TO: The Executive Committee
FROM: James Murray, Chair, Faculty Affairs Committee
SUBJECT: 16-17 FAC 7: Senate Bylaws updates including Semester changes
PURPOSE: Action by the Academic Senate
ACTION REQUESTED: That the Academic Senate place the attached Bylaws amendment on the Spring 2018 ballot of the University Faculty; effective Spring 2018

BACKGROUND INFORMATION:
The Faculty Affairs Committee received a referral from Semester Conversion Directors (SCD) 15-16 ASCD 8: FAC Policy or Procedures documents that require revisions for semester conversion that merit careful consideration [http://www.csueastbay.edu/faculty/senate/files/docs/semester-conversion/sem-conv-15-16/15-16-ascd-8-policy-doc-referral-for-fac.pdf]. The referral was received by in January 2016 but FAC postponed semester changes to AY17-18 to make time in 2016 to make time-critical changes to the bylaws regarding elections. Since the election changes were approved in Spring 2016, we now proposed further changes to THE CONSTITUTION AND BY LAWS OF THE UNIVERSITY FACULTY.

FAC also found other updates and changes that should be made as listed below.

1. Add the Committee on Faculty Diversity & Equity (FDEC) to the table of contents of the Bylaws.
2. Change “quarters” to “semesters” throughout the document.
3. Update language to refer to the University Libraries and the Dean of the Libraries.
4. Change binary his/her pronouns to gender-neutral “them” “they” and “their” throughout.
5. Removed ‘emeritus’ and ‘emerita’ throughout and replaced with gender-neutral ‘emeriti’.
6. Changed the schedule for annual elections of the Faculty Marshal, the Academic Senators of The California State University, and that of the representatives-at-large to the Academic Senate to comport with the semester schedule. We specify that the annual election shall be completed by March 15 to help faculty plan for elections better instead of allowing them to be held anytime before April 25. We moved the start date for the Academic Senators of The California State University terms of service from June 15 to June 1 since semesters end earlier and because the Bylaws of the Statewide Senate specify June 1 start of term.
7. We moved the election of college representatives up to April 15 from May 15.
8. We moved the election deadline of the emeritus member, and of the lecturer representative, and of the Student Services representative to April 15 (From May 15),
9. We added part D to Section 2 of Article VI to specify when terms of office begin. We specify that each person elected shall begin their terms on the first day of summer recess to enable the old senate to take care of any outstanding business before the end of the AY. The start date was June 15, and we deleted that start date from each section (Articles V1 and VIII through XII because they are now redundant with part D.
10. Article VII, Section 2: shall begin with “Early in the Spring Semester”
11. We converted from 21 quarter-units to 14 semester-units the minimum credits a student candidate must earn before election.
12. We deleted a reference to student Senator minimum GPA since GPA cannot be determined during the term, but can only be determined before or after, and good academic standing is required anyway.
13. Bylaws Article XIII Section 2C reiterated from the DELO can serve no more than two consecutive terms to comport with Article XVII, Section 6.B.4.
14. Article XVI, Section 1: should begin with “Early in the Spring Semester”
15. Updated duties of the Diversity & Equity Liaison Officer to more comprehensively describe the officer’s current role in diversity, equity, and social justice in addition to affirmative action.
16. Deleted a reference to the defunct UPABC in Article XVII 5D.
17. Updated title of Director of Equity and Diversity to University Diversity Officer.

On April 19, 2017 FAC reviewed the changes to THE CONSTITUTION AND BY LAWS OF THE UNIVERSITY FACULTY and voted unanimously to approve the following changes. Some minor corrections were proposed and adopted on the floor of the Senate May 30, 2017.

All additions noted by bold red text; deletions by bold black strikethrough.
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CALIFORNIA STATE UNIVERSITY, EAST BAY
THE CONSTITUTION OF THE UNIVERSITY FACULTY

PREAMBLE

Under the authority of the Trustees of the California State University, final authority and responsibility for the conduct of the affairs of the University are vested in the President of the University. Effective conduct of these affairs requires the joint effort of the President and the University Faculty. Such joint effort, with full and open communication, can realize the high potential of the University.

This Constitution expresses the principles of policy and procedure through which the University Faculty is consulted and makes official recommendations concerning the affairs of the University. It establishes the organization of the University Faculty through which effective recommendations may be made about the operation of the University and the welfare of the faculty members. This Constitution is based upon the policies contained in the "STATEMENT ON GOVERNANCE OF COLLEGES AND UNIVERSITIES" approved by the faculty government and adopted as basic policy of the University by the President of the College in May of 1967.

ARTICLE I
GOVERNING PRINCIPLES

SECTION 1: The President of the University has final authority and responsibility for the operation of the University. In conducting the affairs of the University he/she has the responsibility to consult, formally and informally, with the faculty. The faculty has the responsibility to make formal and informal recommendations to the President. This Constitution expresses the nature of the responsibilities to recommend of the faculty at the several levels of organization of the University, the nature of the procedures through which official consultation and recommendation are to occur, and the agencies of the faculty which will make official faculty recommendations.

SECTION 2: In official consultation and recommendation, the organization provided in this Constitution shall be the official voice of the faculty, to maintain current knowledge of the recommendations being made, and to facilitate communication among the members of the University Faculty.

SECTION 3: When official recommendations are made, within the various levels of organization of the faculty and of the University, the group making the recommendation has the right to a full hearing; a prompt response; and the privilege of further consideration should the recommendation not be accepted.

SECTION 4: Recommendations of the faculty should be accorded attention and influence in proportion to the directness with which decisions will touch the competence and the welfare of the faculty.

ARTICLE II
DEPARTMENT FACULTIES

SECTION 1: The departments of the University are the primary administrative and academic elements of the University. The operation of the department, its structural
organization, and its offerings should reflect most closely the professional judgment of the faculty. In the reorganization of departments, the review of departmental administration, the official assignment of persons as members of the department, and the offerings of the Department Faculty, the Department Faculty is the official body for consultation and recommendation procedures.

SECTION 2: No person shall be a Regular Member of more than one Department. Every person is a Regular Member of a Department Faculty who:

A. holds a full-time, annual, academic appointment within the University; and

B. is officially assigned to a teaching service area administered by the department; and

C. holds academic rank of Instructor or higher.

A person holding a lecturer's appointment is not eligible for Regular Membership of the Department Faculty.

SECTION 3: The Regular Members of the Department Faculty may grant the privilege of participating in the affairs of the Department Faculty to other members of the professional staff of the University. Any such members shall be Special Members of the Department Faculty.

SECTION 4: In elections of the Department Faculty, each Regular Member shall have one and only one vote. Any provisions for voting by Special Members of the Department Faculty shall be established by the Regular Members of the Department Faculty.

SECTION 5: The Department Faculty shall have primary responsibility for:

A. electing persons to the status of Special Member of the Department Faculty;

B. establishing any written Bylaws, consistent with this Constitution and the Bylaws of the University Faculty, for its guidance;

C. establishing a Faculty Council to work with its Department Chair, if it so desires;

D. electing members of its Faculty Council; and

E. reviewing any decisions of its Faculty Council.

SECTION 6: The Department Faculty shall have the primary responsibility for recommendations concerning:

A. courses, programs, and degrees in its academic discipline;

B. instruction and research in its academic discipline;

C. requirements, standards, activities, placement, and honors for the students in its courses and programs;
D. standards for and evaluation of instruction, advising, research, and ethics in its
discipline and in its programs;

E. appointment, retention, tenure, promotion, discipline, leaves of absence, and
honors of all members of the department;

F. development with other departments of interdisciplinary programs which
include its academic discipline; and

G. the nomination and review, at intervals not greater than three (3) years, of its
chair, according to procedures specified in the Bylaws of the University
Faculty.

SECTION 7: Any Department Faculty may establish a Faculty Council to work with its
Department Chair. If a Faculty Council is formed, its membership shall be
elected by the Department Faculty. Any Department Faculty may delegate, by
written Bylaws, to its Faculty Council any of its recommending responsibilities.
It may not delegate to its Faculty Council any of the primary responsibilities listed
in Section 5, above.

ARTICLE III
COLLEGE FACULTIES

SECTION 1: The Colleges of the University are secondary administrative and academic
elements of the University. The operation of the College, its structural
organization, and its offerings should reflect closely the professional judgment of
its faculty. In the reorganization of Colleges, the review of College
administration, and the offerings of the College Faculty, the College Faculty is the
official body for consultation and recommendation procedures.

