

SPECIAL MEETING OF THE UNIVERSITY FACULTY SENATE

December 19, 1977

MINUTES

A special meeting of the University Faculty Senate, to complete the business announced on the December 5 Agenda, was called to order at 4:00 p.m. with President Pikulski presiding. Senators not in attendance were:

Edith Anderson	Robert Hodson	Billy Ross
William Boyer	Peter Leavens	Judith Runkle
Donald Crossan	Charles Marler	Blaine Schmidt
Alexander Doberenz	Frank Murphey	Victor Spinski
Hershell Elliott	Joseph Noggle	George Tatum
Jayne Fernsler	James Oliver	Beatrice Wagner
Irwin Greenfield	David Reiner	Robert Warren
Tom Griffith	John Reynolds	John Worthen

Senators excused: Lee Anderson, Meribeth Bunch, Rodney Gray, Laurence Kalkstein, Barbara Kelly, Edward Kerner, Deborah Kliman, Henry Tingey, Edward Trabant, Thomas Watson.

President Pikulski opened the special meeting by announcing that, in response to concerns expressed by various elements of the University community about the outcome of Aumiller v. the University of Delaware, the Executive Committee had asked the Committee on Committees to form an ad hoc committee to review the implications of the court decision. Members of the ad hoc committee are: George Borden, William Chambliss, Harry Hutchinson, Mark Sharnoff and Robert Warren.

Item D from the December 5 Agenda, two recommendations regarding disclosure of faculty salary and University financial information, was introduced by Prof. Kleinman, chairperson of the Committee on Budget Review. He reviewed the process by which, in response to a request from the Senate Executive Committee and President Trabant, his committee and the Committee on Faculty Welfare and Privileges had prepared their recommendations, basing them on replies to a questionnaire distributed to the University community. Prof. Kleinman then introduced, to replace the second part of the resolution on the Agenda, the following substitute resolution which had been prepared by the committees to take into account the discussion of the item which had taken place at the December 5 meeting:

- 2. The University Senate will participate in the development and periodic review of guidelines concerning the content, form, and procedures to be used in the release of financial data.*

In response to questions from Senator Warter as to the role of the Senate in the actual formation of the University budget, Prof. Kleinman said that what was intended was that the Senate would play some role in the content and form of any analyses or supplementary information which were presented to the public over and above the initial release of the actual budget.

Senator Warter then asked about participation by non-faculty people in the individual salary disclosures recommended in the first part of the resolution. Prof. Tripp, chairperson of the Committee on Faculty Welfare and Privileges, said that the response to the questionnaire by professionals and staff had produced too small a sample on which to base any recommendation, and added that the committees had not been charged to make such a recommendation.

Several questions were raised about the legal standing of individual salary revelations and about possible conflicts with the Right of Privacy Act. Dean Brown asked whether the committees had felt that it was important that names be listed with salaries. Prof. Kleinman responded that, while individual names were not important, the committees' overriding concern had been the problem of the perception by the public that the University is keeping a lot of secrets, and they had felt that this could only be reversed by complete disclosure, including individual names. It was also noted that no legal questions had arisen where salary disclosures were University policy, such as at the Universities of Illinois and Wisconsin where it is required by law. Provost Campbell reminded the Senate that under the existing Delaware "Sunshine Law" some names would have to be made public in any case.

President Pikulski then moved to the question, calling for a vote on the first part of the recommended resolution. The following was then passed by a hand vote of 21 for, 10 opposed, with no abstentions:

1. *Complete copies of University budget data including restricted and unrestricted budgets as well as individual salaries should be placed in the University Library, available to the public.*

President Pikulski then called for the vote on the substitute recommendation for the second part of the resolution and it was approved by voice vote, with no abstentions. (For the entire resolution as approved see Attachment 1-A)

