

1993 - 94 ACADEMIC SENATE
OF
CALIFORNIA STATE UNIVERSITY
SACRAMENTO

Minutes

Issue #21

April 28, 1994

ROLL CALL

Present: Amer, Baldini, Barrena, Burgess, Chopyak, Cleveland, Cook, M. Dillon, W. Dillon (Parliamentarian), Dokimos, Ernst, Fitzgerald, Giles, Gonzalez, Gunston-Parks, Heffernan, Henderson, Hubbard, A. Jensen, R. Jensen, Kelly, Klucas, Koester, Kostyrko, Martin, Meyer, Miller, Murphy, Navari, R. Nelson, Noble, Ostiguy, Plummer, Rios Kravitz, Schulte, Seid, Strasser, Takeuchi, Tobey, Tooker, Tsai, Tucker, Vande Berg

Absent: Bennett, Carter, Cintron, Driesbach, Eden, Goldstene, Jacobs, Jakob, Kho, Knapp, Lewis, Michael, Mulira, C. Nelson, Olson, Pyne, Rice, Serrano, Swift, Tewell, Urone, Ware, Wilcox, Zhou

INFORMATION

Spring Schedule of Meetings (tentative):

May 12 (2:30-3:00, 1994-95 Organizational Meeting #2), 19, 26

ACTION ITEMS

*AS 94-31/Ex. ACCREDITATION--CSUS SELF-STUDY (WASC ADVISORY COMMITTEE)

The Academic Senate endorses the charge to and composition of the proposed WASC Advisory Committee subject to revisions (strikeover = deletion; underscore = addition) specified below:

Charge: This is a time-limited committee (2 years) which is responsible for guiding the development and implementation of the University's Self Study process in accordance with the new standards and initiative set forth by the Western Association of Schools and Colleges (WASC) for accreditation and self-studies respectively.

Composition: The committee shall be composed of members from the University community as follows:

- 1 member from the CSUS Advisory Board
- 1 member from the CSUS Alumni Association
- 3 members from the University Staff Assembly
- 2 members from the Associated Students
- 2 or 3 faculty members from the Academic Senate, one of whom shall be a representative of the part-time faculty if any wish to volunteer their services
- 2 faculty members from the School of Health and Human Services
- 2 faculty members from the School of Business
- 2 faculty members from the School of Engineering and Computer Science
- 2 faculty members from the School of Education
- 4 faculty members from the School of Arts and Sciences
- Self-Study Coordinator (who shall chair the committee)
- Ex-officio member, Vice President for Academic Affairs
- Ex-officio member, Associate Vice President for Academic Affairs
- Ex-officio member, Dean for General Education
- Ex-officio member, Director of Institutional Studies
- Ex-officio member, Academic Senate Chair
- Ex-officio member, Student Affairs
- Ex-officio member, Business and Finance

Selection and Appointment:

~~The Vice President for Academic Affairs will, in consultation with the Self-Study Coordinator and the Chair of the Academic Senate, make appointments. Each of the designated units shall, if possible, nominate at least twice the number of members designated to serve from that unit (all nominees should be advised and willing to serve the entire two years). The Vice President for Academic Affairs will, in consultation with the Self-Study Coordinator and the Chair of the Academic Senate, make all non-faculty appointments. The Chair of the Academic Senate, in consultation with the Vice President for Academic Affairs and Chair of the Self-Study Committee, shall select faculty nominees for recommendation to the Academic Senate. In accordance with the Constitution of the Faculty of California State University, Sacramento, Article II, Section 4.B.5, the Academic Senate shall recommend faculty for appointment to the President.~~

Carried.

*AS 94-34/Ex. COMMITTEE APPOINTMENTS--University

Interim Dean, School of Education, Advisory Selection Committee for the Selection of:
LEAH VANDE BERG, Faculty At-large
BONNIE WALKER, CODE Representative

Carried unanimously.

AS 94-35/CODE, Ex. DEPARTMENT OF DEFENSE POLICIES, RESOLUTION ON

WHEREAS, CSU systemwide policy (Executive Order 340, February 27, 1981) on non-discrimination prohibits discrimination on the basis of sexual orientation; and

WHEREAS, University policy on non-discrimination at CSU, Sacramento prohibits discrimination on the basis of sexual orientation in any of its programs or activities; and

WHEREAS, Department of Defense (DoD) Directive 1304.26 stipulates that "...homosexual conduct will continue to be a basis for barring entry into the Armed Forces..." and the definition of homosexual conduct includes merely a statement that an applicant is homosexual or bisexual; and

WHEREAS, DoD Directive 1304.26 stipulates that "...an applicant shall be rejected for entry [to military service] if he or she makes a statement that he or she is a homosexual or bisexual, or words to that effect...", "...unless there is a further determination that the applicant has demonstrated that he or she is not a person who engages in, attempts to engage in, has a propensity to engage in, or intends to engage in homosexual acts" which is discriminatory on its requirement of proof; and

