

Fall 11-4-2009

Senate Meeting, November 4, 2009

Academic Senate
Illinois State University

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Academic Senate Minutes
Wednesday, November 4, 2009
(Approved)

Call to Order

Senate Chairperson Dan Holland called the meeting to order.

Roll Call

Senate Chairperson Susan Kalter called the roll and declared a quorum.

Approval of Minutes of October 21, 2009

Motion XXXXI-32: By Senator Borg, seconded by Senator Fazel, to approve the Academic Senate Minutes of October 21, 2009. The minutes were unanimously approved.

Gladly We Give Campaign (Vice President Dianne Ashby and Barb Todd, Executive Director of Internal Campaigns)

Vice President Ashby: Gladly We Give is the faculty/staff annual fund campaign. In this case the annual appeal is for faculty, staff and retirees to provide support in areas of the university for which they have a particular passion. We do this for three reasons. One is obviously the money. Second is it is about symbolism and a lot of that symbolism is external. Whenever we go to external groups, they want to know what percentage of our employees give to Illinois State University. Being able to talk about how passionate the employees feel about our work that we do here is important to some of our external philanthropy. It is about supporting passions. It isn't about the amount the money that each employee gives, rather that each employee has an opportunity to support something that they care a lot about.

We have had stops and starts at annual funds for employees. An appeal to employees got started very late in the Refining Normal Campaign and then it kind of drifted away. Last year, as employees asked 'where do we give?', we said give to where you care. We will figure out how to get the money there.

Barb Todd, Executive Director of Internal Campaigns: We were able to touch through the 33 Gladly We Give Ambassadors over 1,500 of our faculty and staff. We did touch several retirees, but the vast majority that we reached through these presentations were current employees. You can see the total that was raised. Ultimately, we want to push that up towards a million dollars to help fill the pipeline for our future campaign and to prepare us for moving forward.

We were successful in increasing the number of faculty, staff and retirees who did choose to make a gift in FY09. We increased the number of donors by over 25%. That took us to a total participation rate overall of 27%. Many of our employees chose to payroll deduct. We increased that by 17%. I think that there were about 100 new employees who chose to payroll deduct. Athletics is almost at 100%. They have been doing that for the last few years. WGLT is very dependent on private support, so their staff are very engaged. Health Sciences is the highest academic unit in their participation rate. Mennonite is very good and of course University Advancement is up there.

Student Affairs grew by 77% in the number of donors within their division. I can sum that up in two words...Dave and Danielle. The two ambassadors for Student Affairs were Dave Bentlin and Danielle Miller Schuster. They did a presentation to every unit in their division and were extremely successful in helping their peers understand the importance of being involved.

Finance and Planning is another area that experienced a lot of growth. Perhaps having a Vice President of Advancement who was Interim Vice President of Finance and Planning during part of that time had a role in that success.

On November 12, we are honoring all of our faculty, staff and retiree donors from last fiscal year in the Alumni Center. We will also be initiating some awards to recognize philanthropy across campus. We hope to increase our faculty involvement. We impacted fewer academic units than we did service units across campus, so that is one of the areas that we want to focus on. We also need to increase our outreach to retirees.

We ask for your assistance. We go through the usual channels of asking unit directors who they want to represent them. I also encourage any of you if you are interested in being an ambassador to please let me know.

Chairperson's Remarks – No Remarks

Student Body President's Remarks

Senator Spialek: Last week, the Student Government passed a resolution allocating money for a calculator rental. This is going to be a program that is going to work with the Student Government Association and Milner Library. We have purchased 15 calculators. Primarily, they are T83s because those are the calculators most commonly used in General Education courses. The calculators will be housed in Milner Library where students may rent them. We are going to work out the logistics with Milner in terms of how many calculators just to be rented while you are in Milner and how many will be rented out for a month, two months or a semester. Next Wednesday, we will have our second campus caucus. This one will address college affordability. Finally, tomorrow, SGA is sponsoring a social justice documentary. The documentary focuses on the abduction of Ugandan children.

Administrators' Remarks

· *President Al Bowman – Absent*

· *Provost Sheri Everts*

Provost Everts: The search for the next dean of ISU Libraries continues. It is anticipated that the on-campus interviews will occur before the end of the calendar year. President Bowman is currently at the Board of Trustees retreat where the vice presidents and I will join him tomorrow.

