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UNM Faculty Senate

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The Faculty Senate meeting for April 22, 2008 was called to order at 3:05 p.m. in the Lobo Room, Student Union (UB). Senate President Jackie Hood presided.

1. ATTENDANCE

Guests Present: Chair Ron Andrews (Graduate Committee), Chair Bill Bramble (Athletic Council), Associate Dean (Graduate Studies), Staff Council President-Elect Loyola Chastain, Interim Provost Viola Flores (Academic Affairs), Provost Wynn Goering (Academic Affairs), Sari Krosinsky (UNM Today), Faculty Affairs and Services Director, Martinez (Office of the Provost), and Chair Charlie Steen (Admissions and Registration).

2. APPROVAL OF THE AGENDA

The agenda was approved as written.

3. APPROVAL OF SUMMARIZED MINUTES FOR MARCH 25, 2008 MEETING

The revised minutes for the March 25, 2008 meeting were approved as written.

4. FACULTY SENATE PRESIDENT'S REPORT

The Faculty Senate President reported on the following:

- This is the last meeting for Professor Jackie Hood as Faculty Senate President.
- President Hood stated that the Operations Committee met with Regent Mel Eaves one week and then Board of Regents (BOR) President Jamie Koch the following week. Issues related to the university were discussed. The Operations Committee was informed that any issues can be brought to the BOR Academic and Student Affairs Committee. The Faculty Senate President is a member of that committee.
- President Hood attended the recent Executive Cabinet meeting. There is going to be a space utilization study conducted. Research overhead is negotiated based on space utilization. The survey is conducted every four years.
- Revisions of Policies C130 and C140 will be presented by President Elect Howard Snell for a vote later in the meeting.
- The petition to President Schmidly requesting that he call a special meeting of the general faculty comes as a result of the recent freezes and pull-backs of funding by the administration. There are several ways of calling a general faculty meeting. The other way is the president can be petitioned to call a special meeting of the general faculty comes as a result of the recent freezes and pull-backs of funding by the administration. There are several ways of calling a general faculty meeting. The other way is the president can be petitioned to call a special meeting of the general faculty meeting. Five percent of the voting faculty, which is 88 people, must sign the petition in order for the petition to be received. The petition to President Schmidly there were 188 signatures on it and more are coming in.
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President Hood stressed the importance of the meeting. There must be at least 176 voting faculty present in order to achieve quorum. If quorum is not met, the meeting could be adjourned without business conducted.

Some senators felt that the venue of Anthropology 163 was too small. President Hood will express that concern when she and President Elect Snell meet with the COG. The Student Union ballrooms are unavailable because of the BOR meeting and Career Fair. Woodward Hall is available but seats close to 900.

Some senators also expressed concern about reprisal. President Hood replied that all tenured faculty should try to attend. The meeting will be recorded but not web cast. President Hood will suggest to COG that it be video recorded and made available on the special meeting web site.

Operations Committee member Tim Ross (Civil Engineering) stated that April 30 was also the day that BOR President Koch said the Research Audit Report would be released. President Elect Snell replied that President Koch said that the faculty would be notified on April 30 "if" the audit report would be released. Provost Florez added that the BOR tabled the report at a past meeting and that she was unsure when they might be releasing the report. The Audit Committee is reviewing and revising the report with responses and will be submitting it back to the BOR for consideration.

President Hood thanked the senate and said that it has been an honor and privilege to serve as Faculty Senate President. It has been a tough year, but a good year.

President Hood thanked Interim Provost Viola Florez for her work and service that she has done this year. It has not been easy for her. She was put in a difficult situation and did it with grace and courage.

The search for the Vice President for Research is ongoing. Current Interim Vice President Jack Mciver is leaving UNM for Idaho in May. Chair Julia Fulghum (Chemical and Nuclear Engineering) has been named Interim Vice President to replace Mciver. She will begin May 1.

The United Way campaign was a success. The goal of $515,000 was exceeded by 25%. More than $596,000 was raised. Provost Florez thanked the senate for all their efforts.

UNM-Gallup Executive Director Beth Miller has resigned. A search for a replacement has begun and will continue through the summer. Deputy Provost Richard Holder will be working with Vice President for Rio Rancho and Branch Academic Affairs Marc Niglazzio. Vice President Niglazzio will begin July 1.

