

A C A D E M I C     S E N A T E  
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C A L I F O R N I A     S T A T E     U N I V E R S I T Y  
S A C R A M E N T O

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Minutes

Issue #14

February 23, 1989

**ROLL CALL**

Present:     Bach, Barrena, Beckwith, Burger, Cook, Cordero,  
              Cross, Decious, Dillon (Parliamentarian), Farrand,  
              Freund, Herman, Holl, Jakob, Jirgens, Kando,  
              Kutchins, Marsh, Martin, Joan Maxwell, McGeary,  
              Meyer, Moore, Palmer, Rodriguez, Scheel, Shek,  
              Swanson, Torcom, Vadhva, Wheeler, White, Wycosky

Absent:     Brackmann, Figler, Haq, Humphrey, John Maxwell,  
              Mills, Moon, Rice, Rios, Shannon, Stroumpos, Tooker,  
              Tzakiri

**ACTION ITEMS**

AS 89-09/Ex.    COMMENDATION--PATRICK MCGILLIVRAY

The Academic Senate shall present a plaque to Patrick McGillivray, on the occasion of his retirement, acknowledging his years of dedicated service to the Academic Senate.

Carried.

AS 89-02/Ex.    CONSTITUTION OF THE FACULTY--Amendments

VOID [The motion was divided into AS 89-02A through AS 89-02F.1.]

AS 89-02A/Flr.    CONSTITUTION OF THE FACULTY--Amendments

To approve editorial revisions in the organization and text of the Constitution as shown in the proposed revised document<sup>1</sup>.

Carried.<sup>2</sup>

AS 89-02B/Flr.    CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 2 on Membership of the faculty as shown in the proposed revised document<sup>1</sup> and summarized below.

1. Expand Student Service Professional classes included in the membership of the faculty. (Specifically, to include Evaluators, SSP I's and SSP II's.)
2. Restrict membership of academic administrators to those holding appointments in academic departments or the library.

Carried.<sup>2</sup>

AS 89-02C.1/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 4.A. on Initiative as shown in the proposed revised document<sup>1</sup> and summarized below.

1. Decrease the number of signatures required from 20% to 10%.
2. Change the current policy of requiring the Chair to submit proposals received by signed petition to the faculty within 15 days of receipt to a policy that requires a) that the Chair distribute notice of receipt of a signed petition within 10 days of receipt, and b) that the Chair initiate an election 10 days after the notice is distributed, and c) that the Chair allow at least 10 days for voting.

Carried.<sup>2</sup>

AS 89-02C.2/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 5, on Meetings as shown in the proposed revised document<sup>1</sup> and summarized below.

1. Decrease the number of signatures required to call a general faculty meeting from 20% to 10%.
2. Delete the statement that appears to allow the introduction of a policy proposal at a general meeting of the faculty and requires that a request or petition so introduced be submitted to the voting membership within five instructional days. This amendment limits the processes by which issues are put to the faculty for a decision to the initiative and referendum processes.

Carried.<sup>2</sup>

AS 89-02D.1/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 6 on Qualifications to Vote as shown in the proposed revised document<sup>1</sup> and summarized below.

Allow academic administrators to vote in elections other than elections held to select representatives of the faculty.

Defeated. [Hand vote: Yes = 12; No = 16; Abstentions = 1]

AS 89-02D.2/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 6 on Qualifications to Vote as shown in the proposed revised document<sup>1</sup> and summarized below.

Allow all Student Service Professionals included in the membership of the faculty to vote for representatives of their electing unit, but restrict voting eligibility of Student Service Professionals in all other elections to Student Service Professionals classified as "Academic Related."

Carried.<sup>2</sup>

AS 89-02D.3/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 6 on Qualifications to Vote as shown in the proposed revised document<sup>1</sup> and summarized below.

Allow faculty on paid leave to vote.

Carried.<sup>2</sup>

AS 89-02D.4/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article I, Section 6 on Qualifications to Vote as shown in the proposed revised document<sup>1</sup> and summarized below.

Allow FERP faculty to vote in elections whether or not they are teaching during the semester in which the election is held.

Carried.<sup>2</sup>

AS 89-02E.1/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendment to Article II, Section 5.A on membership of the Academic Senate as follows:

Student Service Professionals shall be non-voting members of the Senate.

Defeated.

AS 89-02E/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article II, Section 5 A-E on membership of the Academic Senate as shown in the proposed revised document<sup>1</sup> and summarized below.

