

STEPHEN F. AUSTIN STATE UNIVERSITY  
Faculty Senate  
Meeting No. 92  
November 15, 1978

1. Chairman Jeffrey called the meeting to order at 2:15 p.m.
2. Old Business:

Since the Senators had discussed Sections I, II, and III of Senate Bill #85-1, Tenure Policy, at the last meeting, they proceeded to discuss Section IV, Procedural Guarantees.

In the discussion of the first part, A, under IV, Senator Jones asked why there was no specified length of time mentioned for a physical or mental disability. Vice President Franklin said the burden of proof was on the University and that the minimum guidelines were those set by disability insurance. It is a very complex issue, but the Senate decided the statement is adequate for this document. Senator Jones moved, Senator Blocker seconded, and the Senate PASSED the MOTION to accept A. 1. as it is.

Senator Walker moved, Senator Rodewald seconded, and the Senate PASSED the MOTION to amend IV, A. 3b to read: ". . . a written statement of specific charges will be prepared by the President or the President's delegate."

At this point the Senate discussed the role of the Faculty Senate in the due process procedure. Senators Mathis and Johnson expressed concern that the Senate's role is being eroded. However, it was pointed out that this due process procedure does not contradict the Senate's Constitution. The Senate will not be part of the due process procedure in tenure, but it may be appealed to at any time by a faculty member. Vice President Franklin pointed out that the key concern is that the faculty member be guaranteed a hearing by an elected body of peers.

The Senators then discussed the pros and cons of a University grievance panel versus a committee, of a smaller committee versus a larger committee, of a hearing committee selected from the Senate versus a hearing committee selected from a grievance committee, and of using the Faculty Senate as a committee of the whole.

Senator Rodewald questioned how the process in A. 4b would be implemented. It was pointed out that: the process of challenge is well established; the laws of arbitration cover the procedure; and there will be an exchange of information among the parties before the process of selection is begun.

Senator Walker moved, Senator L. Thompson seconded, and the Senate PASSED the MOTION to amend A. 4b to read: ". . . will be composed of seven members selected as follows from the University Grievance Panel: three selected by the aggrieved faculty member, three by the President . . . ."

Senator Rodewald moved, Senator Johnson seconded, and the MOTION PASSED to amend A. 4. by substituting the word "Committee" for the word "Panel" throughout.

Mr. Rodewald moved, Ms. Spurrier seconded, and the Senate PASSED the MOTION to amend A. 10. by inserting after the first sentence: "The governing board of review will be based on the record of the committee hearing, and it will provide opportunity for argument, oral or written or both, by the principals at the hearing or by their representatives."

Based on a motion by Mr. Blocker, seconded by Mr. Reeves, the Senate unanimously PASSED the MOTION to amend A. 4. by adding the following sentence: "Service of notice of hearing with specific charges in writing will be made at least twenty days prior to the hearing."

The Senate PASSED the following two MOTIONS to amend Part B, Section IV:

Senator Blocker moved and Senator Spurrier seconded the motion to amend B. by substituting the word "Committee" for the word "Panel" throughout and by amending B. 3a to read: ". . . will be composed of five members . . . two members selected by the faculty member, two by the President . . . ."

After a discussion as to whether to keep, delete, or amend B. 5, Mr. Blocker moved to amend B. 5. by inserting the word "institutional" before "due process" and by adding "and a written report of the Advisory Committee's findings will be sent to the President and to the faculty member" to the end of the sentence.

At this point, a MOTION by Senator Spurrier, seconded by Senator Spreadbury, to adjourn no later than 5:30 p.m. PASSED unanimously.

After a recess, the Senate moved to discussion of Parts C. and D.

Senator Rodewald moved and Senator Logan seconded the motion to amend C. 4. by inserting the word "probationary" after the comma, and by adding a second sentence to read as follows: "Tenured faculty members will be given notice at least twelve months prior to termination of appointment." MOTION PASSED.

Mr. Walker moved and Mr. Rodewald seconded the motion to amend D. 3. in the same way as C. 4. in Section IV. MOTION PASSED.

The Senate then discussed whether a meeting in two weeks would be helpful so they could have time to study the amended bill before a vote is taken. Also, they discussed the possibility of proxy votes.

Since the original motion included the motion to delete E. and F., the Senate moved to reconsideration of the Bill.

After a MOTION to reconsider the wording in II. C. PASSED, Senator Walker moved and Senator Rodewald seconded the motion to amend II. C. by inserting "probationary" after the first word of the sentence. MOTION PASSED.

The Senate also PASSED, after discussion, a MOTION to amend III. D. by inserting the word "elected" in the third sentence; the sentence will read: "The committee will consist of one tenured member elected from . . . ."

Senator Walker moved that the Senate vote on the motion to approve Senate Bill #85-1, Tenure Policy. After discussion, the MOTION was DEFEATED. At that time, a MOTION by Senator L. Thompson, seconded by Senator Spurrier, to meet in two weeks at the regularly scheduled time for final consideration and a vote on the approval of Senate Bill #85-1, with the understanding that the amended document be in the hands of the Faculty Senators before the Thanksgiving holiday PASSED.

The next meeting of the Faculty Senate will be on November 29, 1978, at 2:15 p.m. in Rusk 301.

Chairman Jeffrey adjourned the meeting at 5:35 p.m.

Absentees:

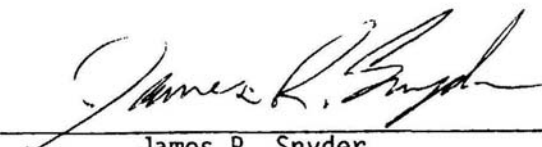
William Bos--Excused  
E. Wayne Murdock--Excused  
Jasper Adams--Excused

Ex Officio Members Present:

Bill Franklin  
James Reese

Visitors:

Sandy Cole  
Susan Harwood  
Jerry Vincent  
E. D. Malpass

  
James R. Snyder  
Secretary, 1978-79 Senate