· *Vice President of Student Affairs Steve Adams*

Vice President Adams: I will give you a few salient facts on the H1N1. We saw a spike two weeks ago in the number of cases that were reported to the Student Health Services. The second to the last week of October, we had 153 students who reported to the Student Health Service with flu-like symptoms. This is quite a difference than what it was last year. The H1N1 flu began showing in our patients much sooner in the fall than is customary for the seasonal flu. Student Health Services has ordered 15,000 doses of the H1N1 vaccine. We have our fingers crossed that we will get that number. We have received no vaccine to date. The priority has been given to public health agencies and hospitals. Hopefully, we will get some word from the McLean County Public Health Department about where we stand with regard to being able to put a clinic together and have our students be the priority for vaccinations. ISU students who consider attending one of the public H1N1 flu clinics, the flu clinics sponsored by the McLean County Health Department, will probably be denied the vaccine even if they are residents of McLean County because the plan is to distribute

it to ISU.

Chief Ron Swan will be receiving a very prestigious honor on Sunday at the NAACP Freedom Fund Banquet. He will receive the Roy Wilkins Award for his outstanding work in the Bloomington-Normal branch of the NAACP and also throughout the Bloomington-Normal community.

Senator Volgman: Were any of the students diagnosed with H1N1 or does Student Health Services not test for that?

Vice President Adams: The McLean County Health Department and ISU have run very few tests. The reasons are that it is very experience to do the tests and it takes two to three days to make that determination. Those individuals who are most at risk are those who have underlying health issues and those issues are generally the ones that cause the flu to be the most serious. Our cases have been very mild to moderate. If they do result in hospitalization, they would do the test and treat that person properly.

Senator Cedeno: Are there any statistics on faculty and staff with H1N1?

Vice President Adams: Within the past week, the Office of the Vice President of Student Affairs sent out a notice to deans, directors and department heads, as well as to all staff members asking for weekly reports. The reason that we are doing that is because if we begin to see some trends in certain departments, then we may be able to handle the situation a little differently in those areas. I think that it is safe to say that there have been faculty and staff members that have had flu-like symptoms, but we are not able to monitor that as well as for those who report to Student Health Services.

Senator Cedeno: You mentioned that the flu clinics in town will be denying vaccinations to students. Will they also be denying vaccinations to faculty and staff?

Vice President Adams: Yes, we highly recommend that any faculty or staff member who wants to get the vaccination to go to your local health care provider.

Senator Klitzing: You mentioned that a number of weeks ago, the number had spiked up quite a bit. Have we maintained at that level?

Vice President Adams: It went from 57 cases the week of October 12th to 153 reported cases the next week. Then last week, it came down to 112.

Senator Van der Laan: Do you know anything about the people who have lived through the 50s, 60s and 70s and lived through previous flu waves having a certain immunity?

Vice President Adams: I have read the same thing in the newsletters and email that we have received from the Centers for Disease Control, as well as the local people. I can confirm that I have seen the same reports.

Senator Van der Laan: But it is not particularly verified that it is a possibility?

Vice President Adams: In the things that I have read and have been told by our health people, that group is of least risk unless there is an underlying health factor.

Senator Wilkinson: I heard from the CDC that the H1N1 is the same serotype that caused the great influenza pandemic in 1918. Basically, H1N1 strains were around in the population in the 30s and 40s. If you were born before 1950, you have some degree of immune protection against the new H1N1 strain.

Senator Solberg: I have had a couple of students provide me with notes and I have told them that they don't need to do that. Is that still the policy?

Vice President Adams: It is.

Senator Solberg: And also to let them make up work or quizzes that they have missed?

Vice President Adams: Correct. We are working very closely with Academic Affairs to make sure the communication is out there.