WHEREAS, DoD Directive 1332.14 states the following three (3) bases for separation from military service:

1. "if a service member engages in, or solicits another to engage in homosexual acts",
2. "if a service member has married or attempted to marry a person of the same sex",
3. "if a service member states that he or she is a homosexual or bisexual, or words to that effect. Such a statement creates the presumption that the member engages in homosexual acts or has the propensity to do so"; and

- WHEREAS, if a service member discloses that he or she is a homosexual or bisexual, the service member is presumed to engage in homosexual conduct, and must demonstrate that he or she does not engage in homosexual acts is discriminatory in its perspective and requirement of proof; and
- WHEREAS, the foregoing DoD Directives demonstrate that current DoD policy continues to discriminate by barring entry and separating individuals who state they are homosexual or bisexual; and
- WHEREAS, DoD policy (Enclosure 4 to DoDD 1332.14 and Enclosure 8 to DoDD 1332.30) accords discretion to military commanders on whether to initiate inquiries about an individual's statement that he or she is homosexual or bisexual; and
- WHEREAS, policies that allow for discretion to discriminate are in and of themselves discriminatory; and
- WHEREAS, CSUS Reserve Officers' Training Corps (ROTC) follows the DoD policy of commander discretion, thereby allowing for the possibility of disqualification of an applicant who states he/she is a homosexual or bisexual, who admits homosexual acts, who states he/she is married to a person of the same sex, or who has been previously separated for homosexuality from military service and will not be accepted for entrance into a precommissioning program; and
- WHEREAS, CSUS ROTC has the discretion to suspend the processing of any applicant who freely admits or volunteers, during any stage of processing (any time during the four years the student is in the ROTC program), that he/she is a homosexual or bisexual; and
- WHEREAS, policies that allow for discretionary disqualification and/or dismissal of homosexuals or bisexuals from the cadet corps of ROTC programs offered on the CSUS campus are in direct violation of the University's non-discrimination policy; and
- WHEREAS, the implementation of the new Department of Defense Directives (December 22, 1993) have been postponed, thereby continuing discriminatory policies; and
- WHEREAS, the previous Academic Senate, CSU and the CSUS Academic Senate, in May, 1990, resolutions AS 1930 and AS 90-75, respectively, condemned the Department of Defense policy in effect at that time (DoD policy, 32.C.F.R, part 41, App. A, part H); and

- WHEREAS, failure to take action to ensure compliance or discontinue programs on the campus that deny access on the basis of sexual orientation lends institutional support to the practice of discrimination; and
- WHEREAS, on October 10, 1991, President Donald R. Gerth informed the CSUS Academic Senate of his concurrence with the Senate's position that the exclusion of homosexuals or bisexuals from ROTC programs is contrary to University policy on non-discrimination and that any program that fails to comply with the University policy on non-discrimination should not be allowed to continue indefinitely on this campus; and
- WHEREAS, President Donald R. Gerth further informed the Senate that he is supportive of action on the part of the CSU which would serve immediate notice to the DoD that, if the DoD policy were not reversed by Spring 1993, a phase-out of ROTC from all CSU campuses would begin in the following academic year; and
- WHEREAS, the CSUS Academic Senate urged the President to recommend to the CSU Executive Council for adoption by the CSU, a proposal that the Department of Defense be notified immediately that if the Department of Defense policy was not reversed by early Spring 1993, a phase-out of ROTC from all CSU campuses would begin in academic year 1993-94; and
- WHEREAS, the modifications to DoD policy effected December 22, 1993, failed to address the concerns expressed in CSUS Academic Senate resolution (AS 90-75) by continuing to allow for the discretionary disqualification and/or dismissal of homosexuals or bisexuals from the cadet corps of ROTC; and
- WHEREAS, President Donald R. Gerth inquired of the DoD (March 25, 1994) whether DoD regulations allow sufficient discretion to campus ROTC commanders to permit them to comply with the University's non-discrimination policy; and
- WHEREAS, the DoD response to President Gerth (April 11, 1994) was that campus ROTC commanders *did not have* the discretion to comply with University policy, that ROTC programs are subject to DoD policy, and that the impact of this policy is that it would prohibit ROTC applicants from obtaining scholarships or entering the services when a determination is made that they are not in compliance with DoD policy; and

- WHEREAS, a University President is responsible for upholding the values of the Institution and ensuring compliance of all University programs with the policies of the University; and
- WHEREAS, President Gerth, on April 22, 1994, announced his decision to phase out ROTC programs at CSU, Sacramento, based on the refusal of the DoD to comply with University policy on non-discrimination; therefore, be it
- RESOLVED, the Academic Senate commends President Gerth for his leadership and effort in attempting to effect change in the DoD policy of discrimination on the basis of sexual orientation; and, be it further
- RESOLVED, the Academic Senate supports President Gerth's decision to phase out ROTC programs beginning Spring 1995, and commends the President for acting quickly and decisively when informed of the DoD's refusal to comply with University policy on non-discrimination.

