

UNIVERSITY OF DELAWARE
NEWARK, DELAWARE
19711

UNIVERSITY FACULTY SENATE
303 HULLIHEN HALL
PHONE: 302-738-2829

February 26, 1979

MEMORANDUM

TO: All Faculty Members

FROM: Reed Geiger, Vice President
University Faculty Senate *Reed G. Geiger*

SUBJECT: Regular Faculty Senate Meeting, March 5, 1979

In accordance with Section IV, paragraph 6 of the Constitution, the regular meeting of the University Faculty Senate will be held on Monday, March 5, 1979 at 4:00 p.m. in room 110 Memorial Hall.

AGENDA

- I. Adoption of the Agenda.
- II. Approval of the Minutes of the regular Senate meeting of February 5, 1979 and continued meeting of February 12, 1979.
- III. Remarks by President Trabant and/or Provost Campbell.
- IV. Announcements - Senate President Kleinman.
- V. Old Business
 - A. Report and recommendations on Walden University from the Adjunct Academic Affairs Committee (S. Steinmetz, chair) (see the January Agenda, Attachment 3; additional materials are available and may be read in the Senate Office).

RESOLVED, that the Faculty Senate approves the following:

1. That the Senate set up a committee that would have as its charge the development of criteria and procedures for the rental of space by academic institutions which are not affiliated with the University of Delaware.

It is imperative that all such requests be formally and uniformly processed regardless of the prestige or notoriety of the requesting institution.

The committee should immediately be empowered to act on an ad hoc (non-precedent-setting) basis in matters pertaining to the charge.

2. That the Senate charge a committee (it might be the same committee initially charged with the development of criteria and procedures) to evaluate programs in residence in order to assure adequate compensation for use of all University facilities.
 3. That the Senate establish a standing committee to exert faculty control over curriculum programs instituted by academic units which are not part of the University of Delaware program.
 4. That the Senate examine the possibility of creating a graduate program which would serve a population for which non-traditional education might be best suited.
- B. Recommendation from the Coordinating Committee on Education (C. Toensmeyer, chair) for final approval of the Master of Counseling Degree program (see the February Agenda, Attachment 1).

RESOLVED, that the Faculty Senate approves the Master of Counseling Degree as a permanent degree of the University of Delaware, effective in the Spring Semester, 1979 and subject to approval by the Board of Trustees.

VI. New Business

- A. Recommendation from the Committee to Regulate the Use of Beverage Alcohol (J. Kent, chair) to change the Faculty Senate Policy Concerning the Use of Alcoholic Beverages by Students. (See Attachment 1; italics indicate proposed additions, brackets indicate proposed deletions.)

RESOLVED, that the Faculty Senate approves the changes to the Policy Concerning the Use of Alcoholic Beverages by Students as recommended by the Committee to Regulate the Use of Beverage Alcohol.

- B. Recommendation from the Rules Committee (M. Sasser, Chair) to change the charge to the University Review Committee for Academic Complaints to resolve a conflict between the existing charge and the Collective Bargaining Agreement.

RESOLVED, that the Faculty Senate approves the following to replace the first sentence of the existing charge to the University Review Committee for Academic Complaints in the Faculty Handbook:

This committee shall have the sole purpose of serving at Step 3 of the Academic Complaint Procedure in hearing the case and rendering its advisory decision to the Vice President for Academic Affairs.

- C. Such items as may come before the Senate. (No motion introduced at this time may be acted upon until the next meeting of the Senate.)

RGG/b

Attachments: Committee Activities

1. Faculty Senate Policy Concerning the Use of Alcoholic Beverages by Students

Committee Activities

The following committee activities have been reported to the Senate Office during the month of February.

Academic Ceremonies

Began Work on 1979 Commencement Program

Faculty Welfare and Privileges

Guidelines for Faculty Involvement in Substantial
Reductions in Academic Units and Programs

Conflict of Interest and Ethical Conduct

Delinquent Faculty Accounts

Undergraduate Studies

Abuse of Special Problem Courses

Requirements for Graduation with Honors Degree

Minor Program in Russian

Revision of Major Requirements in History

General Requirements for Baccalaureate Degrees in the University

UNIVERSITY OF DELAWARE

Newark, Delaware

FACULTY SENATE POLICY

CONCERNING USE OF ALCOHOLIC BEVERAGES BY STUDENTS

The Policy:

"UNAUTHORIZED POSSESSION, USE, MANUFACTURE, DISTRIBUTION OR SALE OF ALCOHOLIC BEVERAGES ON OR IN UNIVERSITY PROPERTY IS FORBIDDEN. University policy, consistent with state, county and city laws, restricts on-campus use of alcoholic beverages in specified areas."

The Philosophy:

The University of Delaware strives to offer members of the University Community the same rights and responsibilities as those afforded to members of the larger community.

Explanation:

I. "Unauthorized" use will involve:

- a. possession, use, manufacture or distribution in areas other than those enumerated in Section F of this policy; and/or
- b. illegal possession, use, manufacture or distribution under the provisions of federal, state and city law.

II. The University reminds all members of the University Community that violators of state law regarding the consumption, sale, possession or manufacture of alcoholic beverages are subject to legal action as follows:

4 Delaware Code paragraph 904 makes it unlawful to purchase alcoholic liquor for or give it to a person under 20 years of age, and also makes it unlawful for a person under 20 years of age to consume alcoholic liquor or to have it in his possession. Both offenses are punishable by fine and consequently, by definition, are crimes against the State so that anyone who assists a person committing such a crime in order to hinder or prevent his apprehension, trial or punishment, would be an accessory after the fact.