· *Vice President of Finance and Planning Daniel Layzell*

Vice President Layzell: You may have seen a notification about our upcoming Master Plan public forums. The first one will be Tuesday, November 17, at 7:00 p.m. at the Alumni Center. The second will be Wednesday the 18th at 10:00 a.m. here in the Old Main. The last one will be Thursday the 19th at 2:00 p.m. in the new Marriott ballroom. Each of the sessions is going to be an hour to hour and half long and most of the session will be dedicated to gathering public input. We have a Master Plan website up now. It is masterplan.ilstu.edu and there is a lot of good information there. In terms of the facilities update, I understand that it has been a little noisy around Stevenson the last few days due to the sidewalk demolition. The demolition will be completed tomorrow. The restrooms on the first and second floors are largely completed and work on the fourth floor restrooms should be completed during winter break. The contractors have been working to get the kinesiology and recreation building structure enclosed so that they can continue working on it during the winter months.

Committee Reports:

Academic Affairs Committee:

Senator Gudding: We are putting the finishing touches on a Sense of the Senate Resolution. We will be forwarding that to Cynthia tomorrow morning. We completed decisions about who should be on the ad hoc textbook cost reduction committee and we will be contacting those people tomorrow.

Administrative Affairs and Budget Committee:

Senator Kalter: We had our fall meeting about the Academic Impact Fund. I wanted to thank the Provost, Jan Murphy and Mardell Wilson for that presentation. Probably the most important number that we heard out of that is that there were 41 authorized tenure-track searches this year. Any recommendations that may come from the committee will come at a later date.

Faculty Affairs Committee:

Senator Liechty: We prioritized our work for the coming meetings.

Planning and Finance Committee

Senator Fazel: Tonight we had a discussion about information and technology needs at ISU and other issues in preparation for our priorities report.

Rules Committee

Senator Solberg: There were two or three questions at the last meeting. We discussed answers to those in preparation for the Action Items tonight.

Action Items:

10.08.09.01 Blue Book Revision: Academic Planning Committee Membership Confirmation (Rules Committee) (In 10/21/09 Packets)

Senator Solberg: In the Blue Book, for External Committees, generally members that are elected or appointed are approved by the Faculty Caucus. The *Blue Book* did not provide for that for the Academic Planning Committee, so we discussed amending page 21 of the *Blue Book* to read “faculty representatives from each college, dean appointment, confirmed by the Faculty Caucus (voting)”. The change would be to permit the Faculty Caucus to approve the appointments.

Motion XXXXI-33: By Senator Solberg to amend the Academic Planning section of the *Blue Book*. The motion was unanimously approved.

10.08.09.04 College of Education Bylaws-Revised (Rules Committee) (In 10/21/09 Packets)

10.29.09.01 College of Education Bylaws-Additional Revisions (Rules Committee)

Senator Solberg: There were a number of proposed revisions to the bylaws. In our discussion last week, a couple of questions were raised which I discussed with Joe Pacha, Chair of the College Council for the College of Education. Then there were some additional revisions. It was raised at the last meeting along with the appointment of the members about some unnecessary language on page 3, section 3. Joe Pacha thought that that language would be appropriate to stay because while the council usually meets the last week of each month beginning in August, should there be a need to meet earlier, Article 3, Section 3 clearly delineates when the elected membership start their official capacity. The second question that came up was that there were 14 members on the college council and whether or not an AP person should be placed on it. They did take it into consideration and decided to go as is. There are some new proposed revisions that start on page 14, section 6 related to the College of Education Scholarship and Awards Committee. Because that particular committee is busy all the time, they are attempting to take something away from it. The plan down the road is what is being struck here.

Senator Holland: So it is now just the Scholarship Committee.

Senator Solberg: Correct.

Motion XXXXI-34: By Senator Solberg to approve the College of Education Bylaws as revised. The motion was unanimously approved.

05.08.09.03 College of Business Bylaws-Revised (Rules Committee) (In 10/21/09 Packets)

Senator Solberg: At the last meeting of the Senate, a question was raised about whether the college would consider, particularly on their Human Resource Development Team, having an AP or an NTT faculty member. Typically, an AP person or someone else is appointed by the dean. The dean certainly is conscious of different folks on that, but the dean thought that it should go forward as is.

Motion XXXXI-35: By Senator Solberg to approve the College of Business Bylaws as revised. The motion was unanimously approved.

