

**THE UNIVERSITY OF TOLEDO**  
**Minutes of the Faculty Senate Meeting of November 10, 2020**  
**FACULTY SENATE**

<http://www.utoledo.edu/facsenate>

Approved @ FS on 11/24/2020

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**Summary of Discussion**

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**Note:** The taped recording of this meeting is available in the Faculty Senate office or in the University Archives.

**President Brakel:** Okay, I have 4 o'clock, so I will call the November 10<sup>th</sup> Faculty Senate meeting to order and ask Secretary Nigem to call the roll.

**Present:** Anderson, Bailey, Barnes, Bigioni, Brakel, Case, Chaffee, Chou, Coulter-Harris, Day, de le Serna, Duhon, Elgafy, El-Zawahry, Garcia-Mata, Gibbs, Giovannucci, Gregory, Guardiola, Hall, Harmych, Heberle, Insch, Jayatissa, Kistner, Koch, Krantz, Kujawa, Lawrence, Lecka-Czernik, Lee, Lipscomb, Lundquist (substitute for A. Edgington), Metz, Milz, Modyanov, Molitor, J. Murphy, L. Murphy, Niamat, Nigem, Oberlander, Wood (substitute for Pakulski), Pattin, Perry, Ratnam, Reeves, Smith, Stepkowski, Steven, Taylor, Teclehaimanot, Templin, Thompson-Casado, Tiwari, Topp, Van Hoy, Wedding, Welsch, Zietlow

**Excused Absence:** Duggan

**Unexcused Absence:** Ali, Chaudhuri, Longsdorf,

**Senator Nigem:** We have a quorum.

**President Brakel:** You have before you, today's agenda, and I will entertain a motion to adopt today's agenda.

**Senator Kistner:** So moved.

**Senator Lawrence:** Second.

**President Brakel:** All in favor, enter 'yes' in the chat, or 'no' for no, or 'a' for abstain. Okay, that looks like that has passed. *Motion Passed.*

You received this morning the Minutes of the October 27, 2020 meeting. Are there any corrections to the Minutes? Hearing none. I'll entertain a motion to approve the Minutes of the October 27, 2020, Faculty Senate meeting.

**Senator Molitor:** So moved.

**Senator Kistner:** Second.

**President Brakel:** Thank you. All in favor, say 'yes' in the chat or 'no' for no. It looks like that has passed. *Motion Passed.*

This brings us to the Executive Committee report:

Faculty Senate Executive Committee Report. November 10, 2020

Since the last Faculty Senate meeting, on Oct. 29<sup>th</sup>, on behalf of Faculty Senate, I recorded congratulatory remarks to our Fall Graduates and participated in the video production for the virtual fall commencement.

On October 30<sup>th</sup>, the Executive Committee met to plan today's meeting and to discuss the strategic committees that were reported on at our last Faculty Senate meeting. At that time, we had some preliminary indication as to which Faculty Senate nominees had been placed on the respective committees. Since then, invitations have gone out to several but not all of our nominees for various committees.

After that FSEC meeting, I met with the President's Chief of Staff Diane Miller on Nov. 4 during which time we discussed these committees and shared governance issues. What we agreed with was that, in the attempt to move quickly on these committees was that the messaging could have been better. She clarified that while the university strategic plan continues, that the committees that have been or are being formed are the President's key initiatives that are somewhat independent with a degree of overlap with the strategic plan. Further the membership for these key initiative committees, as we will call them now and, in the future, is being finalized by the chairs of these committees. I know that some of these key initiative committees started meeting last week while others will begin meeting at some future date. Membership of these committees may change as the work progresses depending on expertise needs, time commitments, and so on.

I also attended the Provost's Staff and Dean's meeting on Nov. 3. As we have already reported today on the key initiative teams and will hear about the Commencement and the Provost's Town Hall in a few minutes, the other topics were the Responsibility Centered Management Model which we previously reported on and updates from Willie McKether concerning the efforts of the Office of Diversity and Inclusion.

I attended the Finance and Strategy Committee Meeting on Nov. 4. This meeting addressed the reorganization of the Human Resources area. There are reported to be 14 current vacancies within Human Resources. They are shifting from what was labeled a silo model to a customer service tiered model organizational structure. This reorganization will consolidate functions within the department. They plan to make some changes to better use technology within the currently available Banner system and are planning to replace Cornerstone as the candidate management and onboarding system. Recruiting applicants candidates, developing and retaining talent were also several themes within this reorganization. They also plan to outsource tasks related to Family Medical Leave Act (FMLA). They are currently advertising for various Director positions within HR. This reorganization should be viewed as a reinvestment within HR and, while it should make for a more efficient and effective Human Resources area, the costs associated with this department will undoubtedly increase.

This concludes the Faculty Senate Executive Committee report. Does any FSEC member have something they would like to add?

Questions? Comments?

**Senator Barnes:** I do, President Brakel.

**President Brakel:** Yes?

**Senator Barnes:** When we asked about shared governance with regard to the key initiatives committees, folks were reassuring us that these were priorities that had already been identified as part of the strategic plan. It seems like maybe they're backing away from that a little bit. What is your thought about that and about how faculty are being represented in these agendas?

**President Brakel:** Yes, there is considerable overlap between these key initiatives and the strategic plan. So they are not necessarily replacing one or the other, they are kind of, if I would say, more or less congruent with each other. There are, if you were to put some vin diagrams out there, some spots where it is outside the strategic plan as it is presently stated. They are trying to largely emphasize things within the strategic plan, but they are outside of that. Now with regard to the shared governance issue, that seems to be largely a communication issue because of how fast they were moving. Right now we seem to be getting a lot of faculty representation on these different committees, even some outside nominees that are members of Senate or other faculty members across campus. I am supposed to be getting a list soon of who are actually on these committees. I walked through the names that were on them as of last Wednesday, and so I noticed some pretty good faculty representation on those committees. So at least it appeared to be an effort of shared governance in that regard. Did I answer your question, Senator Barnes?

**Senator Barnes:** Yes. Thank you.

**President Brakel:** Okay. Any other questions or comments? Okay, moving on then. Provost Bjorkman, I don't think was able to make it. She had another meeting that she was going to. But there were a few issues that needed to be at least put forth here, and I just kind of put it in here [the agenda], and I think Dr. Amy Thompson is going to report on these announcements -- so Dr. Thompson.

**Vice Provost Thompson:** Thank you, President Brakel. It is always great to be with Faculty Senate. Just a few things that I would like to go over with everyone. We will be having a provost town hall meeting this coming Thursday. There was actually a UT news announcement on that today. We will also email out a reminder Thursday morning with a Webex link for that so I encourage all of you to attend. There will be lots of opportunities to ask questions around spring semester, COVID-19 questions, anything that you think is pertinent you can absolutely bring up. We have a panel of various representatives from the Provost Office, Student Affairs, other offices, so I invite all of you to that. So that is the first thing I want to make sure everybody is aware of.

Also, next week and you've heard me talk a little bit about this before, November 19<sup>th</sup> and 20<sup>th</sup>, Thursday and Friday, the National Guard is coming to campus in Rocket Hall parking lot for a pop-up COVID testing. This is completely free. This is an outdoor drive-through event. There are walk-ups that are available for this. This is really an initiative to encourage everyone across campus as well the community to get tested prior to leaving campus for the Thanksgiving break and returning home, or if they are going to be gathering with small gatherings with their families for the holidays. So we really want to encourage that. I will say that just today I saw the new COVID data from the last 24 hours in Ohio. We reached a new milestone with hitting over six thousand, five hundred (6,500) cases in a single day in Ohio. So it is very important that we continue to push testing on our campus and in the community. In Michigan, it is upward [hitting] nine thousand (9,000) new cases in a single day. The other piece of that is we need about eighty volunteers to help us with this event. We can actually test up to a thousand people a day. We've put out various calls for volunteers. These are individuals who will not be anywhere near the actual COVID testing. These might be individuals that help with traffic, or help maybe to get swabs, or things like that. I've asked Angela Paprocki to put a link in the chat box if either faculty, staff or students would consider volunteering to help us on this event on campus. So it is a signup genius link that has a specific responsibility and time period that we are asking folks to sign up for. Any questions about the pop-up testing at all?

