

MINUTES OF THE UNIVERSITY SENATE
December 7, 1999

The December 7, 1999 meeting of the University Senate was called to order by Chairperson Alarcon at 3:20 p.m. in the Alumni Auditorium of the Eberly College of Business.

The following Senators were **excused** from the meeting: Fred Anderson, Holly Anderson, Thomas Ault, Madeline Bayles, Tom Connelly, Frank Corbett, Joan Fisher, Susan Glor-Sheib, Susan Krevel, Jessica Kupchella, Joy Leonard, Joanne Lukehart, Dasen Luo, Ronald Maggione, Matej Majercak, Edward Nardi, Tina Perdue, Matt Petrowski, Ruth Riesenman, Michelle Sanchez, Varinder Sharma, David Stein, Robert Stonebraker, Louis Szalontai, Marie Twal

The following Senators were **absent** from the meeting: David Anderson, N Bharathan, Doug Bish, Kenneth Brode, Marx Carlson, Carmy Carranza, Thomas Conelly, Michael Connell, Jon Corbett, Ryan Corrigan, David Dix, Nahal Dousti, Josh Dubrow, Steven Ender, Will Foran, Michelle Gerwick, Eben Henderson, David Hubbard, Adam Hughs, Dennis Hulings, Keziah Johnson, Megan Joseph, Jodell Kuzneski, Megan Lawther, Valerie Mancuso, Josh Mehall, Robert Mutchnick, Matt Pesci, Russell Peterson, Carrie Popovich, Robert Russell, Lisa Sciulli, Cristy Sollman, Benjamin Surmacz, Gwen Torges-Hoffman, Shari Trinkley, Tony Weber, Jason Worzbyt, Lisa Zack, Philip Zorich

The minutes of the November 2, 1999 were **ACCEPTED**.

Agenda items for the December 7, 1999 meeting were **ACCEPTED**.

REPORTS AND ANNOUNCEMENTS

PRESIDENT'S REPORT (Dr. Pettit)

No report.

PROVOST'S REPORT (Dr. Staszkiwicz)

The University Senate's constitution and bylaws outline the membership, the organizational structure, the general business procedures and basic roles and responsibilities of the senate and its committees. Neither the constitution nor the bylaws are part of the Collective Bargaining Agreement (CBA) between the Faculty and the State System of Higher Education, though it is clear that the Senate could not operate in violation of the CBA. In reviewing the constitution and bylaws, I have found no place where the Chair of the Senate has the authority to unilaterally remove any committee or its function from the Senate. This is true for the Curriculum committees as well as for any other committee. Similarly, I have found no place in the constitution or the bylaws that gives the University Administration or IUP APSCUF such rights.

The Collective Bargaining Agreement does contain language that references a curriculum committee. Since the language is not specific, each of the fourteen campuses has interpreted that provision differently. Some of us house the curriculum committee in the Senate, some do not. Some have the recommendations of the curriculum committee submitted for further review, some do not. The

Collective Bargaining Agreement does not specify how the curriculum process should operate; it only requires that a curriculum committee exists and that the composition of that committee be at the discretion of the FACULTY. Just as importantly, the constitution and bylaws of the Senate do not include a provision that authorizes the Senate to interpret the CBA on behalf of either the University or APSCUF.

It is the University Administration's position that it is inappropriate for the Senate Chairperson or the Rules Committee to interpret the CBA as it relates to curriculum. The University Administration has also taken a position as to APSCUF's role in the curriculum process and we have shared that view with APSCUF and the Chairperson of the University Senate at the November Meet and Discuss session. If there is a disagreement between the University Administration and IUP APSCUF concerning this interpretation, there are provisions within the CBA to address this disagreement. Again, it is not the role of the Senate or any of its committees to make that determination.

Given the above, it is our expectation that the Senate will continue to operate as defined by its constitution and bylaws. That is, the two curriculum committees should continue to function as they have, the Senate should act upon curriculum proposals, and the resulting actions should be forwarded to the President. If the University Administration receives Senate recommendations and acts in a manner that IUP APSCUF believes is in violation of the CBA, IUP APSCUF should utilize the appropriate procedures to seek redress.

