Spring 4-25-1973

Senate Meeting April 25, 1973

Academic Senate

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Meetings of the Academic Senate are open to members of the University Community. Persons attending the meetings may participate in discussion with the consent of the Senate.

Persons desiring to bring items to the attention of the Senate may do so by contacting any member of the Senate.
CALL TO ORDER

The meeting was called to order at 7:05 p.m. in Stevenson 401 by Chairman Edwards. The Chairman announced that the meeting was starting late because the Executive Committee had met for forty-five minutes previously to clarify some items on tonight's agenda and had worked on committee appointments. The Secretary called the roll and reported that a quorum was presented.

ADMINISTRATOR'S REMARKS

There were no administrator's remarks scheduled for this evening.

APPROVAL OF MINUTES

IV, 108

A motion (Mr. Cetwinski, Mr. Barford) to approve the minutes as distributed was approved.

COMMITTEE APPOINTMENTS

The Chairman announced that the committee appointments for student positions for Parking Committee, Honors Council, Council for Teacher Education, Library Committee are to be considered. One faculty appointment was also to be considered, that of Mr. Samuel Hutter to the Library Committee. The Chairman announced the procedure for approval of the appointments to external committees and requested that the names be accepted without debating the merits of individuals. Mr. Madore raised the question as to why the item on the calendar dealing with membership on the Council for Teacher Education had not been acted upon. The Chairman outlined the screening process by which committee appointments come to the Senate and suggested that the new members of the Council for Teacher Education be asked Mr. Madore's question. A motion (Ms. Amster, Ms. McMillan) was made that these appointments be approved by the Senate and be forwarded to the committee chairmen and that the committee members be notified of their appointment. The motion passed.

CCGCR - TECHNICAL CHANGES IN THE ISU CONSTITUTION

The Chairman moved to action item #2 on the agenda. The Chairman recommended that only the first seven items be considered and that the Senate might want to refer items to the committee for future changes incorporating suggestions and that items which did not raise questions be held as possible future amendments to the Constitution. He suggested that we move at the rate of seven per meeting and that at the end we come back with a motion to accept the amendments as revised. The Chairman clarified the question whether or not we could reopen items about which we had agreed on as later faculty, student input was injected into the committee after the Senate's deliberations. The Chairman stated that this would be possible. Senator Sutherland stated that various people on
the faculty seemed to be confused about what we are doing tonight. Some members of the faculty erroneously think that we are actually amending the Constitution as of tonight. Other persons thought that we were simply receiving a report which might be the basis for future constitutional amendments. The Chairman invited members of the CCGR to come to the table to discuss with the Senate the proposed changes to the Constitution.

At this point the Chairman was reminded that the internal standing committee appointments had not been announced as a part of action item #1. Therefore, he stopped the procedures to publicize these appointments. The Chairman also announced that the committees would meet later tonight for organizational purposes with the particular room assignments to be announced later. (See Appendix for list of committee appointments)

Mr. Champagne asked for an explicit point made in the minutes that we are not voting on the committee report as amendments. The Chairman stated that we are not taking action which would cause it to become an amendment to the By-Laws or the Constitution. He stated rather that we are trying to reach some kind of consensus. The Chairman stated, in answer to a question from Mr. Madore, that the amendment process would be followed as required by the Constitution. The specific procedure for amendment is found in Article VI, Section 2 which the Secretary read to the Senate:

Amendments to the Constitution of Illinois State University may be initiated by a petition signed by two percent of the students currently enrolled in the University or ten percent of the faculty of the University or by a petition signed by five members of the Academic Senate. Proposed amendments shall be submitted at a regular meeting of the Academic Senate, be distributed in the Senate minutes, and be voted upon at a regular Senate meeting following distribution of the minutes. If the Academic Senate shall approve the amendment by a two-thirds vote of its members, the amendment shall be transmitted to the Board of Regents for approval, unless within ten days of its promulgation a petition signed by ten percent of the students currently enrolled in the University or ten percent of the faculty of the University shall call for a referendum. All students and all faculty are entitled to vote in a referendum. An amendment approved by a majority of both the student and faculty members voting, and by the Board of Regents, shall become part of the Constitution.

Questions continued to be raised about the exact procedure which would be used to generate the final amendments to be enacted. The Chairman clarified this again and stated that the final recommendation will be six weeks hence or more. The Chairman raised Item 1 from the CCGR Report for discussion.

**Item 1 Article I, Section 1, Paragraph 2**

*Delete the last two sentences:*

"While it cannot divest itself of ultimate responsibility and reserves to itself the power to act on its own initiative in all matters affecting the University, the Board will not..."
act on any matter for which its governing policies call for participation of the University community without first obtaining the advice and recommendations of the Academic Senate and of the President. When acting on educational policy, the Board relies on the advice of the Academic Senate as transmitted to it by the President."

