TO:         Regular Members of the University Faculty

FROM:       The Executive Committee of the Academic Senate

SUBJECT:    Notice of Election for February 9- February 23, 2012

The Winter Quarter 2012 University at-large Election will consist of the following:

- One (1) Faculty Marshal: one year term (2012-2013)
- Five (5) at-large Academic Senators: two year terms (2012-2014)
- Two (2) CSU (Statewide) Academic senators: one three year term (2012-2015), and one partial term (2012-2014)
- One (1) member of the CSUEB Foundation Board of Directors: two year term (2012-2014)
- Professional Leave Committee
- Review Committees for:
  - John Whitman as Director of the Student Center for Academic Achievement
  - Linda Dobb as University Librarian
  - Brian Cook as Associate Vice President, Continuing and International Education
  - Glen Perry as Assistant Vice President, Enrollment Management Systems
- Amendment to the Constitution and Bylaws of the University Faculty (voting modification)
- Endorsement of Academic Freedom amendment to the Statewide Academic Senate Constitution
- Change to the CSUEB Constitution to change President to non-voting and Provost to voting member of the Academic Senate
- Change to the CSUEB Bylaws to change President to non-voting and Provost to voting member of the Executive Committee of the Academic Senate

DIRECTIONS FOR VOTING:

Please be aware that you will not be able to return to the ballot once you have submitted it. Also, if you choose not to vote for any candidates for a committee, then just click on “other” and add one space (without having to specify a name) and the program will allow you to continue through the ballot.


IN ORDER FOR YOUR VOTE TO BE COUNTED, YOU MUST RECORD A RESPONSE FOR EACH ITEM AND YOUR BALLOT MUST BE SUBMITTED ELECTRONICALLY BY 5:00 P.M. FEBRUARY 23, 2012.

NOTE: Faculty members on FERP are considered to be tenured faculty employees while in a period of active employment and are therefore eligible to serve on the Academic Senate and its standing committees and to vote in university-wide elections that are held during quarters in which they are actively employed.

The following groups, which are normally considered Regular Faculty Members of the University Faculty, will not receive a ballot for the Professional Leave Committee: Administrators, and those in other areas of the University who held positions as Student Affairs Officers III, IV, or V before the change to the new classification system.

PLEASE BE AWARE THIS BALLOT HAS A 15 MINUTE TIME LIMIT

Please contact the Senate Office if you have any questions regarding this election.
California State University, East Bay, 25800 Carlos Bee Boulevard, Hayward, CA 94542, (510) 885-3671
1. 1 Faculty Marshal (ONE to be elected to one-year term):

PLEASE VOTE FOR NO MORE THAN ONE

- Jose Lopez, Professor, Educational Leadership
- Lindsay McCrea, Associate Professor, Nursing
- Eddie Reiter, Professor, Mathematics and Computer Science
- Other ________________

2. 5 at-large Academic Senators (FIVE to be elected to two-year terms):

PLEASE VOTE FOR NO MORE THAN FIVE

- Roger Doering, Assistant Professor, Engineering
- Jennifer Eagan, Professor, Philosophy
- Ray Garcia, Professor, Educational Leadership
- Patricia Jennings, Associate Professor, Sociology and Social Services
- Chris Knaus, Associate Professor, Educational Leadership
- Gary Li, Professor, Geography and Environmental Studies
- Bijan Mashaw, Professor, Management
- Mitchell Watnik, Associate Professor, Statistics and Biostatistics
- Evaon Wong-Kim, Professor, Social Work
- Other ________________

3. 1 FULL TERM CSU (Statewide) Academic Senator (ONE to be elected to three-year term):

PLEASE VOTE FOR NO MORE THAN ONE

- Dianne Rush Woods, Associate Professor, Social Work
- Other ________________

4. 1 PARTIAL TERM CSU (Statewide) Academic Senator (ONE to be elected to two-year term):

PLEASE VOTE FOR NO MORE THAN ONE

- Denise Fleming, Professor, Teacher Education
- Other ________________

5. 1 member of the CSUEB Foundation Board of Directors (ONE to be elected to one-year term):

PLEASE VOTE FOR NO MORE THAN ONE

- Dianne Rush Woods, Associate Professor, Social Work
- Other ________________
5 members to be elected to the Professional Leave Committee (FIVE to be elected to one year terms):

Please note: The Professional Leave Committee allows one member each from CLASS, CBE, CEAS, CSCI and the Library.

PLEASE VOTE FOR NO MORE THAN FIVE

- Gary Li, Professor, Geography and Environmental Studies (CLASS)
- Jose Lopez, Professor, Educational Leadership (CEAS)
- Daniel Martin, Associate Professor, Management (CBE)
- Michael Moon, Associate Professor, Public Affairs and Administration (CLASS)
- Jason Singley, Associate Professor, Physics (CSCI)
- Linda Smetana, Professor, Teacher Education (CEAS)
- Aline Soules, Librarian (LIBR)
- Other

6. 4 members to be elected to the Review Committee for the Director, Student Center for Academic Achievement:

Please note: The Review Committee for the Director, Student Center for Academic Achievement allows 4 tenured faculty, including library faculty, with no more than one member from each college/library.