SECTION 2: No person shall be a Regular Member of more than one College. The Regular
Members of a College Faculty are the Deans of the College; the Regular Members
of the departments within the College; and every person who:

A. holds a full-time, annual, academic appointment within the University;

B. is officially assigned to a teaching service area administered by that College;
and

C. holds academic rank of Instructor or higher.

A person holding a lecturer's appointment is not eligible for Regular Membership
of the College Faculty.

SECTION 3: The Regular Members of the College Faculty may grant the privilege of
participating in the affairs of the College Faculty to other members of the
professional staff of the University. Any such members shall be Special Members
of the College Faculty.

SECTION 4: In elections of the College Faculty, each Regular Member shall have one and only
one vote. Any provisions for voting by Special Members of the College Faculty
shall be established by the Regular Members of the College Faculty.
SECTION 5: The College Faculty shall have primary responsibility for:

A. electing persons to the status of Special Member of the College Faculty;
B. electing members of the Academic Senate representing the College;
C. establishing any written Bylaws, consistent with this Constitution and with the Bylaws of the University Faculty, for its guidance;
D. establishing a College Assembly to work with its College Dean if it so desires;
E. electing members of its College Assembly; and
F. serving as a Board of Appeals from decisions of the College Assembly.

SECTION 6: The College Faculty shall have the primary responsibility for recommendations concerning:

A. coordination and evaluation of the work of its departments;
B. candidates completing degrees and programs within its departments;
C. interdepartmental programs within its academic disciplines;
D. appointment, retention, tenure, promotion, discipline, leaves of absence, and honors of all members of the College;
E. the standards for and maintenance of a high level of professional conduct among its members; and
F. the nomination and review, at intervals not greater than five (5) years, of its administrative officers, according to procedures specified in the Bylaws of the University Faculty.

SECTION 7: Any College Faculty may establish a College Assembly to work with the dean of its College. If a College Assembly is formed, its membership shall be elected by the College Faculty. Any College Faculty may delegate, by written Bylaws, to its College Assembly any of its recommending responsibilities. It may not delegate to its College Assembly any of the primary responsibilities listed in Section 5, above.

SECTION 8: The Regular Members of the Division of University Libraries shall be the University Librarian Dean of Libraries and the professional librarians holding full-time, annual appointments in that division. This division shall be treated as a College under this Constitution for purposes of defining Regular Membership in the University Faculty (See Article IV, Section 2) and of representation on the Academic Senate (Article V, Section 2).

ARTICLE IV
UNIVERSITY FACULTY

SECTION 1: The operation of the University, its structural organization, and its offerings should reflect the professional judgment of its faculty. In the reorganization of the University, the review of University administration, and the offerings of the
University Faculty, the University Faculty is the official body for consultation and recommendation procedures.

SECTION 2: The Regular Members of the University Faculty are the President, Vice Presidents, and academic Associate Vice Presidents; the Regular Members of the College Faculties within the University; the Regular Members of the Division of University Libraries and other individuals holding tenure in an academic department. FERP (Faculty Early Retirement Program) and PRTB (Partially Reduced Time Base) faculty are included during semesters quarters when in active employment. In addition, those individuals who are Regular Members of the University Faculty according to Article IV, Section 2 of this Constitution as of March 1, 1989, shall retain such membership as long as they occupy their present positions with the University. The Office of the Academic Senate shall maintain a list of these individuals.

SECTION 3: In elections of the University Faculty, each Regular Member shall have one and only one vote.

SECTION 4: The University Faculty shall have the primary responsibility for:

A. the conferring of earned degrees;

B. the election of the Faculty Marshal and the representatives of the University Faculty on the Academic Senate of the California State University;

C. establishing its Bylaws to govern the procedures for implementing the provisions of this Constitution;

D. serving as a Board of Appeals from the decisions of the Academic Senate; and

E. any other authority delegated to it by higher authority.

SECTION 5: The University Faculty shall have the primary responsibility for recommendations concerning:

A. the coordination and evaluation of the work of its Colleges;

B. the development and coordination of inter-College programs and programs not within the assigned functions of its departments and Colleges;

C. policies affecting instruction and research;

D. student affairs;

E. the professional standards, ethics, and welfare of the academic members of the University staff; and

F. the nomination and review of its administrative officers.

SECTION 6: The University Faculty shall be consulted on:

A. the planning and development of the campus and buildings of the University; and
B. the allocation of funds, staff, equipment, and facilities among the programs of the University.

SECTION 7: The University Faculty shall establish an Academic Senate for the purpose of conducting the affairs of the University Faculty. The University Faculty may delegate by its Bylaws any of its authority and responsibilities to the Academic Senate except the approval of candidates for degrees, the election of the Faculty Marshal and the representatives of the University Faculty on the Academic Senate of the California State University, the election of members of the Academic Senate, and the approval of the Bylaws of the University Faculty. The University Faculty retains the right of review of the actions of the Academic Senate.

ARTICLE V
THE ACADEMIC SENATE

SECTION 1: The Academic Senate shall:

A. coordinate the affairs of the University Faculty and its constituent faculties;

B. make recommendations to the President of the University in the name of the University Faculty under the authority delegated to it in the Bylaws of the University Faculty;

C. establish and operate a system of committees, as provided in the Bylaws of the University Faculty, to conduct the business of the University Faculty;

D. serve as the voice of the University Faculty in consultation with the President, the Chancellor, and other persons and agencies, under the authority provided in the Bylaws of the University Faculty;

E. in consultation with the President, resolve all questions of the interpretation of the Constitution of the University Faculty; and

F. resolve all questions of the interpretation of the Bylaws of the University Faculty.

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

A. the President of the University as an ex-officio, non-voting member;

B. the Provost and Vice President of Academic Affairs, as an ex-officio, voting member;

C. the representatives of the University in the Academic Senate of the California State University;

D. twenty-five (25) members elected by and from the Colleges of the University, distributed in proportion to the number of Regular Members in the Colleges, provided that every College shall have at least one member in the Academic Senate;

E. ten (10) members-at-large, elected by and from the Regular Members of the University Faculty;

F. one (1) member elected by and from faculty who has achieved
emeritus/emerita emeriti status, in accordance with Article VIII of the Bylaws of the University Faculty;

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

H. two (2) members elected by and from the Student Services electorate, in accordance with Article X of the Bylaws of the University Faculty;

I. one (1) staff member selected in accordance with Article XI of the Bylaws of the University Faculty;

J. the same number of members as the smallest College (not including the University Libraries) selected from among undergraduate or graduate students, in accordance with Article XII of the Bylaws of the University Faculty;

K. the chair of each standing committee of the Academic Senate; and

L. the immediate past-chair of the Academic Senate, who shall serve a term not to exceed one year.

Members of the Academic Senate, except emeriti, lecturers, Student Services, Staff and student members, shall be Regular Members of the University Faculty.

SECTION 3: The Academic Senate shall meet and act in accordance with the Bylaws of the University Faculty.

ARTICLE VI
THE UNIVERSITY FACULTY OFFICERS

SECTION 1: The officers of the University Faculty shall be the President of the University, the officers of the Academic Senate, the Faculty Marshal, and the representatives of the University Faculty on the Academic Senate of the California State University. These officers shall be the Agenda Committee of the University Faculty.

SECTION 2: The Chair, Vice Chair, and Secretary of the Academic Senate shall serve the respective functions of officers of the University Faculty.

SECTION 3: The Faculty Marshal shall be responsible for conducting all University Faculty elections and shall have such other duties as are provided in the Bylaws of the University Faculty.

SECTION 4: The representatives of the University Faculty on the Academic Senate of the California State University shall have such duties, in addition to those required by their statewide office, as are provided in the Bylaws of the University Faculty.

SECTION 5: The Faculty Marshal and the representatives of the University Faculty on the Academic Senate of the California State University shall be elected by and from the Regular Members of the University Faculty as provided in the Bylaws of the University Faculty.
ARTICLE VII
RECALL OF OFFICERS

SECTION 1: The Regular Members of any of the faculties of the University and its subdivisions shall institute an election for the recall of any elected officer or representative of that faculty, as provided in the Bylaws of the University Faculty, when at least fifteen percent (15%) of the Regular Members of his/her constituency have petitioned for a recall election.

