

REGULAR MEETING OF THE UNIVERSITY FACULTY SENATE

October 6, 1986

MINUTES

The regular meeting of the University Faculty Senate was called to order on Monday, October 6, 1986, at 4:00 p.m., with President Callahan presiding.

Senators not in attendance were: George Cicala, Melinda Kwart, David Schulz, Peter Weil

Senators excused were: L. Leon Campbell, Donald Crossan, Alexander Doberenz, Betty Haslett, Byron Pipes, Michael Pohlen, James Richards, David Saunders, James R. Soles, E. A. Trabant

I. ADOPTION OF THE AGENDA

A minor correction, the removal of the repetition of the phrase, "this review, it appears that the student's conviction and actions may be contrary to the," was made in the distributed agenda prior to its approval.

II. APPROVAL OF THE MINUTES

The minutes of the September 8 meeting were approved.

III. REMARKS BY PRESIDENT TRABANT OR PROVOST CAMPBELL

There were no remarks by either President Trabant or Provost Campbell.

IV. ANNOUNCEMENTS

President Callahan made the following announcements:

1. The fall general faculty meeting will be held on October 20, 1986. Senators are encouraged to urge their departments to send representatives.

2. At a recent President's Council Meeting the question of revisions to the fall semester calendar was addressed. President Trabant has asked for reaction to a calendar revision that would take place in fall semester, 1987, which would provide a three-day weekend, October 16, 17, and 18, 1987. This would be done by moving the reading day and exam period back a day. This would make the last day of the fall semester exam period in autumn of 1987, December 22. Any reactions by senators or faculty should be communicated directly to the President's office.

3. At the end of last year, the Chairs of the Committees on Undergraduate Studies and Graduate Studies, Professors R. Brown and J. Raffel, suggested to the Executive Committee that their committees had numerous concerns regarding the 400/600 level dual-listed courses. They believed it appropriate that an ad hoc committee be constituted to examine this topic. The Executive Committee, acting on this suggestion, agreed to the constitution of such an ad hoc committee.

The members will be drawn from the Committees on Undergraduate Studies and Graduate Studies. The ad hoc committee will report to the Senate suggestions for action.

4. The Presidential Search Committee has begun reading the dossiers and files of the approximately 175 applicants. Commentary from a number of people on campus has been received. Anyone on campus who wishes to communicate his/her opinions regarding the selection of a new president should contact either a member of the committee or Mr. Ray Peters, staff assistant to the committee. Mr. Peters is located in Vice President Sharkey's office in HULLIHEN HALL.

V. OLD BUSINESS

A. Editorial changes to the resolution approved at the September 8, 1986 Faculty Senate Meeting, which changed a section in the Student Guide to Policies to provide parallel judicial procedures for graduate students, from the Committee on Student Life (John Beer, Chair) with the concurrence of the Committee on Graduate Studies, were distributed for senators' information. No Senate action was required because the changes were editorial only.

Professor Christopher Boorse located one additional editorial correction which was made. The corrected resolution follows: [Changes are underlined]

WHEREAS: *the current Student Guide to Policies asserts that the University may take action (against a student arrested on a felony charge) "if the student's behavior is judged to be contrary to the pursuit of the educational mission of the University or if the continued presence of the student on the campus poses a threat...."*

WHEREAS: *in the implementation of this prerogative the Student Guide to Policies specifies judicial procedures which only apply to undergraduate students, be it therefore*

RESOLVED: *that the Student Guide to Policies section entitled "Students Arrested on Felony Charges" (p. 12) be changed where appropriate to provide parallel judicial procedures for graduate students by:*

- 1. authorizing the "Office of Graduate Studies and its administrator" to act and proceed in a manner analogous to the Office of the Dean of Students.*
- 2. establishing a "Graduate Behavior Review Committee" with responsibilities, authority and appellate procedures analogous to those now specified for the (undergraduate) "Behavior Review Committee."*

The revised section on "Students Arrested on Felony Charges" would read as follows:

STUDENTS ARRESTED ON FELONY CHARGES

Students at the University of Delaware are expected and required to abide by University regulations and local, state and federal laws. While the University will not act as a policing agent for students when they are off the campus the University may take action if a student's behavior is judged to be contrary to the pursuit of the educational mission of the University or if the continued presence of the student poses a threat to his or her well-being or to the rights and property of other members of the University community.

