

Constitution & Bylaws Items: Faculty Senate, October 5, 2020

October 7th, 2020

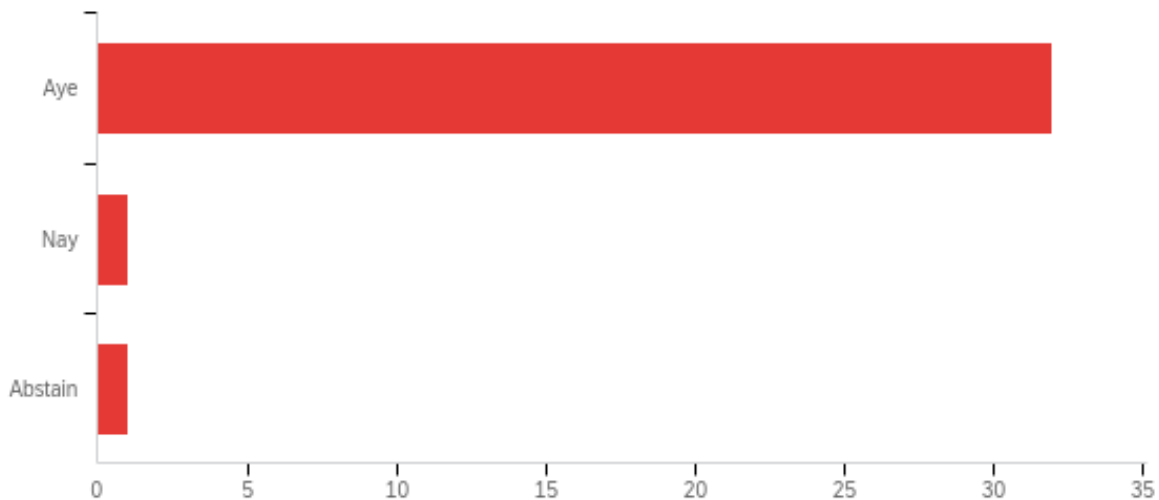
(2) Constitution Change – Clarify how/if voting privileges change when a faculty member’s home college changes.

***Rationale:** There are situations where tenured or continued individuals move to a non-academic unit that has no P&T committee. In these cases, it can be important that they retain their connection to their original tenure/CS home (for example, to go up for promotion to full). This change would allow them to petition to be able to continue to vote and participate in the governance in their tenure/CS home. The Committee on Faculty Membership would make decisions on these cases.*

ARTICLE II. Members

Section 4.

Members of the General Faculty are eligible to vote in matters of faculty governance, to hold offices, and to serve on committees established in accordance with this Constitution. Faculty with administrative appointments vote in their home college. Should any faculty member’s home college change (i.e. due to the transfer of an individual to another unit, or due to a unit reorganization or merger), voting privileges should typically move to the new college. The Committee on Faculty Membership shall make determinations on General Faculty Membership or voting privileges in any cases where there is uncertainty.



Answer	%	Count
Aye	94.12%	32
Nay	2.94%	1
Abstain	2.94%	1
Total	100%	34

(3) Constitution Change – Provide options for Senate/Senators to call an emergency Senate meeting

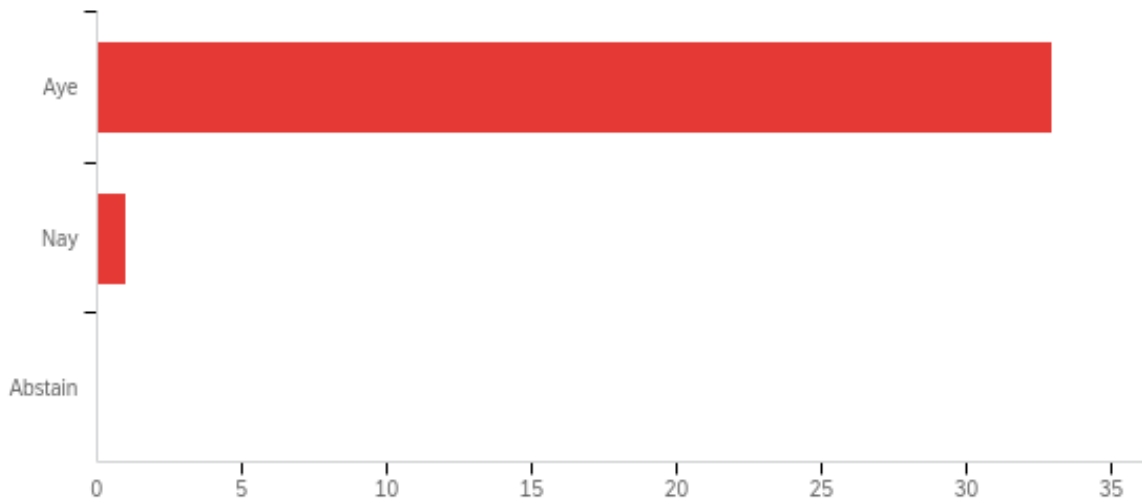
Rationale: This provides additional ways for a Senate meeting to be called by Senate or Senators. For the petition, it excludes the faculty officers and administrators from this process (since they have other options) and includes only elected faculty senators (of which there are currently 61).

Article VII. Faculty Senate

Section 4.

Meetings

The Faculty Senate shall meet regularly the first working Monday in each month during the academic year, except on religious holidays observed by members of the Senate. When the first working Monday of the month falls on a religious holiday observed by one or more Senators, such that observance of the holiday would prevent those Senators from participating in Senate, Senate meetings shall be moved to the second working Monday in the month. Other changes to the calendar can be made, as voted upon and approved by the Faculty Senate. Its meetings shall be open to the public, except when the body decides to meet in executive session. The agenda of each meeting shall be set by the Faculty Senate Executive Committee. Additional meetings may be called by the President of the University, the Chair of the Faculty, or by majority vote of Senate. If the call cannot be voted on in a Senate meeting, a petition including half of the elected Faculty Senators will suffice. Any such call or petition shall be presented to the Vice Chair of the Faculty and shall state the purpose(s) of the intended meeting. Notice shall be given at least one week in advance of any meeting and shall contain a copy of any substantive proposal to be presented.



