

ACADEMIC SENATE  
OF  
CALIFORNIA STATE UNIVERSITY  
SACRAMENTO

Minutes

Issue #11

Special Meeting  
Wednesday, April 23, 1986

ROLL CALL

Present: Addicott, Aichele, Alexander, Bess, Chmaj, Curry, Endres, Farrand, Gelus, Good, Harriman, Holl, Jensen, Koester, Kostyrko, Madden, McGillivray, Moulds, Nelson, Price, Shattuck, Snow, Torcom, Wade, Walther, Wheeler, Winters

Absent: Anderson, Beckwith, Christian, Deaner, Figler, James Hernandez, Juan Hernandez, Kaltenbach, Kimenyi, Maxwell, Pettay, Pucci, Radimsky, Stroumpos, Swanson, Taniguchi, Wilson

ACTION ITEMS

AS 86-24/Ex., Flr. CONSULTATION VERSUS JOINT RESPONSIBILITY

The CSUS Academic Senate shall inform the CSU Academic Senate that we agree that in defining "criteria and standards," "joint responsibility" means "equal partnership," that we find it essential that the CSU Academic Senate assert its right to equal partnership, and that anything else is unacceptable.

Carried unanimously.

AS 86-25/Ex. LENGTH OF THE PROBATIONARY TERM

The CSUS Academic Senate 1) recommends amending CSU Academic Senate proposed resolution AS-1659-86/FA by amending the resolved clause (indicated by underlining in resolution below), and 2) advises the campus CSU Academic Senators to support the position of AS-1659-86/FA on the appropriate probation period at such time as it may come before the Academic Senate of the CSU.

CSU Academic Senate, AS-1659-86/FA  
March 13-14, 1986

LENGTH OF PROBATIONARY PERIOD

WHEREAS, The Academic Senate of The California State University twice opposed an extension of the four-year probationary period established in Section 43560 of Title V of the California Administrative Code (AS-92-67/FA and AS-778-75/FA); and

WHEREAS, The Academic Senate CSU has expressed support of the four-year probationary period with the provision that additional fifth and sixth probationary years may be assigned (AS-778-75/FA); and

WHEREAS, During the period Section 43560 was in effect, from September 1971 until August 1983, it ensured adequate flexibility while providing for complete and appropriate evaluation for tenure of academic employees; and

WHEREAS, The Higher Education Employer-Employee Relations Act (HEERA) states, in part, that

(r) For purposes of the California State University and Colleges, only "scope of representation" means, and is limited to, wages, hours of employment and other terms and conditions of employment. The scope of representation shall not include:

(4) Criteria and standards to be used for the appointment, promotion, evaluation, and tenure of academic employees, which shall be the joint responsibility of the academic senate and the trustees.

;and

WHEREAS, The Academic Senate CSU on January 13, 1984, notified the California State University and the California Faculty Association that it was the position of the Academic Senate CSU that the length of time required to obtain tenure is a criteria and standards issue and should not have been the subject of collective bargaining; and

WHEREAS, The CSU Board of Trustees, through a public notice, withdrew the probationary period (Section 13.3) from the collective bargaining process between CFA and the Board's representatives; and

WHEREAS, The Academic Senate CSU has responded to the public notice that the length of probationary period of a faculty member does establish a criterion or standard for the award of tenure and is therefore within the Senate's purview under HEERA; and

WHEREAS, The CSU Board of Trustees and the Academic Senate CSU have joint responsibility for determining the length of the probationary period for tenure-track faculty; therefore be it

RESOLVED, That the Academic Senate of The California State University carry out its responsibility under the Higher Education

Employer-Employee Relations Act by stating its position on the probationary period as follows:

The appropriate period for probation is four years with the provision that additional fifth and sixth years may be assigned. Policies and procedures for 5th and 6th year appointments shall be mutually determined by the local Senate/Council and the campus president.

Carried.

AS 86-26/Ex. STUDENT EVALUATION OF INSTRUCTION

The Academic Senate, CSU, Sacramento, recommends amendment of the final paragraph of the resolved clause of the CSU Academic Senate's proposed resolution AS-1651-86/FA (indicated by strikeouts and underlining below).

CSU Academic Senate, AS-1651-86/FA  
March 13-14, 1986

STUDENT EVALUATION OF INSTRUCTION

- WHEREAS, The California State University Board of Trustees, through a public notice, recently withdrew several issues from the collective bargaining process, because they are "criteria and standards which pursuant to HEERA are more appropriately subjects of joint responsibility between the CSU and the Academic Senate"; and
- WHEREAS, One of the issues withdrawn was article 15.17a of the California Faculty Association proposals, which states, "Student evaluations shall not be considered as the sole indicator of teaching performance"; and
- WHEREAS, The Academic Senate of The California State University recommended in 1978 that the results of student evaluation of instruction be included in personnel files and that student evaluations be used in the retention, tenure, and promotion process "as one element in assessing the quality of instruction, but not as the sole indicator of such quality"; and
- WHEREAS, In 1980 the CSU Board of Trustees adopted minimum standards for the evaluation of instructional performance of tenured faculty, mandating that such procedures "shall include, but not be limited to, consideration of student evaluations of instructional performance"; and
- WHEREAS, the Academic Senate CSU has now reviewed these policies, and continues to endorse them; therefore be it

RESOLVED, That the Academic Senate of The California State University discharge its joint responsibility under the Higher Education Employer-Employee Relations Act (HEERA) for criteria and standards by presenting to the CSU Board of Trustees for their concurrence the following policy statement:

In hiring, tenure and promotion reviews, and in evaluation of the instructional performance of tenured faculty, the results of student evaluation of instructional quality shall be used as one element in assessing the quality of instruction but not as the sole indicator of such quality include but not be limited to the results of student evaluations of instruction.