SECTION 2: The Regular Members of the faculty of a department or College shall request a review of the administration of their department or College by the President when at least one-third of the Regular Members of the Department or College Faculty have petitioned for such a review.

SECTION 3: The method for recalling a student representative shall be determined by the Associated Student Body President and Council, subject to the approval of the Academic Senate.

SECTION 4: The method for recalling a Student Services representative shall be determined by the Student Services electorate, subject to the approval of the Academic Senate.

SECTION 5: The method for recalling an emeriti representative shall be determined by the Executive Committee of the Academic Senate, subject to the approval of the Academic Senate.

SECTION 6: The method for recalling a lecturer representative shall be determined by the Lecturer Electorate, subject to the approval of the Academic Senate.

SECTION 7: The method for recalling a staff representative shall be by a majority vote of same body that elected the representative.

ARTICLE VIII
STUDENT PARTICIPATION IN FACULTY GOVERNANCE

SECTION 1: Student members, with number as specified in Article V, Section 2, J, shall be regular voting members of the Academic Senate.

SECTION 2: Two (2) student members shall be regular voting members of each standing committee-established in the Bylaws, with the exception of the Faculty Affairs Committee and the Committee on Budget and Resource Allocation, (see also Bylaws XII). For those standing committees for which students are eligible to serve, representatives shall be selected in accordance with Article XVI of the Bylaws of the University Faculty.

ARTICLE IX
THE BYLAWS OF THE UNIVERSITY FACULTY

SECTION 1: The University Faculty shall establish a written set of Bylaws for the purposes of stating the faculty organization, procedures, practices, regulations, and policies implementing the provisions of this Constitution. The Bylaws shall contain, at least, the procedures for and regulations governing the election of the Faculty Marshal, the representatives of the University Faculty in the Academic Senate of
the California State University, and the members of the Academic Senate; the
procedures for, organization of, and regulations governing the commissions,
committees, and other bodies of the University Faculty; the procedures for and
regulations governing the formal and official consultation and recommendation
responsibilities of the University Faculty and its Senate; and the procedures for
regulations governing the conduct of the business of the University Faculty and its
Senate. The Bylaws may provide for standing rules for the operation throughout
the year of the meetings of the University Faculty and for the year-round
operation of the Academic Senate, commissions, committees, and other bodies,
provided that the standing rules do not conflict with the provisions of this
Constitution or the Bylaws of the University Faculty.

SECTION 2: The Bylaws of the University Faculty shall be adopted by a two-thirds favorable
vote in an election in which a majority of the persons eligible to be Regular
Members of the University Faculty under this Constitution cast votes. The
election shall be conducted by the incumbent faculty secretary.

SECTION 3: Amendments to the Bylaws of the University Faculty shall be made by the
University Faculty by a majority vote in an election in which a majority of the Regular
Members cast votes, or two-thirds (2/3) approval vote in an election in which at least one third (1/3), but less than a majority of the Regular Members
cast votes, provided that the election lasts a minimum of ten (10) academic days.
Approved amendments are effective immediately or on a date specified on the
ballot, whichever is later.

SECTION 4: Amendments to the Bylaws may be proposed by:

A. A two-thirds (2/3) vote of approval by the Academic Senate.
B. A petition of five percent (5%) of the regular faculty.
C. The President of the University.

SECTION 5: Proposed amendments shall be presented to the Secretary of the Academic Senate.
The Secretary shall distribute copies of each proposed amendment qualified for
election, within five (5) academic days of receipt, to all Regular Members of the
University Faculty. An election shall be held on each such proposed amendment
not less than ten (10) academic days after it has been distributed to the University
Faculty. The election shall be held no more than twenty (20) academic days after
distribution for those proposed by methods specified in Section 4 B or C or by the
date designated by the Senate for those proposed by the Academic Senate.

SECTION 6: Statements of policy and procedures adopted by the Academic Senate and
approved by the President of the University shall be effective immediately or on a
specified date, whichever is later, and shall be published along with the Bylaws of
the University Faculty for the information of the University Faculty.

SECTION 7: Whenever an official reorganization of the University requires alterations in the
Bylaws, involving such matters as changes in names, titles, and structures of
subdivisions of the University, the Academic Senate shall establish an ad hoc
committee to make the changes in the Bylaws necessary to accommodate the new
organization. If any such reorganization requires a change of substantive nature,
the amendment shall be submitted to the University Faculty; if an amendment is
nominal and mechanical, it may be approved by two-thirds of the Academic Senate present and voting, provided that upon petition by five percent (5%) of the Regular Members of the University Faculty, such an amendment shall be submitted to the University Faculty for a vote.

ARTICLE X
AMENDMENTS TO THE CONSTITUTION

SECTION 1: The University Faculty may vote to amend this Constitution in a university-wide election of the regular faculty members. An amendment shall be adopted by a majority vote in an election in which a majority of the Regular Members cast votes, or two-thirds (2/3) approval vote in an election in which at least one third (1/3), but less than a majority of the Regular Members cast votes. University-wide elections shall have a minimum length of ten (10) academic days. The University Faculty shall not delegate the power to amend this Constitution except in pro forma cases provided for in Section 5 of this Article.

SECTION 2: An amendment of the Constitution shall become a part of the Constitution when the University Faculty has voted to amend and the President of the University has ratified the amendment.

SECTION 3: An amendment to this Constitution may be proposed by:

A. the Academic Senate, by a two-thirds majority vote of those voting;
B. the President of the University; or
C. five percent (5%) of the Regular Members of the University Faculty.

SECTION 4: Proposed amendments shall be presented to the Secretary of the Academic Senate. The Secretary shall distribute copies of each proposed amendment qualified for election, within five (5) academic days of receipt, to all Regular Members of the University Faculty. An election shall be held on each such proposed amendment not less than ten (10) or no more than twenty (20) academic days after it has been distributed to the University Faculty.

SECTION 5: Whenever an official reorganization of the University requires alterations in this Constitution, involving such matters as changes in names, titles, and structures of subdivisions of the University, the Academic Senate shall establish an ad hoc committee to make the changes in the Constitution necessary to accommodate the new organization. If any such reorganization requires a change of substantive nature, the amendment shall be submitted to the University Faculty; if an amendment is nominal and mechanical, it may be approved by two-thirds of the Academic Senate present and voting, provided that upon petition by five percent (5%) of the Regular Members of the University Faculty, such an amendment shall be submitted to the University Faculty for a vote.
ARTICLE XI
ADOPTION OF THIS CONSTITUTION

SECTION 1: This Constitution shall be deemed adopted, replacing the previously existing Constitution, when:

A. after an election conducted by the heretofore existing Representative Assembly, in which it is approved by two-thirds of the heretofore existing Faculty Senate voting, provided that no fewer than one-half of the members cast ballots; and

B. the President of the University shall have ratified it.

SECTION 2: Upon adoption of this Constitution, the Representative Assembly of the heretofore existing Faculty Senate shall issue a call for an election of the new Academic Senate under the provisions of this Constitution. Upon the satisfactory completion of the election of the new Academic Senate, the previously existing Representative Assembly shall disband, and the new Academic Senate shall assume office. Until such time as the Bylaws of the University Faculty have been approved by the University Faculty and the relevant provisions have been implemented, the provisions for committees, the policies, and the regulations of the faculty under the previous Constitution shall remain in effect. Points of disagreement between provisions of the previous Constitution and this Constitution shall be resolved by the Academic Senate and the President of the University, jointly, using the new Constitution as a guide.

SECTION 3: Upon the adoption and ratification of this Constitution, each department and division shall organize its faculty in accordance with the provisions of this Constitution. Official consultation concerning the offerings of a department or of a division, or concerning the nomination and review of the administration of a department or of a division, shall be made through the faculty of the department or division.
CALIFORNIA STATE UNIVERSITY, EAST BAY  
BYLAWS OF THE UNIVERSITY FACULTY  
PREAMBLE

These Bylaws are established by the University Faculty to give effect to the provisions of the Constitution of the University Faculty approved by the Faculty on February 28, 1969. As authorized by Article IV of the Constitution, the Bylaws of the University Faculty provide the specific procedures and regulations governing the operation of the University and its subdivisions.