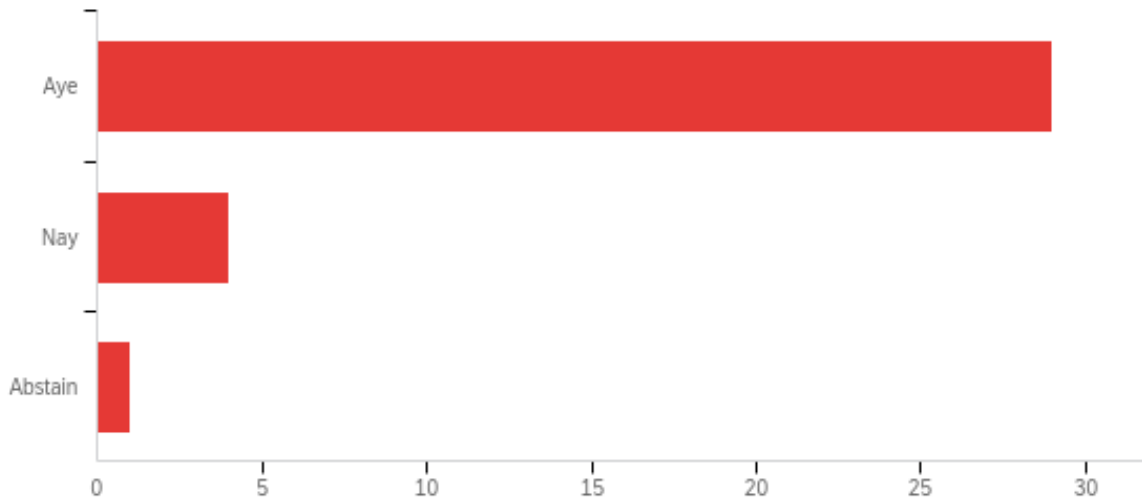
Answer	%	Count
Aye	97.06%	33
Nay	2.94%	1
Abstain	0.00%	0
Total	100%	34

(4) Constitution Change – Make governance participation (and responsibility) equitable across faculty types within the General Faculty at all levels.

Rationale: There continues to be uneven inclusion of Career Track faculty who are Members of the General Faculty at college and unit levels. Making this change would ensure more uniform and inclusive practice across campus.

ARTICLE VIII. The College Faculties

The general charge of each College is entrusted to its College Faculty, subject to the Board of Regents and the authority vested by the Board in the President of the University. Voting rights and participation in shared governance in College matters shall generally be accorded to General Faculty members as defined in Article II above, and to such other individuals as the College Faculty may decide. General Faculty members should **not** be excluded from **equitable participation in** shared governance activities **unless otherwise indicated by ABOR or University policy** (e.g., tenure-eligible or career track faculty participation on a Promotion and Tenure committee).



Answer	%	Count
Aye	85.29%	29
Nay	11.76%	4
Abstain	2.94%	1
Total	100%	34

(5) Bylaws Change – Require the selection of faculty for shared governance representation to follow uniform processes at all levels and for all purposes, as spelled out in the MOU on Shared Governance Understanding

***Rationale:** This change is in line with recommendations from the Senate Ad Hoc Committee on the MOU on Shared Governance. This will require shared governance representatives be elected, appointed by an elected officer or committee, or nominated by an elected officer or committee for appointment by an administrator. This will allow flexibility to ensure adequate diversity and inclusion, but also ensure faculty shared governance representation is driven by elected faculty and not by administrators.*

Article VI: University-wide Committees with Shared Governance Participation.

Section 4.

Article VI: University-wide Committees with Shared Governance Participation.

The Undergraduate Council shall be composed as follows:

The Undergraduate Council (UGC) voting membership shall consist of: the UGC chair; one member of the General Faculty from each college that offers undergraduate degrees; one member from the Library; and one member from the Honors College. ~~Faculty representatives shall be chosen by the faculty in each academic college in accordance with the processes outlined in the Shared Governance Memorandum of Understanding. each chosen by election in the college OR the appointment by the Dean, after consultation with that college's version of an advisory council in accordance with the shared governance guidelines and agreements. [...]~~

Section 5.

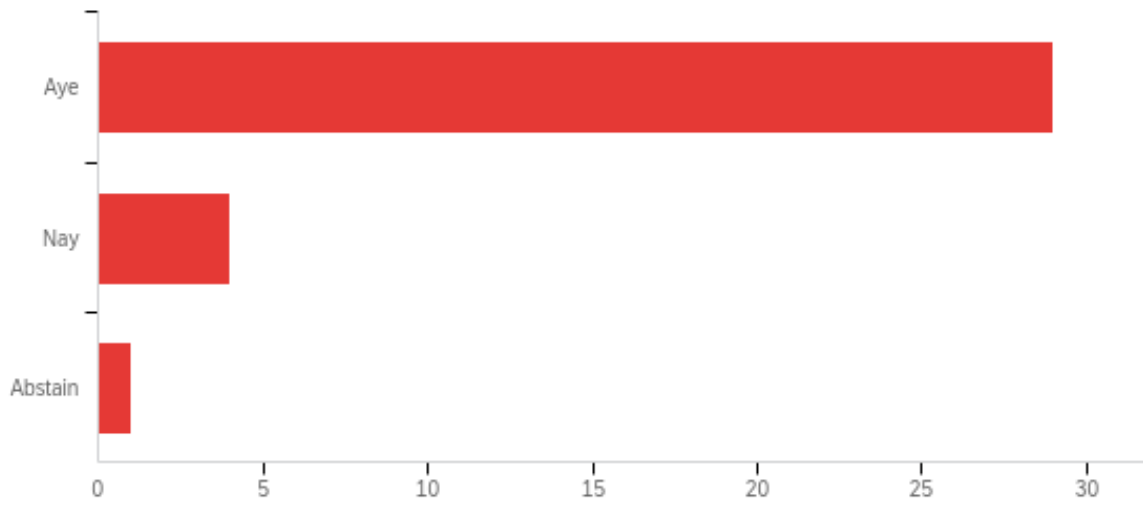
The University-wide General Education Committee shall be composed as follows:

The University-wide General Education Committee (UWGEC) voting membership shall consist of the UWGEC Chair and faculty representatives from the Colleges and programs that offer General Education courses, as follows: The College of Agriculture and Life Sciences (two voting members); the Colleges of Architecture, Planning and Landscape Architecture, Education, Nursing and Pharmacy (one shared voting member); Eller College of Management (two voting members); the College of Engineering (one voting member); the College of Fine Arts (two voting members); Honors College (one voting member); the College of Humanities (two voting members); the College of Science (two voting members); the College of Social and Behavioral Sciences (two voting members); and University of Arizona South (one voting member). A faculty representative for each of the three Foundations programs--English, Mathematics, and Second Language--and the Library shall serve as voting members. Two student representatives, one undergraduate junior or senior, and one will each serve as voting members (two voting members in total). Non-voting *ex officio* members include a representative of the Senior Vice Provost for Academic Affairs. Each faculty member serves a three-year term; each student serves a one-year term. ~~Faculty representatives shall be chosen by the faculty in each academic college, in accordance with the processes outlined in the Shared Governance Memorandum of Understanding. Colleges are advised that at least part of the membership should be elected by their faculty, but in order to ensure that certain minority interests are heard, it is reasonable that part of the membership be appointed. [...]~~

Section 6.