1. Remove the limit (of 42) o the total number of electing unit representatives on the Senate.
2. Remove the limit on the number of temporary faculty representatives that may be from the same school (Article II, Section 5.A.)
3. Allow all temporary faculty (not only those with 6+ units) to vote for representatives of the temporary faculty (Article II, Section 5.A.)
4. Add the Chairs of selected standing Senate committees (to be determined) as ex-officio non-voting members of the Senate (Article II, Section 5.A.)
5. Add the statewide senators as ex-officio non-voting members of the Senate (Article II, Section 5.A.)
6. Make necessary editorial changes in the titles of administrative members of the Senate (Article II, Section 5.A.)
7. Remove the restriction that staff members of the Senate must be from an academic area and provide that staff be chosen by the University Staff Assembly, rather than by the voting membership of the Senate (Article II, Section 5.A.)
8. Rescind the "2% rule" for determining whether or not a department is entitled to its own representatives (Article II, Section 5.B.1.)
9. Provide that academic departments with 10 or more positions (as defined) shall have at least one representative and that those with fewer than 10 may choose to have their own

representative or join with another academic department to form a combined electing unit (Article II, Section 5.B.1.)

10. Eliminate "special electing units" since these units are provided for in Article II, Section 5.B.1. (Article II, Section 5.B.3.)
11. Provide that electing units with more than 24 positions (as defined) shall have a second representative (Article II, Section 5.C).

Carried.<sup>2</sup>

AS 89-02F/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendments to Article III on the Judiciary as shown in the proposed revised document<sup>1</sup> and summarized below.

1. Extend the purview of the Judiciary to include the power to decide disputes relating to the interpretation of the By-Laws of the Academic Senate (Article III, Section 1).
2. Provide that faculty, independent of a department, electing unit or subunit, be allowed to petition (as provided) the Judiciary for a decision.
3. Restrict membership on the Judiciary to probationary and tenured instructional faculty and library faculty (Article III, Section 3.a).

Carried.<sup>2</sup>

AS 89-02F.1/Flr. CONSTITUTION OF THE FACULTY--Amendments

To approve substantive amendment to Article IV, Section 2 on Amendments to this Constitution, as follows:

Decrease the number of signatures required to propose amendments to the Constitution from 20% to 10%.

Defeated.

AS 89-03/Ex. BY-LAWS--Revisions

VOID [The motion was divided into AS 89-03A through AS 89-03P.]

AS 89-03A/Flr. BY-LAWS--Revisions

To approve editorial revisions in the organization and text of the By-Laws as shown in the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03B/Flr. BY-LAWS--Revisions

To amend Section I.B of the proposed revised By-Laws<sup>3</sup> as follows (underline = addition):

- B. Nomination, election and succession to the office of representative of the temporary faculty.
1. The temporary faculty shall be entitled to four representatives elected by the temporary faculty from among those temporary faculty who have been appointed to no fewer than six wtu's during the semester of their election. The election of these representatives shall be so conducted that two of them shall be elected to new terms each year. Normally, no more than two of the representatives of the temporary faculty shall be from the same school.
  2. The term of office of a representative of the temporary faculty shall be two years. To remain eligible to hold office a representative of the temporary faculty shall hold an appointment from the University to no fewer than three (3) wtu's during each semester of the prescribed term of office. Failure to hold the required appointment shall vacate the office.
  3. Representatives of the temporary faculty who have served for six (6) consecutive years shall not be eligible for re-election until at least one (1) academic year has elapsed between the conclusion of the sixth consecutive year and the beginning of a new term.
  4. The nomination and election of representatives of the temporary faculty shall be accomplished each spring before the Academic Senate constituted by the spring elections meets to elect its officers. Nomination and election shall be by and from the temporary faculty. To be qualified for nomination and election, a temporary faculty member shall hold an appointment from the University to no fewer than six (6) wtu's during the semester in which the election is held. To be nominated, a qualified member of the temporary faculty shall submit a nominating petition signed by six (6) members of the temporary faculty.

If more than twice as many candidates are nominated as there are offices to be filled, the Senate's Election Committee may hold an election to select from among them twice as many candidates as offices to be filled.

Each member of the temporary faculty may vote for as many candidates as offices to be filled. To be elected, a candidate shall receive more votes than any candidate not elected. If candidates have been nominated from a school which has two representatives of the temporary faculty continuing in office, the Election Committee shall declare the candidates ineligible if there is a sufficient number of candidates from the other schools to fill vacant offices. If two or more candidates from the same school have been nominated, the Election Committee may group the candidates and limit the number that may be elected from this group in order to limit to two the total number of representatives of the temporary faculty that are from the same school. However, if there is an insufficient number of candidates from other schools to fill the vacant offices, the limit on the number of representatives that may be from the same school shall not apply to the election held in that year.

When there is a vacancy in the office of representative of the temporary faculty and an election to fill one year of the unexpired term must be held as provided in Section I.B.6 of these By-Laws, that election to a term of one year shall be held concurrently with the election to office for a term of two years. Of those candidates receiving enough votes to be elected, those candidates receiving more votes shall be elected to terms of two years; those candidates receiving fewer votes shall be elected to terms of one year. An election shall be held to break ties. In that election, electors shall vote for no more than one candidate.

Election shall be by secret ballot. All ballots shall be distributed and collected on campus.