ARTICLE I  
MEMBERSHIP IN THE UNIVERSITY FACULTY

SECTION 1: Definitions

The following definitions are to be used in determining the eligibility of a faculty member to hold status as a regular member of the University Faculty:

A. "Full-time" - a person is employed in the University at full salary for his/her position;

B. "Annual" - the employee of the University is appointed to serve for a full academic year (at least two semesters three or four quarters) at a time;

C. "Academic" - an employee of the University who is assigned to teaching or research or to departmental administration. (See Constitution: Article II, Section 2; Article III, Section 2.)

SECTION 2: Membership Committee

The Faculty Marshal, the Chair of the Academic Senate and the Secretary of the Academic Senate, with the Faculty Marshal as Chair, shall serve as the Membership Committee of the University Faculty. At the beginning of each semester quarter, this committee shall determine and publish the names of those qualified for membership as regular members of the College, Department, and University Faculties. The Membership Committee shall make a ruling when a dispute arises. If any regular member of the University Faculty challenges this ruling, the matter shall be referred to the Academic Senate.

SECTION 3: Regular Members on Leave

A regular member of any faculty on leave of absence from the University remains a regular member of that faculty.

SECTION 4: Emeritus Members

Upon retirement, a tenured regular member of the faculty who has a minimum of twelve years of full-time service to the University or, on the basis of exceptional contributions has been recommended by his/her academic department or division and approved by the President, shall be granted emeritus/emerita status.
SECTION 5: Emeritus Members

The Membership Committee of the University Faculty may obtain a current list of
the emeriti faculty from the Academic Affairs Office and shall provide accurate
rosters for elections of the emeritus/emerita emeriti representative to the
Academic Senate.

ARTICLE II
OFFICERS OF THE UNIVERSITY FACULTY
EXTRA-CONSTITUTIONAL DUTIES

SECTION 1: Additional Duties of Officers

In addition to the duties inherent in their offices and the duties charged to them by
the Constitution,

A. The President of the University shall preside at meetings of the University
Faculty except as provided in Article III, Section 3, and he/she they shall be
Chair of the University Faculty Agenda Committee.

B. The Vice Chair of the Academic Senate shall assume the duties of the Chair in
his/her their absence.

C. The Chair of the Academic Senate shall supervise the Office of the Academic
Senate.

D. The Faculty Marshal shall preside at meetings of the University Faculty as
provided in Article III, Section 3; he/she they shall serve as Chair of the
University Faculty Membership Committee; and he/she they shall assemble
and lead the faculty in academic processions.

ARTICLE III
MEETINGS OF THE UNIVERSITY FACULTY

SECTION 1: Convening of Meetings

The University Faculty Agenda Committee shall convene meetings of the
University Faculty at the request of:

A. The President of the University;

B. The Academic Senate;

C. Five percent of the regular members of the University Faculty, who shall
make their request by means of petition.

Requests made to the University Faculty Agenda Committee shall list the subjects
to be considered. The University President shall preside at Agenda Committee
meetings.

SECTION 2: Scheduling of Meetings

Requests for a University Faculty Meeting shall be addressed to the University
President. Following the receipt of the request, he/she they shall schedule an
Agenda Committee meeting in not more than three academic days. A majority of this Committee shall constitute a quorum. The Agenda Committee shall then schedule the University Faculty meeting to be held within ten academic days and shall prepare and publish the agenda for the meeting. Faculty members should receive written notification of time, place, and agenda at least three academic days prior to the meeting except under emergency conditions as defined by the Agenda Committee.

SECTION 3: Presiding Officers

The President of the University shall serve as the presiding officer of the meetings of the University Faculty except that:

A. he/she they may delegate the responsibility to the Chair of the Academic Senate or to the Faculty Marshal; and

B. The Chair of the Academic Senate shall preside when a recommendation of the University Faculty to the President of the University is under consideration.

ARTICLE IV
OFFICERS OF THE ACADEMIC SENATE AND THE EXECUTIVE COMMITTEE

SECTION 1: Officers

The officers of the Academic Senate shall be the Chair, the Vice Chair, and the Secretary.

SECTION 2: Duties of Chair and Vice Chair

The Chair of the Academic Senate shall preside at its meetings. When the Chair is absent, or when he/she they relinquishes the Chair in order to participate in discussion, the Vice Chair shall preside.

SECTION 3: Duties of the Secretary

The Secretary of the Academic Senate shall keep the records of the Academic Senate, of the Executive Committee, and of the University Faculty.

SECTION 4: Chair Pro Tempore

At any meeting of the Academic Senate at which neither the Chair nor the Vice Chair is present, the Senate shall, for that meeting only, elect a Chair pro tempore.

SECTION 5: Executive Committee

The Officers of the Academic Senate, the President of the University (as an ex-officio, non-voting member), the Provost and Vice President of Academic Affairs (as an ex-officio, voting member), the immediate Past Chair of the Academic Senate, Academic Senators of the California State University, and five persons elected by the Academic Senate from among its members shall serve as the Executive Committee of the Academic Senate. The Committee shall supervise the work of the Senate and prepare the agenda for its meetings. In considering a
submission for the agenda of the Senate, the Executive Committee may place it on
the agenda or make appropriate referral. If the Executive Committee makes any
revision in form or in substance before placing an item on the agenda, the nature
and extent of the revisions shall be reported to the Senate and to the originator.

SECTION 6: Personnel Matters

When considering personnel matters relating directly to individual members of
the faculty or the administration, the Executive Committee shall meet in executive
session.

SECTION 7: Organizational Meeting Voting

Only the Staff Representative, the Statewide Academic Senators, the newly
elected Standing Committee Chairs, the newly elected Academic Senators, and
those Academic Senators in the middle of an elected two-year term are eligible to
vote in the organizational meeting of the new Academic Senate. Absentee and/or
proxy voting shall not be permitted.

ARTICLE V
GENERAL PROCEDURES FOR THE CONDUCT OF BUSINESS
OF THE UNIVERSITY FACULTIES AND THE ACADEMIC SENATE

SECTION 1: Parliamentary Procedure

Meetings of the University Faculties and the Academic Senate shall be guided by
generally accepted rules of parliamentary procedure except on points where
standing rules direct otherwise.

SECTION 2: Standing Rules

The Academic Senate shall adopt standing rules; and these shall include
provisions for conducting the business of the Senate throughout the University
year. The several University Faculties may adopt standing rules. (See
Constitution: Article II, III, IV.)

SECTION 3: Voting

A. Voting at meetings of the University Faculties, Academic Senate and
   Executive Committee shall be by voice unless a show of hands or a division of
   the house is requested by a member. A written ballot shall be required for
   every contested election to office, and shall be permitted as a method of
   voting in other cases upon concurrence of a majority of the members present.

B. Each eligible voting member shall have one vote.

C. Voting by email is permitted when issues need immediate action by the Senate
   or its committees. If there is a substantive objection by a member, email
   voting will be suspended and the matter will either wait for the next meeting
   or a special meeting may be called. Voting may only be administered by the
   Chair of the committee or by the Senate Office.
SECTION 4: Minutes

The Secretary of the Academic Senate shall keep minutes for each meeting of the University Faculty, and of the Academic Senate. These shall be a summary of the discussion on every matter of importance. Every motion which has been made at the meeting shall be contained in the minutes and the disposition of each one of them shall be made clear. Any counting of votes made at the meeting shall be recorded in the minutes. Other faculties should provide for the keeping of minutes.

SECTION 5: Quorums

A quorum of the University Faculty for any meeting shall be 25% of the whole regular membership. A quorum for the Academic Senate shall be 50% of the faculty members who have been elected at-large and from the Colleges. Other faculties of the University may establish whatever quorums they deem appropriate.

SECTION 6: Parliamentarian

The presiding officers of each of the University Faculties and the Academic Senate may appoint a parliamentarian who shall advise on procedural rulings at the request of the presiding officer. Parliamentarians shall be guided by generally accepted rules of parliamentary procedure, and by standing rules where they have been adopted.

SECTION 7: Privileges of the Floor

The University Faculties and the Academic Senate may grant the privilege of the floor to non-members by a vote of a majority of the members present.

SECTION 8: Election and Recall Procedures

The faculty of each College and each Division having College status (as defined in Article III, Section 8 of the Constitution) shall establish election and recall procedures, which shall apply to the College representatives on the Academic Senate and its committees, and such other election as the College or Division may determine. The procedures shall be subject to the approval of the Academic Senate.

