TO: The Executive Committee and the Academic Senate
FROM: Lecturer Subcommittee of FAC
SUBJECT: 13-14 FAC 10: Lecturer Subcommittee Recommended Changes to the CSUEB Constitution and Bylaws

PURPOSE: For Action by the Academic Senate

BACKGROUND:
In Spring 2013, the Executive Committee of the Academic Senate made a referral to FAC, which called for the following: 1) discussion of changing language in Article IX, Section 1 of the Bylaws to increase the number of at-large lecturers, and 2) include and/or clarify language in Article IX, Section 2D of the Bylaws regarding lecturers outside of colleges. In response, following a referral from FAC, on March 15, 2014, the FAC Lecturer Subcommittee voted to recommend changes to the Constitution and Bylaws, as attached. FAC approved these changes on May 7, 2014. On October 14, 2014, the Executive Committee of the Academic Senate discussed the proposed changes and the contents of the background information and referred 13-14 FAC 10 back to the FAC Lecturer Subcommittee, with a request that further information be provided in the background information of the document. The FAC Lecturer Subcommittee met on November 25, 2014 and added background information to the document.

The changes, noted in bolded red text, would increase the number of lecturer representatives to the Academic Senate from four to six, provide for representation for lecturers not in a college, and clarify the nomination and election process.

Under the current Bylaws, the four lecturer representatives are elected at large and there is a provision that encourages representation from amongst the colleges. This provision, however, has led to confusion and it does not address individuals not in a college, including lecturers in General Studies and coaches. In addition, an individual among the top vote-getters in the at-large election can be excluded if there is a higher vote-getter from their college.

The current lecturer representation on the Senate, four seats, is inadequate given the contribution that lecturers make to the university and its mission and the valuable input lecturer faculty make to faculty governance. At CSUEB, as of Fall 2014, there were about 340 tenure-line faculty and approximately 470 lecturers. Lecturer faculty teach more than half of the classes on campus. The number of Academic Senate seats designated for tenure-line faculty is 35.
The proposed changes would retain the at-large election of lecturer representatives to the Academic Senate and still encourage representation from amongst the colleges. As discussed by the FAC Lecturer Subcommittee, most lecturer concerns and interests are shared by lecturers across campus, regardless of their college or non-college affiliation, hence an at-large representation is most appropriate. The Subcommittee also acknowledged that the Senate as a whole strives to maintain representation by colleges. Therefore, the recommendation is at-large representation as the rule, while encouraging representation from colleges (and other non-college affiliations).

In summary, the proposed changes would retain the at-large election, encourage representation from different colleges and from outside colleges, and avoid excluding high vote-getters in the at-large election. The proposed changes would acknowledge the large number of lecturers at East Bay and that in recent years lecturers have shown an increased interest in involvement in faculty service and governance.

ACTION REQUESTED:
That, pursuant to Article X, Section 3 A of the Faculty Constitution, the Academic Senate place the proposed amendments on a ballot of the University Faculty for a vote of approval and, if 2/3rds of those voting approve and the President ratifies, the amendments to the Constitution and Bylaws of the University Faculty shall take effect.
ARTICLE V
THE ACADEMIC SENATE

SECTION 2: The membership of the Academic Senate shall include:

G. six (6) four (4) members elected by and from the University lecturers, in accordance with Article IX of the Bylaws of the University Faculty

CALIFORNIA STATE UNIVERSITY, EAST BAY
BYLAWS OF THE UNIVERSITY FACULTY
ARTICLE IX
REPRESENTATION OF LECTURERS IN THE ACADEMIC SENATE

SECTION 1: Lecturer Members of the Academic Senate

In Spring Quarter, the Executive Committee shall request the secretary of the Academic Senate to arrange for the election of six (6) four (4) at-large lecturer members of the Academic Senate. The lecturer electorate is defined as those individuals who have annual appointments of half-time or more, except for CSUEB graduate students, as defined by Article XII, Section 1 of the Faculty Bylaws. A lecturer representative will serve a one-year term and may serve for four consecutive terms.

SECTION 2: Election of Lecturer Members to the Academic Senate

The nomination and election of lecturer representatives shall be completed by May 15 and the results of the election shall be certified to the Faculty Marshal, who will announce them to the University. The term of each person elected shall begin on June 15. The Office of the Academic Senate shall publish the names of those qualified for membership in the lecturer electorate and publish a request for self-nominations. The Executive Committee of the Academic Senate shall make nominations, assuring that there are at least five nominees for the four positions to be filled, and shall process additional nominations received by petition. Each person nominated shall have given his/her written consent to having his/her name appear on the ballot. In conducting the nominating process, the Executive Committee shall follow these procedures:

A. Not less than ten academic days before the scheduled election, the Executive Committee shall publish a preliminary list of nominees.

B. For a period of five academic days after the publishing of the preliminary list, the Executive Committee shall accept nominating petitions from the lecturers. A petition to nominate must bear the signatures of the nominee and three other lecturers. Each petition shall be forwarded to the Executive Committee through the Office of the Academic Senate.

C. After the last day for nomination by petition, the Executive Committee shall certify the eligibility of each nominee. Each eligible lecturer shall be allowed to vote for six four candidates. Voting shall be in accordance with Article VI, Sections 4 and 5 of the Faculty Bylaws.

D. The individuals from the College of Business and Economics, College of Education and Allied Studies, College of Letters, Arts, and Social Sciences, and College of Science receiving the most at-large votes of any candidate from their college shall be seated as Senators, for a total of four seats. The individual not from one of those colleges (including General Studies lecturers, coaches, and temporary library faculty) receiving the most at-large votes of any candidate not from one of those colleges shall be seated as a Senator, for a fifth seat. The individual receiving the most at-large votes who has not yet been seated in the process...
described above shall be seated as a Senator, for the sixth seat. In the event that no lecturer runs for one or more of the seats described above, the individual(s) receiving the most at-large votes who was (were) not yet seated shall be seated. If two or more candidates from the same College have been nominated, the Executive Committee shall limit to one the number of representatives that may be elected from each College, except when there is an insufficient number of candidates from other Colleges to fill the vacant offices.

E. If a vacancy occurs in the representation of the lecturer electorate, the Executive Committee shall appoint a member of the lecturer electorate to fill the vacancy for the remainder of the term.