The Graduate Council and its officers shall be composed as follows:

Faculty. Faculty members of the Graduate Council shall be chosen by the faculty in each academic college, ~~in accordance with the processes outlined in the Shared Governance Memorandum of Understanding. according to a process approved by the faculty in each college. [...]~~



Answer	%	Count
Aye	85.29%	29
Nay	11.76%	4
Abstain	2.94%	1
Total	100%	34

(6) VOTE on HOUSEKEEPING CHANGE Constitution – Designated Campus Colleague faculty may not be members of the General Faculty, per ABOR policy. Replacing "Individuals" with "Employees" will exclude DCC faculty from the General Faculty, thus bringing our criteria into alignment with ABOR Policy.

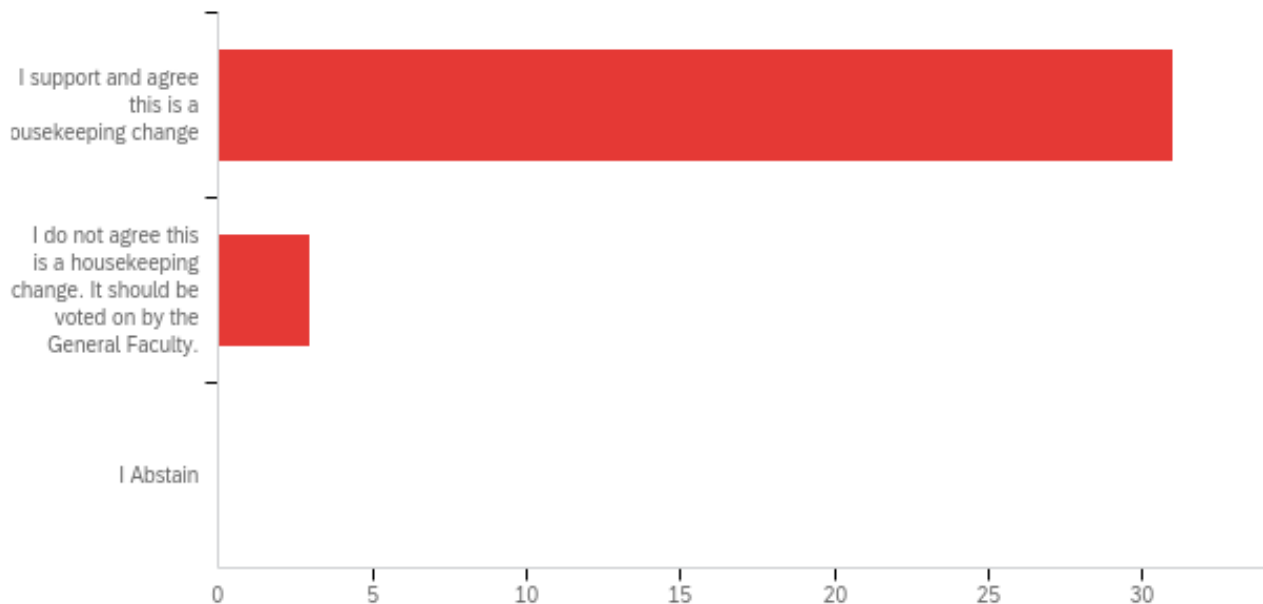
Rationale: ABOR prohibits Volunteer Faculty (which is what they call our DCC Faculty) from being Members of the General Faculty or participating in campus-level shared governance activities. The effect of this change will mean that DCC faculty will not be eligible for General Faculty Membership. ABOR does not prohibit volunteer faculty from participating in governance at the unit level. This proposal was brought forward through and endorsed by the Committee on Faculty Governance. This is a housekeeping change, since it must be made, due to ABOR Policy.

ARTICLE II. Members

Section 1.

For purposes of University government, the General Faculty of The University of Arizona is composed of:

- **Employees** who hold at least half-time tenured or tenure-eligible faculty appointments,
- **Employees** who hold at least half-time continuing or continuing-eligible appointments,
- **Employees** who hold **at least half-time multi-year** career-track **faculty** appointments **with multi-year contracts**,
- **Employees** who have held at least half-time year-to-year career-track faculty appointments for three (3) of the past four (4) years and who currently hold lecturer or ranked professorial titles that do not include an adjunct or visiting modifier



Answer	%	Count
I support and agree this is a housekeeping change	91.18%	31
I do not agree this is a housekeeping change. It should be voted on by the General Faculty.	8.82%	3
I Abstain	0.00%	0
Total	100%	34

(7) VOTE on HOUSEKEEPING CHANGE Constitution – Make wording changes to align with changes made to Section II (on General Faculty Membership)

Rationale: Changes need to be made here in order to bring this text into alignment with changes in Section II, Membership in the General Faculty (made in order to be in alignment with ABOR Policy).

Article II. Members.

Section 5.

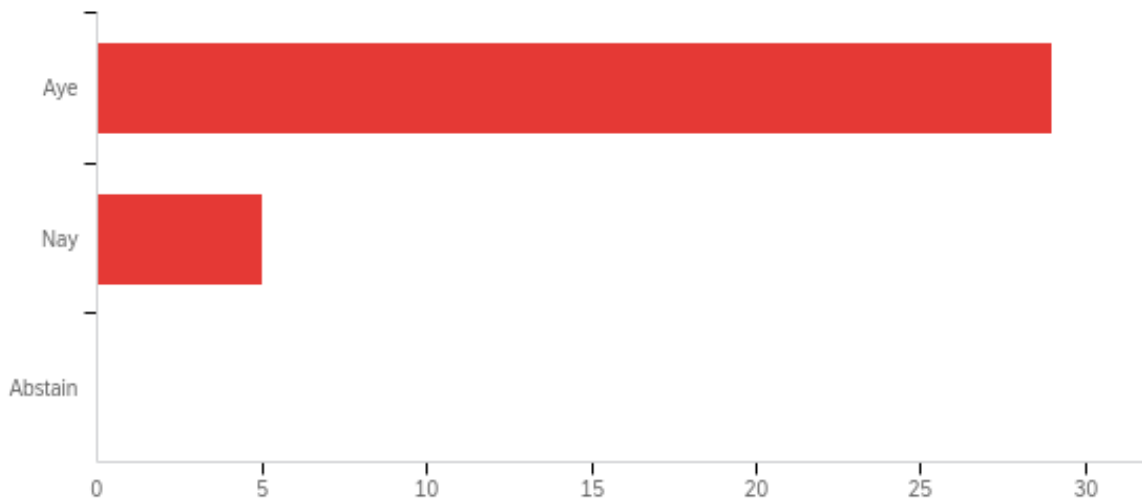
Faculty Shared Governance

In matters of faculty governance, the elected and at-large representatives to Faculty Senate represent not only members of the General Faculty, but also those ~~career-track, visiting, and adjunct~~ faculty who do not meet the criteria for membership in the General Faculty. These include:

Designated Campus Colleague (DCC) faculty

Employees with career-track lecturer or ranked professorial titles who have not held at least half-time or more year-to-year appointments for three (3) of the last four (4) years, and

Employees who have faculty appointments that do not qualify for membership in the General Faculty (e.g., instructors, or those with adjunct, global, visiting, or courtesy/secondary faculty appointments).



