

COMMITTEE ON RULES, JURISDICTION, AND ELECTIONS
2018-19 Annual Report

To: Academic Senate, Santa Cruz Division

The Committee on Rules, Jurisdiction, and Elections (RJ&E) met two times during the Fall and Winter quarters and once during the Spring quarter in 2018-19. This report summarizes the Committee's work during the year.

I. Advice and Interpretation of Legislation

Proposed Amendments to Santa Cruz divisional Regulations (SCR) 10.1.3A, 10.1.3.D(1)&(2)

Committee on Rules Jurisdiction and Elections (RJ&E) reviewed the proposed changes to Santa Cruz Divisional Senate regulation (SCR) 10.1.3A, 10.1.3.D(1)&(2). The members commented that there should be some reference to the list of approved off-campus study programs in Systemwide Senate Bylaw 630 in SCR 10.1.3.D, since that list is being removed from the Divisional regulations. The committee also noted that 10.1.3.D.2 is a variance and, as such, must be approved by the assembly.

Proposed Amendments to Santa Cruz divisional Regulation (SCR) 10.2.3.1.a & 10.2.3.3

RJ&E reviewed the proposed changes to Santa Cruz Divisional Senate regulations (SCR) 10.2.3.1.a and 10.2.3.3, and found no issues of compliance or conformance with existing policy.

Proposed Amendments to Santa Cruz divisional Regulation (SCR) 10.4.1

RJ&E reviewed the proposed changes and found no issues of compliance or conformance with existing policy. Members suggested that wording "third year (or equivalent)," should be replaced with "seventh quarter." This would cover all students no matter the quarter of admission (including winter admits) and would also match the spirit and letter of the "second term" requirement for transfer students. The final legislation included the suggested wording.

Proposed Amendment to Bylaw 13.10.1 – CAP Committee Charge

RJ&E reviewed the proposed changes and found no issues of compliance or conformance with existing policy. The committee pointed out that if at least part of the intent is to ensure representation from each Division or School, then a statement to that effect could be added explicitly to the charge. For example, the Graduate Council charge (Santa Cruz Bylaw 13.21.1) provides that "there are at least one, but no more than three members from each academic division and the School of Engineering."

Proposed Changes to divisional Senate Regulations 10.1 & 10.1.6

RJ&E reviewed the proposed changes and found no issues of compliance or conformance with existing policy. Members raised an issue regarding the choice of language in the proposed amendment to divisional regulation 10.1.1. The proposed amendment read: "Not more than three credits in Physical Education activities may be counted toward the Bachelor's degree." Members pointed out that the vague term "activities" was used rather than a more well-defined term like "courses." The final language of the legislation was "courses."

Charge for new standing Committee on Development and Fundraising

RJ&E observed the membership of the committee is described in the first clause of the proposed charge and includes the Senate Chair "ex officio." RJ&E noted that systemwide Senate Bylaw 4.1 already provides

“The Chair may participate in a non-voting capacity in the deliberations of any committee of the Division unless the matter under consideration is not to be reported directly to the Division.” In our Division, only the Committee on Planning Budget includes the Chair “ex officio.” The authors adopted this suggestion in the final draft of the committee charge.

The proposed charge provides, “The committee reports annually to the Senate”, which members found to be unnecessary since divisional Senate Bylaw 13.7 already requires this: “Reports of Standing Committees. Standing Committees prepare written annual reports which are circulated to the members of the Santa Cruz Division along with the Call to the first regular Santa Cruz Division meeting of the fall term. (SCB 13.7).” No other committee charge includes such language.

Lastly, the Vice Chancellor of University Relations is listed as “sits with.” The committee noted that a principal officer may be invited to consult with a standing Senate committee at any time, without implying a standing invitation or membership in the committee.