**Senator Molitor:** Vice Provost Thompson, what are the times on Thursday and Friday for that testing?

**Vice Provost Thompson:** So both times are from 10 a.m. to 6 p.m. I do want to say is they will stop testing right at 6 p.m. So if there is a long line and based on 5:15 p.m., they might cut it off saying it is a long enough line that it would take to get through by six o'clock. So you don't want to cut it close necessarily at six o'clock. So, 10 a.m. to 6 p.m., Rocket Hall parking lot. Again, I encourage folks from the community, family, friends, students, both days to get tested. We will not be having our regular testing next week in Savage for our random testing. That will actually take the place of that next week. Any other questions about the COVID pop-up testing?

**Senator Thompson-Casado:** How much paperwork?

**Vice Provost Thompson:** Well, actually we are going to be sending out a link for people if they actually want to fill it out in advance. I haven't seen the forms. I am sure there's a couple of forms that have to be filled out. I don't know how many. But for people who want to fill them out in advance and print them out and bring them, there is an option to do so.

**Senator Thompson-Casado:** Thank you.

**Vice Provost Thompson:** Any other questions? [reading from chat box] Will the testing site take up the parking lot? Will there be a place for volunteers to park? It should not take up the entire parking lot as far as I know. I have not seen the exact map of what that is going to look like. My understanding is there still should be parking in Rocket Hall. Thank you, Senator Lundquist for asking that question. Angela, can you make sure that you put that sign up link in the chat box, please?

**Angela Paprocki:** I've already did. It is already there.

**Vice Provost Thompson:** Thank you. Other questions on the pop-up testing?

**Senator Giovannucci:** I was wondering if it is saliva based or swab based? What type of testing is it?

**Vice Provost Thompson:** It is the actual swab based testing. Good question. Anything else on the testing? Okay.

Something else I want everyone just to be on your radar and we talked about this before, but it is a great reminder as we bring fall semester to kind of a wrap. As we look across the country, COVID is rising in forty-nine states. One of the things that the governor has put forth are travel advisory recommendations. If you just even type in 'Ohio travel advisory recommendations' and these have also been referenced on our COVID website, you know that when you look at states that have a higher testing positivity then 15% and you travel to those areas or internationally to a level three or level four country, we are asking faculty, staff and students to isolate for 14 days when they return to Ohio. Currently, the positivity rate in Ohio is 7% of those people that are being tested. Right now there is about seven or eight states that have positivity rates higher than 15%. As we move into the holidays and come back in January, I just want to remind everybody about this with travel plans. Because if we have a school start date on January 19<sup>th</sup> and if people are traveling to an area that have a positivity rate above 15%, self-isolation will begin on January 5<sup>th</sup>. And so I just want to again remind people of those guidelines and plan accordingly based on your travel plans. There will be some more guidance that will be coming out. This isn't new. This is something we've been following the entire semester, but I just want to remind people as we come back in the spring.

Also, you will see things coming out regarding mandatory testing of our residential students. Thank you, Senator Lawrence for putting that up as well. We will be announcing for the return of our students. But the travel advisory, I think is very important. But what is really important to know is those are fluid. They change on the regular basis based on what we see on positivity rates. So what's right now could be different in two, three or four weeks from now. Any questions on the travel advisory?

The last announcement I have is regarding commencement. I couldn't be more excited about our virtual fall commencement. We actually going to be sending out to you this week, all of you, an invitation for our fall virtual commencement that will be, of course on Sunday, December 6<sup>th</sup>. Just as a reminder, this begins at 9 a.m. with a pre-commencement video from 9 a.m. to 9:30 a.m. We have sent out multiple emails asking for faculty, staff and students to be a part of this process. We want you engaged. So there are multiple ways that you can be a part of this, whether you, as Dr. Brakel mentioned, you can record a congratulatory message that goes in our video. You can also record a message of what it means to be a Rocket. That is part of kind of a video clip that is going to be in our commencement segment. We are going to get, obviously, lots of clips from our students. But we would love to have our faculty featured in these congratulatory remarks to our students. The deadline to submit these is November 16<sup>th</sup>, so there is still time. An email came out from the Provost Office about that, so please consider submitting those. The actual commencement ceremony itself will look very similar to if you were sitting, as much as you could, in Savage. We have recorded many segments of the traditional parts of the ceremony. I am really excited to announce that we have a fantastic commencement speaker, Dr. David Satcher. He is the former Surgeon General of the United States and former Director of the Centers for Disease Control and Prevention, and I think a very timely speaker given our situation right now with COVID-19. I think you will find him to be a fantastic speaker. So, put that date and time on your calendar. You will be able to access the commencement video through our commencement website. We also have a way that students are putting up that day, slides that they have constructed on our student website that they have tailored that actually say their names. So I hope you will find this to be a wonderful event for our students and their families. And like I said, you will be receiving a formal invitation this week from the Provost Office. So any questions about our virtual commencement? Okay. Great. I hope you can all join us. Thanks so much for having me.

**President Brakel:** Thank you. Wade Lee is giving us about the Scholars at UT portal.

**Mr. Lee Smith:** Thank you, President Brakel. I am very happy to be back in Senate chambers, and even more happy to be on the agenda before the Constitution Committee <laughter>.

Let me share my screen right here. The reason why I am here today, is to kind of introduce you to a beta version of this Scholars at UT portal. This is a public portal and database of research and creative output of UT faculty. It is built on an open source application that allows people to pretty easily search and find profiles of faculty and most of their research output including creative activities. The project is put together from the University Libraries, the Office of Research, Information Technology, and the Office of the Provost. We've been working on it for quite some time. The information that is in this, you are probably all wondering what we are doing. Well, it is the non-sensitive publically available information from Faculty180. So [it is] Faculty180 bios and the published scholarly output that we have all been entering in this. So how would you update it? Well, you would update it by updating your own Faculty180 publications and presentations list.

We are hoping that this is going to be a very easy to maintain and sustain portal that it is going to be constantly updated as we are going about our regular University business. Let's take a quick look. I am going to try to kind of make it a little bigger than it normally would appear. If you do a search - I am just going to search for the word trafficking – you can see it is going to pull up a list of articles, conferences, and over at the side here I can even look up people. So I can see, for example that Senator Williamson has this in her bio, but also...trafficking from Christian Murphy. So it is going to find key words from bios, but it is also going to find our presentations and publications. So for example, if I go down to this presentation, I can go directly from a presentation to its author's profile. When you are looking at an individual author record, what you are going to see is their scholarly activities are going to be broken up into categories. So articles coming from Faculty180, as well as article coming from the Web of Science database that we subscribe to. So we exceeded this database, not only with the information from Faculty180, but also with about a decade's worth of publications and presentations that were in the Web of Science database. That way we knew that even if people were actively entering their information, we would be able to kind of enter a little bit of a backlog of their prior information into the database. You can see most of this is coming from Faculty180 itself. Now, if the records from Web of Science, you can see here that they have these little donuts as I call them, but it is the all metric company that is kind of tracking citations, but media mentions, log mentions, social media engagement with our publications as long as they have the DOI. If you go into an individual paper though, if it comes from Web of Science, it will also pull in the number of citations that it currently has. So that is kind of a live feed of citations.