Carried.

The hour of adjournment having arrived, the following items were postponed until the next meeting:

AS 94-33/Flr. MINUTES

AS 94-36/FA, Ex. PERIODIC REVIEW OF TENURED FACULTY (Amends AS 84-64 and PM 85-06)

AS 94-10/Ex. STANDING RULES--Changes to Existing Rules

AS 94-10A CURRICULUM COMMITTEE, CREATE

AS 94-10B ACADEMIC PROGRAMS REVIEW COMMITTEE, CREATE

AS 94-10C ACADEMIC SUPPORT COMMITTEE, CREATE

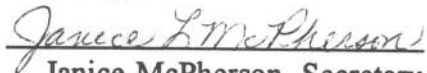
AS 94-10D STUDENT RETENTION AND EDUCATIONAL EQUITY COMMITTEE (as Standing Subcommittee of Academic Policies Committee), CREATE

AS 94-10E FACULTY AFFAIRS COMMITTEE

AS 94-10F UNIVERSITY WRITING COMMITTEE--Standing Subcommittee of General Education Committee

AS 94-10G VISITING SCHOLARS COMMITTEE--Subcommittee of Faculty Professional Development Committee

The meeting was adjourned at 4:35 p.m.


Janice McPherson, Secretary

*Presidential approval requested.

1993-94 ACADEMIC SENATE
OF
CALIFORNIA STATE UNIVERSITY
SACRAMENTO

Minutes

Issue #20

April 21, 1994

ROLL CALL

Present: Amer, Baldini, Barrena, Burgess, Chopyak, Cintron, Cleveland, M. Dillon, W. Dillon (Parliamentarian), Dokimos, Ernst, Fitzgerald, Gonzalez, Heffernan, Henderson, R. Jensen, Klucas, Knapp, Koester, Martin, Miller, Mulira, Murphy, Navari, C. Nelson, Noble, Ostiguy, Pearson-Rounds, Plummer, Pyne, Rice, Rios Kravitz, Schulte, Seid, Swift, Takeuchi, Tobey, Tooker, Tsai

Absent: Bennett, Carter, Cook, Driesbach, Eden, Giles, Goldstene, Gunston-Parks, Hubbard, Jacobs, Jakob, A. Jensen, Kelly, Kho, Kostyrko, Lewis, Meyer, Michael, R. Nelson, Olson, Serrano, Strasser, Tewell, Tucker, Urone, Vande Berg, Ware, Wilcox, Zhou

INFORMATION

1. Spring Schedule of Meetings (tentative):
April 28 (2:30-3:00, 1994-95 Organizational Meeting #1)
May 12 (2:30-3:00, 1994-95 Organizational Meeting #2), 19, 26
2. The Senate participated in a discussion with President Gerth and Vice President Koester about baccalaureate competencies. Specifically, what a baccalaureate degree means and how CSUS might work to establish acceptable measures of accountability which at the same time respond to concerns/criticisms expressed by the public.

ACTION ITEMS

AS 94-29/Flr. MINUTES

The Minutes of the meeting of April 14 (#19), 1994, are approved as published.

Carried.

*AS 94-30/Ex. COMMITTEE APPOINTMENTS--University

Livingston Annual Faculty Lecture Committee:

JAMES NEAL, At-large, 1994 (repl. M. Tool)

Carried unanimously.

Following a motion to adjourn, the remaining items were postponed to a future meeting:

AS 94-10/Ex. STANDING RULES--Changes to Existing Rules

AS 94-10A CURRICULUM COMMITTEE, CREATE

AS 94-10B ACADEMIC PROGRAMS REVIEW COMMITTEE, CREATE

AS 94-10C ACADEMIC SUPPORT COMMITTEE, CREATE

AS 94-10D STUDENT RETENTION AND EDUCATIONAL EQUITY COMMITTEE (as
Standing Subcommittee of Academic Policies Committee), CREATE

AS 94-10E FACULTY AFFAIRS COMMITTEE

AS 94-10F UNIVERSITY WRITING COMMITTEE--Standing Subcommittee of General
Education Committee

AS 94-10G VISITING SCHOLARS COMMITTEE--Subcommittee of Faculty Professional
Development Committee

AS 94-31/Ex. ACCREDITATION--CSUS SELF-STUDY (WASC ADVISORY
COMMITTEE)

The meeting was adjourned at 4:20 p.m.


Janice McPherson, Secretary

*Presidential approval requested.