ARTICLE VI
UNIVERSITY-WIDE ELECTION PROCEDURES

SECTION 1: Annual Elections

Annual elections shall be held to elect a Faculty Marshal, Academic Senators of The California State University (in years when there are seats to be filled), and representatives-at-large to the Academic Senate. The elections shall be completed by March 15. The results of these elections shall be announced no later than three days following the election. The term of each person elected in an annual election shall begin on June 15th, except that the term of an Academic Senator of The California State University
shall begin on or before June 15th (beginning with the organizational meeting of the CSU Senate).

SECTION 2: Terms of Office

A. *Faculty Marshal*. The Faculty Marshal shall serve a term of one year. He/she may be re-elected, but may not serve more than two successive terms.

B. *Academic Senators*. Each representative to the Academic Senate, except the lecturer and student representatives (see Articles IX and XII), shall be elected for a term of two years and may serve two consecutive terms. Having served such consecutive terms, he/she they shall not be eligible to serve again within a year. A person elected to serve out the unexpired term of another shall be eligible for election to two two-year terms of his/her their own, provided no person shall serve more than five consecutive years.

C. *Balance of Alternation*. When necessary and notwithstanding provisions in Part B of this Section, before each election the Faculty Marshal shall assign to each College the number of one-year terms that will establish or maintain a balance of alternation.

D. The term of each person elected in an annual election shall begin on the first day of summer recess, except that the term of an Academic Senator of The California State University shall begin on or before June 1st (beginning with the organizational meeting of the CSU Statewide Senate).

SECTION 3: Nominations

The Executive Committee of the Academic Senate (see Article IV, Section 5) shall make nominations for the offices listed in Section 1, assuring that there are at least two nominees for each position to be filled, and shall process additional nominations received by petition. Each person nominated shall have given his/her their written consent (via email is acceptable) to having his/her their name appear on the ballot. In conducting the nominating process, the Committee shall follow these procedures, using either electronic or hard copy distribution:

A. Not less than ten academic days before the scheduled election the Committee shall publish to the University Faculty a statement of the positions to be filled, a list of continuing members of the Academic Senate and continuing Academic Senators of The California State University, (when there is a seat in the Senate, California State University to be filled), and a preliminary list of nominees.

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

C. After the last day for nomination by petition, the Committee shall certify the eligibility of each nominee.

SECTION 4: Voting
Voting for all officers listed in Section 1 shall be by mail ballot, which can be either electronic voting or by hard copy, as long as voting anonymity is ensured. In each annual election, balloting shall continue for ten consecutive academic days. Results shall be announced within three academic days after the last day of balloting.

SECTION 5: Conducting Mail Ballots

The Executive Committee (see Article IV, Section 5) shall supervise mail ballots. The Committee shall proceed in the following way:

A. The Committee shall send to each member of the University faculty eligible to vote in the election a "Notice of Election by Mail." The notice shall state the offices to be filled and/or items to be voted upon (together with information showing the source of each item, and any action taken on each item by the Academic Senate), the ballot and return envelopes and a statement of the procedures and time limits for voting.

B. The Committee shall also:

1) ensure anonymity in balloting;

2) check the roster of those eligible to vote against the ballots received;

3) arrange for the counting of the ballots, and announce the results of election within three academic days after balloting has been completed; and

4) if ties occur, determine the rank order of the tied nominees by drawing lots and giving the winner of the drawing the higher and the loser the next lower rank in the balloting.

SECTION 6: Invalidation of Election

Upon receiving a report from the Executive Committee the Academic Senate may, if there be cause, invalidate an election, or any part of it, and require that another election be held.

SECTION 7: Vacancies

If an office listed in Section 1 becomes vacant for more than one semester quarter, the Academic Senate shall nominate at least two persons and select one of them by written ballot to serve the period of absence. If such an office becomes vacant with one semester quarter or less remaining in the term of office, the Executive Committee may fill the vacancy by appointment for the balance of the term. If an Academic Senator of The California State University is temporarily unable to perform his/her duties as Senator, the Executive Committee may appoint an alternate Senator to fulfill the obligations of that office during the Senator's absence.

SECTION 8: Recall Election

If a petition requesting the recall of an officer listed in Section 1 is filed with the Executive Committee, it shall conduct an election by mail (electronic or hard
copy) in accordance with the provisions established herein. The question shall be put, "Shall (name of office holder and office he/she they holds) be recalled?" If a majority of those voting favor recall, the position shall be declared vacant and shall be filled as prescribed in Section 7.

ARTICLE VII
REPRESENTATION OF COLLEGES IN THE ACADEMIC SENATE

SECTION 1: Divisions treated as Colleges

For the purposes of representation in the Academic Senate, the Division of University Libraries shall be treated as a College. (See also, Article XVI, Section 2, below.)

SECTION 2: Proportional Representation in the Academic Senate

Early in the Spring Semester Winter Quarter of each year the Faculty Marshal, in consultation with the Executive Committee, shall allocate to each College Faculty the number of Senate representatives to which it is entitled. The allocation of 25 College representatives to the several Colleges shall be proportional to the number of regular members in the College Faculties, provided no College shall be unrepresented. Taking into consideration the number of continuing representatives of each College, the Faculty Marshal shall inform each College Dean of the number of representatives to be elected to one- and two-year terms. If a College would be over-represented by the continuance in office of its representatives who have unexpired terms, the Faculty Marshal shall notify the College Dean of the need to relinquish representative(s). The College Faculty shall determine which representative(s) shall be removed.

SECTION 3: Election of College Representatives

After the announcement of the results of the election of representatives-at-large of the Academic Senate, each College Faculty shall elect to the Senate the number of representatives to which it is entitled. The elections shall be completed by April 15 and the results of these elections shall be certified to the Faculty Marshal, who will announce them to the University.

SECTION 4: Disbandment of Colleges

Whenever a College Faculty is disbanded because of reorganization of the University, all of its representatives shall resign from the Academic Senate. The Faculty Marshal shall then determine the necessary adjustment in the distribution of College representatives, and shall notify the Dean of each College which has gained a seat, or seats, because of the adjustment. Each such College, following regular election procedures, shall elect its newly acquired representative(s) for term(s), which will maintain the balance of alternation.

SECTION 5: Vacancies in College Representation

If a vacancy of more than one semester quarter occurs in the representation of a College, the Executive Committee shall request the College or Division to hold a special election to fill the vacancy for the period of absence, following regular
ARTICLE VIII
REPRESENTATION OF EMERITI IN THE ACADEMIC SENATE

SECTION 1: Emeritus/Emerita Emeriti Member of the Academic Senate

In Spring Semester Quarter, the Executive Committee shall request the secretary of the Academic Senate to arrange for the selection of one (1) emeritus/emerita emeriti member of the Academic Senate. The emeriti electorate is defined as those individuals who have achieved emeritus or emerita status, according to Article I, Section 4, of these Faculty Bylaws.

SECTION 2: Election of Emeritus/Emerita Emeriti Member of the Academic Senate

The nomination and election of an emeriti faculty representative shall be completed by April 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 the elected Senator shall begin on June 15 and shall run for a period of two (2) years. The Executive Committee of the Academic Senate shall make nominations, assuring that there shall be at least two nominees for the position 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 develop a preliminary list of nominees and have it mailed to the emeriti faculty in accord with Article VI, Section 5 of the Bylaws of the University Faculty.

B. For a period of ten (10) academic days after the mailing of the preliminary list, the Executive Committee shall accept further nominations for the emeritus/emerita emeriti seat, including self-nominations. All nominations must bear the signature of the nominee. Each nomination shall be forwarded to the Executive Committee through the Office of the Academic Senate.

C. After the last day for nominations by petition, the Executive Committee shall certify the eligibility of each nominee. Each eligible Professor Emeritus or Emerita shall be allowed to vote for one candidate. Voting shall be in accordance with Article VI, Sections 4 and 5 of the Faculty Bylaws.