Information Items:

10.12.09.01 University Professor Proposal (Faculty Affairs Committee)

Senator Liechty: As we put this document together, we had some overriding concerns. One was that we wanted to remain cognizant of the desire to use this University Professor designation as a recruitment tool. At the same time, we wanted to emphasize that it is an academic designation and that it have academic integrity. Under Responsibilities and Rights of the University Professor, number 2, “the University Professor shall receive a monetary award”, there is an asterisk with a footnote. That has been revised now to read “a \$2,500 addition to the base salary annually and a one-year \$1,000 award.” That was done by the Executive Committee. Is that correct?

Senator Holland: That was a suggestion.

Senator Kalter: Would you define what you mean by annually.

Senator Liechty: The \$2,500 would continue year after year, but they would not get that increase each year. The \$1,000 would be a one-time award. Also, on page 2, number 11, it says “the nomination process will be waived.” The addition is that the nomination and “review” process will be waived for those who already hold the rank of Distinguished Professor at another institution.

Senator Mackey: Why is the money being added to the salary and not to some sort of fund so that it would guaranteed to go to either their research or activities in their department?

Senator Liechty: Our thinking was this is an increase in your academic rank. We don’t do that when someone is promoted to associate professor or full professor. We give them a bump in salary. We are trying to make it parallel.

Senator Gudding: What does the phrase appropriate faculty designation mean?

Senator Liechty: They have to be a full professor.

Senator Marquis: Why would a person who holds a Distinguished Professor rank then be nominated for a University Professor?

Senator Liechty: For someone who holds a Distinguished Professor rank somewhere else, when they come to ISU, they don’t bring that with them. So they would be giving up their Distinguished Professor Rank. This would be a way of acknowledging that they have had a Distinguished Professor rank elsewhere, but they still need to come here and be nominated and go through our process for that. We could bring them in as a University Professor.

Senator Holland: We could not bring them in as a Distinguished Professor. Our policies just don’t allow for that.

The policy will return to the Senate as an Action Item at the next meeting.

10.28.09.01 Code of Student Conduct-Revised (Executive Committee)

Senator Holland: This is brought to you by the Executive Committee, though most of the work was done by the Student Government Association in conjunction with Anne Newman of Community Rights and Responsibilities. The items highlighted in light grey are additions to the Code. The most recent additions by Senators Kalter and Fazel are in the dark grey.

Senator Kalter: We reviewed the document and the things that are in dark grey are things that the Executive Committee made sure to correct or change or put in.

Senator Gudding: In the preamble, I can't recall the exact language of the Mission Statement, but I do know that in certain other documents there is a distinction made between scholarship and creative activities and that distinction isn't here.

Senator Kalter: Last year, we voted to change the Mission Statement to add public service and so I went into, I believe, *Educating Illinois* and put it in here. In order to change it in this preamble, we would have to change the Mission Statement.

Senator Borg: I would like to make sure that all statements concerning the Mission Statement are consistent.

Senator Holland: In general, scholarly activity and creative activity are considered to be one and the same though they are different across disciplines.

Senator Mackey: On page 29, I am curious as to why it was changed to one student, one faculty member and one staff member in cases of academic dishonesty rather than it just being how it's traditionally set up with two students and just one faculty.

Senator Holland: This is somewhat of a more moderate version. One of the proposals was actually one student and two faculty. In cases involving academic dishonesty, there was a general feeling among the faculty that that is something that is an issue faculty that want to be in control of.

Senator Mackey: It's the staff member that I'm confused about.

Senator Holland: That was suggested by Anne Newman. She said that is what happens most of the time. The staff member is frequently someone from academic advisement who may actually have more information about the student.

Senator Kalter: I would prefer to have two faculty and one student. I think it's the province of the faculty in general to determine whether academic dishonesty has taken place. If we were to have a staff member, I would want the staff member not to be involved in the disciplinary process.

Senator Thompson: Can we make that change then? It seems to me that this is a situation that calls for students and faculty.

Senator Borg: Yes, this is the information stage. Would it not be possible to clarify the nature of the staff member involved? It has always struck me that people who are academic advisors can provide valid input. Would it also be possible to say two faculty or faculty and an appropriate staff member?

Senator Thompson: I think that makes it more complicated.