Across the top you can browse by people, by rank, most of which the general public will not know, so you can also just search for a name. You can browse by research, by publication type. You can see articles in Faculty180 and other research types on the side. You can browse by college and department. Let's say if I am looking for a specific faculty member, I can also just search by name and it will find the name that they are in Faculty180 under or any name they published under. So once again, you'll notice that if they put in a bio in Faculty180, that information is now made available to the public. Again, we have the publications broken out. Over at the side you can see a cumulative publication graph that kind of just shows how many publications they have entered in their profile all together. Some other visualizations like a co-author network that will show who they are publishing with here at the University. In this case, mostly publications between Dr. Weintraub and Dr. Martin. Then underneath that are the research areas they have published in. If I go to any of these research areas, I can see all of the departments that have published in Plant Sciences. So the ones that you might expect like environmental science and biology, but also some additional biology, chemistry and pharmacology and surgery. We can see individual authors that have published in those areas. I can go over to their profiles and see that overlap. There is also the opportunity to put in general areas. So if I wanted to find out who researches oncology, there are eighty-one that have published in that area. Or maybe I want to also look for radiology or medical imaging, it will show me all of the research overlaps at our institution. It will add both another note for radiology, but then also show us which people fall into both camps. We have fourteen authors that have published in both radiology and oncology fields. So people from radiation oncology obviously, but other areas as well. Who is going to be able to use this once it comes out of Beta? Everyone will. We can use it to find internal collaborators, see who else is doing the work in our areas that you may not know about. Our MarCom team is really excited to use this to identify experts and to identify publications that might be coming out of our faculty. It is a general way for us to show off what we've been doing and kind of tell our story through the publications, productions, and performances we've been doing.

So that is really what I wanted to give you a heads-up on. The plan is to roll this out early next year, the beginning of next semester. As I said, it will show on your Faculty180 profile, so if you wanted to do anything to get ready, I would say go into your Faculty180 profile and make sure you have a nice descriptive biography so people can find you by key words in that, and keep your Faculty180 publications up to date. I can help you with that. We have added along with a list from Elissa Falcone in the Provost Office. We had it add in several options to make it a little easier to pull published works from Web of Science... directly into your Faculty180 profile, which should make updating a lot easier. So I just wanted to give you a quick overview and a look at that. If you have any questions, do feel free to contact me. Even though I go by Wade Lee Smith now, my email is still just [Wade.Lee@utoledo.edu](mailto:Wade.Lee@utoledo.edu). I entered that in the chat if you'll need to refer back to that. So I am happy to take any questions. Thanks once again for putting me on your agenda today.

**President Brakel:** Any questions for Wade?

**Senator Heberle:** I can just say 'wow,' who saw that coming? I didn't even know anything about that. Thank you, Wade.

**Mr. Lee Smith:** Thanks, Dr. Heberle. It's been in the work for longer than it should have, but we really wanted a way, especially to feature all of those publications and presentations that may not be easily found other than what we are already reporting out. I've been here long enough to know that we had several faculty expertise externally hosted things and it was just a pain to go in and build-out your profile. So this was a way to kind of avoid duplicating work. Dr. El-Zahawry asked, how would the faculty at UT and UTMC know about this? Once it is out of Beta. It is still in Beta. We are making sure nothing is leaking out that should not be public. We are also undergoing a final review of the branding and accessibility. So once it's officially going to be out, we will be sending out announcements of it through the Provost Office since it is tied so directly to Faculty180. It will be through the same communications that they use. We might even be able to send out an internal announcement to all Faculty180 users to let them know what is going to be available and where they can go and look at the public version of it. So thank you for that.

**Senator Heberle:** Well, I know the real reason you are doing this, Wade. Do you want to know the real reason?

**Senator Lee Smith:** What is my real reason? What is my 'hidden agenda?'

**Senator Heberle:** To make faculty behave themselves and get all of their stuff on to Faculty180<laughter>. That is the way to get us on that 180. It seems extraordinary. Thank you.

**Mr. Lee Smith:** Thanks.

**Senator Giovannucci:** I echo Senator Heberle. This is really a very nice tool that you are developing. In terms of access outside the institution, will, well, I don't know, say, any number of people who sell bio medical stuff be contacting me now? Will they be using this as a tool as well, or is it something that will be more within...?

**Mr. Lee Smith:** So the Beta version of it is restricted to on campus use, but the intention is that it is a public faculty expertise database and so yes, it will be public. It will probably be coming off of the

marketing page where they feature experts out of the Office of Research and Sponsor Programs, and so it will be linked from several places at the University.

I see that Jayatissa asked about including Google Scholar accounts. And so I didn't feature it, but let me go back and just really quick take a look at mine. In your Faculty180 page, you have a place where you can put in any URL that you want. So for example, I linked it to my orchid id. as my external link, but you can use that I think. Some people are currently sending it to their departmental page, but that is also where you can put in a URL for your Google Scholar accounts to send them to that list. So this is not a field that we've locked down that can only go to certain places. So in your Faculty180 profile, you can put in your Google Scholar as your URL and that is exactly where it would go. All right. Thanks.

**President Brakel:** Thank you, Wade. That brings us now to Bylaws. We were reviewing those a couple of meetings ago, and I think we had gotten down, Senator Templin, to Issue Related to Voting. Also, Senator Insch was looking at some information regarding meetings. Basically, what he found is that there are four schools in the MAC that meet twice a month and all the others met once a month. We looked at some big tent schools in other places, only I think one big tent school did meetings twice a month. Indiana University met twice a month and all the others met once a month. So since we are going to be revisiting the bylaws later because the main purpose is to get through these two documents so we can get [them] to the Board of Trustees Committee, we are going to proceed here with voting, I think that is where we are at.

**Senator Templin:** Okay. So that is **Article VI**. There are a number of voting rules that Bylaws focused on how we conduct voting at Senate meetings.

Section 1. Voting shall be by a show of hands, or voice vote, or an electronic tabulation.

Section 2. A motion to discuss a designated question or topic without requiring specific action by the Faculty Senate shall be in order.

Section 3. At the request any member, the President of the Faculty Senate shall test the sentiment of the Faculty Senate by asking for a show of hands on a proposal or question, without calling for a vote on a pending motion. That is basically a straw vote.

Section 4. The motion to limit or close debate shall require an affirmative vote of 2/3rds of those present and voting.

Section 5. Voting by proxy is allowed if so defined by a colleges' constitution or bylaws. Proxies shall announce to the secretary at the beginning of the meeting who they are representing, and it shall be duly recorded.

Section 6. All Faculty Senate reports to the faculty on recommendations requiring faculty action shall list the names of those Senators voting yea, nay and abstaining, unless the vote was taken using a secret ballot or the vote is taken without pulling the Senators individually. The names of those Senators who endorse a minority report presented by a Senate Committee or by other members of Faculty Senate shall appear in the minority report to the faculty.

Section 7. In determining whether it is sufficient of votes have been cast in favor of any matter before the Faculty Senate, only those votes cast in favor or against the proposition shall be counted. Abstentions will, nevertheless, be considered to determine whether a quorum is present.



Section 8. Except as otherwise provided in the Constitution, these Bylaws or the Rules of the Faculty Senate, any matter voted on by the Faculty Senate shall be considered approved if more votes are cast in favor of adoption than against adoption.

Section 9. In the event of a tie, the President of Faculty Senate shall cast the deciding vote, but shall otherwise refrain from voting.

Section 10. the Past President of Faculty Senate may vote regardless whether or not the Past President's eligibility has been extended. Any questions about Article VI. Hearing none, I will move on to Article VII., which is the Calendar and Log of Faculty Senate.