Answer	%	Count
Aye	85.29%	29
Nay	14.71%	5
Abstain	0.00%	0
Total	100%	34

(8) VOTE on HOUSEKEEPING CHANGE Constitution – Make changes to ARTICLE II Section 1 to clarify that individuals must be on multiyear contracts to be eligible for Membership in the General Faculty and remove "adjunct," "visiting," and "at least half time."

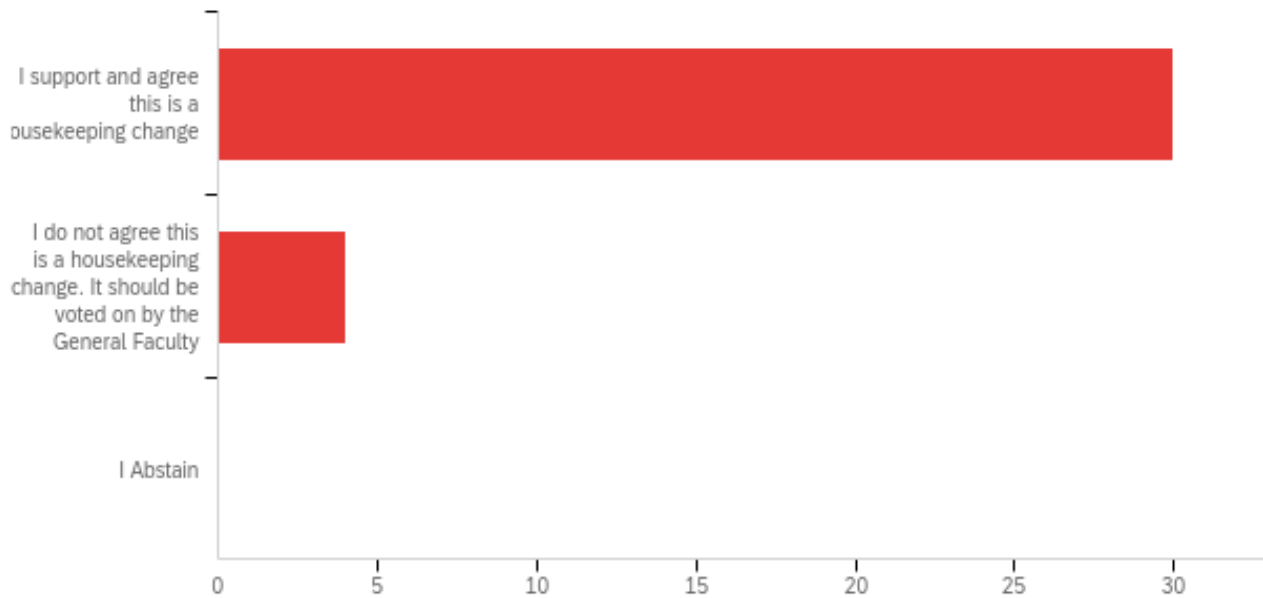
Rationale: Because adjunct and visiting faculty are not defined as career track in UHAP we do not need to spell that out here. The word "contract" was removed in a previous version, causing confusion. Adding it back should help. Because those on multiyear contracts must be half time or greater, spelling that out is unnecessary here.

ARTICLE II. Members

Section 1.

For purposes of University government, the General Faculty of The University of Arizona is composed of:

~~Individuals~~ Employees who hold at least half-time tenured or tenure-eligible faculty appointments, ~~Individuals~~ Employees who hold at least half-time continuing or continuing-eligible appointments, ~~Individuals~~ Employees who hold ~~at least half time multi-year~~ career-track faculty appointments with multi-year contracts, ~~Individuals~~ Employees who have held at least half-time year-to-year career-track faculty appointments for three (3) of the past four (4) years and who currently hold lecturer or ranked professorial titles that do not include an adjunct or visiting modifier, and Individuals who hold Emeritus status.



Answer	%	Count
I support and agree this is a housekeeping change	88.24%	30
I do not agree this is a housekeeping change. It should be voted on by the General Faculty	11.76%	4
I Abstain	0.00%	0
Total	100%	34

(9) VOTE on HOUSEKEEPING CHANGE Constitution – Clarify how Faculty Senate calls a meeting of the General Faculty

ARTICLE IV. Meetings of the General Faculty

Section 1.

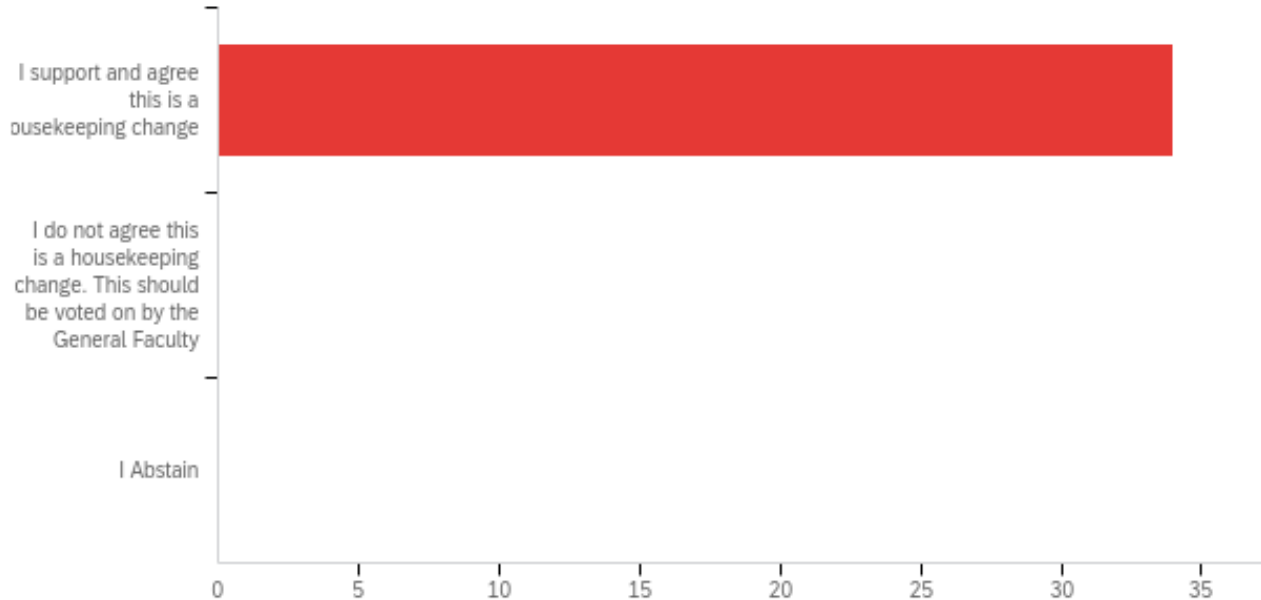
Meetings of the General Faculty, limited to the purpose(s) stated in the call, shall be held:

On the call of the Chair of the Faculty.

By majority vote of the Faculty Senate.