And substitute:

"While it cannot divest itself of ultimate responsibility and reserves to itself the power to act on its own initiative in all matters affecting the University, the Board will not act on any matter for which its governing policies call for participation of the University community without first obtaining the advice and recommendations of the Joint University Advisory Committee and the President. When acting on curriculum, subject matter and methods of instruction, instructional materials, and research, the Board will ordinarily accept the advice of the Academic Senate as transmitted to it by the President."

Rationale for change:

The Board has specified that it wants advice on Board policy to come through the Joint University Advisory Committee. We cannot mandate the Board to rely on our advice. The Board has stated, however, that it will ordinarily accept faculty advice on educational policy.

Questions were raised about the substitution. It was recommended by Mr. Smith that some kind of wording be added to the statement stressing that the Joint University Advisory Committee dealt with regency-wide matters, rather than on individual institutional matters. Mr. Tarrant raised the question of a motion on this point. Mr. Feuss of the CCGR stated that he would take the suggestion back to the committee for consideration if Mr. Smith would put the revision in writing.

Mr. McConnell raised the question of student-faculty ratio on the Joint University Advisory Committee. Mr. Feuss of the CCGR stated that that would probably be phase two since it also involved civil service representation. Ms. Amster raised the question whether or not we have to accept verbatim the Board policy in the revision of the Constitution. Mr. Mensinger raised the question of whether or not the Senate could communicate directly with the Board. Mr. Champagne stated that these are not technical changes but are changes which represent the values of certain Board of Regents members.

The Chairman moved on to Item 2.

Item 2 Article I, Section 2

Delete the present first paragraph:

"The University community shall include students, faculty, and staff as herein defined for the purposes of implementing this constitution. The academic community shall include students and faculty. The University shall maintain
personnel files adequate to provide at any time an accurate listing of persons defined."

And substitute:

"The University community shall include faculty, students, and staff as herein defined. The academic community shall include students and faculty. The University shall maintain personnel files adequate to provide at any time an accurate listing of persons as defined."

Leave A as is.

Delete present B, C, and D:

B. Faculty
Any person appointed to a University position at the rank of instructor, assistant professor, associate professor, professor, and any other person whose appointment designates him as a faculty member, shall be defined as a faculty member. Faculty members with administrative duties shall be identified in their appointments as academic administrators.

C. Professional Staff
Any person appointed to a University position who is not a member of the faculty or civil service staff shall be defined as a Professional Staff member. Administrators without faculty rank shall be members of the Professional Staff.

D. Civil Service Staff
Any person appointed to a classified Civil Service position shall be defined as a Civil Service Staff member.

And substitute:

B. Staff
Staff shall be divided into the following categories:

1. Faculty and Administrative Employees
   a. Faculty Members
      Any person appointed to a University position at the rank of professor, associate professor, assistant professor, instructor, and any other person whose appointment designates him as a faculty member, shall be defined as a faculty member.
   b. Administrative Employees
      Any person with a University administrative and non-instructional position and who has been appointed to the position by the Board of Regents shall be defined as an administrative employee. Such persons may also hold faculty status at the same time.

2. Civil Service Employees
   Any person employed by the University in a classified Civil Service position shall be defined as a Civil Service staff member.

3. Other Employees
   Any person, including students, employed by the University in a position other than one described above shall be considered as belonging to the classification of Other Employees.
Rationale for Change:

The Board has changed its definitions on categories of employment.

Mr. Madore raised a question about the problems of holding dual rank both as a faculty member and an administrator. It was pointed out that these problems were dealt with elsewhere in the Constitution and in other policy statements.

The Chairman moved on to Item 3.

Item 3 Article II, Section 3C

In the last sentence, delete the words "adopt legislation" and substitute "recommend policy" so that it reads:

The Academic Senate shall recommend policy concerning student permanent education records which shall specify the conditions of disclosure of information contained in these records.