Section 1. The Executive Secretary of Faculty Senate shall maintain a record to be known as the Faculty Senate Log, consisting of all properly defined proposals presented for possible action by the Faculty Senate. Such proposals may originate from any university source, and must be presented in written form. The Log shall record an item number, title, origin, and date of entry for each proposal. assignment, due.

Section 2. The Executive Secretary of the Senate also shall maintain a record to be known as the Faculty Senate Calendar of Questions, consisting of those log items submitted to the Faculty Senate by the Executive Committee for Senate consideration. The Calendar of Questions shall record the Log item number, title, origin, and committee assignment due date, and eventual disposition and date of each item placed thereon.

Section 3. The Faculty Senate by majority vote may place any other matter on the Calendar of Questions and give it such priority as the Senate deems appropriate. Any questions on Article 7?

#### **Article VIII., Committees.**

Section 1. The designation for any committee created under the particular auspices of the Faculty Senate shall be "Senate Committee on..." Such committees shall report through the Executive Committee directly to the Senate.

Section 2. The Senate committee shall be chaired by members of the Senate only; provided, however, that a committee may be chaired by someone who is not a member of Senate upon the approval of Senate. The Senate committee shall be composed of members of the Senate and faculty of the University of Toledo eligible to be elected to the Senate.

Section 3. Senate committees shall be of two types: standing and ad hoc. (a.) Standing committees are permanent ones, listed in the Rules. (b.) Ad hoc committees are temporary ones created for special or unique concerns that do not need continuing study. Their lifetimes shall not extend beyond the end of the Senate year; if they are to continue beyond that time, the next Senate shall reauthorize them.

Section 4. Except as provided in the sections describing particular standing committees provided for a longer term, appointments for standing and ad hoc committees and appointment of chairs shall be made anew each year following Senate elections. Questions about Article VIII.? Hearing none.

**Article IX.** This is implementation and reconsideration on action taken by the Faculty Senate in the name of the University Faculty Senate. This goes back to one of the articles that we have in the Constitution.

Section 1. Unless a later date for effectiveness is given or the approval of some other body is necessary for its effectiveness, any recommendation or proposal approved in accordance with the Constitution and

Rules of the Faculty Senate shall go into effect ten (10) days after the minutes of the meeting approving such action has been distributed to the University Faculty, subject to the provisions below. In the event, a later date of effectiveness is specified, for example, by the University of Toledo President, Provost or Board of Trustees, such date shall be controlling, and in the event the approval of some other body is necessary, such action shall become effective immediately upon the receipt of any and all such approvals.

Section 2. The Secretary of Faculty Senate shall distribute to the members of the University Faculty a copy of all recommendations and proposals in a timely manner following their adoption. The Secretary shall also distribute to the members of the University Faculty a copy of any report prepared by a minority of the Senate and filed with the Secretary within a timely manner.

Section 3. The effective date of such measures may be postponed for thirty (30) days from the date of enactment if at least ten percent (10%) members of the University Faculty sign a petition requesting reconsideration for the same and file with the President of Faculty Senate not later than ten (10) days after the minutes of the meeting approving such action have been distributed to the University Faculty. Upon receipt of such petition, the President of the Faculty Senate shall notify the president of the university of the need for a special meeting of the University faculty. The President of the University, or the President of Faculty Senate in the event the President of the University fails to act, shall call a special meeting of the University Faculty to vote upon the matter to be reconsidered prior to the expiration of the thirty (30) day period of postponement described above. If the majority of those are in attendance of the University Faculty approves the measure enacted by the Faculty Senate, they shall go into effect immediately upon action of the University Faculty, and if the majority of those in attendance of the University Faculty disapproves the measures enacted by the Faculty Senate, they shall be null and void.

Section 4. The University Faculty may rescind at any time any action taken by the Faculty Senate in the name of the University Faculty. However, such action taken by the Faculty Senate shall remain in effect, subject to the conditions stated above, until repealed or modified by the Faculty Senate or rescinded by the University Faculty.

Section 5. A quorum for any University Faculty meeting can convened by petition for reconsideration of Senate action shall be a majority of electorate of the University Faculty, as described in Article III of the Constitution of the Faculty Senate. Any questions about Article 9?

#### **Article X, Election and Removal of Officers.**

Section I. The Senate shall elect all of its officers and representatives at the first regular or special meeting following the spring semester for elections. Ballots may be cast only by those persons who will be members of the Senate in the following fall semester, including those persons newly elected to the Senate.

#### Section 2.

- a.) Every person who was elected to the Senate and who has completed a one-year term shall be considered eligible to serve as President Elect., except the immediate Past President shall be ineligible for election to the office of President-Elect.
- b.) Nominations for President-Elect shall be made from the floor. Each member of the Senate shall cast one ballot for a single nominee for President-Elect. The nominee receiving the greatest number of votes shall be elected, provided that these are a majority of the total votes cast. In the

event that no nominee receives such majority, a run-off election shall be held between the two nominees receiving the highest number of votes.

Section 3.

- a.) Nominations for members of the Executive Committee representing the Main and Health Science Campus shall be made from the floor.
- b.) Nominations must be from a representative from a college on the same campus as the college of the nominee. If it is unclear which campus a nomination comes from, the elections committee shall determine which campus is represented by the nomination.
- c.) Each member of the Senate shall vote for not more than two of the nominees from the colleges on the same campus as said member to serve on the Executive Committee. The two nominees from the colleges from each campus receiving the highest number of votes shall be considered elected.

Section 4.

- a.) The Executive Committee shall nominate a person for the office of Executive Secretary. Additional nominations may be made from the floor.
- b.) The Senate shall elect the Executive Secretary in accordance with the procedures used for the office of President-Elect.

Section 5.

- a.) Nominations for the Representatives to the Ohio Faculty Council of the Ohio Department of Higher Education shall be made from the floor.
- b.) The Senate shall elect the Executive Secretary in accordance with the procedures used for the office of the President-Elect.

Section 6. An officer or member of the Executive Committee may be removed upon a motion being duly raised and seconded that is approved by a majority of the members if the Faculty Senate in attendance. Upon any such removal except of the President of the Faculty Senate or the Past-President, the Faculty Senate shall immediately hold an election to fill the vacancy created by such officer's removal in accordance with these by-laws. Upon the removal of the Faculty Senate President, an election shall be held to fill the position of President-Elect. Notwithstanding the foregoing, any vote to remove a representative to the Executive Committee elected by the members of Faculty Senate representing colleges of one campus shall be conducted only by members representing Colleges of that campus. Furthermore, any election under this section (6) shall apply only to the remainder of the term of the person who was removed.

Section 7. If any officer or member of the Executive Committee ceases to serve in the Faculty Senate for whatever reason, including resignation, retirement, leave, sabbatical, scheduling conflict, illness or dismissal for failure to attend Faculty Senate meetings, such person shall be deemed to have vacated his or her position as an officer or member of the Executive Committee. Upon any such vacancy except of the Presidency of Faculty Senate or the Past-President, the Faculty Senate shall hold an election in accordance with these bylaws at its next regularly scheduled meeting to fill the vacancy. Upon a vacancy in the Presidency of Faculty Senate, the then current President-Elect shall become the President of the Faculty Senate and an election shall be held to fill the position of President-Elect. Upon vacancy of the Past-President of Faculty Senate, the Chair of the Faculty Senate Constitution and Rules Committee shall fulfill the duties and responsibilities of the Past-President. Any election under this section (7) shall apply only to the remainder of the term of the person whose vacancy was filled. Questions about Article 10?

**Senator Steven:** Yes, I have a question about Section 7., and the change that was made where it is saying “*Upon the vacancy of Past-President of the Faculty Senate, the Chair of the Faculty Senate Constitution and Rules Committee shall fulfill the duties, etc.*” Isn’t it an issue that the Chair does not have to be an actual Faculty Senate member? Is that going to be an issue?