Systemwide Review of Proposed Revisions to Senate Bylaw 336

RJ&E reviewed the proposed revisions to systemwide Senate Bylaw 336. The members understood these revisions to be a response from the University Committee on Privilege and Tenure (UCPT) to the State Auditor’s report entitled “The University of California Office of the President: It Must Take Additional Steps to Address Long-Standing Issues With Its Response to Sexual Harassment Complaints.” After a thorough review and discussion of the legislative intent and accompanying mock up, members were left with some questions and concerns, all related to the expedited time frame for adjudicating disciplinary hearings.

II. Comments on Senate Policy and Process

Proposed Presidential Policy Principles of Accountability with Respect to Financial Transactions

RJ&E reviewed the Proposed Presidential Policy “Principles of Accountability with Respect to Financial Transactions” submitted to the Academic Senate for comment by the University of California Office of the President (UCOP) and offered suggestions that would bring clarity to the written policy.

Proposed Presidential Policy BFB-RMP-7 Protection of Administrative Records Containing Personally Identifiable Information

RJ&E reviewed the Proposed Presidential Policy “Proposed Presidential Policy BFB-RMP-7 Protection of Administrative Records Containing Personally Identifiable Information” submitted to the Academic Senate for review by the recommendation of the Policy Advisory Committee (PAC), and provided suggestions focused on improving the clarity of the proposed policy.

Presidential Policy on Sexual Violence and Sexual Harassment

RJ&E reviewed the proposed Presidential Policy on Sexual Violence and Sexual Harassment (“SVSH Policy”), submitted to the Academic Senate for comment by the University of California Office of the President, and offered comments and suggestions to improve clarity and consistency.

Review Rewrite of Strategic Academic Plan (SAP) and Implementation Playbook

The Committee’s discussions focused on the concrete implementation of the design principles. In general, members found that many of the initiatives are laudable, but they did not clearly support the goals that define the SAP.

Members pointed out that the highlighting of certain academic areas under “Expand excellence and innovation” intrudes on the framework of the Academic Priority Areas (APA). The APAs have been carefully crafted to foster widespread innovation and excellence, not only in the few scattered areas highlighted in this document. The goal to “increase research activity in social justice, diversity, and sustainability” is even more specific, in direct contradiction to the general trend of the APAs. The committee suggested that the goals should more closely support the first part of this design principle “Expand excellence and innovation” instead of focusing narrowly on the second part.

Proposed Revisions to Investigation and Adjudication Frameworks for Senate and Non-Senate Faculty and for Staff and Non-Faculty Academic Personnel under the Presidential SVSH Policy

RJ&E had the opportunity to review the proposed revisions to the investigation and adjudication frameworks for Senate and non-Senate faculty and for staff and non-faculty academic personnel under the Presidential SVSH Policy, and suggested minor editorial changes to improve clarity and consistency to Section II – Initial Assessment.

III. Updates of the Santa Cruz Division Manual

The following updates were made for the 2019-20 manual of the Santa Cruz division. There are two classes of changes.

1. Changes due to divisional legislation.
 - SCR 10.1.3A
 - SCR 10.1.3.D(1)&(2)
 - SCR 10.2.3.1.a
 - SCR 10.2.3.3
 - SCR 10.4.1
 - Senate Bylaw 13.10.1

2. Conforming changes
 - Senate Bylaw 13.14, et seq.

IV. Elections and Ballots

Committee on Committees Elections

RJ&E reviewed COC nomination petitions, wherein three nominations were received for three open seats by the February 8, 2019 petition deadline. Pursuant to SCB 11.4, a ballot election was unnecessary, and RJ&E certified the three members as elected to COC on March 8, 2019.

Chair Pedrotti along with the Senate Secretary counted and certified the secret ballot vote taken on a resolution proposed during the May 17, 2019 Senate meeting.

Respectfully submitted,

COMMITTEE ON RULES, JURISDICTION, AND ELECTIONS

David Dunn, Music

Kate Edmunds, Theater Arts

Eleanora Pasotti, Politics

Bali Sahota, Literature

Jason Nielsen, