
> are non educators and no longer fit under the new criteria set forth for
> Instructors. In addition Departments recommend internal promotion for
> their
> A06 i.e. Assistant Scientist and want to promote them to an Instructor
> because they are not qualified for the Assistant Professor rank.
>
> How are we going to classify these faculty?
>
> Elizabeth Gould
> Manager
> Faculty/Professional Affairs
> Ph(305) 243-6551
> Fax(305) 243-5574
>
>

- legislative or administrative activity, bar or public advisory committees or commissions, litigation or continuing professional education.

M) Clinical Legal Education faculty shall be eligible to serve on all faculty committees, except ~~Promotion and Tenure and Appointments~~ and shall be eligible to vote at faculty meetings on all issues except those relating to these two committees, evaluation of the dean and ratification of amendments to the Faculty Government Charter.

The number of Clinical Legal Education faculty at the law school may not exceed five (5).

Steve,

Do they mean P, T and Reappointment?
Or do they mean to exclude CLE
faculty from voting on original
appointments also?

I noticed this only today.

ELD

4 April 2004

Excluded from initial
appointments of tenured +
tenure track [i.e. REGULAR]
faculty] Steve

Faculty Senate Office

From: Faculty Senate Office
Sent: Friday, April 06, 2001 2:14 PM
To: Dreyer, Edward L.
Subject: Answer to your inquiry re: Clinical Legal Education faculty

Steve's response to your question re: Clinical Legal Education faculty shall be eligible to serve on all faculty committee, except [Promotion and Tenure and Appointments] is as follows: "Excluded from initial appointments of tenured and tenure track (i.e., REGULAR) faculty". This response is per his conversation with Lonnie Rose.

Hope that answers your question.

Kim

Faculty Senate Office
325 Ashe Building, 4634
(305)284-3721 (office)
(305)284-5515 (fax)
facsen@miami.edu
www.miami.edu/FacultySenate

Faculty Senate Office

From: Pulver, Eileen A
Sent: Tuesday, August 07, 2001 8:49 AM
To: Wedderburn, Debbie Johnson; Acevedo, Margarita Maria; Walsh, William John; Sapp, Mary M.; Riccio, Irma; Insignares, Kelly; Black, Wilhemena; Burns, Robert M; Yancey, Dennis J; Eymann-Reyes, Mary; Ullmann, Steven G.; Buckley, Reba; Stein, Matthew B.; Borg, Sheryl S.; Case, Evelyn Kay; Faculty Senate Office; Brodbeck, Joyce E.
Cc: Gould, Elizabeth A; Rosenthal, Myron; Insignares, Kelly
Subject: Changes in DHRS for Job Classification and Titles for Educator Faculty

Hello to All:

Since you have all been included in some way or other in recent discussions concerning 'new titles for Educator faculty' at this present time (at the School of Law and School of Architecture), I am sending this e-mail, in the hope that this will be the final communication on the matter, to inform you that closure has been reached.

The following additions have been made and are currently effective. I shall be sending out an e-mail and memorandum, informing Schools and Colleges (& Departments) of this. The decision was concluded by the Vice Provost for Faculty Affairs and University Administration

Briefly, and for your information the conclusion resulted in:

The existing "Clinical" Classifications to remain and reflect Medical (School of Medicine and Nursing) Educators.

Additional classification to be reflected as follows.

Benefits will remain the same for all EDUCATOR Faculty titles.

Working Titles for Non Medical Faculty may be truncated and reflect the appropriate discipline.

They will remain ALL non tenure earning status, and will facilitate 12 and 9 month appointments.

Thank you for your guidance and input in this matter.

2221	Prof. Professional Practice	P5
2231	Associate Prof. Professional Practice	P6
2241	Assistant Prof. Practice	P7
2251	Instructor Prof. Practice	P8

Eileen Pulver - Director

Office of Faculty Affairs (Office of the Provost)

1252 Memorial Drive, 243 Ashe Building

Coral Gables, FL 33124 - 4628

Locator Code 4628

Phone # (305) 284 3386, Fax # (305) 284 1565

F
Lee

Report from Administrative Task Force to determine ways to increase number of quality students

Paul Orehovec presented a report from an administrative group that recommended ways to attract nationally the best and brightest students. After a discussion about the importance of the Honors Program for the best students and a recommendation for a revamped privileged studies program, the body voted to create a faculty committee to review the Honors Program with appropriate recommendations.