**Senator Templin:** If they are not a member of Senate, they would have been voted upon by the Senate to be the Chair. Now, currently it says “*parliamentarian*” and we really have no such official office. I was simply putting in ‘Chair’ because the Chair of the Constitutional and Rules Committee would be the closes thing to a parliamentarian, but if we want something else, that is fine.

**Senator Steven:** No, I am just wondering if it makes sense, if it will be an issue. If you don’t think it will be an issue, that is fine with me.

**Senator Molitor:** I am wondering why we don’t just hold the an election to replace the Past-President instead of appointing a chair of a committee arbitrarily.

**Senator Templin:** We could do that. I would have to take it back and redo that section. It wouldn’t be too big of a change. There is already language in there for other elections of that nature.

**Senator Steven:** I think Senator Molitor’s idea makes sense compared to what is already there.

**Senator Molitor:** Just an unrelated comment and I don’t know if is necessary, but in this article and the next one, do we need to indicate the Faculty Senate Elections Committee is responsible for the conduct of these elections, or is that mentioned elsewhere?

**Senator Templin:** Senator Molitor, if memory serves me correctly, that is in the Rules. I’ll check on that, but I believe that comes later in the Rules because the Rules are instructions for committees and it becomes clear that the Elections Committee has jurisdiction, and that is in the Rules.

**Senator Molitor:** That makes sense. Thank you.

**Senator Bigioni:** And actually I just saw Senator Barnes make essentially the same comment I was going to make. Past-president is a very particular position, advisory role to the current president. There are not many people that can fill that role effectively, so to have simply an open election to that position doesn’t seem like the right thing to do to me. So as written, “*the Chair of the Faculty Senate Constitution and Rules Committee*” seems like a better choice than an open election. How much better? I don’t know.

**Senator Molitor:** I would push back on that. I understand, yes, the past-president is supposed to be somebody who was a president, but I think we should leave it up to the purview of that Senate to decide who is the best candidate to serve in that advisory capacity.

**Senator Bigioni:** It seems like a person from the Executive Committee might be a better choice because they’d be better informed for a lack of a better description, and a better position to advise. And then one

can repopulate that Executive Committee position through an open election. That would be my suggestion.

**Senator Templin:** It could be written perhaps as a two-step process where step one is the Executive Committee nominates someone from within the committee and then step two is that is ratified by a vote of the Faculty Senate.

**Senator Molitor:** But then we would have to have an election to replace that member of the Executive Committee we just moved to a different position.

**Senator Bigioni:** There is nothing wrong with that.

**Senator Krantz:** Another consideration, a lot of times previous presidents still are serving on the Senate and they would be appropriate as nominees, but they are not necessarily on the Executive Committee at the moment.

**Senator Molitor:** And same with former members of the Executive Committee, not necessarily even past-presidents.

**Senator Templin:** Maybe the Executive Committee just makes a recommendation to Senate. So it could be an internal person or someone in Senate.

**Senator Krantz:** Senator Molitor, what I was implying was nominations from the floor are likely to include some consideration of the experience of the people being nominated.

**Senator Molitor:** I echo Senator Krantz's comments here.

**Senator Bigioni:** I agree that experience is one component of it, but being up to speed I suppose on all relevant issues that are going on at that moment in time may be an important component too. Are there any past-presidents here in this meeting that can comment on that and perhaps even President Brakel, it might be worth you commenting on that too?

**Senator Krantz:** Amy Thompson.

**President Brakel:** I was going to make a suggestion here to be kind of consistent. If I am not mistaken, our current Constitution says that the first nomination for the president-elect comes from the Executive Committee and then additional nominations are received from the floor. It would seem that process would be consistent if you were to do the same for the past-president.

**Senator Molitor:** I agree with that idea. I think that is a good solution.

**Senator Krantz:** I would agree as well.

**Senator Templin:** President Brakel, is that a motion?

**President Brakel:** Well, as President, I can't make a motion.

**Senator Templin:** Okay.

**Senator Molitor:** I would move to support President Brakel's idea, that the nomination should first come from the Executive Committee and then remaining nominations can come from the floor.

**Senator Bigioni:** I'll second that.

**President Brakel:** Okay, we have a motion and second on the floor. Is there any further discussion on this matter? Hearing none, please enter 'yes' in the chat box. It looks like that motion has overwhelmingly passed. *Motion Passed.* So while I got the microphone, back on Section 1., Senator Jayatissa had a question with regard to the ballots and how that read. I think the statement, Senator Jayatissa you were talking about here is the one that is in bold, that ballots may be only be cast by those, and I think your suggestion was ballots 'must' be cast. So just a semantic word there.

**Senator Templin:** It has to be 'may' because if you have the right to vote, you also have the right not to vote. So if you say ballots 'must' be cast, that is actually not consistent with the right of voting.

**President Brakel:** Thank you for that explanation. I think that was the only question I saw in the chat, so please go on.

**Senator Templin:** Okay. **Article XI.** Election of Faculty Representatives to University Committees and Other Bodies. I had to put a note in here to note that "This section does not apply to the election of UCAP or UCS. See Faculty Senate Constitution and Rules Article III for electorate, eligibility and election procedure for these bodies." So, some of these things are specialized in the Rules, but it seemed like this had to be in the Bylaws.

Section 1. The Faculty Senate shall elect faculty representatives for three-year terms to the Athletic Committee.

The terms of office for other University committees or other bodies that hereafter may be created with the authorization of elected faculty representation shall be as follows: Where three positions are elected by the Faculty Senate, the terms shall be for three years; where two positions are elected, the term shall be for two years; and where one position is elected, the term shall be for one year. Such elections shall be held in accordance with the following procedures:

- a.) Each nomination for office, whether by petition or from the floor of the Senate, shall have the approval of the nominee and be supported by five other full-time faculty members, three of whom are not members of the nominees' college.
- b.) The name of nominees presented by petition shall be listed as an agenda item for a meeting of Faculty Senate scheduled at least two meetings prior to the election of Senate officers. At such meetings other persons may be nominated from the floor, and nominations then will be closed.

- c.) At the next meeting of the Senate following nominations, the elections of representatives shall be held. Election to each office shall be by a majority of those voting. In case of a tie between two nominees, the decision shall be made by lot in the presence of the Senate.

Section 2. The same person may not be elected to more than one of the University committees or other bodies that are covered by these procedures. No more than one person from any college may be elected to any committees. Faculty members holding an administrative position above the rank of department chair shall not be eligible for election to any of these committees.

Section 3. The vacancy in any office of elected faculty representative shall be filled by conducting a new election in accordance with these procedures. Any questions about Article XI?

**Senator Molitor:** In Section 3., I wonder if we need to adopt similar language regarding the Faculty Senate electorate changes that no administrative faculty other than department chairs would be eligible? Because again, associate deans could be considered to be at the same level of a department chair.

**President Brakel:** Right.

**Senator Templin:** Where was it, I've lost it?

**President Brakel:** Section 2.

**Senator Templin:** So instead of above the rank, it is 'other than' the rank, right?

**Senator Molitor:** Yes. Just say no administrative faculty, except for department chairs shall be eligible for election to any of these committees.

**President Brakel:** Okay. Thank you, Senator Molitor.

**Senator Templin:** Okay. Any other questions? Hearing none. **Article XII.** College Governance Instructions for Newly Forming Colleges

Section 1. All new formed Colleges shall institute a faculty body of the whole or an elected representational body of its faculty to participate in shared governance of the College. The purposes of this body may include: a) consideration of academic regulations and policies, curriculum, programs and other issues of concern to the faculty of the College and its dean; and b) coordination of evaluations of all academic administrators in their college under the level of dean.