D. If a vacancy of one year or more occurs in the representation of the emeriti faculty, the Executive Committee shall conduct a special election to fill the vacancy for the remainder of that term from among the emeriti electorate. If the vacancy is for less than one year, the Executive Committee may appoint an emeritus/emerita emeriti faculty member to fill the vacancy for the remainder of the term.
ARTICLE IX
REPRESENTATION OF LECTURERS IN THE ACADEMIC SENATE

SECTION 1: Lecturer Members of the Academic Senate

In Spring Semester Quarter, the Executive Committee shall request the secretary of the Academic Senate to arrange for the election of 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 April 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 request the Academic Affairs Office to provide it with a list of those qualified for membership in the lecturer electorate. After being provided with the list, 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 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 four candidates. Voting shall be in accordance with Article VI, Sections 4 and 5 of the Faculty Bylaws.

D. 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.

ARTICLE X
REPRESENTATION OF THE STUDENT SERVICES ELECTORATE IN THE ACADEMIC SENATE
SECTION 1: Definition of the Student Services Electorate

The Student Services electorate is defined as those student services professionals (in both the Academic Affairs and Student Affairs Divisions) classified SSP III or higher. Questions regarding the interpretation of this definition shall be referred to the Executive Committee for resolution.

SECTION 2: Election of Student Services Representatives to the Academic Senate

The Student Services electorate shall elect two (2) representatives to the Academic Senate, one (1) representative to the Committee on Academic Planning and Resources, and one (1) representative to the Committee on Instruction and Curriculum. Student Services representatives shall be elected to two-year terms that commence June 15. The terms of the two Academic Senators shall be staggered. In Spring Semester Quarter, the Executive Committee shall request the Secretary of the Academic Senate to arrange for an election to fill the vacancies to be created by expiring terms. Student Services representatives may serve two consecutive terms. The election shall be completed by April May 15 and the results of the election shall be certified to the Faculty Marshal, who will announce them to the University.

SECTION 3: Vacancies in Student Services Representation

If a vacancy of more than one semester quarter occurs in the representation of the Student Services electorate, the Executive Committee shall request the electorate to hold a special election to fill the vacancy for the period of absence. If the vacancy is for one semester quarter or less, the Executive Committee may appoint a member of the electorate to fill the vacancy.

ARTICLE XI

REPRESENTATION OF STAFF IN THE ACADEMIC SENATE

This has been changed to conform with 03-04 BEC 10, approved by the Senate in 03-04, as an interim procedure which will be used until an acceptable permanent procedure is adopted.

SECTION 1: Definition of Staff

Every permanent staff employee of California State University, East Bay, excluding MPP employees and anyone already represented in an electorate is eligible to serve as a Staff member representative.

SECTION 2: Selection of Staff Representative to the Academic Senate

The Senate Office shall call for self-nominations via mass email in the first week of March the Spring Semester each year, when needed. The Executive Committee of the Academic Senate shall approve the ballot and the Academic Senate will elect a staff member from those on the ballot at its first meeting in Spring Semester Quarter. The Staff representative shall be appointed for a two-year term, commencing June 15.

SECTION 3: Vacancies in Staff Representation
If a vacancy occurs in the Staff representation, the Executive Committee shall appoint a replacement for one semester or quarter or until an election by the Senate can take place.

ARTICLE XII
STUDENT MEMBERSHIP ON THE ACADEMIC SENATE AND ON STANDING COMMITTEES

SECTION 1: Student Members of the Academic Senate and Committees

In the Spring Semester Quarter the Associated Students President will arrange for the election of the number of student members of the Academic Senate specified in Article V, Section 2, J of the Constitution, and two (2) student members to each Standing Committee except the Faculty Affairs Committee and the Committee on Budget and Resource Allocation. Student representatives shall be elected to one-year terms that commence June 15. The following criteria shall apply in determining eligibility:

A. Candidates for Student Senator to the Academic Senate must have earned no fewer than 14 units of academic credit, with a GPA of 2.0 or better, during the twelve months immediately preceding the term in which the filing of candidacy occurs.

1) Candidates for student member on a Standing Committee of the Academic Senate must have completed at least one semester at CSUEB with a GPA of 2.0 or better prior to filing candidacy for office.

2) All candidates must be enrolled for and earn a minimum of seven (7) units during the term in which the election is held, maintaining a 2.0 grade point average.

3) Candidates must be in good standing at CSUEB.

4) A representative or committee member may run for consecutive terms.

B. Eligibility for Holding Positions of Student Senator or Standing Committee Member of the Academic Senate

1) Student must be in good standing.

2) Student must be registered for seven (7) or more units and earn a minimum of a 2.0 grade point average for these units.

C. Procedures for Election

1) The procedures for election to student positions on the Academic Senate shall be those contained in the Associated Students Election Code.

2) A vacant student position with an unexpired term of less than one year shall be filled by appointment by the Associated Students Board of Directors for the remainder of the unexpired term, subject to Academic Senate approval.
D. Graduate Student defined: Any student who has classified or unclassified Graduate status.

ARTICLE XIII
LIAISON OFFICERS OF THE UNIVERSITY FACULTY

SECTION 1: Student Affairs Liaison Officer (SALO)

A. The Academic Senate shall elect for a two-year term a tenured regular faculty member to serve as Student Affairs Liaison Officer. The election shall normally take place in the year preceding the term of office.

B. The Executive Committee of the Academic Senate may nominate candidates for Student Affairs Liaison Officer. The Academic Senate may make additional nominations. A vacancy in the position shall be filled for the remainder of the two-year term by the same procedure.

C. The same person may be elected to serve additional consecutive terms.

D. The duties of the Student Affairs Liaison Officer shall be to:

1) Consult regularly with administrators who have assigned responsibilities in student affairs, with the representatives of the Associated Students, and, as appropriate, with faculty standing committees about policies, activities, and issues affecting the welfare of students of the University;

2) Report regularly, as requested by the Executive Committee, to the Academic Senate on matters affecting student welfare;

3) Recommend as appropriate further review, study, or action by the Academic Senate or Executive Committee on matters affecting student welfare.

SECTION 2: Diversity & Equity Liaison Officer (DELO)

A. The Academic Senate shall elect for a two-year term a tenured regular faculty member to serve as Diversity & Equity Liaison Officer. The election shall normally take place in the year preceding the term of office.

B. The Executive Committee of the Academic Senate may nominate candidates for Diversity & Equity Liaison Officer. The Academic Senate may make additional nominations. A vacancy in the position shall be filled for the remainder of the two-year term by the same procedure.

C. The same person may be elected to serve additional consecutive terms, no more than two consecutive terms.

D. The duties of the Diversity & Equity Liaison Officer shall be to:

1) Maintain an appropriate liaison with the search committees to encourage a search in the broadest spectrum possible; consult with other administrators who have assigned responsibilities in diversity, equity and Affirmative Action, and as appropriate, with faculty standing committees about policies, activities, and issues affecting faculty diversity, & equity and
2) Report regularly, as requested by the Executive Committee, to the Academic Senate on matters affecting diversity and equity;

3) Recommend as appropriate further review, study, or action by the Academic Senate or Executive Committee on matters affecting Diversity & Equity; and

4) Serve as a clearing-house resource for system wide policies and procedures concerning faculty diversity and equity at the University.

ARTICLE XIV
DUTIES OF THE ACADEMIC SENATE

SECTION 1: Delegations of Authority to the Academic Senate

The University Faculty delegates to the Academic Senate the authority to make recommendations to the President on the subjects listed in Article IV, Sections 6 and 7, of the Constitution of the University Faculty; and to administer Standing Committees of the Faculty and whatever ad hoc committees may be established.

SECTION 2: Conduct of Faculty Affairs

The Academic Senate shall speak for the University Faculty in consultation with the President, the Chancellor, and other persons and agencies, except when the University Faculty chooses to speak for itself. The Senate may designate its Executive Committee or any of its officers to carry on the consultation in specified instances.

SECTION 3: Special Summer Procedures

If the Chair of the Academic Senate is unable to obtain a quorum of the Senate in the summer session Quarter, the Executive Committee is authorized to act as a consultative body of the University Faculty on urgent matters. All actions of the Executive Committee shall be subject to ratification by the Academic Senate at its next meeting.

ARTICLE XV
MEETINGS OF THE ACADEMIC SENATE

SECTION 1: Regular Meetings

Regular meetings of the Academic Senate shall be scheduled by the Executive Committee. The Committee shall prepare a proposed agenda and distribute it along with pertinent materials before each regular meeting, as may be provided by the standing rules.