Mr. McConnell raised the question why we are eliminating the words "adopt legislation." He raised the question whether the President does not in fact have a veto power over legislation; therefore, we could leave the wording as it is. It was pointed out by Mr. McConnell that the Student Legal Counsel had stated that in spite of Mr. Goleash's opinion the Senate could in fact have legislative power. Ms. Amster raised the question whether or not we were always going to amend the Constitution to suit each President or each Board of Regents. She suggested that there wouldn't be any power at all left if we keep amending away the power. Mr. Fuehrer considered that this is a step forward in that we should approve and forward these changes to the Board as evidence of our good faith. He felt that we should continue to make changes. Mr. Sutherland reminded the Senate that the Executive Committee had recommended that the Senate seek other legal advice other than the unilateral opinions of Mr. Goleash. Mr. McConnell replied that the Student Legal Counsel had disagreed with Mr. Goleash's opinions. Mr. Linne stated that he agreed with Ms. Amster. He said we could just sit in the dorms or homes and advise the President on policy if we weren't going to be able to legislate. Mr. Fred Feuss of the CCGR stated that the University Council and the Senate had historically been advisory, but that a single advisory voice is needed. Mr. Edwards counseled the Senate against getting disheartened. He exhorted the Senate to stick together and make our voices heard. Ms. McMillan raised a question as to whether or not we should even be discussing this until we get another legal opinion, that we should not rely strictly on one point of view from Mr. Goleash. A motion (Ms. McMillan, Mr. Linne) was made to table all discussion of the CCGR Report until we get another legal opinion. The motion to table was not debatable. The motion passed unanimously on a voice vote, with abstentions recorded for Mr. Champagne, Mr. Kachur, Mr. Young, Mr. Duty, Mr. Mensinger, Mr. Cetwinski, Mr. Johnston, Ms. Workman, Miss Stein, Mr. Ficek, Mr. Merker, Mr. Brundenge, Mr. Friedberg, Mr. Cetwinski suggested that the University lawyer and the Student lawyer somehow get together on working out the legal opinion to help us out in this matter. A motion (Mr. McConnell, Mr. Sutherland) to commend the CCGR for doing a fine job and stating that nothing that we have done tonight should be construed as being critical of their efforts was passed. Ms. McMillan explained that the Senate should have
some opinion at the next meeting and that this would be very helpful to the students to get another legal opinion. Mr. Cetwinski pleaded for some further discussion in order to educate members of the Senate about the implications of the various sections of the report. A motion (Mr. Cetwinski, Mr. Young) to remove from the table failed. A motion (Mr. Rogers, Mr. Tarrant) to suspend the rules was passed. A motion (Mr. White, Mr. Tarrant) to respectfully request the legal opinion of the student attorney relevant to the proposed Constitution review was made. Ms. Chesebro questioned who paid for it. Mr. McConnell clarified that the student government had employed a lawyer. The motion to request the opinion of the student attorney carried, with Mr. Ficek abstaining.

The various internal committees were notified of the location of their meetings.

A motion (Mr. Barford, Ms. Lindstrom) to adjourn passed. The meeting adjourned at 8:47 p.m.

For the Academic Senate,

Charles P. Hicklin, Secretary
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APPOINTMENTS TO EXTERNAL STANDING COMMITTEES OF THE ACADEMIC SENATE

Parking Committee
Robert Swartz
John Winger
David Cox

Honors Council
Mary Rosenthal
Gary Kebbel
Peggy McHugh
Todd Parella
Gary Mo
Claudia Brooks

Council for Teacher Education
Mike McGuckin
John White
Joanne Jeffery

Library Committee
Brenda Davis
Cheryl Miletich
Kirk Walder
Bonnie Luken
Diane Ebert
Samuel Hutter, faculty
## INTERNAL STANDING COMMITTEES OF THE ACADEMIC SENATE

### Rules Committee
- Stephanie Amster, Liaison
- Evelyn Rex
- James Roderick, Chairman
- Ralph Smith
- Harvey Woods
- Jerry VanTine
- Tina Wong, Secretary
- Bill Brundege

### Student Affairs Committee
- Michael Barford, Co-Chairman
- Nick Getzinski, Co-Chairman
- Vickie Harpole
- Donald Kachur
- Anthony Liberta
- Al (Scot) Linne, Secretary
- Robert Sutherland, Liaison
- Mike McConnell, Liaison

### Faculty Affairs Committee
- A. Kay Clifton, Liaison
- Julie McMillan, Liaison
- Ed Ficek
- Fred Kagy
- Michael Rogers
- Ray Lewis White
- Jon Johnston
- Ethel Stein
- Normand Madore, Chairman

### Administrative Affairs
- William Fuehrer
- Larry Johnson
- Sue Little, Secretary
- Roger Potter
- Jim Stoner
- Patrick Tarrant, Liaison
- Donna Jo Workman
- Robert Young, Chairman

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### Academic Affairs
- Pat Chesebro
- Roger Champagne, Chairman
- Robert Duty
- Stephen Friedberg
- Nancy Lindstrom, Secretary
- Walter Mead
- Stu Mensinger, Liaison
- Max Rennels
- David Wieck
- Andy Wissmiller
Addendum to the

Report of the Committee on Constitutional and Governance Review

Final Draft

April 25, 1973

The following changes should be made in the final draft of the 'Report of the Committee on Constitutional and Governance Review.'

On Page 3, Section 2 B 2 should read: "Any person employed by the University in a classified Civil Service position shall be defined as a Civil Service staff member."

On Page 4, #7, Section B, the first two paragraphs should read:

All full time appointments for faculty holding academic rank shall be one of three types: 1) tenure appointments, 2) non-tenure appointments, or 3) temporary appointments. The continuation of all appointments shall be contingent upon the availability of appropriated funds.

1. Tenure appointments shall be for an indefinite term and may be terminated only by 1) retirement, 2) acceptance of resignation, 3) demonstrable financial exigencies, 4) discharge for cause, or 5) the reduction or elimination of a department or program. No appointment shall entail tenure unless the appointment explicitly so states.

On Page 5, Article III, Section 2 B 3, change "probationary" to "non-tenure."

On Page 10, third paragraph from the bottom of the page, change the word, "before" in the last sentence of Section 4 A, to "for."