Discussion has begun to attempt to create a better professional climate for lecturers. They are a critical part of the teaching mission at UNM. Many lecturers have asked for a pathway to promotion. Deputy Provost Holder is working to put together a committee to begin to review the issue. Presently the titles are Lecturer I, Lecturer II, and Lecturer III. There is nothing past Lecturer III. The issue has been presented to A&FT and they are interested in supporting it.

Provost Florez thanked the senate for their help this year. Provost Florez encouraged faculty to attend the Special Faculty Meeting.

CONSENT AGENDA

6. APPROVAL OF SPRING 2008 DEGREE CANDIDATES
The Spring 2008 Degree Candidates were approved by unanimous voice vote of the Faculty Senate.

7. APPROVAL OF FORMS C FROM THE CURRICULA COMMITTEE
The following Forms C were approved by voice vote of the Faculty Senate.
• Deletion of Major in B.S. Ed. Life Science Education, College of Education
• Deletion of Major in B.S. Ed. Bilingual Education, College of Education
• Deletion of Major in B.A. Ed. Communicative Arts, College of Education
• Deletion of Major in B.A. Ed. French, College of Education
• Deletion of Major in B.A. Ed. German, College of Education
• Deletion of Major in B.A. Ed. Social Studies, College of Education
• Deletion of Major in B.A. Ed. Spanish, College of Education
• Deletion of Major in B.A. Ed. TESOL, College of Education
• Deletion of Major in B.S. Ed. Earth Science, College of Education
• Deletion of Major in B.S. Ed. Mathematics, College of Education
• New Degree in Master of Public Health, School of Public Administration
• New Major in B.S. Ed. Secondary Education, College of Education
• New Major in B.A. Ed. Secondary Education, College of Education
• New Concentration in Public Archeology, College of Arts and Sciences

AGENDA TOPICS

II. REVISIONS OF POLICIES C130 AND C140

President Elect Howard Snell presented the Policy C130 and Policy C140 revisions with President Schmidly’s changes. After brief discussion, the faculty senate unanimously passed both of the following revisions.

Draft New Policy C130

POLICY CONCERNING OUTSIDE EMPLOYMENT AND CONFLICTS OF COMMITMENT

Employment as a full-time, tenured, probationary, or clinician educator faculty member at the University of New Mexico requires an individual’s full-time professional commitment and expertise. Notwithstanding this, and subject to certain restrictions, full-time faculty members of all types are subject to this policy and are encouraged to engage in appropriate outside professional activities that will enhance their professional growth and reputation. Outside activities such as writing, consulting, lecturing, and similar outside endeavors contribute to the quality of both instruction and the scholarly or creative work of the faculty, bring great credit to
the University of New Mexico has adopted in the Faculty Handbook (Section B, Appendix V) the Statement on Professional Ethics of the American Association of University Professors, which includes the statement: "Professors give due regard to their paramount responsibilities within their institution in determining the amount and character of work done outside it." In particular, a "conflict of commitment" exists when the external professional activities of the faculty member are so extensive and demanding of time and attention as to interfere with the individual's responsibilities to the unit to which the faculty member is assigned by contract, to students, or to the University. In particular, the total time spent in outside employment may not exceed the equivalent of one workday per seven day week during the contract period. For faculty members with nine-month contracts this is the equivalent of 36 work days, and for faculty members with twelve-month contracts this is the equivalent of 52 work days per contract period.

Outside Consulting

In outside employment faculty members are paid directly by the outside entity and the University is not concerned with the amount of earnings. However, a faculty member should charge fees similar to those charged by firms or individuals doing comparable work, except when advice or services are given free in the public interest.

Prohibited Activities

Faculty members should not provide consulting or other services to an outside entity when those services would conflict or be in competition with services offered by the University itself. In undertaking outside employment the faculty member may not make use of University facilities, equipment, or personnel without prior written approval from the head of the unit responsible for the facilities or personnel. When necessary the Associate Vice President of Business/Comptroller shall determine to what extent the University shall be reimbursed for such use. Work of a routine or repetitive nature such as tests, assays, chemical analyses, bacteriological examinations, etc. which involve use of University property is prohibited except where it is considered in the public interest and where facilities or personnel for doing such work exist only at the University.