CHAIRPERSON'S REPORT (Dr. Alarcon)

I would also like to address the issue of curricular responsibility, as the Provost Dr. Staszkievicz has. From the start I have tried to bridge the gap between APSCUF and the administration so that the curricular approval process not be interrupted. It seems that this may happen at this point.

Dr. Staszkievicz view is that I had no authority to remove the curriculum from the Senate, as the CBA does not specify the process to be used for the approval of curriculum. However, I have based my decision not on the CBA, which would be inappropriate, as that is a contract between APSCUF and the administration, but based on the ruling of our Rules Committee. They have reviewed the University Senate's Constitution, and determined that in their interpretation of the constitution, APSCUF did have the right to remove curricular responsibility from the Senate.

I will continue to work towards facilitating an agreement between the Administration and the Union.

VICE CHAIRPERSON'S REPORT (Senator Gresh)

No report submitted.

OLD BUSINESS (carryover from the November 2, 1999 meeting)

SSHE Sexual Harassment Policy – no discussion at the December meeting. This topic will remain on the agenda under Old Business.

STANDING COMMITTEE REPORTS

RULES COMMITTEE—Chairperson Beisel

1. For Senate Information: Thank-you to all Senators who provided input on the Rules Committee proposal to delete curricular content from the Senate Constitution and Bylaws. After further review of the Senate Constitution and examination of APSCUF's action, the Rules Committee concludes that whereas responsibility for curriculum was delegated to the Senate by APSCUF, APSCUF has the right to remove curricular responsibility from Senate. The announcement at the October 5, 1999 Senate meeting, by Chair Alarcon, that the curriculum committees had been removed from Senate by APSCUF, coupled with the information supplied to the Rules Committee by APSCUF President Heilman, constitute a clear action. It is the opinion of the Rules committee, therefore, that curriculum matters are no longer within the jurisdiction of the IUP Senate. The disposition of the two committees that formerly dealt with curriculum, the Undergraduate Curriculum Committee and the Graduate Committee, and whether they should undertake new functions or be eliminated, is question for the Senate at large. The Rules committee will await direction from the Senate on these matters.

Motion by Senator Duntley, seconded by Senator T. Ray, to allow Dr. Neil Asting to speak. Motion **APPROVED.**

Dr. Asting stated that APSCUF Representative Council will be discussing the issue of curriculum at their December 16 meeting.

Motion by Senator Dugan and seconded to recommend to APSCUF that curricular responsibilities be returned to the Senate. A lengthy discussion ensued.

Motion by Senator Kosiek and seconded to close debate. Motion **APPROVED.**

Hand vote on the main motion, 99 in favor, 13 opposed, 4 abstentions. Motion **APPROVED.**

2. Chairperson Beisel reminded Senators that Senate elections are approaching and he looks forward to a full slate of candidates. More information will be provided during the spring semester.

NONCREDIT COMMITTEE—Chairperson Wolfe

For Senate Information: Robert Friday, Director of Business, Industry and Labor Programs for the School of Continuing Education, provided an overview of two areas of training that are new to IUP. WEDnet is a new statewide program that provides free basic and entry-level training to employees of businesses that have recently hired twelve new people. IUP has been designated to provide the training in this region.

The other area is Customized Job Training. Currently arrangements are in progress to benefit six companies in Indiana, Butler, Armstrong, and Allegheny Counties. Additionally a Workforce Development Academy is in the planning stage and will become a virtual academy that will develop and download curriculum through E-Commerce.

RESEARCH COMMITTEE—Chairperson Numan

For Senate Information: Senate Research Committee Minutes – November 9, 1999

Members Present: Dr. Muhammad Numan, Dr. Anthony Joseph, Dr. Tom Connelly, Dr. MaryAnn Rafoth, Dr. Tom Ault, Dr. Kelly Wilkinson, Mr. Josh DuBrow (GSA Rep.)

Members Absent: Mr. Joseph Ritchie, Ms. Michele S. Schwietz

This meeting of the Faculty Senate Research Committee was convened at 3:15 p.m. by Dr. Muhammad Numan, Chair of the committee.

The committee reviewed 8 proposals and a decision was made to fund 3 proposals. The committee awarded \$3909 in grants.