When the Office of the Dean of Students or the Office of Graduate Studies is informed of the arrest of a student, the University Department of Public Safety will be asked to forward a detailed report of the incident, including recommendations, to the Assistant Dean of Students for undergraduate students or to the Administrator for Graduate Student Academic Affairs. A letter will then be sent to the student requiring that he or she make an appointment for an interview with the Assistant Dean of Students or with the Administrator for Graduate Student Academic Affairs. During this interview, the situation leading to the student's arrest will be discussed along with the student's obligation to keep the Office of the Dean of Students or the Office of Graduate Studies informed of the progress of the case. The student will also be clearly charged with the responsibility of notifying the Office of the Dean of Students or the Office of Graduate Studies of the final outcome of the case.

Upon receipt of the information regarding the final outcome of the case, the Assistant Dean of Students or the Administrator for Graduate Student Academic Affairs will review the nature of the charges and the findings of the court. The Department of Public Safety will be asked to assist in obtaining appropriate information. If, as a result of this review, it appears that the student's conviction and actions may be contrary to the pursuit of the educational mission of the University or that the student's presence on campus poses a threat to his or her well-being or to the rights and property of other members of the University community, a meeting will be called of the Behavior Review Committee described below. The student involved may be present at the Committee meeting and will be guaranteed the simple requirements of due process.

[The editorial changes in the following two sections consist of rearranging the order in which the component parts of the committees have been listed.]

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The Undergraduate Behavior Review Committee shall consist of:

- (a) The Dean of Students who shall serve as Chairperson*
- (b) The Associate Provost for Instruction*
- (c) The Director of Public Safety or his/her designee*
- (d) A faculty representative of the Faculty Senate Committee on Student Life*
- (e) An undergraduate student representative of the Faculty Senate Committee on Student Life*
- (f) The Director of Housing and Residence Life or his/her designee (if student charged is a resident)*
- (g) A dean of a college or department chairperson*
- (h) An Assistant Dean of Students .*

The Graduate Behavior Review Committee shall consist of:

- (a) The Associate Provost for Graduate Studies who shall serve as Chairperson*
- (b) The Administrator for Graduate Student Academic Affairs*
- (c) The Director of Public Safety or his/her designee*
- (d) The Dean of Students*
- (e) A faculty representative of the Faculty Senate Committee on Student Life*
- (f) A graduate student representative of the Faculty Senate Committee on Student Life*
- (g) The Director of Housing and Residence Life, or his/her designee (if student charged is a resident)*
- (h) The student's department chairperson or his/her designee.*

These Committees shall be charged with the responsibility of reviewing information collected by the Assistant Dean of Students or the Administrator for Graduate Student Academic Affairs related to the student's conviction on felony charges within the off-campus court system. The appropriate Committee will ascertain whether or not the student's actions and conviction constitute a situation contrary to the pursuit of the educational mission of the University, or whether the student's presence on campus poses a threat to his or her well-being or to the rights and property of other members of the University community.

These Committees have the authority to take any of the following actions:

- (1) Clear the student to remain in¹ the University community in good standing.*
- (2) Clear the student to remain in the University community but place the student on a specified period of probation.*
- (3) Clear the student to remain in the University community but require the student to obtain off-campus housing (if a resident student).*

¹ Formerly "return to"

(4) *Deny the student the privilege of remaining in the University community for a specified period of time. If either Committee elects this option, the student will be given opportunity to:*

- (a) Voluntarily withdraw from the University; or,*
- (b) Be involuntarily withdrawn from the University by Committee action.*

Decisions of the Undergraduate Committee may be appealed to the Vice President for Student Affairs. Decisions of the Graduate Committee may be appealed to the Chairperson of the Faculty Senate Committee on Graduate Studies.

VI. NEW BUSINESS

Senator A. Tierney introduced a motion to expand undergraduate and graduate membership of the review committees established by the approval of the resolution on September 8 which provided parallel judicial procedures for graduate and undergraduate students to include two students on each committee, with the students to be taken from the Faculty Senate Committee on Student Life.

Dean T. Brooks suggested this was not possible because presently there is only one graduate student on the Committee on Student Life.

Senator Tierney altered her motion. She proposed that the review committees have two undergraduate students and one graduate student.

President Callahan indicated that the motion will be prepared in appropriate form for the November meeting.

Hearing no additional new business items, President Callahan called for a motion to adjourn. Following receipt of the requested motion, President Callahan declared the meeting adjourned at 4:25 p.m.

Dutifully submitted,

Carol Vukelich

Carol Vukelich
Secretary
University Faculty Senate