On written petition from members of the General Faculty, as specified in the Bylaws Article III, Section 1.

Rationale: This makes clear the mechanism through which Senate approves a “call.” It does not change the process.



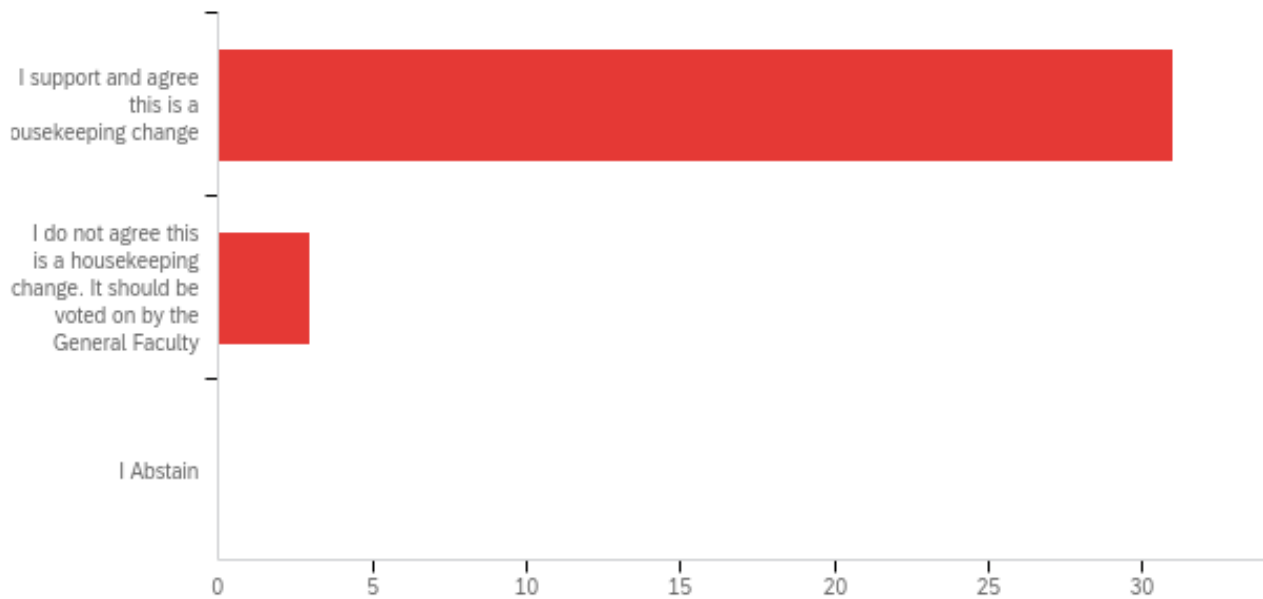
Answer	%	Count
I support and agree this is a housekeeping change	100.00%	34
I do not agree this is a housekeeping change. This should be voted on by the General Faculty	0.00%	0
I Abstain	0.00%	0
Total	100%	34

(10) VOTE on HOUSEKEEPING CHANGE Bylaws – Ensure the functions of the Parliamentarian are covered, should one not be appointed by the Chair

Rationale: The Chair of the Faculty has not appointed a parliamentarian for more than 6 years. While that is the prerogative of the Chair, not having this function covered by another individual has, at times, been an issue and caused delays that otherwise might have been avoided. Assigning this work to the Secretary of the Faculty (in the absence of a parliamentarian) would seem to make sense, since the Secretary does not typically preside over Senate or General Faculty meetings, but would attend them.

Article II, Section 2. Officers.

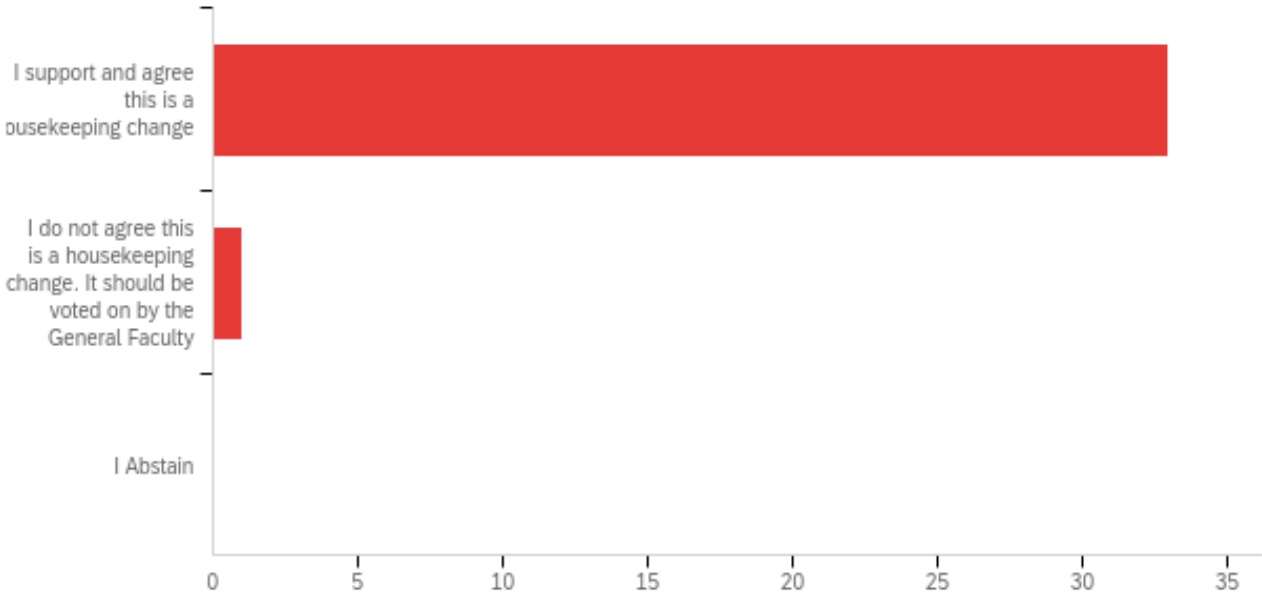
A Parliamentarian, who shall be appointed by and serve at the pleasure of the Chair of the Faculty, shall serve the needs of the General Faculty and the Faculty Senate. **In the absence of a parliamentarian (due to resignation, unfilled appointment, or any other reason), the Secretary of the Faculty shall fulfill this role.**



	Answer	%	Count
	I support and agree this is a housekeeping change	91.18%	31
	I do not agree this is a housekeeping change. It should be voted on by the General Faculty	8.82%	3
	I Abstain	0.00%	0
	Total	100%	34

(11) VOTE on HOUSEKEEPING CHANGE Make the Constitution and Bylaws gender neutral throughout

Rationale: We made this change in UHAP (chapters 3 & 4) some years ago. Doing the same in the Constitution and Bylaws would send a positive signal of inclusivity.