SECTION 2: Special Meetings

A special meeting may be called by the Executive Committee for the purpose of
studying and acting upon urgent items of business. The Committee is required to
call a special meeting when requested by the President of the University, or when
petitioned by fifteen members of the Academic Senate. In the case of special
meetings, any provisions for notice may be suspended.

ARTICLE XVI
THE COMMITTEE SYSTEM

SECTION 1: Representation of Colleges on Standing Committees

Early in the Spring Semester Winter Quarter of each year the Executive
Committee shall allocate to each College Faculty the number of representatives
on each Standing Committee of the University Faculty to which it is entitled. The
allocation shall be proportional to the number of regular members in the College
Faculties; except that each College shall have at least one representative on each
Standing Committee.

SECTION 2: Election of College Representatives to Standing Committees

Concurrently with the election of College representatives to the Academic Senate
(Article VII, Section 3) each College and the University Libraries shall elect the
number of representatives on each Standing Committee to which it is entitled; the
Division of Libraries shall elect its representatives to the Committees on
Instruction and Curriculum, Academic Planning and Review, Budget and
Resource Allocation, and Research. Faculty members of Standing Committees
shall must be regular members of the University Faculty.

SECTION 3: Election of Student Services Representatives to Standing Committees

Concurrently with the election of the Student Services electorate representatives
to the Academic Senate (Article X, Section 2), the Student Services electorate
shall elect one representative to the Committee on Academic Planning and
Review and one representative to the Committee on Instruction and Curriculum.

SECTION 4: Presidential Appointees

Before the end of the Spring Semester Quarter, the President shall appoint one
administrator or faculty member to each committee, except the Committee on
Budget and Resource Allocation, where two representatives are to be appointed.

SECTION 5: Terms of Office

A. For Student Members of Standing Committees: Student members shall be
selected for one-year terms. A student member may serve no more than two
terms of one year each. A student appointed to serve out the unexpired term of
another shall be eligible for two additional terms.

B. For Presidential Appointees on Standing Committees: Presidential appointees
shall be appointed for one-year terms.

C. For Faculty and Student Services Members of Standing Committees Other
than COBRA: Faculty members and Student Services members shall be
elected for two-year overlapping terms. Such members may serve consecutive
terms, but having served two terms, shall not be eligible to serve again on the same committee within a year. Such a member elected or appointed to serve out the unexpired term of another shall be eligible for election to two terms of his/her own, provided that no person shall serve more than five consecutive years.

D. For Faculty Members on the Committee on Budget and Resource Allocation (COBRA): Faculty members shall be elected for two-year overlapping terms. There is no term limitation for service on COBRA.

E. Balance of Alternation: When necessary and notwithstanding provisions in Parts 3 and 4 of this Section, the Executive Committee shall provide for a balance of alternation on committees by apportioning one-, and two-year terms among the Colleges.

SECTION 6: Restriction on Committee Memberships

No person shall be a candidate for more than one Standing Committee; no elected faculty, Student Services or student member shall serve on more than one committee.

SECTION 7: Vacancies

When a vacancy occurs on a committee it shall be filled for the period of absence in the following ways:

A. A presidential appointee: The Executive Committee shall request the President to appoint a replacement;

B. A faculty member: For an absence of more than one semester, quarter, the Executive Committee shall request the College or Division University Library Faculty to provide a replacement. For an absence of one semester quarter or less, the Executive Committee shall appoint a replacement member from the appropriate College or Division University Library;

C. A Student Services member: The Executive Committee shall request the Vice President of Student Services to provide for the selection of a qualified replacement by a method to be determined by the Student Services electorate;

D. A student member: The Executive Committee shall request the President of the Associated Students to provide for the selection of a qualified student replacement by a method to be determined by the Associated Student Body President and Council.

SECTION 8: Termination of Membership

A. The Executive Committee may terminate the service of any member of committee or subcommittee whose continuance is deemed by a majority of the entire membership of the committee to interfere with the orderly conduct of business.

B. Ordinarily, any member of a committee or subcommittee who is absent three (3) times in a semester quarter shall be terminated from service on the committee or subcommittee. The committee chair shall confer with such a member concerning his/her resignation and report the circumstances to the Executive Committee.
SECTION 9: Responsibilities of the Chair

A. Each committee shall elect a Chair from among the elected regular faculty representatives whose principal function shall be to organize the business of the committee and to preside at its meetings. The Chair of each committee shall be a voting member, representing his/her their committee in the Academic Senate. The Chairs shall be elected regular faculty members and shall serve a one-year term, with encouragement to the COBRA Chair to serve more than one year.

B. At the end of each academic year, the Chair shall report to the Academic Senate concerning actions taken during the year and any unfinished business.

SECTION 10: Committee Procedures

Each committee shall, with the approval of the Executive Committee, establish procedures for the conduct of its business. Only the Committees on Faculty Affairs and Research and their subcommittees may establish procedures containing provisions for closed meetings.

SECTION 11: Regular Subcommittees

With the consent of the Executive Committee any committee may establish regular subcommittees. These shall report to the committee. The Chair shall appoint the members of subcommittees annually, in consultation with the whole committee and subject to the approval of the Executive Committee. At least one member of each subcommittee shall be an elected faculty member of the committee, with the exception of the Graduate Programs Subcommittee of CIC, on which the Presidential Appointee to CIC may serve rather than an elected faculty member; other members may be drawn from any segment of the University community, except that only faculty members may serve on subcommittees that deal with faculty personnel matters. Members of subcommittees shall be chosen with a view of their special acquaintance with the subjects within the purview of the subcommittee.

SECTION 12: Special Subcommittees

A. In consultation with the committee, the Chair may establish special subcommittees; and he/she they may, with the approval of the Executive Committee, appoint persons who are not members of the committee.

B. Special subcommittees shall go out of existence at the end of the academic year.

SECTION 13: Committee Reports

The Chair of each committee shall transmit its recommendations and shall report the results of its consultation to the Executive Committee in the form and manner prescribed by the Standing Rules of the Academic Senate. In those instances in which a committee is authorized to report directly to the President, when recommending a policy matter, the report shall first be placed on the agenda of the Senate, as provided for in the Standing Rules. When recommending specific
personnel actions, the report need not be so placed on the agenda.

ARTICLE XVII
THE STANDING COMMITTEES OF THE UNIVERSITY FACULTY

SECTION 1: Committee on Instruction and Curriculum (CIC)

A. Duties of the Committee:

1) To make recommendations to the Academic Senate on graduate and undergraduate curriculum;

2) To make recommendations to the Academic Senate on professional curricula, including teacher education;

3) To make recommendations to the Academic Senate on policies relating to academic standards, requirements for granting certificates, teaching credentials, honorary and earned degrees, and honors for scholastic achievement;

4) To make recommendations to the Academic Senate on policies regarding probation, dismissal, and reinstatement of students;

5) To consult on matters relevant to the affairs of the Committee with the Vice President for Academic Affairs or his/her designee, and to report periodically the nature of this consultation to the Executive Committee;

6) To make recommendations to the Academic Senate on requirements for admission to, continuation in, and completion of graduate and undergraduate programs within the limits of the policies of California State University; and

7) To consult, when appropriate, with other Standing Committees.

Special Procedures for Recommendation

B. The Committee on Instruction and Curriculum shall recommend as follows:

1) Curricular change proposals as provided in the Procedures for Faculty Review of Curricular Change Proposals; and

2) To the Academic Senate any action not specifically mentioned above.

Membership

C. The Membership of the Committee on Instruction and Curriculum shall be:

1) Eight (8) members from the Colleges of the University;

2) One (1) appointee of the President of the University;

3) One (1) representative of the University Libraries;
4) One (1) representative of the Student Services Professional electorate;

5) Two (2) members of the student body of the University, one (1) undergraduate and one (1) graduate; and

6) One (1) non-voting representative of the Division of Extended Education.

