



March 24, 2014

Michael K. Young, President
Office of the President
301 Gerberding Hall
Box 351230

Dear President Young:

In accordance with the rules, the faculty has approved the *Faculty Code* amendment in Class A Bulletin No. 132: Proposed updates to the *Faculty Code*.

The results of the election submitted to the faculty for vote on February 28, 2014, are:

Total ballots distributed electronically:	4,461
Total ballots returned:	896
Percent of faculty who voted:	20.1%
Percentage of "yes" votes:	90.74%
Percentage of "no" votes:	1.34%
Percentage of abstentions:	7.92%

(The above percentage figures are based on ballots recorded electronically by the Catalyst Group.)

Attached is Professor Jack Lee's certification that the faculty has voted to approve the changes as proposed in Class "A" Bulletin No. 132. Before the *Faculty Code and Governance* can be revised, we need your approval. According to the *Faculty Code*, you have fourteen days to respond.

Sincerely,

Marcia Killien
Secretary of the Faculty

/jwb

Cc: Jack Lee, Faculty Senate Chair
Jack Johnson, Chief of Staff, Office of the President
Rebecca Deardorff, Director of Rules Coordination

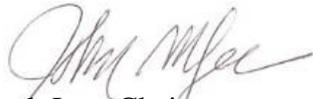
Class A Legislation #132

Proposed amendments to the Faculty Code.

Chapters 21, 22, and 28
(Related to: Updates to the Faculty Code)

CERTIFIED AS APPROVED:

APPROVED:



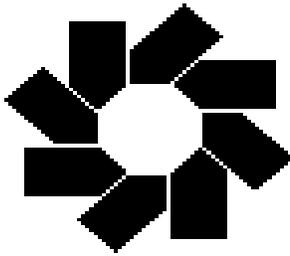
Jack Lee, Chair
Faculty Senate



Michael K. Young
President

Date: 3/24/2014

Date: 3/25/14



University of Washington
FACULTY SENATE
Box 351271

Class A Bulletin No. 132

February 28, 2014

GENERAL LEGISLATIVE ACTION

At its meeting on February 27, 2014, the Faculty Senate approved legislation that updates the Faculty Code. These changes, which would amend the Faculty Code, have been approved twice by a majority at both the Faculty Senate Executive Committee and the Faculty Senate. Rationale is provided by section.

PLEASE VOTE BY March 21, 2014 at 5 p.m.

Class A Legislation: Proposed updates to the Faculty Code

Rationale: Several sections of the Faculty Code have not been reviewed and updated for some time. A recent review by the Secretary of the Faculty indicated that updates were indicated either to 1) reflect current practices in the Senate and university 2) reflect the use of electronic communication, and 3) simplify or clarify the format and/or presentation of material in the Code. These changes have been discussed and approved by the Faculty Council on Faculty Affairs and are considered by them to be "minor update" changes rather than substantive changes to the Code. Specific reasons for each change are provided after each section below.

Section 21-52 Calling of Faculty Meetings

A. There shall be a meeting of the University faculty upon call of the President, or the Senate, or 10% of the voting members of the faculty. The faculty shall meet at least once in each academic year, and the President shall call such a meeting if none has otherwise been called.

Rationale: This has not been the practice for many years, although an annual address to which all faculty are invited has been given regularly. The first sentence allows for such a meeting to be called at any time by the faculty, senate, or President.

Section 22-41 Composition of the Senate

A. The Senate consists of the following voting members: The President of the University shall be a member of the Senate with vote.

- 1. The President of the University shall be a member of the Senate with vote.
2. The Chair of the Senate
3. The Vice Chair of the Senate
4. Chair, Senate Committee on Planning and Budgeting

B. The President of the University may appoint to the Senate with the right to speak but without vote vice presidents and the Provost or other administrative officer(s) who qualify as voting member(s) of the faculty under Chapter 21, Section 21-32 to serve at the pleasure of the President.

5. C. Chairs of faculty councils and Bothell and Tacoma faculty organizations who are not elected members of the Senate shall be ex officio members with vote. They shall serve in the Senate during their appointments as chairs and shall be considered to be members-at-large to whom the provisions of Section 22-45 do not apply.