Answer	%	Count
I support and agree this is a housekeeping change	97.06%	33
I do not agree this is a housekeeping change. It should be voted on by the General Faculty	2.94%	1
I Abstain	0.00%	0
Total	100%	34

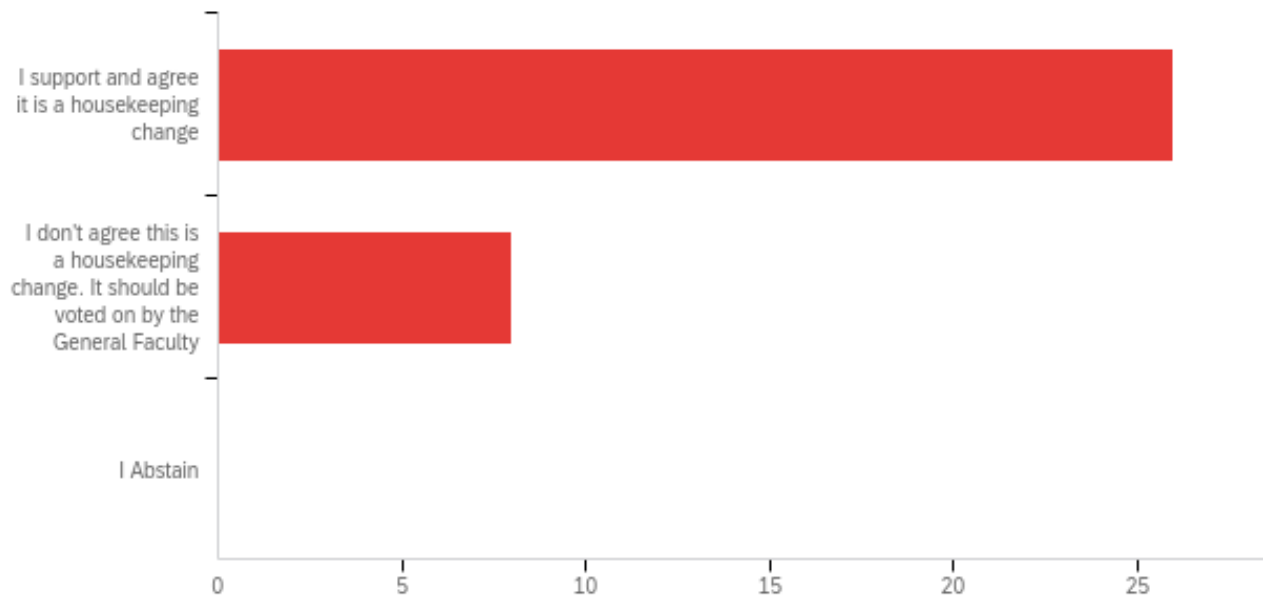
(12) VOTE on HOUSEKEEPING CHANGE Bylaws – Update language about petitions for a meeting of the General Faculty.

Rationale: The Membership in the General Faculty has increased in the last 5 years (from about 2000 to nearly 4000) and is expected to continue to change over time. It makes sense to use a percentage instead of a particular number. In order to ensure it is clear how many members of the General Faculty 5% represents, current information on the Census of the General Faculty will be added to the Faculty Governance website (i.e., General Faculty membership totals by college and overall). Currently, 5% is equivalent to 178 members.

ARTICLE III: Meetings

Section 1.

Petitions in written or digital format of five percent (5%) ~~or one hundred (100) members~~ of the General Faculty, ~~whichever is smaller,~~ shall be sufficient to call a Meeting of the General Faculty. Such petitions, presented to the Chair of the Faculty, shall state the purpose(s) of the intended meeting. **Petitions shall be collected through the Faculty Center and shall be validated by Faculty Center staff using the Census of the General Faculty**



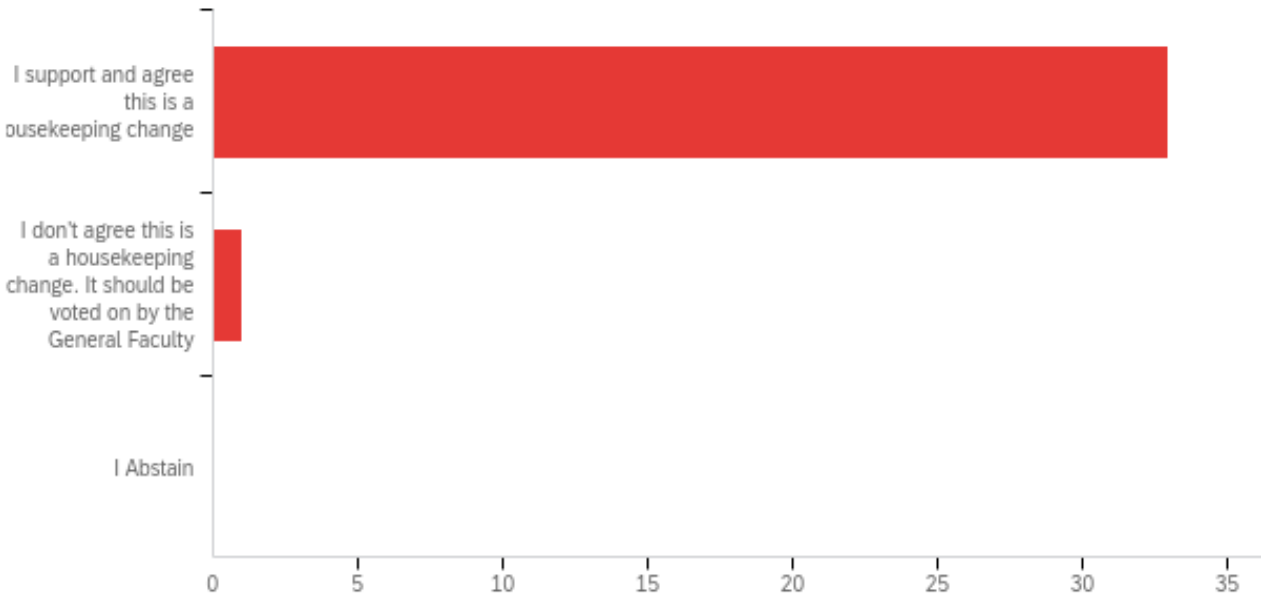
	Answer	%	Count
	I support and agree it is a housekeeping change	76.47%	26
	I don't agree this is a housekeeping change. It should be voted on by the General Faculty	23.53%	8
	I Abstain	0.00%	0
	Total	100%	34

(13) VOTE on HOUSEKEEPING CHANGE Bylaws – Remove the President of the Arizona Alumni Association (no longer a position at UA) from the Naming Advisory Committee

Rationale: This position no longer exists at the University.

**Article VI: University-wide Committees with Shared Governance Participation.
Section 3.**

The Naming Advisory Committee consists of the Vice Chair of the Faculty (committee chair), President of the UA Foundation, ~~President of the Arizona Alumni Association~~, President of the Associated Students of the University of Arizona (ASUA), President of the Graduate and Professional Student Council (GPSC), Provost of the University, President of the Classified Staff Council (CSC), chair of the Appointed Professionals Advisory Council (APAC), a representative of the Dean’s Council (elected by the Deans), and a representative from the Faculty Senate (appointed by the Chair of the Faculty). Members serve annual terms.