5. If a vacancy occurs in the office of representative of the temporary faculty the Academic Senate may appoint from among the temporary faculty a successor who shall serve for the remainder of the academic year in which the vacancy has occurred. The Senate shall confine its choice of a successor to a member of the temporary faculty who holds an appointment from the University to no fewer than six (6) wtu's during the semester of appointment. The successor need not be from the same school as the temporary faculty member being replaced,

and the successor may be from the same school as representatives of the temporary faculty continuing in office. The limit on the number of representatives of the temporary faculty that may be from the same school may be exceeded when a representative is appointed under this provision.

6. If a year of the term remains beyond the expiration of the Senate's appointment of a representative of the temporary faculty to fill a vacancy, a successor shall be elected by the temporary faculty to serve during that subsequent year. The election shall occur during the spring semester preceding the beginning of the second full year of the term.

Carried.<sup>4</sup>

AS 89-03C/Flr. BY-LAWS--Revisions

To revise the By-Laws to increase the percent required for a roll call vote in the Academic Senate from 10 percent to 20 percent (shown in Article II, Section B.5, of the proposed revised document<sup>3</sup>).

Carried.<sup>4</sup>

AS 89-03D/Flr. BY-LAWS--Revisions

To revise the By-Laws to limit the number of consecutive terms an individual may serve as chair to three consecutive terms (shown in Article III, Section A.1, of the proposed revised document<sup>3</sup>).

Defeated. (Hand vote: Yes = 9; No = 18)

AS 89-03E/Flr. BY-LAWS--Revisions

To revise the By-Laws to limit the number of consecutive terms an individual may serve as Vice Chair to three consecutive terms (shown in Article II, Section A.2, of the proposed revised document<sup>3</sup>).

Defeated. (Hand vote: Yes = 4; No = 18; Abstentions = 3)

AS 89-03F/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on membership of the Executive Committee (original Article I, Section D.1) as shown in Article IV, Section A.1, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>



AS 89-03G/Flr. BY-LAWS--Revisions

To revise the By-Laws to include the other voting members of the Executive Committee elected by the Academic Senate as officers of the Academic Senate as shown in Article III, Section A.3, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03H/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on procedures for the election of Chair, Vice Chair, and Executive Committee (original Article I, Sections G and H,) as shown in Article III, Section B, of the proposed revised document<sup>3</sup>, eliminating the requirement to conduct a primary election at the first meeting if the number of candidates for the other voting member seats exceeds twice the number of seats.

Carried.<sup>4</sup>

AS 89-03I/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on Recording Secretary (original Article I, Section B) to specify that the position shall be held by the senior ranked staff member of the Academic Senate Office (shown in Article III, Section D, of the proposed revised document<sup>3</sup>).

Carried.<sup>4</sup>

AS 89-03J/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on committees of the Academic Senate (original Article I, Section C), incorporating original Article I.C.1 as the first paragraph of Article IV of the proposed revised document<sup>3</sup>, modifying original Article I.C.2 as shown in Article IV, Section C, of the proposed revised document, and deleting original Article I.C.3.

Carried.<sup>4</sup>

AS 89-03K/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on functions of the Executive Committee (original Article I.D.2), as shown in Article IV, Section A.2, of the proposed revised document<sup>3</sup>, to codify current practice.

Carried.<sup>4</sup>

AS 89-03L/Flr. BY-LAWS--Revisions

To revise the By-Laws to include AS 86-08 on executive sessions of the Executive Committee, amended as shown in Article IV, Section A.3.b, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03M/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on the Committee on Committees (original Article I.E) to provide for revised membership as described in Article IV, Section B.1, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03N/Flr. BY-LAWS--Revisions

To revise the By-Laws, subject to approval of the revised membership of the Committee on Committees proposed in AS 89-03M (above), to provide for election of school representatives as described in Article I, Section B.2, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03O/Flr. BY-LAWS--Revisions

To revise the By-Laws to require that the Committee on Committees hold at least two meetings as described in Article IV, Section B.3, of the proposed revised document<sup>3</sup>.

Carried.<sup>4</sup>

AS 89-03P/Flr. BY-LAWS--Revisions

To revise the By-Laws provision on terms of office of statewide academic senators (original Article V, Section B.2) as shown in Article V.B.2 of the proposed revised document<sup>3</sup> to 1) delete the definition of senior statewide senator, and 2) limit the number of consecutive years a person may serve as a statewide senator to nine consecutive years.

Carried.<sup>4</sup> [Hand vote: Yes = 23; No = 2; Abstentions = 3]

The meeting was adjourned at 4:00 p.m.

*Janice McPherson*  
Janice McPherson, Secretary

<sup>1</sup>See Attachment A, 2/23/89 Agenda.

<sup>2</sup>Amendment shown in Constitution submitted to faculty in referendum March 6-17, 1989.

<sup>3</sup>See Attachment B, 2/23/89 Agenda.

<sup>4</sup>Amendment incorporated in By-Laws attached to J. Barrena's memorandum of March 15, 1989, to all faculty.