Section 2. College governance bodies shall be governed by a constitution or bylaws. The constitution/bylaws and any amendments thereto shall be ratified by a majority of the College's faculty as defined by the constitution/bylaws for such College. The constitution/bylaws will include a means by which the faculty of that College can call a meeting. College governance bodies will be free to develop their own methods and procedures for conducting elections and their own definitions of those faculty members eligible to participate in elections, providing, however, that all members of the electorate hold faculty appointments. Each governance body shall be free to have an elected chair, vice chair and secretary, and at a minimum, these members shall constitute the executive committee.

Section 3. The dean of the College or a representative appointed by the dean may serve as a non-voting ex-officio member of such Colleges' governance body. Notwithstanding the foregoing, the dean may serve as a full voting member of the College governance body if duly elected or if the College governance body is a body of the whole.

Section 4. The faculty of each new College shall elect from amongst its members, within three months of the start of the academic year in which the new College is formed, a committee to draft the constitution/bylaws for said College governance body. The majority of this committee shall be faculty members who do not hold administrative appointments. Said committee shall prepare a constitution /bylaws to be voted on by the faculty of such College within six months of the date the drafting committee was elected. The vote required to approve the constitution/bylaws shall in no event be less than a majority vote of a quorum of the college's defined faculty electorate. After each vote, the College shall report the outcome of the election to the Faculty Senate at its next regularly scheduled meeting.

Section 5. College bodies are free to elect proxies who would substitute at Senate meetings for elected Faculty Senate members who were unable to attend. These proxies would have full voting rights at the Senate meetings that they attend in their roles as proxies. Colleges shall communicate to the Faculty Senate secretary immediately after a proxy election the name(s) of those elected to serve in the Senate as proxies and the length of their terms as proxies. Are there any questions about Article XII?

**Senator Molitor:** Senator Templin, back to Section 2, should we have a clause that specifies the membership of the college governance bodies and the eligible electorate should at least include those who are eligible for Faculty Senate election? For example, a college could have 95% tenured/tenured track faculty members and they could decide to exclude lecturers from their electorate or eligible faculty. So, should we have something in there to indicate that at a minimum the faculty governance or the electorate or eligible faculty must encompass all faculty who are eligible to serve on Faculty Senate?

**Senator Templin:** That probably is a good thing to have in there. I have to think about that more, Senator Molitor.

**Senator Molitor:** Thanks, unfortunately, I don't have good language for you for this change.

**Senator Templin:** Let me take that back to the Constitution and Bylaws Committee and we will think about that more within the committee. I'm sorry, I am writing a note to myself. So that was Article XII, so next is Article XIII.

**Senator Anderson:** I just have a question. In the conducting of the vote on the newly formed college, is that a committee that is formed within the college and they do the voting, or is that voting conducted by Faculty Senate?

**Senator Templin:** So the way it reads, you have a committee that drafts the college constitution or the college bylaws, and the faculty of that college vote on it. My understanding is the requirement here is that once that constitution or bylaws or whatever they go with is approved by the membership faculty of that college then they need to report to Faculty Senate. Ultimately, it really has to be forwarded to the Provost and the Board of Trustees, although I don't necessarily think our bylaws have to say that, but ultimately all of those parliamentary documents need to be approved.



**Senator Anderson:** So a newly formed college would be responsible for conducting the vote of approving the new constitution then?

**Senator Templin:** That is my understanding.

**Senator Anderson:** Okay.

**Senator Templin:** So **Article XIII**, Amendment.

The Bylaws of the Faculty Senate may be amended by a simple majority of Faculty Senate members present and voting at a regularly scheduled meeting at which a quorum is present at the time of the vote. Bylaw amendments are subject to provisions of The University of Toledo Board of Trustees bylaws 3364-1-7 (B) and 3364-1-10 (B). Then, I probably should have had this is red. This is something Mike Dowd wanted added way back a couple of years ago, which is the history of approval so that as we move forward we can figure out when things changed and we can look back at the Senate Minutes and find previous versions if need be. Questions about Article XIII or inclusion of the history of the need of approvals?

**Senator Molitor:** Senator Templin, actually I want to take a step back, I think it was Section 4 or 5 in Article XII, this idea about approval by the Board of Trustees. We may want to include that language in here just because somebody who is in a new college may be using these documents as a guideline as to how to proceed and they may not be aware of the requirements to submit things to the Provost and the Board of Trustees for approval. So it may be useful just to insert that language.

**Senator Templin:** That probably would be Section 6.

**Senator Molitor:** That would be fine.

**Senator Steven:** Senator Templin, I have a question as well. With respect to the striking of the parliamentarian, I noticed that it was present in the appendix in the current Constitution where the Executive Committee shall appoint a parliamentarian. If there is any question about proper procedure, I think it would be the parliamentarian who makes the decision on that procedure. Do we now feel the parliamentarian is unnecessary? Is that what you're saying?

**Senator Templin:** I don't know about 'unnecessary,' and maybe somebody can correct me, but I don't know when the last time we elected a parliamentarian. I've never seen it when I've been on Senate.

**Senator Steven:** I was just wondering because it is something that was in the old constitution and there's no reference to a parliamentarian in the new one. It does make sense if it is not being used to not include it.

**Senator Templin:** Someone can correct me if I am wrong, but have we ever had an elected parliamentarian? I don't know.

**President Brakel:** I don't have the Robert Rules right in front of me, but I do think that the President can appoint the parliamentarian, but I will double check that.

**Senator Templin:** Do you mean the President of Faculty Senate?

**President Brakel:** Right.

**Senator Templin:** Oh.

**President Brakel:** It is not in our bylaws, but I think it is in Robert Rules. I will have to double check that, but maybe one of our lawyer friends might know that better than I right now.

**Senator Steven:** It is actually in the current Constitution Appendix that the Executive Committee shall appoint a parliamentarian.

**Senator Molitor:** Shouldn't the chair of Constitution and Rules serve in this capacity?

**Senator Templin:** Well, that is why I changed it from---

**Senator Molitor:** I agree that the Faculty Senate should elect the past-president, I don't necessarily think we should go back and change that. But, in terms of a parliamentarian, the idea is that it is someone to interpret the Constitution and Robert's Rules issues. Correct?

**Senator Templin:** Yes. I think the fact though that is what we had. Now, the problem, the difference between a parliamentarian who comes to the meetings and does that vs. the Chair of Constitution and Rules is, I'm here because I am on Senate and I am also the Chair of the Constitution and Rules Committee. But if you had a chair who was not part of Senate, then also it would also mean your parliamentarian would not be present. That has happened where, I am remembering back like six or eight years ago, where the Chair of the Constitution and Rules Committee was not a member of Senate and an issue came up and they actually had to wait a couple of meetings to contact the person and have the person come and issue a ruling and so it was pretty convoluted process as I recall. It delayed Senate's business. So, you know, I am not looking for the job as past-president at all, so it is up to Senate what they want in that regard and if they want to appoint a parliamentarian who is different than the chair or just go with the chair, it is up to you.

**Senator Steven:** It is my personal opinion that it is unnecessary to have a parliamentarian written into the constitution; you can just follow Robert's Rules of order and that is the end of it. Just follow those rules and there is no real necessity for someone else to try and get involved. That is what I would think.

**Senator Inch:** I would just say, I don't see what the problem of having one. And the other thing is that you'll have two people in a meeting who are adamantly saying their interpretation of Robert's Rules is the correct one and sometimes you need somebody who actually has the background in Robert's Rules to be able to add to that position. So I think it is not a problem, in my view, for having a parliamentarian. It makes sense to have one and then have the person who is the parliamentarian actually have some background in Robert's Rules. You can actually take classes on Robert's Rules. So, I would follow what we do in the Appendix. I have no problem at all if Faculty Senate appointed a parliamentarian and that parliamentarian would obviously be a member of Faculty Senate so they would be at the meetings anyway.