Answer	%	Count
I support and agree this is a housekeeping change	97.06%	33
I don't agree this is a housekeeping change. It should be voted on by the General Faculty	2.94%	1
I Abstain	0.00%	0
Total	100%	34

(14) VOTE on HOUSEKEEPING CHANGE Bylaws - Remove the President of the Arizona Alumni Association (no longer a position at UA) from the SPBAC

Rationale: This position no longer exists at the University

Article VI: University-wide Committees with Shared Governance Participation.

Section 7.

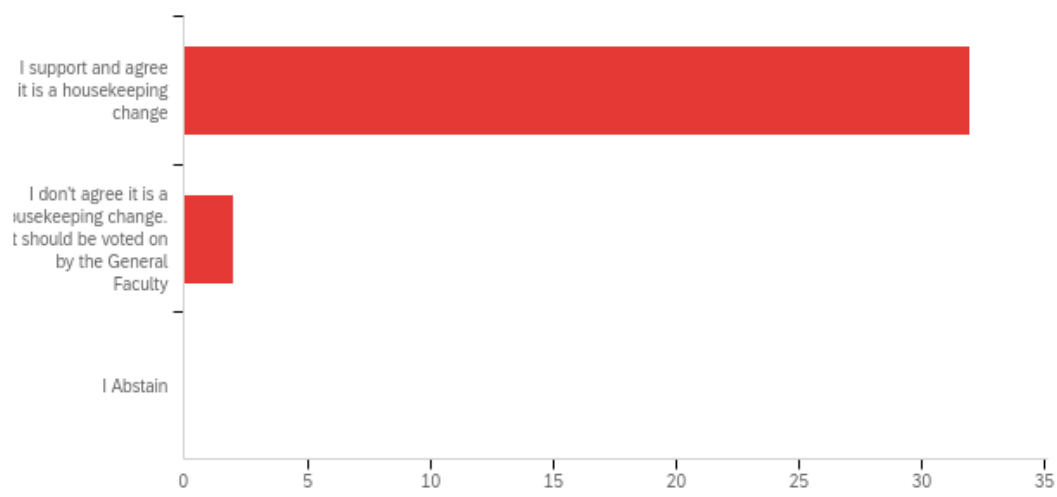
The Strategic Planning and Budget Advisory Committee’s (SPBAC) membership is comprised of twenty-one voting members and thirteen (13) ex officio non-voting members.

Eleven of the voting members are faculty: the Chair of the Faculty; six faculty elected by the general faculty for staggered, three-year terms; three faculty selected by the Chair of the Faculty in consultation with the President for three-year rotating terms; and a SPBAC chair. The SPBAC chair is appointed by the President in consultation with the Chair of the Faculty for a two-year term. The President and Chair of the Faculty may also select a SPBAC co-chair from the existing SPBAC membership; under such circumstances, the co-chairs have one shared vote. SPBAC chairs must have served at least one year on the committee prior to appointment as chair. SPBAC chairs may be re-appointed for one additional term, with the consent of a majority of SPBAC voting members.

If an elected faculty representative to SPBAC resigns or becomes ineligible to serve, the candidate who received the next highest number of votes in the same election will be offered the vacancy, with ties broken by the Chair of the Faculty. If there is no eligible candidate, the Chair of the Faculty will fill the vacancy by appointing a member of the General Faculty to serve for the remainder of the term.

The remaining ten voting members are appointed: two deans, two representatives from the President’s cabinet, and two non-faculty staff are appointed by the President for three-year rotating terms. Representatives of the Classified Staff Council, Appointed Professionals Advisory Council, Graduate and Professional Student Council and the President of the Associated Students of the University of Arizona (who automatically sits on SPBAC) serve at the will of their governing organizations.

The thirteen (13) ex officio (non-voting) members are comprised of individuals with expertise in strategic planning/budgeting by title and by responsibility as follows. Those designated by title are: Senior Vice President and Provost; Senior Vice President Business Affairs and CFO; President, University of Arizona Foundation; ~~and President, Alumni Relations.~~ The University of Arizona President, in consultation with the Chair of the Faculty, will appoint 9 individuals with senior leadership responsibilities drawn from areas that include institutional analysis and budget; student affairs and success; diversity and inclusion; research and health sciences; international and global affairs; communications, marketing, and public relations; and human resources.



Answer	%	Count
I support and agree it is a housekeeping change	94.12%	32
I don't agree it is a housekeeping change. It should be voted on by the General Faculty	5.88%	2
I Abstain	0.00%	0
Total	100%	34

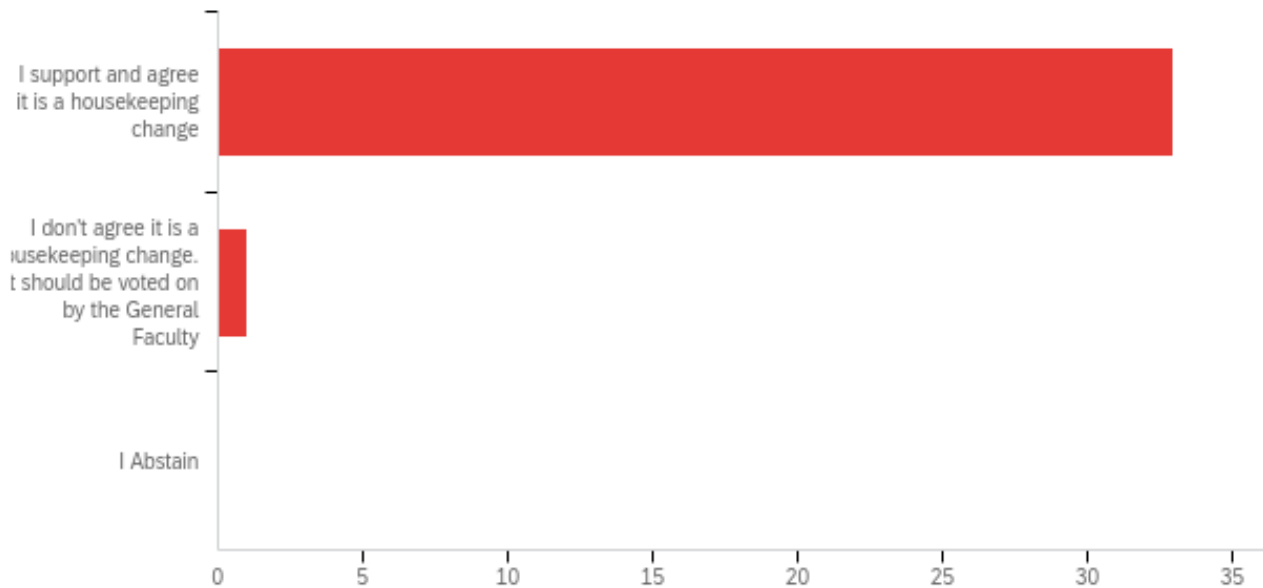
(15) VOTE on HOUSEKEEPING CHANGE Bylaws – Change membership requirements on Senate Standing Committees to be in line with our practice

Rationale: The current wording says "Members of the Faculty Senate," which could include the President, Provost, etc. We don't think that was ever the intent and we have always only included elected faculty who are members of Senate in this count. This change is to put this language in step with practice.