- Dr. David Foltz received \$1,090 to participate in a panel discussion of “The Present State of English Language Teaching as a Second Language in Costa Rica” and present a paper at the Association of Third World Studies Conference in San Jose, Costa Rica.
- Dr. Anne Kondo was awarded \$1,500 for her project “Investigation of Effects of Molecular Orientation on Ultrafast Laser-Molecule Interactions.”
- Ed Simpson was awarded \$1,319 to defray travel expenses related to the production of his plays in New York, New Jersey, California and North Carolina.

The committee decided to delay discussion of possible revisions of the USRC Award Guidelines to next month in order to have Michele S. Schwietz present.

The meeting was adjourned at 4:15 p.m. The next USRC meeting will be on Tuesday, December 14, 1999, at 3:15 p.m.

STUDENT AFFAIRS—Chairperson Kosiek

No report.

UNIVERSITY DEVELOPMENT & FINANCE COMMITTEE—Chairperson Heckroth

No report.

ACADEMIC COMMITTEE—Chairperson Duntley

Chairperson Duntley indicated that Louis Sutton from the HPE Department should be added to the list of persons for emeritus status effective at Commencement, May 13, 2000.

Motion to approve the following persons for emeritus status effective at Commencement, May 13, 2000:

Retirement Date	Name	Department	Years of Service
7/9/99	Carl Adams	Music	20 yr. 6 mo.
1/1/99	James Gray	English	30 yr. 6 mo.
1/1/99	Royden Grove	HPE	24 yr. 6 mo.
1/1/99	Richard Hornfeck	HPE	29 yr. 6 mo.
1/1/99	Dominic Intili	Music	33 yr. 6 mo.
5/21/99	John Kadlubowski, deceased	History	32 yr.
6/25/99	Neil Lehman	History	31 yr.
8/13/99	Larry Miller	History	29 yr.
1/1/99	Martin Morand	Ind. & Labor Relations	22 yr. 6 mo.
1/1/99	Frederick Park	Geoscience	32 yr. 6 mo.
6/30/99	William Rettig	Math	31 yr.
8/13/99	Carl Schneider	Psychology	28 yr.
7/9/99	W. Wayne Smith	History	31 yr.
12/31/99	Ronald Thomas	SAHE	29 yr. 6 mo.
5/21/99	George Wiley	History	33 yr.

Motion **APPROVED**.

AWARDS COMMITTEE—Chairperson Wheat

Chairperson Wheat mentioned that the nomination forms for Senate awards are available for downloading from the Senate web page. The deadline for applications is December 13, 1999. Senator Wheat stated that the number of applicants has decreased since last year.

CURRICULUM COMMITTEE—Chairperson Myers

For Senate Information: The Undergraduate Curriculum Committee at its Tuesday, November 9, meeting unanimously approved the following motion.

The Undergraduate Curriculum Committee takes the position that the proper site for the Undergraduate Curriculum Committee is the University Senate.

The rationale for this decision is that presenting undergraduate curriculum to the University Senate for information or action has been an effective and proven system for which no better substitute has been offered. At the University Senate all components of the University community including faculty, administration, students, and staff are represented and have the opportunity for final input on curricular matters. Curriculum is a concern of the entire University community.

Throughout the entire Fall semester, the Undergraduate Curriculum Committee has met weekly to review and act on curriculum. Since the October meeting of Senate when curriculum responsibilities were removed from Senate, the Committee has approved approximately thirty proposals which are ready to be forwarded to the appropriate body. The Undergraduate Curriculum Committee has continued to fulfill its responsibilities to review and act on curriculum.

GRADUATE COMMITTEE—Co-Chairpersons Kondo and Nowell

Co-Chairperson Nowell reported that there has been a discussion of additional responsibilities of the Graduate Committee in terms of bringing proposals of other matters to the Senate. The committee has yet to have a clear delineation from the Rules Committee or the Senate Executive Committee that will instruct the Graduate Committee to bring forth those issues. Senator Nowell stated that it would be helpful to have a ruling on this issue.

LIBRARY AND EDUCATIONAL SERVICES COMMITTEE—Co-Chairpersons Pagnucci & Popp

Co-Chairperson Pagnucci mentioned that there were concerns about media resources and those issues have been resolved.

NEW BUSINESS

There was no new business.

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

Respectfully submitted,

Cathleen Ray
University Senate Secretary