**President Brakel:** I've got the eleventh edition of Robert's Rules of Order newly revised here in my hands. I'm looking here at what it says about the parliamentarian. Appointment of a parliamentarian: *"If a parliamentarian is needed by an organization, the president should be free to appoint one of whom he has confidence. The Board of Society must approve anything that would be required however. If needed only for one meeting, a parliamentarian of which should appointed as far as possible in advance of the meeting at which he is to serve since his main work should be done outside the meeting."*

**Senator Templin:** So, it sounds like there is two issues: one, should we have a parliamentarian or not and then the specific of should the parliamentarian step in as Past-President.

**Senator Molitor:** Again, I would advocate that the Faculty Senate should vote to fill that role of past-president and the parliamentarian should not automatically be assigned to that role. Otherwise it is fine if there is a parliamentarian appointed by the President or the Executive Committee to decide parliamentary issues, Robert's Rules interpretation, whatever she or he is needed for.

**Senator Steven:** I think it is probably not necessary as President Brakel just stated that the President of Faculty Senate could appoint one as necessary so it is already in the rules- yes, the president can appoint one if it is necessary.

**President Brakel:** I can see for confidence for Senate sake, electing or approving a parliamentarian would be adventitious.

**Senator Steven:** Being practical, as well though, are there many that are going to be familiar enough with Robert's Rules to be confident to act as the parliamentarian?

**Senator Templin:** It may be. It's been a while since I've read the rules. Maybe we should hold off on the issue of how a parliamentarian is appointed because the longer I think about this, I think there may be some language in the Rules themselves that says the Chair of the Constitution and Rules Committee needs to be a senator and will act as a parliamentarian; maybe that is already included in the Rules. I'm not sure. I don't remember if it was actually put in there or if we were talking about it a couple years ago. I don't remember what we decided.

**Senator Steven:** I am pretty sure it is not in there; I did a search of the Rules and parliamentarian does not come up.

**Senator Templin:** OK, alright.

**Senator Steven:** But I think you are right; we did discuss it at one point.

**Senator Templin:** So is there a motion to include parliamentarian? I could add it as a section if that is the will of the Senate. It would be the 'election by Senate of a parliamentarian.'

**Senator Steven:** I am fine without it, but I think Senator Insch had some preference to maybe include it; I leave it up to him to put forward a motion.

**Senator Insch:** Wow, I love that kind of power. Are there other things I can do as well<laughter>? I am truly indifferent. I do think that the President has the ability to appoint one. I do think there's some value. I've been in meetings where a parliamentarian was pretty important to kind of say, okay, here is the final rule on that. So, I think we should have one, but how you want to put it in the Constitution or Bylaws, I'm not terribly concerned about.

**President Brakel:** As you may recall, there has been a couple of times where I turned to Senator Templin as the parliamentarian in the past year; and so yes, I do think it is important to have a parliamentarian.

**Senator Templin:** How about I take the issue of parliamentarian back to the committee and we can come back with a section that describes the election of that individual.

**President Brakel:** I think that sounds like a good idea, Senator Templin.

**Senator Templin:** I have it down as a note. I think that is it for the Bylaws, unless somebody else has another question. All right. Moving on to the Rules. So next are the Rules of Faculty Senate. This is Article I, and these articles tend to be really, really long. President Brakel, cut me off when you feel like you've heard enough.

**Senator Molitor:** Is this the first reading? Can we perhaps just summarize changes instead of rather than having you go from word from word reading, to save your diaphragm here<laughter>?

**President Brakel:** Yes, you can do that.

**Senator Templin:** That needs to be by vote, but yes, you can suspend the reading.

**Senator Molitor:** I move to suspend the word for word reading and just summarize articles with any changes.

Senator Kistner: Second.

President Brakel: Thank you. Any discussion on that motion? Put 'yes' in the chat box and 'no' for no. So, many, many yesses, and one mother\*\*\*\*\* that rolled by there really fast<laughter> So we have suspended the Rules there for the reading. Go ahead, Senator Templin.

Senator Templin: All right, so **Article I, Sections 1 and 2** are about reports. Everything should be from, I believe it is, the Appendix of the Constitution as we have it now. The things that are in red are the new pieces. In Section 4, we have "*govern participate in the making of academic policy and to speak on behalf of faculty for...*" In the Constitution we chose the language to 'participate' so I am proposing that we strike 'govern' and go with 'participate' to make it consistent with the Constitution that we've already voted on. So this is where the Senate Committee on Constitution and Rules is. The only addition there is the original one was 'above,' so in other words, Section 5 is above 6a. In 'b' it is including, but not "*limited to, admissions, curriculum, and grading.*" So this has to do with the Senate Committee on Academic Regulations. So basically a, b, c and so on is describing kind of what's the purview of each of our Senate committees. Now, the Constitution and Rules Committee didn't know – there's this thing in the current Constitution about the committee on faculty welfare. Do we have such a committee is the question? That is all throughout this Senate committee on faculty welfare. I didn't want to strike it without checking with Faculty Senate and seeing---

**Senator Molitor:** Did this come from the College of Medicine governance documents?

**Senator Templin:** That is what I was wondering. Was this a Health Science thing at one time?

**Senator Giovannucci:** I don't recall this. It may have come from when we weren't not merged together. We had a separate college and separate Senate, but I don't know if there are any of my colleagues from the Health Science Campus that may have some ideas about this. But to my knowledge, we don't have a committee on faculty welfare, either in Senate or in the College of Medicine.

**Senator Templin:** Right here it says for nonunion faculty and so it felt like it was sort of functioning the way a union would. So I didn't know what to do with this.

**Senator Giovannucci:** Why don't you continue on and I am going to do a quick check on this? I'll find out something in the next few minutes.

**Senator Templin:** All right.

**Senator Molitor:** This could also apply for the College of Law if it is for nonunion faculty.

**Senator Templin:** Oh, yeah.

**President Brakel:** The College of Law is now union.

**Senator Templin:** Okay. We are moving on to Senate Committee on Student Affairs. What is in red is just 'above' so referring back to this Section 5 of Article I and above. And then who represents a, b, and c there. It's just some editorial changes. Again, the rest of these are all Senate Committee on Academic Programs, Senate Committee on Undergraduate Curriculum, Senate Committee on Committees and Senate Committee on the Core Curriculum. That actually is not formatted right. I will correct the formatting of that later. Then Section 5 is "*appointment of Faculty Senate representative to University standing committees...* and "*the committees to the Board of Trustees with Faculty membership should be made by the Executive Committee,*" and so on. That is pretty much it for the committees. Any questions on Article I.?

**Senator Steven:** Senator Templin, I think there is a typo where you've included "Section 5. of the Rules of Faculty Senate 'above,' Section 5. is 'below.'"

**Senator Templin:** Yes. Wait a minute, I might have two section 5s going on here.

**Senator Steven:** There are three spots where it says Section 5., Rules of the Faculty Senate 'above' where it should be 'below' I think.

**Senator Templin:** I'll look at that. I am not sure what is going on there. I'll make that correction. I'm sorry about that. Article II, The University of Faculty Election Rules. This is election. "*The University faculty election are elections of members to the University Faculty Senate.*" So this is where we are describing the electorate and the eligibility. This is subject to the limitations set forth in the Bylaws and so on. Responsibility for election procedures and time for election, Faculty Senate shall be responsible to conduct the elections and so on.

**Senator Molitor:** Senator Templin, on that, I think it is Section 2, it says a "*committee shall be responsible for supervising University Faculty elections and making a recommendation to Faculty Senate.*" Should we actually make that language stronger so that the Faculty Senate needs to approve the method that the Faculty Senate Committee on Elections recommends, or is this language sufficient as is?

**Senator Templin:** Well, the intent is to make a recommendation so that the Faculty Senate ratifies it. So implicitly it is there, but it is up to the will of Senate if they want to say yes, and we must vote on the recommendation. Anything else under 'b?' Election Procedures – so I sent these out in the past to various committees to vet them and a few committees gave me some things, but for the most part people said they were in the main correct with what they did. They are using the college's apportionment instructions as defined by Article 1, Section 2 in the bylaws. So that is where the list of eligible nominees is coming from. The list of names of nomination, the election ballot should be done by a process of random selection and then the electorate from each college should receive nomination ballots. Then it gives the

number of vacancies, the number of persons to be nominated, the number of votes cast on nominating ballots instructions for how to run those sorts of elections. So the person receiving the highest number of votes shall be nominated. This is where it talks about the Committee on Elections is responsible for this work and how it happens. Any question about 'c?' Moving on to the 'd,' the Conduct of Elections. This is where if paper ballots are used, they shall be distributed by interoffice mail. It does give the option for an electronic vote. Paper ballots distributed by faculty as a single set shall be returned together as a single set. So again, more instructions for how the vote goes. The canvass of the vote shall consist of three stages, and it list those three stages: "*A description of the nominating and election process together with the information contained in Article II D, 2 shall be distributed to the faculty with the ballots.*" So there are some instructions that go out, some procedures. Question about Article 2. overall? Moving on---

**Senator Giovannucci:** Senator Templin, this is David Giovannucci. Before we move on to UCAP, so I did talk to some of the faculty on our Rules and Regulations Committee in the College of Medicine. The consensus is we do not have such a committee, but then maybe that's been a holdover from MCO. I did a cursory search on UT's website, and no. There are student welfare committees in Engineering; there are animal welfare committees but to my knowledge there is no faculty welfare committee. So I would suggest we strike that from the Rules. I don't think there is any committee issue if we remove it.

**Senator Templin:** Is that a motion?

**Senator Giovannucci:** Yes, I will make that a motion to strike the committee on faculty welfare.

**Senator Templin:** President Brakel, go ahead.

**President Brakel:** All right, we have a motion of the floor so we need a second in the chat. Any discussion on the motion? All in favor of striking the faculty welfare, put yes in the chat. That has passed. *Motion Passed.* Go ahead, Senator Templin.

**Senator Templin:** Article III is dealing with Elections of University Committee on Academic Personnel and University Committee on Sabbaticals. So there are some definitions here of what UCAP is, talking about the electorate and the eligibility for UCAP. Members are elected to three year terms. The University of Committee on Sabbaticals, again those individuals are elected to three terms and there are some special rules for them. 'B' is the responsibility for election procedure in time for election, so this is specifically for elections for UCAP and UCS committees. The Faculty Senate Elections Committee shall notify the faculty of the results of the election no more than three weeks after distribution of the election ballot. So there is a time limit to figuring out who was elected to UCAP within the various colleges. Then 'c,' there is some guidance on the election procedure, so Senate Committee on Elections shall prepare nomination ballots for each college with representatives on UCAP and UCS election to those committees. Again, there should be one vacancy because they are staggered terms so they want five nominations for each vacancy. Then elections by a plurality vote. If a member has to leave or go on sabbatical here are the instructions for what to do in that case. It is conduct of the elections, so it is kind of a version of the way we do Senate elections where it is an envelope kind of thing. Any questions about Article III?

**President Brakel:** Yes, we do have one that is in the chat and that is from Senator Jayatissa. He is asking can a Senate member serve in UCAP, and if so, can we stop? Senator Jayatissa, I need to give you the floor. You need to unmute yourself.

**Senator Molitor:** I think he said his microphone isn't working.

**President Brakel:** Okay.

**Senator Jayatissa:** Can you hear me?

**President Brakel:** Yes, I can.

**Senator Jayatissa:** This vote on positions for three-year terms. It is a long commitment for one faculty member serving in UCAP and Faculty Senate. I think 3 or four years before I brought this up before and had a discussion with the president about this issue because the same person was serving on many, many committees. [indecipherable]... with many other faculty members...someone said to bring this to the Faculty Senate. I wasn't a Faculty Senate member at that time and so I didn't bring it... [indecipherable]...whether [indecipherable] is important...what do other people think about that?

**President Brakel:** Any thoughts?

**Senator Gregory:** President Brakel, this is Melissa Gregory. So I very much respect the concern that some people feel as though there are certain faculty members who get sort of overburden with service. At least that is the concern I think I am hearing. I am not sure that the Constitution of Faculty Senate is necessarily the most effective way to try to address this, especially since my understanding is that that the issue is you don't want more than one bite at the apple. Right? So in that case that would be an issue here, but I guess I am not seeing the conflict here I think.

**President Brakel:** Thank you. I will make one comment here and this one really comes from an elections perspective and a logistical standpoint. I think it would be really a nightmare from the elections standpoint because we are voting on Senate, we are voting on UCAP, and we are voting on Sabbatical Committees all at the same time. I think it would be a nightmare to try and keep that separate there, even more. Any other questions or comments? Okay, Senator Jayatissa, I see you said 'okay.' Are you fine with that? You are not making a motion on that, correct? Okay, he is not making a motion. Senator Anderson, I see you put in something lengthy here.

**Senator Anderson:** Yes. Some of it got cutoff. Right on the Faculty Senate website it actually talks about the faculty welfare committee. It defines it in terms of starting out with the faculty, Senate Committee on Faculty Affairs and then it goes on and pass it off to the faculty welfare committee. I copied and included the copy in the chat. Let me see if I can get it again.

**President Brakel:** Basically, what I see here in the chat, I am wondering if that language is pre when preorganization into a union, because it seems to relate to matters related to that.

**Senator Anderson:** Yes, it seems to be talking about union and nonunion.

**President Brakel:** We have struck that on the floor already, so this discussion is irrelevant to that motion.

**Senator Templin:** Right. So Article IV. and V. Article IV. is a Rules amendment, so if we change a rule it gives instruction on how to do that by simple majority vote. Reporting responsibility, and so that is basically the representatives of the University committees and other bodies have the responsibility to report back to the Senate. So making it clear that they are not just independently doing something, but they need to report back to Senate as a whole. Then the very last thing is, as with the bylaws, a history of approvals. And that is that, other than are there questions about those Articles IV. and V. or other things.

**President Brakel:** It sounds like it is quiet right now, so thank you, Senator Templin and the Constitution Committee for all your work. This now will allow us to move forward back to Board of Trustees and try to get their next buy into this. Since we've went through all of this legal stuff last year, I am hoping that we'll have a quick turnaround so we can really tackle this and get this approved in the spring. I wanted to make sure that we as a Senate have reviewed the bylaws and rules since they wanted to see them all as a complete package.

**Senator Templin:** I will bring back the little language changes, but I won't read the whole thing ever again. I will bring back from the committee what we recommend.

**President Brakel:** That brings us now, the few minutes we have remaining, to items from the floor. I'm going to bring up, at our next meeting which is that Tuesday right before Thanksgiving, we will be meeting as short as possible, but we will have a significant number of curriculum issues that we will need to approve at that meeting and probably and also a policy or two as well. Any other items from the floor? Hearing none, I will entertain a motion to adjourn. Meeting adjourned at 5:56 P.M.

**IV.** Meeting adjourned at 5:56 p.m.

Respectfully submitted: Kimberly Nigem

Faculty Senate Office Administrative Secretary

Tape summary: Quinetta Hubbard

Faculty Senate Executive Secretary

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