University titles, offices, addresses, and telephone numbers may not be used in city directories or similar publications for the purpose of publicizing non-University interests. Consultants must make it clear to outside employers that the work to be undertaken has no official connection with the University. The University cannot assume any responsibility for private consulting activities provided by members of the faculty.

Exceptions for Remunerated Scholarship

It is not the intent of the University to restrict expected scholarly activities of faculty members. In some disciplines, such as the performing arts, professional activity may be remunerated. In many disciplines, scholarly service activities such as reviewing, colloquium presentations, etc., are compensated by small honoraria beyond expenses. However, it is the University's policy that such services do not interfere with the individual's responsibilities to the unit to which the faculty member is assigned by contract, to students, or to the University. In particular, when activities other than teaching, research or creative work that is expected in a faculty member's discipline are being carried out in order to generate income for the University, such activities need not be reported and the hours so spent do not count against the 39 or 52 work day limits for outside activities.

Reference: See also Regents Policy Manual 5.5

COMPLIANCE

Intentional failure to comply with the provisions of this policy will be considered a violation of university policy and may lead to appropriate corrective action which can include censure, warning, disciplinary probation, or dismissal, as set forth in the Faculty Handbook.

PROCEDURES REGARDING OUTSIDE EMPLOYMENT

In consultation with the academic units, the Offices of the Provost and the Executive Vice President for the Health Sciences Center will be responsible for developing procedures for compliance with this policy. The procedures should include the following items, but may be more stringent for effective monitoring of the policy:

1. Requirements for approval by the approving authority (Advance written approval is not required for periods of activity consisting of two days or less per semester)
PROCEDURES REGARDING EXTRA COMPENSATION

1. Full-time regular faculty members may receive extra compensation from the University for additional work done in connection with University-related activities provided that:
   
   1. The faculty member wishes to pursue the opportunity for extra compensation;
   2. Advance approval in writing is given by the Chair of the faculty member’s contract department and the Dean or Director of the College or School that houses that department;
   3. The work done for extra compensation does not in the opinion of the approving authorities:
      1. Conflict in time with regular University duties and assignments;
      2. Constitute a "conflict of interest" situation for the faculty member;
      3. Come within the scope of the faculty member’s regular responsibilities for which compensation is already being paid.
   4. Conflict in time with regular University duties and assignments;
   5. Constitute a "conflict of interest" situation for the faculty member;
   6. Come within the scope of the faculty member’s regular responsibilities for which compensation is already being paid.

2. The work for extra compensation does not count against the workdays allowed for outside employment.

(See Policy C130).

3. Extra compensation using funds from research grants or contracts must conform to research policies.

4. Extra compensation for teaching beyond the scope of the faculty member’s regular teaching responsibilities shall be paid through a STC (Special Teaching Component) on the regular faculty contract. Requests for contracts that include STC’s shall be made prior to engaging in the activity by way of a Contract Memorandum that has the approval of the faculty member’s chair or director and dean, the administrator of the department for which the special teaching is being done, and the Deputy Provost or the Executive Vice President for Health Sciences.

5. Other kinds of special assignments shall be paid on an Extra Compensation Form. The rate of extra compensation will be proposed by the head of the requesting unit and should reflect fair market value for activities associated with the assignment.

Reference: See also Regents Policy Manual 5.6

COMPLIANCE

Intentional failure to comply with the provisions of this policy will be considered a violation of university policy and may lead to appropriate corrective action which can include censure, warning, disciplinary probation, or dismissal, as set forth in the Faculty Handbook.

PROCEDURES REGARDING EXTRA COMPENSATION

In consultation with the academic units, the Offices of the Provost and the Executive Vice President for the Health Sciences Center will be responsible for developing procedures for compliance with this policy. The procedures should include the following items, but may be more stringent for effective monitoring of the policy.

- Requirements for approval by the approving authority (Advance written approval is not required for periods of activity consisting of two days or less per semester)
- Requirements for STC approvals and payments
- Faculty reporting and compliance responsibilities
- Required signatory approvals
- Deans/Directors monitoring and enforcement responsibilities
- Maintenance of Records and supporting documentation

PROPOSED ATHLETIC COUNCIL CHARGE REVISION

Athletic Council Chair Bill Brembie (Educational Leadership) presented the following revision of the Athletic Council Charge.