Senator Holland: In my discussion with Anne Newman last week, part of the reason she liked the idea of a student, staff and faculty was that the student wouldn't feel like they are being ganged up upon and the faculty wouldn't feel that way either. Theoretically, a staff member is going to be more neutral. As far as people being uniquely qualified, I know that we have had professors who have had some academic integrity issues of their own. When people are tried by a jury of their peers, they are people who are not experts, but

theoretically in the course of the discussion, they would be able to make rational judgments. That was basically her argument.

Senator Gudding: Could we change the language to advisory staff? Also, is the typo on page 28, “form the pool of faculty” intended?

Senator Holland: No, that is my mistake.

Senator Rubashkin: If it is going to end up being two faculty members, would it not be more balanced to have two students?

Senator Holland: Typically, you don’t want to have an even number on these types of committees. When it comes to academic integrity, theoretically, we are the ones who are supposed to draw the line in the sand.

Senator Elzy: Were questions on intellectual property protection raised? We have other university policies in place that protect, for example, the ownership of movies, tv programs, music, and I wonder if the reference to all other university policies was intended to cover that or whether this policy should have some provision in it that specifies a relationship to those other university policies.

Senator Holland: I am guessing that it is marginally addressed right now by saying all university policies. I can also tell you that since this has been two years in the making, we are trying to get this passed so that we can get rid of all of the strike-throughs. I have already been informed of ideas for changes and I think that that is an excellent one.

Senator Harris: On page 5, section A, it seems to imply that the university would have jurisdiction over students’ actions outside the university. It implies ‘generally’ and I am trying to see how this form of dogmatism is germane to the purpose of Illinois State University and our student’s actions. The part that is removed says ‘that adversely affects the university community or the pursuit of its objectives’.

Senator Holland: There is similar language in the faculty ethics document as to who it is actually covering. My understanding is that if you are going off campus and representing yourself as a representative of ISU in your behaviors, then that is when it takes affect.

Senator Harris: The word “generally” implies something very different.

Senator Holland: If you happen to be off campus and you are doing something that would be frowned upon, but you are not showing any affiliation to us, then that is your own business there. If you are claiming that we condone that behavior in any form, then that is when you could be penalized.

Senator Harris: Could that language be made more specific?

Senator Holland: Make it specific for when you are representing the university.

Senator Mackey: When we were in training for the University Hearing Panel, it was explained that regardless of where you are in your tenure at ISU, you are still a student at Illinois State University. These aren’t the same type of sanctions that the police are going to give you. These are educational sanctions. So if you get a drinking ticket and you are not claiming to be an ISU student, you are still going to be subject to CR&R because you are still part of our community and representing ISU.

Vice President Adams: It is true that the university has a responsibility for its enrolled students regardless of where those students are and how they conduct themselves. Whether it's an academic violation or a felony violation, the university still has that right because a student is enrolled at ISU.

Senator Marquis: On page 6 to 7, was the "included, but not limited to" there originally? It is ambiguous because it clearly spells out what the safety regulations are and what they are not. I realize that you can't include every single thing that a student could do, but it seems odd to me when you are talking about "theft" that it is 'included, and not limited to'. It seems like theft is pretty well understood and then it lays out exactly what they are talking about when you mean theft, so why is it automatically ambiguous by including the "not limited to"?

Senator Holland: It becomes very difficult to define everything here, so frequently if you give a lot of smart people all of the definitions, they will nitpick things. So you want to give very specific examples, but you don't want to limit yourself 100%.

Senator Thompson: Would it be reasonable for the committee to state "including behaviors such as" instead of that "limited to"? That might capture the spirit.

Senator Van der Laan: Do we like the idea of Illinois State University watching over us in our private moments? Isn't the university inserting itself into the private sphere too much?

Vice President Adams: Regardless of what the ordinance violation is, the university has a responsibility for its students. This is a process that involves placing sanctions on students as opposed to the punitive action taken by the police department. We have taken that responsibility through this Code of Conduct.

Senator Van der Laan: Isn't the question really since this is a revision of the Code of Conduct, can't we revise it and take that burden off of the university. It seems to me to be a kind of double jeopardy if the student will already face disciplinary action under the civil code. Why, if it doesn't have any bearing on what we are doing at the university, should that carry over involving university sanctions as well?

Senator Marquis: If we revising this document, maybe we should talk about whether this is a responsibility the university should take on.