Item E, a recommendation for a Faculty Jury Duty Policy, was introduced by Prof. Tripp, chairperson of the Committee on Faculty Welfare and Privileges. He explained that the recommended policy reflected the committee's feeling that in most instances a faculty member would continue to carry out his University responsibilities while serving on jury duty, and only in special cases--for example, where someone was hired to replace the faculty member--should the money received for jury duty be remitted to the University. After some discussion the Faculty Jury Duty Policy was approved by unanimous voice vote. (Attachment 1-B)

Item F, a recommendation for approval of the Master of Education Degree program option in Bilingual Education, was introduced by Prof. Fletcher, chairperson of the Coordinating Committee on Education. Prof. Mangone, Interim Coordinator of Graduate Studies, noted that the recommendation also came with the approval of the Committee on Graduate Studies. He added that the program, which had been funded by a federal grant with the understanding that it would be approved, was already operating and students were receiving stipends from the grant, but that no further students would be admitted until after the April Senate review called for in the recommendation. Provost Campbell said that the current students had been admitted to graduate status, but not to the program, since the program did not yet officially exist. Senator Lou questioned the quality of the program, noting that there were no 800 level courses listed. Senator Braun raised a question about the number of courses in the program which were taught in the College of Arts and Science, and Prof. Baxter, President of the Arts and Science Senate, asked that this program, and future ones calling for a large number of courses in the College of Arts and Science, be reviewed by the appropriate committee of that College. Prof. Fletcher said that the recommendation for a one-year approval had been brought to the Senate at the present time because of the students already in the program, but that the requirement for a review in the Spring was intended to provide an opportunity for such questioning and for making

changes in the program; he agreed that the program would be reviewed by the Arts and Science committee before the Senate committee made its recommendations. President Pikulski called the question, and the following resolution was passed by unanimous voice vote, with 4 abstentions:

RESOLVED, that the Faculty Senate approves the Master of Education Degree program option in Bilingual Education for one year. Subsequent authorization for an additional two years of operation is contingent upon a review by the Senate Graduate Studies Committee by April, 1978.

In a brief discussion that followed Provost Campbell suggested that there should be a mechanism whereby appropriate consultation in other units takes place before such programs are brought to the Senate. Dean Brown said that he felt any proposal for a grant that had a degree-granting function in it should also be reviewed.

President Pikulski adjourned the meeting at 5:00 p.m.

Respectfully submitted,



Judy Van Name
Secretary
University Faculty Senate

JVN/b

Attachments: 1A. Recommendation regarding University financial disclosures
1B. Faculty Jury Duty Policy

A. Resolution regarding disclosure of faculty salary and University Financial information.

WHEREAS we believe that open disclosure of financial matters is in the best interests of the University; that the University should comply with both the spirit and the letter of the law; and that an institution dedicated to the principles of free exchange of information and ideas can ill afford to be secretive about its financial status,

THEREFORE BE IT RESOLVED that the Senate adopts the following position:

1. Complete copies of University budget data including restricted and unrestricted budgets as well as individual salaries should be placed in the University Library, available to the public.
2. The University Senate will participate in the development and periodic review of guidelines concerning the content, form and procedures to be used in the release of financial data.

B. Resolution regarding a Faculty Jury Duty Policy.

BE IT RESOLVED THAT the Faculty Senate approves the following Jury Duty Policy for transmission by the President to the Board of Trustees for inclusion in the Faculty Handbook.

JURY DUTY POLICY

The University encourages faculty members to fulfill their civic duty by serving as jurors when called upon.

Faculty members called upon to serve as jurors will continue to receive salary during periods of absence necessitated by appearance at Court. Such individuals will keep their chairperson/dean advised of probable periods of absence.

Where teaching or research schedules are affected, the faculty member shall cooperate with their chairperson/dean in finding suitable substitutes for instruction of students or for the conduct of research which cannot be delayed.

If an individual faculty member must complete most of the teaching and research responsibilities in addition to the time spent as a juror, then the per diem payment shall be retained by the individual. In all other cases the monies received from the State, County or City for such service as a juror will be remitted to the University Payroll Officer. Such reimbursement to the University will be only the per diem rate paid, not travel or meal allowances.