SECTION 2: Committee on Academic Planning and Review (CAPR)

A. Duties of the Committee:

1) To recommend to the Academic Senate policies that help the University to achieve its long-term academic goals in the light of changing conditions;

2) To review each existing academic program’s annual report, and to perform a full Program Review at intervals not to exceed five years, except as modified for outside accredited programs, and to recommend for each program reviewed, within eighteen months of the initiation of the review, one of the following: continuation without modification, continuation with specified modifications, continuation with monitoring by CAPR for a time to be specified, or discontinuance;

3) To review Temporary Program Suspension requests and requests for Name Changes of Academic Units

4) To review the Academic Master Plan of the University, to consider requests for revisions of that plan, and to make recommendations to the Academic Senate for the adoption of each annual phase of revision of the Academic Master Plan;

5) To coordinate long range plans for academic development with campus planning of facilities development;

6) To make recommendations concerning principles and procedures (including procedures for faculty consultation) governing the development, improvement, and use of the academic facilities of the University;

7) To consult with the appropriate administrators regarding academic planning, and campus development, and to report periodically the nature of the consultation to the Executive Committee of the Academic Senate;

8) To coordinate long range plans for academic development with campus planning of facilities development; and

9) To consult, when appropriate, with other Standing Committees.

Special Procedures for Recommendations

B. The Committee on Academic Planning and Review shall recommend as follows:

1) To the Academic Senate on matters regarding the performance review of
existing programs and the Academic Master Plan;

2) To the Academic Senate on principles and procedures governing the development, improvement, and use of campus facilities; and

3) To the Academic Senate on the use of facilities and the allocation of instructionally related resources.

Membership

C. The membership of the Committee on Academic Planning and Review shall be:

1) Eight (8) members from the Colleges of the University;

2) One (1) appointee of the President of the University;

3) One (1) representative of the University Libraries;

4) The Associate Vice President, Academic Programs and Graduate Studies or designee;

5) One (1) representative of the Student Services Professional electorate;

6) Two (2) members of the student body of the University.

SECTION 3: Faculty Affairs Committee (FAC)

A. Duties of the Committee:

1) To make policy recommendations concerning:

a. Professional activities of the University faculty;

b. The financial support of such activities;

c. The welfare, rights, privileges, and responsibilities of the University Faculty;

d. Appointment, retention, tenure, promotion, and other peer review processes;

e. Professional ethics and disciplinary procedures;

f. Faculty consultation in the appointment and review of administrative personnel in positions affecting the University Faculty;

2) To consult, when appropriate, with administrators who have assigned
responsibilities for faculty affairs and report periodically the nature of this consultation to the Executive Committee; and

3) To consult, when appropriate, with other Standing Committees.

Special Procedures for Recommendations

B. The Faculty Affairs Committee shall recommend as follows:

1) Directly to the Vice President, Academic Affairs, concerning candidates for Distinguished Visiting Professorships, and

2) To the Academic Senate any action not specifically mentioned above.

Membership

C. The membership of the Faculty Affairs Committee shall be

1) Eight (8) tenured members from the Colleges of the University;

2) One (1) tenured member of the University Libraries Faculty; and

3) One (1) appointee of the President of the University.

SECTION 4: Committee on Research (CR)

A. Duties of the Committee

1) To encourage research by members of the University Faculty, including:

a. awarding of research grants from University and CSUEB Foundation funds

b. carrying on other activities to promote research including a listing of faculty research interests, organizing research seminars, or other projects which may seem appropriate to the Committee

2) To disseminate information concerning research support opportunities including but not limited to CSUEB faculty support Grants as described in the Policy on Faculty Support Grants (06-07 CR1);

3) to make recommendations:

a. to the Academic Senate on general policies and procedures concerning research activities, facilities and support at the University;

b. to the Academic Senate on general policies and procedures concerning inter-university research consortia;

c. to the University and the CSUEB Foundation regarding allocation of research monies to be made to those awarded grants by the Committee; and
d. regarding proposals for new centers and institutes in a manner corresponding to policies approved by the Academic Senate and the President.

Special Procedures for Recommendations

B. The Committee on Research shall recommend as follows:

1) Directly to the Foundation concerning research proposals and travel grants supported by funds administered by the Foundation;

2) Directly to the Vice President, Academic Affairs, concerning special leaves or grants for research not supported or administered by the Foundation; and

3) To the Academic Senate any action not specifically mentioned in items 1 and 2 above.

Membership

C. The membership of the Committee on Research shall be:

1) Eight (8) members from the Colleges of the University;

2) One (1) appointee of the President of the University; and

3) One (1) representative of the University Libraries.

SECTION 5: Committee on Budget and Resource Allocation (COBRA)

A. Duties of the Committee:

1) To recommend to the Academic Senate budgetary principles and policies that help the University to achieve its long-term academic goals in the light of changing conditions;

2) To make recommendations to the Academic Senate on the development, improvement, and use of university-wide resources;

3) To consult with the appropriate administrators and committees of the administration regarding academic planning, current budget issues, allocation of resources, and campus development, and to report periodically the nature of the consultation to the Executive Committee of the Academic Senate;

4) To make recommendations concerning principles and policies governing the development, improvement, and use of the academic facilities of the University and the allocation of funds and human resources directly related to the instructional program; and

5) To consult, when appropriate, with other Standing Committees.

Special Procedures for Recommendations
B. The Committee on Budget and Resource Allocation shall recommend as follows:

1) To the Academic Senate on principles and policies governing the development, improvement, and use of campus financial resources;

2) To the Academic Senate on principles and procedures governing the development, improvement, and use of campus facilities; and

3) To the Academic Senate on the use of facilities and the allocation of instructionally related resources.

Membership

C. The membership of the Committee on Budget and Resource Allocation shall be:

1) Nine (9) tenured members from the faculty of the University two from each College and one from the University Libraries;

2) Two (2) appointees of the President of the University, one from Academic Affairs and one from Administration & Finance;

D. Members may be required to serve as faculty representatives on other budget-related committees, such as the University Planning, Assessment, and Budget Committee (UPABC).

E. Faculty members shall be elected for two-year, overlapping terms. Because it is expected that members of the committee will develop special expertise in budgetary and financial matters, there shall be no term limitation on membership in the committee. It is expected that in ordinary circumstances the Chair of the committee shall be an elected member of the committee and shall serve in that capacity for at least one year.

SECTION 6: Committee on Faculty Diversity & Equity (FDEC)

A. Duties of the Committee:

1) The FDEC shall have primary responsibility for advising and making recommendations to the Academic Senate on policy and procedural issues related to California State University, East Bay’s faculty diversity, including examining all policies and procedures regarding faculty diversity and equity in recruiting, hiring and retention at CSUEB as practiced at the University, College and Department levels. As such, FDEC shall study and report on issues relevant to increasing faculty diversity, including all available statistical data regarding faculty diversity and equity in recruiting, hiring and retention at CSUEB.

2) The FDEC, in cooperation with the DELO, shall monitor all departmental tenure-track hires to determine the impact on the ethnic and gender composition of the departments. Each FDEC faculty representative shall serve as a liaison to his or her their College or University Libraries, in order to assist Departments in their efforts, so that faculty searches are
equitable and inclusive.

3) The FDEC shall review and comment upon five year reports from each department and unit on diversity related issues and efforts, which should include responses to CSUEB institutional research data and the diversity component of CSUEB dashboard data. For each five year report, the FDEC will submit to CAPR a one-page “Diversity Response and Recommendation” that will be attached to CAPR’s review of the five year report.

4) The FDEC shall monitor faculty diversity climate issues and studies, including the reoccurring faculty diversity climate study that uses both quantitative and qualitative methods to assess the commitment and practices for recruiting and retaining a diverse faculty. This shall include the development and review of procedures for conducting exit interviews of faculty leaving the university.

5) The FDEC shall consult, when appropriate, with other Standing Committees.

Membership

B. The Membership of the Committee on Faculty Diversity & Equity shall be:

1) Five (5) faculty, one from each College and the University Libraries, to be elected by a vote of each College faculty vote to two-year terms, serving no more than two consecutive terms.

2) One faculty member with expertise in Ethnic Studies, to be appointed by the Chair of the Department of Ethnic Studies to a two-year term, serving no more than two consecutive terms.

3) One faculty member with expertise in Women's Studies to be appointed by the Chair of the Department of Human Development & Women's Studies to a two-year term, serving no more than two consecutive terms.

4) The current Diversity & Equity Liaison Officer, to be elected by the Academic Senate to a two-year term, serving no more than two consecutive terms.

5) The current Director of Equity & University Diversity Officer.

6) One liaison (non-voting member) from each non-academic Division, to be appointed by each Division's VP to a two year term, serving no more than two consecutive terms.

7) One presidential appointee.

8) One student representative, to be appointed through ASI to a one-year term, serving no more than two consecutive terms.