D. Chairs of college councils (elected faculty councils of schools and colleges) shall be ex officio members without vote. They shall serve in the Senate during their appointments as chairs and shall be considered to be members-at-large to whom the provisions of Section 22-45 do not apply. A college or school council may

32 ~~appoint one of its members as a designee to attend a Senate meeting in place of its chair when the chair is~~
33 ~~unavailable.~~

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35 ~~E. Deans of schools and colleges and the Dean of University Libraries who are not elected members of the~~
36 ~~Senate, and the presidents of the Associated Students of the University of Washington and the Graduate and~~
37 ~~Professional Student Senate shall be ex officio members of the Senate with right to speak but without vote.~~

38
39 6. F. The other members of the Senate shall be voting members of the faculty who are elected in conformity
40 with the following principles:

- 41
42 a. ~~1.~~ These senators shall be democratically selected with care that small or minority groups are assured a
43 voice in University
44 b. ~~2.~~ Each school, college, or campus shall elect one senator for each 40 voting faculty, or fraction thereof, in
45 the school, college, or campus.
46 c. ~~3.~~ The elected faculty council of any school, college, or campus that elects more than one senator may
47 choose to have its senators elected at large or assign its faculty to voting groups that will elect the
48 senators. The council shall observe the guidance of Subsection F.1 above.
49 d. ~~4.~~ The voting procedures of the school, college, or campus shall be filed with the Secretary of the Faculty.

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51 B. Ex officio members without vote are:

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53 1. Faculty Legislative Representative
54 2. Deputy Faculty Legislative Representative
55 3. Secretary of the Faculty

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57 ~~D. 4. Chairs of college councils (elected faculty councils of schools and colleges) shall be ex officio members~~
58 ~~without vote. They shall serve in the Senate during their appointments as chairs and shall be considered to be~~
59 ~~members-at-large to whom the provisions of Section 22-45 do not apply. A college or school council may appoint~~
60 ~~one of its members as a designee to attend a Senate meeting in place of its chair when the chair is unavailable.~~

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62 ~~E. 5. Chancellors of the University of Washington Bothell and University of Washington Tacoma, Deans of schools~~
63 ~~and colleges of the University of Washington Seattle, and the Dean of University Libraries who are not elected~~
64 ~~members of the Senate, and the presidents of the Associated Students of the University of Washington and the~~
65 ~~Graduate and Professional Student Senate shall be ex officio members of the Senate with right to speak but~~
66 ~~without vote.~~

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68 6. The presidents of the Associated Students of the University of Washington and the Graduate and Professional
69 Student Senate

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71 B.7. The President of the University may appoint to the Senate with the right to speak but without vote vice
72 presidents and the Provost or other administrative officer(s) who qualify as voting member(s) of the faculty under
73 Chapter 21, Section 21-32 to serve at the pleasure of the President.

74
75 **Rationale:** This change reformats the section to be consistent with the format of Section 22-62 and to more clearly
76 delineate who are members of the senate with vote and those who are ex officio members, either with or without
77 vote. It also newly lists in this section ex officio members who are identified in Section 22-53.D. of the Code but not
78 listed here, thus clarifying the total membership of the Senate in one place. Finally, to be consistent with the
79 existing membership of the Senate Executive Committee and/or with Section 44-31., the change includes as
80 members of the Senate the Secretary of the Faculty, the Faculty Legislative Representative, and the Deputy
81 Faculty Legislative Representative as ex officio members without vote.

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83 **Section 22-45 Apportionment of Senators**

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85 A. From data available on the last business day of January 15 of each year the Secretary of the Faculty shall
86 apportion the number of senators to be elected from each school, college, or campus, and inform the
87 appropriate elected faculty council of the number of positions that shall be filled.
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89 **Rationale:** The current university personnel database may not by January 15 accurately include all faculty whose
90 appointments change (i.e. New appointment or ending of appointment) effective Winter Quarter. In order to assure
91 the most accurate count of faculty for the apportionment of Senators to each academic unit holding elections, the
92 date for apportionment is changed to this later date.

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Section 22-53 Election of Senate Officers

B. The Vice Chair shall be chosen from among the voting members of the faculty by a majority vote of the Senate at the first regular meeting of each Winter Quarter. The Chair of the Senate, with the approval of the Executive Committee, shall publish in the agenda for that a regular Senate meeting the name of at least one nominee. Additional nominations may be made from the floor. If no nominee receives the required majority vote in the election, all but the two highest shall be eliminated and a second ballot shall be cast.

Rationale: The requirement to conduct a vote on the Vice Chair at the first meeting of Winter Quarter has been difficult in some years because a full slate of candidates has not been able to be finalized. While conducting the vote during Winter Quarter is best, there has been no hardship created when the vote has occurred later in Winter Quarter. Also, the rewording allows for the practice of conducting an electronic vote following the meeting, a practice that has been approved by the Senate for each of the past several years.