Carried unanimously.

AS 86-27/Ex. CONDITIONAL ADMISSIONS, POLICY ON

The CSU, Sacramento, Academic Senate 1) endorses the February 28, 1986, report of the Admissions Advisory Council with regard to the proposal for conditional admissions (copy available in the Academic Senate Office, Adm. 264), and 2) endorses the CSU Academic Senate resolution AS-1648-86 with the last resolved clause amended (indicated by strikeovers).

CSU Academic Senate, AS-1648-86/AA  
March 13-14, 1986

POLICY ON CONDITIONAL ADMISSIONS OF FIRST-TIME FRESHMEN  
TO PHASE IN THE 1988 CSU SUBJECT REQUIREMENTS AND TO  
GOVERN APPLICATION OF ENGLISH AND MATHEMATICS  
REQUIREMENTS IN 1986 AND 1987

WHEREAS, The Academic Senate of The California State University has recently reaffirmed (AS-1482-84 and AS-1618-85) its support for increased requirements in college preparatory subjects for students admitted to the CSU, continuing its longstanding support for increased preparation (AS-1217-81 and AS-1321-82) and admission requirements (AS-1212-81 and AS-1272-81) in English and mathematics; and

WHEREAS, The Academic Senate CSU (AS-1619-85) called for development of a comprehensive policy for conditional admissions during a phase in period for the new 1988 required pattern of collegiate preparation, through which otherwise-eligible applicants could be admitted lacking one or more of the required courses; and

WHEREAS, The Chancellor has forwarded to the Senate for its recommendation a policy for conditional admission of first-time freshmen commencing fall, 1986, as proposed by the Admissions Advisory Council; and

WHEREAS, The proposed policy for conditional admissions includes

- (1) a gradual increase in the number of required subjects from 5 (of 6) in 1986 and 1987 to 10 (of 15) in 1988, 12 (of 15) in 1989, 14 (of 15) in 1990 and 1991, and all 15 in 1992;
- (2) authorization through 1991 for students to be admitted lacking one of the required courses in English or mathematics through 1991;
- (3) specific provisions for the completion early after enrollment of courses in areas from the required course pattern not completed prior to admission;
- (4) additional time to remove conditions for students admitted through special action;
- (5) acknowledgment of the need for ongoing monitoring of course-taking behavior by students in the upper one third of the high school graduating class and of the possible need for flexibility in enforcing the course pattern requirement in 1992 and beyond; therefore be it

RESOLVED, That the Academic Senate of The California State University inform the Chancellor of its general support for the policy on conditional admissions as recommended by the Admissions Advisory Council, but urge that the following modification be made to that policy:

- (1) That the requirement for conditional admission in fall 1990 and fall 1991 be stated as 14 of the 15 required subjects, to include all 7 of the required courses in English and mathematics.

Carried.

\*AS 86-28/FA, Ex., Flr. COPYRIGHT POLICY

[It was moved (Price) and seconded (Jensen) to reverse the order of second and third paragraphs. The motion carried.

It was moved (Price) and seconded (Jensen) to rewrite paragraph three to read: "However, when University facilities, equipment or staff (excluding faculty) are used in such a way that a department by a majority vote determines that the use is significant and may have revenue potential, then an appropriate university official should consider whether a contract is necessary to recover development costs if the faculty member derives revenue from the commercial use of such materials. Copies of such material will be made available to a

university depository, such as the Library." The motion was defeated (Hand Vote: Yes-5, No-17).

It as moved (Holl) and seconded (Koester) to amend paragraph three as follows: ...revenue potential, the holder(s) of the copyright University should enter into an agreement with the university to repay all or holder(s) of the copyright to recover an appropriate part of such development costs with revenue derived from commercial use of the material. The motion carried.]

University academic employees have exclusive ownership rights in their intellectual property, (e.g., articles, books, computer software, etc.), produced while in the employ of the university. Such rights are not abridged because the scholarly or creative activity occurs on university time or during vacations, released time for research, or paid leaves. Neither are they abridged by normal use of the university facilities, such as faculty offices and the Library.

Copyrightable material includes, but is not limited to, computer software, videotapes, written material with revenue potential (e.g., textbooks) and written material with no revenue potential (e.g., journal articles,, monographs).

However, when additional university facilities, equipment or personnel are used to a significant extent in the development of copyrighted material with revenue potential, the University should enter into an agreement with the holder(s) of the copyright to recover an appropriate part of such development costs with revenue derived from commercial use of the material. Copies of such material will be made available to a university depository, such as the Library.

Carried.


\*AS 86-29/Ex. ANNUAL FACULTY ADDRESS

The annual faculty address shall be titled "The John C. Livingston Annual Faculty Lecture." (Attachment)

The Faculty Address Committee shall become The Livingston Annual Faculty Lecture Committee.

Carried unanimously.

The meeting was adjourned at 3:35 p.m.

  
Janice McPherson, Secretary

JM

\*President's response requested.