The present charge was a result of issues from the 1970s, particularly "Lobogate." Many of the powers granted in the charge...
The chief duties and functions of the Athletic Council are to formulate, maintain, and review general policies pertaining to intercollegiate athletics. The purpose of the council is to support the personal and academic welfare of the student athletes, protect institutional integrity, and ensure compliance with the National Collegiate Athletic Association (NCAA) and affiliated conference rules. In formulating policy, the Athletic Council shall (a) maintain a position in favor of high standards for intercollegiate athletics, (b) maintain a position in favor of high standards of institutional and personal integrity and ethical conduct for intercollegiate athletics, and (c) maintain the concept of the intercollegiate athlete as an amateur competitor, a bona fide student pursuing a degree program.

The duties of the Athletic Council are further defined as: (a) to transmit to the President and Faculty Senate at the beginning of each calendar year a report to include information on athletic scholarships and financial aid given to athletes, current review of the graduation rates of student athletes, the eligibility of student athletes as indicated by the Faculty Representative to the NCAA, the Registrar's Office, and the Athletic Academic Advising Office, appropriate recommendations concerning the administration of athletic programs from the perspective of the academic performance of student athletes; (b) to encourage ethical conduct in intercollegiate sports at the University of New Mexico; (c) to make appropriate recommendations to the Vice President for Athletics, the faculty, and the UNM President regarding items pertaining to the maintenance of scholarly standards of in st itu tional and personal integrity and ethical conduct for intercollegiate athletics; (d) to review criteria for admission and eligibility of student athletes, and standards for intercollegiate athletics; (e) to review benchmarks and recommendations for intercollegiate athletics policies regarding student athletes' progress towards degrees; (f) to review and monitor UNM's athletics programs for compliance with NCAA and MWC rules and regulations including the review of periodic compliance reports; (f) to provide comments and recommendations regarding changes in NCAA, MWC, or other relevant conferences rules, bylaws, policies and procedures to the VP for Athletics and the faculty representative to the NCAA; (g) to review and make recommendations regarding conference affiliations and representative to the NCAA; (h) to review and make recommendations regarding conference affiliations and representative to the NCAA; (i) to review and make recommendations regarding conference affiliations and representative to the NCAA; (j) to review and make recommendations regarding conference affiliations and representative to the NCAA; (k) to review and make recommendations regarding conference affiliations and representative to the NCAA; (l) to review and make recommendations regarding conference affiliations and representative to the NCAA; (m) to review and make recommendations regarding conference affiliations and representative to the NCAA; (n) to review and make recommendations regarding conference affiliations and representative to the NCAA; (o) to review and make recommendations regarding conference affiliations and representative to the NCAA; and, (i) to advise the Vice President for Athletics, when an Associate Director of Athletics or a head coach is to be employed or dismissed.

The Council shall include twelve faculty members, the majority of whom should be tenured, including the chairperson, all to be appointed by the Faculty Senate. These twelve members must be representative of at least four colleges. The terms of office shall be for three years, set up on a staggered basis so that the terms of tenured faculty members will expire each year. The remaining council membership shall be composed of three members who must cease enrollment due to active duty military orders as well as return to their graduate studies.

PROPOSED GRADUATE POLICY CHANGES FOR 2008-2009 CATALOG

RATIONALE: New policy to address the issue of graduate students who must cease enrollment due to active duty military orders as well as return to their graduate studies.

Leaves of Absence – Active Duty Military (p. 40 on withdrawing)

A graduate student on active military status who must formally withdraw from the University as a result of
his/her military status must follow the procedures detailed in the student services information section of the Catalog. When the student is ready to return to his/her graduate studies, UNM will not require a new application or application fee if the student is returning to their original degree program. A support memo from the program requesting the student's reinstatement must be submitted to the OGS. The time the student served as active military will be excluded from his/her time to degree.

RATIONALE: New Policy to address questions raised by graduate students who want to pursue two degrees at the same time WITHOUT sharing hours.