- Lynn Eudey, Statistics and Biostatistics (CSCI)
- Doug Highsmith, Librarian (LIBR)
- Gregory Theyel, Management (CBE)
- Other

7. 2 members to be elected to the Review Committee for the University Librarian:

Please note: The Review Committee for the University Librarian allows 2 tenured faculty with no more than one member from each college.

PLEASE VOTE FOR NO MORE THAN TWO

- Dee Andrews, Professor, History (CLASS)
- Patricia Guthrie, Professor, Human Development and Women’s Studies (CLASS)
- Kim Shima, Professor, Accounting, (CBE)
- Other

8. 4 members to be elected to the Review Committee for the Executive Director, Continuing and International Education:

Please note: The Review Committee for the Associate Vice President, Continuing and International Education allows 4 tenured faculty, including library faculty, with no more than one member from each college/library.

PLEASE VOTE FOR NO MORE THAN FOUR

- Liz Ginno, Librarian (LIBR)
- Gary Li, Professor, Geography and Environmental Studies (CLASS)
- Bijan Mashaw, Professor, Management (CBE)
- Evaon Wong-Kim, Professor, Social Work (CLASS)
- Other

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9. 4 members to be elected to the Review Committee for the Assistant Vice President, Enrollment Management Systems:

Please note: The Review Committee for the Assistant Vice President, Enrollment Management Systems allows 4 tenured faculty, including library faculty, with no more than one member from each college/library.

- Sandip Basu, Professor, Management (CBE)
- Other ________________________________

Please view the link within the ballot introduction for more information regarding the amendment to the Constitution.

10. Shall the Constitution of the University Faculty, Article X, Section 1 be amended as follows:

**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 the University Faculty when two-thirds of the members voting approve the amendment. 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.

- YES
- NO
- ABSTAIN

11. Shall the CSUEB faculty ratify the following amendment to Article I, Section 1. (a) of the Constitution of the CSU Academic Senate (Statewide Senate) (proposed amendment underlined):

“It shall be the purpose of the Academic Senate of the California State University to promote academic excellence in The California State University; to uphold and preserve the principles of academic freedom and protect freedom of inquiry, research, expression and teaching both inside and beyond the classroom, as set forth in the American Association of University Professors 1940 Statement of Principles on Academic Freedom and Tenure and its subsequent interpretations; to serve as the official voice…etc.;”

**RATIONALE:** The Preamble of The Constitution of the Academic Senate, The California State University, specifies that the Constitution is adopted by the faculty of the CSU “in order to exercise its rights and fulfill its responsibilities in the shared governance of the University.” In setting forth these rights and responsibilities in subsequent Articles, at no point does the Constitution reference the important role of the ASCSU in safeguarding and preserving the principles of academic freedom for the faculty it serves throughout the CSU system. The purpose of this amendment is to remedy this serious omission in the Constitution. The American Association of University Professors’ (AAUP) 1940 Statement of Principles on Academic Freedom and Tenure and its subsequent interpretations provide the most widely accepted and understood statement of academic freedom for higher education. In 1966 the AAUP, the American Council on Education, and the Association of Governing Boards of Colleges and Universities jointly formulated a Statement on Government of Colleges and Universities which was formally recognized by the executive bodies of each group. That statement incorporates by reference the 1940 Statement of Principles on Academic Freedom and Tenure. In addition Section 3561(c) of the Higher Education Employer-Employee Relations Act (HEERA) encourages the free exchange of ideas among faculty, students and staff, and goes on to state: “All parties subject to this chapter shall respect and endeavor to preserve academic freedom in the…California State University.” Given the recognized importance of preserving and safeguarding academic freedom within higher education, this principle must be articulated within the Constitution of the ASCSU and regularly monitored as circumstances generate new interpretations.

- YES
- NO
- ABSTAIN
12. Shall Article V, Section 2 of the Constitution of the CSUEB University Faculty be modified to change the membership of the Academic Senate to make the President an ex-officio, non-voting member and the Provost an ex-officio, voting member?

CONSTITUTION - ARTICLE V
THE ACADEMIC SENATE

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 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. seven (7) members 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.

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

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13. Shall Article IV, Section 5 of the Bylaws of the CSUEB University Faculty be modified to change the membership of the Executive Committee of the Academic Senate to make the President an ex-officio, non-voting member and the Provost an ex-officio, voting member?

BYLAWS - ARTICLE IV
OFFICERS OF THE ACADEMIC SENATE AND THE EXECUTIVE COMMITTEE

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.

PLEASE NOTE: Underlined words or phrases represent the new amendments to the Bylaws.

RATIONALE: At several meetings, the Executive Committee discussed the benefits of including the university’s chief academic officer (Provost) as a member of the Senate and Executive Committee, which is the case on many other campuses. Benefits would include the fact that the Provost would interact as a member and have a voice in discussions, rather than being a “visitor.” ExCom added a “Report of the Provost” to its agendas this year, which has also been helpful in keeping the channels open between faculty and administration and promoting “shared governance.” Changing the President to an Ex-officio non-voting member is also common in the CSU and is based on the fact that the President has the power for final approval on most matters approved by the Senate and does not usually vote during meetings anyway. This amendment was approved at the ExCom meeting on 4-5-11.

- YES
- NO
- ABSTAIN

END OF SAMPLE BALLOT