Violations of 4 Delaware Code paragraph 904:

A fine of not less than \$100.00 nor more than \$500.00 for the first offense and fines of not less than \$500.00 nor more than \$1,000.00 for subsequent offenses.

The punishment for being an accessory after the fact is a fine of not more than \$1,000.00 or imprisonment for not more than three years or both.

III. Student violations of this policy shall be referred to the University Student Judicial System, *Greek Judicial Board*, and/or civil authorities.

Faculty Senate Policy
Concerning Use of Alcoholic Beverages by Students

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- IV. Alcoholic beverages may not be possessed, consumed, or distributed in any University facility or property under the jurisdiction of the University unless the area has been designated by the President of the University or his designee as one where alcoholic beverages may be used.
- V. Individual transportation ("brown bagging") of alcoholic beverages is not permitted *except in stadium parking areas on the days of varsity football games.*
- VI. Alcohol shall not be served at functions connected with academic programs or immediately preceding or during business meetings of any University student organization.
- VII. *Open social functions involving the consumption of alcohol which are held out-of-doors of all fraternity and sorority houses and residence halls are not permitted. Open social functions are defined as open campus events where an invitation is extended to all or a significant segment of University members.*

Implementation of the Policy

I. Off-Campus Activities:

The University accepts no responsibility for the use or distribution of alcoholic beverages at off-campus social functions sponsored by University-related organizations or individuals.

All persons planning or attending such an off-campus activity should be aware of the alcoholic beverage laws which apply to the situation. Each person participating in the activity assumes responsibility for his own actions.

Violations of pertinent alcoholic beverage laws will be handled by law enforcement authorities having jurisdiction over the specific location where the event is being held.

II. On-Campus Activities:

The use of alcoholic beverages is prohibited except when and where explicitly permitted by University policy.

A. Student Organizations:

Student Organizations shall have the opportunity to serve alcoholic beverages at social functions held in approved University locations to those of legal age. The procedures listed below must be followed to obtain the use of University facilities for such functions:

1. Functions sponsored by University student organizations and held in University facilities at which alcoholic beverages are to be served must be registered (See below). Such functions must be limited in attendance to members of the organizations and their invited guests.
2. Groups in good standing as sponsoring organizations (i.e., free of

censure or restriction that would prohibit that organization from sponsoring said function) who are thereby entitled to use University facilities and desire to serve alcoholic beverages at private events scheduled in University facilities will be permitted to do so upon submitting written guarantee that the proper procedural safeguards have been adopted by them so that state and local beverage laws and University regulations will not be violated. At the time any reservation for service and consumption of alcoholic beverage is made, a person authorized to sign for the group making the reservation must complete and sign a notice form which states that the group is using the University facilities for a private party or meeting limited in attendance to members or guests of the named person, group, association or organization as authorized in conformance with federal, state, city ordinances and University regulations.

B. Residence Halls:

1. Individual Actions -

- a. Students of legal age and their guests of legal age may possess and consume alcoholic beverages on an individual basis in the privacy of their residence hall rooms.
- b. The possession and consumption of alcohol shall not infringe upon the privacy and peace of other individuals. Any such infringement shall be considered a violation of the Code of Conduct and shall be dealt with in the manner prescribed in the University Student Judicial System. In all such situations the consumption of alcoholic beverages will be considered as aggravating rather than mitigating the situation.
- c. The Office of Housing and Residence Life shall continue to provide procedures for permitting students to select to live with someone who does not wish to use alcoholic beverages in his or her room.

2. Group Functions -

Possession or consumption of alcoholic beverages in any areas other than individual rooms is forbidden: however the Office of Housing and Residence Life may establish procedures, within the limits of the University Policy, for the dispensing of alcoholic beverages for group functions in other areas of the residence halls.

C. Fraternal Organizations:

The principles outlined above apply equally to these living units. The [Inter-Fraternity Council] *Council of Greek Presidents* under the direction of the [Office of Housing and Residence Life] *Office of the Dean of Students* shall establish procedures whereby individual fraternity houses shall implement and enforce this policy.

D. General Procedures:

1. Student Organizations holding social functions sponsored or sanctioned by the University have the opportunity of serving alcoholic beverages in certain areas of the following: Christiana Commons Buildings, Clayton Hall, Dining Halls, Pencader Dining Commons, Faculty Dining, Blue and Gold Club, Goodstay, Student Center, Wilcastle, and other areas designated by the Vice President for Student Affairs and Administration. *Outside functions involving the use of alcohol are not permitted on the campus with the exception noted in Section V.*
2. Functions at which alcoholic beverages are to be served must be registered with the person in charge of the facility in which the event is to be held. The registration officers are as follows:
 - a. Christiana Commons Building -- Associate Director of Residence Life (5 Courtney Street)
 - b. Clayton Hall, Goodstay, Wilcastle -- Associate Director of Continuing Education for Conferences (John M. Clayton Hall)
 - c. Faculty Dining Room, Pencader Dining Commons, and Dining Halls -- Associate Director of Food Service (503 Academy Street)
 - d. Blue and Gold Club -- Manager, Blue and Gold Club (44 Kent Way)
 - e. Student Center -- Associate Director of the Student Center
3. Events at which alcoholic beverages are served/sold must be sanctioned by the Vice President for Student Affairs and Administration. To be sanctioned, an officer of the organization requesting the privilege to serve alcoholic beverages must submit to the person in charge of the facility in which the event is to be held a written guarantee that the proper procedural safeguards have been adopted, that all local, state and federal laws and regulations will be followed, and that the group using the University facilities intends to limit attendance to members and bona fide guests invited prior to the holding of the event.