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Secretary of the Faculty Senate

Penelope Leg. (F)

Faculty Senate Office

From: Lonny Rose [lrose@law.miami.edu]
Sent: Wednesday, March 21, 2001 3:56 PM
To: facsen@miami.edu
Cc: Mary I. Coombs; Stephen J. Schnably
Subject: Law School Proposal for Educator Faculty



A Proposal for the
establishme...



Hiring Clinical Legal
Faculty ...



Card for Lonny Rose

Kim:

Attached please find two files: the first is the proposal and the second is the internal law school policy on the implementation of the educator faculty positions.

I understand from my secretary that you don't need me to attend until 6:15 pm or so. Where will the session be held?

Lonny

PROPOSAL FOR THE ESTABLISHMENT OF EDUCATOR FACULTY IN THE SCHOOL OF LAW

In order to comply with the requirements of the legal education accrediting body, the American Bar Association, The School of Law has adopted the following policy, subject to the approval of the Faculty Senate:

The Law School shall have the following titles for Educator Faculty:

Assistant Professor of Clinical Legal Education
Associate Professor of Clinical Legal Education
Professor of Clinical Legal Education.

These positions are designed for those Educator Faculty whose primary teaching responsibility is in the law school's clinical programs supervising students who are learning practice skills and who operate as certified legal interns pursuant to the rules of the Florida Supreme Court and other similar authorizing bodies. The primary qualifications for these faculty members are experience in the practice of law and the supervision of attorneys.

The cap on such positions within the School of Law shall be five (5). These faculty shall be full-time, but ineligible for tenure.

Policy on the Hiring and Retention of Clinical Legal Education Faculty

- A) The titles of the positions shall be: Assistant Professor of Clinical Legal Education, Associate Professor of Clinical Legal Education and Professor of Clinical Legal Education. These positions are for faculty whose primary teaching responsibility is in the law school's clinical programs.
- B) Initial hiring decisions shall be made by the Dean of the School of Law, upon the recommendation of the Clinical Advisory Committee and majority vote of the tenured/tenure track faculty.
- C) Initial appointment shall be for one (1) year, renewable for two (2) additional one-year terms.
- D) At the end of the first and second year retention shall be by majority vote of the tenured/tenure track faculty, upon the recommendation of the director of the clinical legal education program and the Dean of the School of Law.
- E) At the end of the third year retention shall be by majority vote of the tenured/tenure track faculty, upon the recommendation of the Clinical Advisory Committee and with concurrence of the Dean. This shall be for a period of four (4) years. Criteria shall be excellence in teaching, service and scholarship.
- F) At the end of the seventh year, retention shall be by majority vote of the tenured faculty, upon the recommendation of the Clinical Advisory Committee after consultation with the Promotion and Tenure Committee, and with the concurrence of the Dean. This shall be for a period of five (5) years. Criteria shall be excellence in teaching, service and scholarship.
- G) Subsequent retention (for five (5) year terms) shall be by majority vote of the tenured faculty, upon the recommendation of the director of the clinical legal education program and the Dean of the School of Law. Criteria shall be excellence in teaching, service and scholarship.
- H) Promotion to Associate Professor of Clinical Legal Education or Professor of Clinical Legal Education may be extended to a candidate during the review noted in E, F or G above, or, in exceptional circumstances, at other times, upon the motion of the Clinical Advisory Committee, after consultation with the Promotion and Tenure Committee and the Dean. Criteria for promotion shall be excellence in teaching, service and scholarship, consistent with the requisite levels of accomplishment set out in section C7.6 of the Faculty Manual.

- I) The Clinical Advisory Committee shall be composed of the director of the clinical legal education program and four other tenured faculty members.
- J) Teaching is defined as: Conducting classroom and individual sessions in both clinical and non-clinical courses. In evaluating teaching, the following shall be considered: supervision of students' casework and legal writing, preparation and selection of teaching materials, instruction in classroom sessions and clinical fieldwork, considerations of ethical issues in legal practice, contributions to the methods and substance of clinic teaching and student written evaluations. The review process may include interviews with present and past students and internal and external review of performance in the clinic.
- K) Service is defined as: performance on law school and/or university committees, and assistance to the profession and the general legal community.
- L) Scholarship is defined as: substantial scholarly contribution to the academic or professional legal community through original written material regarding clinical education or a substantive area of law prepared in one or more of the following methods:
- publication of academic writing;
 - legislative or administrative activity, bar or public advisory committees or commissions, litigation or continuing professional education.
- M) Clinical Legal Education faculty shall be eligible to serve on all faculty committees, except Promotion and Tenure and Appointments, and shall be eligible to vote at faculty meetings on all issues except those relating to these two committees, evaluation of the dean and ratification of amendments to the Faculty Government Charter.
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— LNK edited

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