Senator Lugg: When a student at ISU chooses of their own free will to be member of the ISU community, they agree to abide by a certain code of conduct as a member of that community. That also then places that student into two spheres--in society's sphere, which is the criminal code, and the sphere of the university, which has its own rules and regulations. So it is not double jeopardy. It is a reasonable responsibility for the university to take on.

Senator Holland: Can you give us some examples of the kinds of sanctions students would face?

Vice President Adams: Probably the worst would be suspension. There can be financial implications. They could be fined through the university.

Senator Harris: I believe that we are still missing the general point. If we come to this university and we agree to have this Code of Conduct, it does not mean that we cannot review the code and enter into a revision process, which we are currently doing. It doesn't mean that we should not make those changes if we see that

it is a better fit for the student population and it is not in the university's jurisdiction to actively go out and try to have these educational sanctions.

Senator Briggs: I sit on the University Hearing Panel. These sanctions are in a matter of stages and there is a rule book that we all follow. It could be anything from writing essays to going to drug or alcohol rehab. Only after repeat offensives is suspension thought about.

Senator Stewart: Students are coming to this university and becoming a part of the larger community around it and isn't the university responsible for the actions of those students within the community?

Senator Thompson: I think that it would be unwise to have a code of conduct that limited the university's options.

Senator Hochhauser: I feel like the policy is in balance with the university's mission of educating students. If we do something on or off campus, it is the university's responsibility. I don't think it interferes with our rights.

Senator Holland: Can you tell us Vice President McGuire what sort of legal precedence this has?

Vice President McGuire: This has gone through legal and this is extremely common nationwide at this point. The university does have a major responsibility for its students in the community and outside the university community, not only for the protection of those students, but for the protection of the other communities.

Senator Gudding: The insertion of the Mission Statement in the preamble does speak to the notion of public service. If one of our missions is to instill high academic values in public service, it would seem to follow that public behavior is something that we would monitor.

Senator Dawson: What consequences are there for the university in terms of reputation and damage because of student association?

Vice President Adams: Not only does the university have the responsibility for the conduct of its students on campus or off campus, it is the expectation of the community of Normal, Bloomington or wherever you want to go that the university monitors the conduct of its students and the rest of the members of its community so that our reputation can remain strong.

Senator Van der Laan: I am still having a hard time grasping this. Isn't the question of university sanctions a moot point if a student has been dealing drugs, because the student will continue to be a student at Illinois State University under the presumption of innocence until he or she is convicted? At which time, that student would not be a student here anyway.

Senator Holland: That would only be if they ended up going to jail for it. I think this is more along the lines of do we want students on campus representing us by going to downtown Bloomington, getting drunk and going to jail for the weekend.

Senator Harris: I think that we need to come to a consensus about how we word these things. I suggest the strongest consideration of the events that can take place. If we have to collaborate and debate, I don't think we should shy away from those things when we are debating about something so broad and that effects

20,000 people in our community.

Senator Glascock: Is there a code of conduct that also applies to faculty? For example, if a faculty member were arrested for shoplifting, would they face any consequences from the university for that?

Senator Holland: There is a faculty ethics document and you could be brought up on ethical behavior charges if you violate any state or federal law, etc.

Senator Colaric: Did you say that they could be or would be brought up on charges?

Senator Holland: “Could be” and I am reading this in much the same way.

Senator Colaric: We are saying in this document that students “would” be automatically brought up on charges.

Senator Holland: I don’t believe they are. You could be if it turns out to be a perpetual problem.

Senator Holland: This will return to us in two weeks. If you have any other suggestions or questions, send them to me before Monday and we can discuss them at the Executive Committee meeting.

Communications:

Executive Session: Honorary Degree Recipient Recommendation (Provost Everts)

The Illinois Open Meetings Act, Section 5 ILCS 120/2, Section C, 1, allows for closed meetings to consider “The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body.”

Motion XXXXI-36: By Senator Borg, seconded by Senator Dawson, to move into Executive Session. The motion was unanimously approved.

The Senate conducted its business in Executive Session and returned to open session.

Adjournment

Motion XXXXI-38: By Senator Hoelscher, seconded by Senator Stewart, to adjourn. The motion was unanimously approved.