Article VIII. Senate

Section 4: Faculty Senate Standing Committees

Each Faculty Senate standing committee, except the Executive Committee, shall consist of seven General Faculty members, a majority of whom must be **elected faculty who are members of Senate**. The standing committee members shall be appointed by the Vice Chair of the Faculty, after consultation with the Faculty Senate Executive Committee, from names suggested by the Nominating Committee or other members of the General Faculty. Student members of standing committees shall be nominated by the Associated Students of the University of Arizona and by the Graduate and Professional Student Council. Members of standing committees shall serve one-year terms.



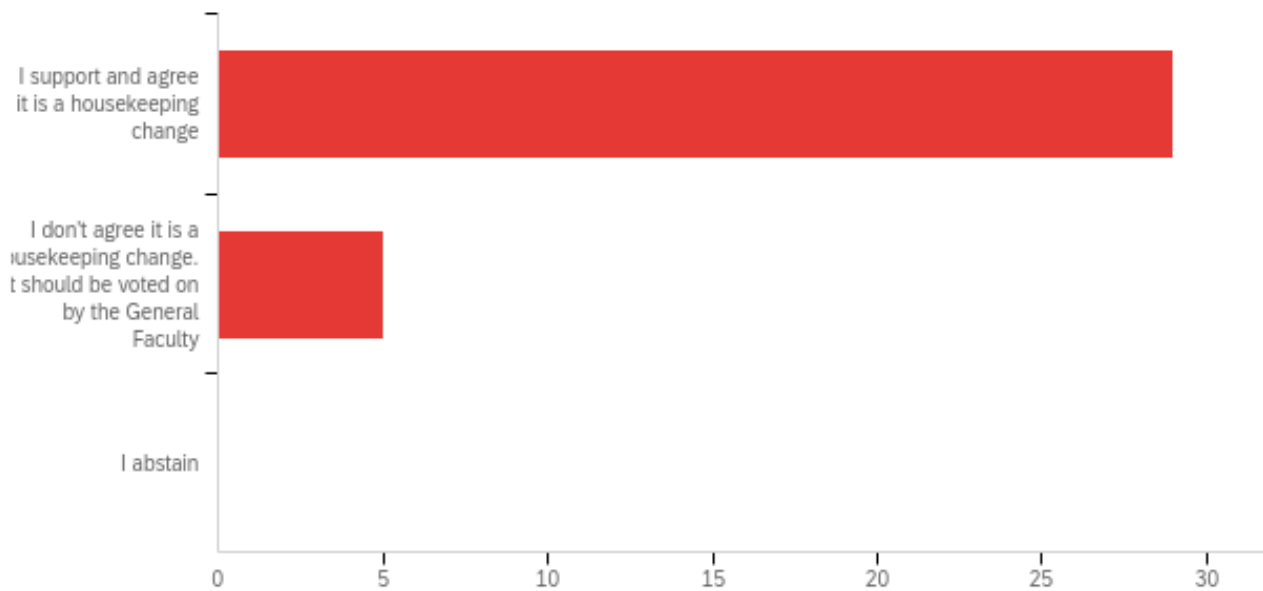
Answer	%	Count
I support and agree it is a housekeeping change	97.06%	33
I don't agree it is a housekeeping change. It should be voted on by the General Faculty	2.94%	1
I Abstain	0.00%	0
Total	100%	34

(16) Vote on HOUSEKEEPING CHANGE Bylaws - Clarify that in all elections candidates must receive a majority of votes to be elected.

Rationale: Currently, while this is required for elections to commonly contested positions (e.g., Senate, C11, SPBAC), there is nothing about other elections where more than one seat is open (and, thus, a winning candidate could receive fewer than half the votes).

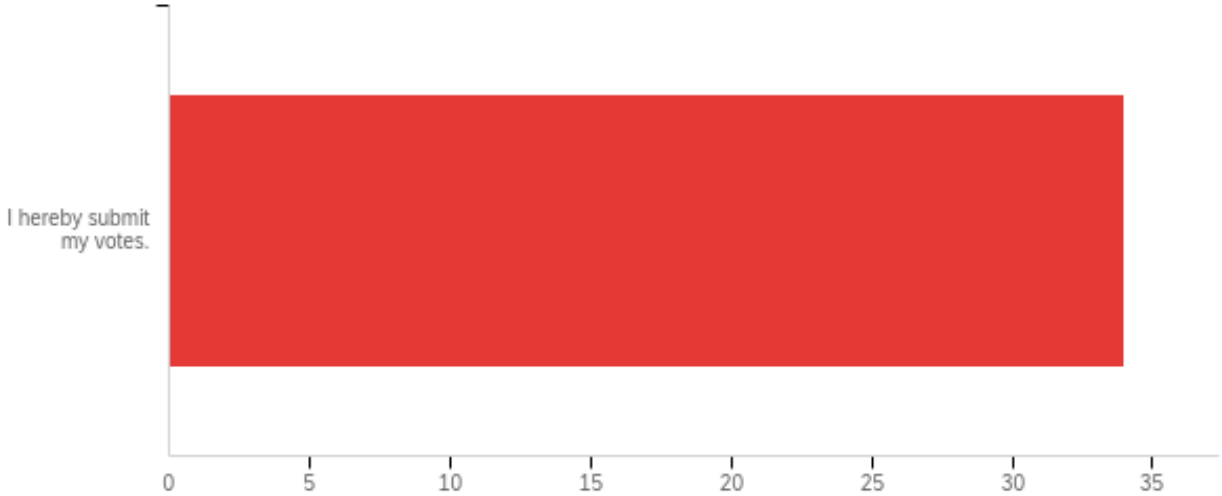
Article IV, Section 3

g. For all other elections, any candidate who receives a majority of votes will be declared elected. Any unfilled seats will be filled through a runoff election with no more than twice as many candidates on the ballot as there are open seats. If there are more than twice as many candidates as open positions, those with the largest number of votes on the first ballot will be included in the runoff election.



Answer	%	Count
I support and agree it is a housekeeping change	85.29%	29
I don't agree it is a housekeeping change. It should be voted on by the General Faculty	14.71%	5
I abstain	0.00%	0
Total	100%	34

Submission - This is the end of the votes. By checking this box your submission will be marked complete. Once submitted, you cannot change your votes. Only submitted votes will be counted.



Answer	%	Count
I hereby submit my votes.	100.00%	34
Total	100%	34