Concurrent Enrollment: (p. 25 – undergrad; would need to place in grad section – p. 60 before INTERNATIONAL ADMISSIONS or p. 75 before TRANSCRIPTED GRADUATE CERTIFICATES)

The University does not prohibit concurrent enrollment in degree programs (no shared hours). Students must consult their advisor regarding degree requirements. (See the Dual Degree section of this catalog for additional information).

RATIONALE: Add two new types of faculty approvals to recognize emeriti faculty and the role they play in graduate education after retirement.

Faculty Approvals (p. 75)

The Office of Graduate Studies must approve all members of student committees prior to appointment to the committee. Completing the Committee Service Approval form and submitting it, together with curriculum vitae when appropriate, to the Office of Graduate Studies, request approval. The Committee Service Approval form should be submitted to OGS a minimum of two weeks before the student’s committee is announced.

The categories of faculty approvals for service on student committees (with the approval of the unit faculty and the Office of Graduate Studies) are as follows:

Category One: UNM tenured or tenure-track faculty or UNM-National Laboratory Professors. Role: chair or a member of any master’s or doctoral committee in any discipline, regardless of the Faculty member’s FTE status.

Category Two: Tenured or tenure-track faculty at other institutions. Role: external member on dissertation committee.

Category Three: Individuals whose primary employer is UNM and who hold the titles of research professor, research associate professor, research assistant professor; clinician educators with the rank of professor, associate professor assistant professor or faculty hired onto the flex track or “V” category in the School of Medicine. Role: co-chair or member of master’s or dissertation committee; may only chair committees if his/her appointment is within the student’s major.

Category Four: Others who are considered experts in the field. Role: voting member of the committee.

Category Five: Emeriti/Emeritae faculty may continue to chair existing committees for up to one calendar year from the date of their retirement if the graduate unit approves. They may not be appointed chair of any new committees once retired. Role: Chair, co-chair, or voting member of the committee.

Category Six: After the first year of retirement, Emeriti/Emeritae faculty may continue to serve on committees if the graduate unit approves. Role: Co-Chair or voting member of the committee.

Emeriti Faculty: The department must notify OGS when a faculty member who is chairing a thesis or dissertation committee retires. If the graduate unit approves, Emeriti/Emeritae faculty are allowed to continue to chair existing thesis/dissertation committees for up to one calendar year from the date of their retirement. They may not be appointed chair of any new thesis/dissertation committees once retired, but may serve as co-chair. If the student has not completed his/her thesis/dissertation within one year of the chair’s retirement, the retired faculty member may continue to serve on the committee as a co-chair or member of the committee. Approval is subject to renewal.

Faculty Resignations: The department must notify OGS when a faculty member serving on a committee in Category 1 or 3 leaves the university for another position. The graduate unit may submit a Committee Service Approval Form for Categories 2 or 4. In addition, they may serve as co-chair of existing student committees for which they served as chair.
11. REPORT FROM THE GRADUATE COMMITTEE

Graduate Committee Chair Ron Andrews provided a brief summary of the committee.

The administrative liaison to the committee is the Office of Graduate Studies (OGS). The primary intent of the committee is to oversee policies and procedures relative to graduate education. The charge of the committee is fairly broad. There is a subcommittee of the Graduate Committee that deals with all curricular matters, the Forms A, B, C, and D for post baccalaureate classes and programs.

Recently there has been a division regarding programs that fit more into a professional definition than graduate education, i.e., Physical Therapy, Law, Pharmacy, Medicine, Architecture and Planning, parts of Engineering, Anderson School of Management, etc. There has been growth of these more professional programs than the classical graduate programs. The committee has opened a debate on revising the charge of the committee to capture professional and graduate education. The intent is beneficially oriented and not to put more emphasis on either type of program. Chair Andrews has spoken with the Operations Committee and the Faculty Senate Curricula Committee and both were in favor of the concept. He will be speaking with someone with the Dean's Office at the Law School. The Law School is the only unrepresented entity on the committee that might be affected. Law School forms currently go through the Curricula Committee.

Chair Andrews informed the senate that the Graduate Committee would be presenting a revised charge for consideration.

12. NEW BUSINESS AND OPEN DISCUSSION

President Elect Howard Snell and the Faculty Senate thanked President Jackie Hood for her superlative service as President of the 2007-2008 Faculty Senate.

13. ADJOURNMENT

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

Respectfully submitted,

Rick Holmes
Office of the Secretary