Section 22-61 Advisory Committee on Faculty Code and Regulations

C. The Advisory Committee on Faculty Code and Regulations is advisory to the Senate Executive Committee and is responsible to it. Members shall be appointed by that the Executive Committee subject to confirmation by the Senate. Members shall serve three-year terms and may be reappointed to an unlimited number of consecutive terms.

Rationale: These changes clarify the terms of members of this committee.

Section 22-62 Membership of the Executive Committee

- B. Ex officio members without vote are:
1. The Provost;
 2. The Faculty Legislative Representative and Deputy Faculty Legislative Representative;
 3. The President of the Associated Students of the University of Washington;
 4. The President of the Graduate and Professional Student Senate;
 5. The Secretary of the Faculty.

Rationale: This addition makes the membership list in this section of the Code consistent with Section 44-31 of the Code.

Section 22-74 Senate Procedure: Class B Actions

A. Each Senate action in Class B shall be duplicated in a Class B Bulletin and a copy sent by the Secretary to each member of the faculty within ten days of approval of the action by the President. A Class B action is suspended if written objections to its substantive nature, signed by 5% or more of voting members of the faculty or by two-thirds of the eligible voting faculty of either the University of Washington, Bothell, or of the University of Washington, Tacoma, are presented to the Secretary within 24 14 days of its publication in a Class B Bulletin during the instructional period in Autumn, Winter, or Spring Quarters of a given academic year. Persons offering such an objection shall be invited to express their views, orally or in writing, at the next meeting of the Executive Committee and, if they desire, of the Senate. If the Senate amends the disputed action, the legislation shall be submitted in its revised form to the President and, if approved by him or her, made subject to review by the faculty in the manner prescribed for the original Class B action. If the Senate reaffirms the disputed action, the legislation shall be distributed to the faculty for a vote within 14 days following the announcement of the Senate's reaffirmation in a Class B Bulletin. A vote of the faculty shall be conducted in the manner provided by Chapter 29, Section 29-36, Subsection B. At the next regular meeting of the Senate, the Chair shall announce the results of the vote of the faculty.

Rationale: Due to technological changes (i.e. use of electronic communication v hard copy mailings), the time limits on responses can be reduced with no meaningful reduction in opportunity for faculty response. Data available

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on response patterns of faculty on prior electronic Class B legislation shows that the vast majority respond within several days of initial posting.

Section 28-41 Brief Adjudications

Section 28-41.A.5.

5. Any other issue which the Chair and two members of the Brief Adjudication ~~Application~~ Panel (~~"Application Panel"~~) determine is appropriate for brief adjudication. In making determinations of whether a brief adjudication is appropriate for a particular case pursuant to this section, if the Chair determines that:
 - a. The case does not fall clearly within one of the categories specified in Subsections A.1 through A.4 above but which may nevertheless be appropriate for a brief adjudication, or
 - b. It is unclear for any other reason whether a brief adjudication would be the appropriate procedure.

The Chair shall convene a committee consisting of himself or herself and any two members of the ~~Application~~ Brief Adjudication Panel. The ~~Application~~ Brief Adjudication Panel shall be a standing committee consisting of five members of the Adjudication Panel appointed from time to time by the Chair of the Adjudication Panel. The Chair and the two members of the ~~Application~~ Brief Adjudication Panel shall review the matter, confer, and make a decision whether a brief adjudication is appropriate for the case at issue. The review shall include consultation with any faculty member whose interests would be directly affected by the adjudication and review of records of any previous ~~Application~~ Brief Adjudication Panel decisions for similar cases. The decision shall be made with sufficient speed so that the Chair may make the necessary determinations and appoint a hearing officer and a hearing panel, if necessary, within the time limits specified in Section 28-36, Subsection C. The Chair shall prepare a written report summarizing the nature of any case submitted to an ~~Application~~ Brief Adjudication Panel, the decision made as to the type of adjudication to be used and the basis of such decision and shall include such report in the records of the Adjudication Panel. If the Chair and the two members of the ~~Application~~ Brief Adjudication Panel decide that a comprehensive adjudication is appropriate, none of the members of the ~~Application~~ Brief Adjudication Panel making such decision will serve on the hearing panel for that case.

Rationale: The term "application panel" has fallen into disuse. This change provides improved clarity of terminology.

Approved by:
Senate Executive Committee
January 13, 2014

Approved by:
Faculty Senate
January 30, 2014

Approved by:
Senate Executive Committee
February 10, 2014

Approved by:
Faculty Senate
February 27, 2014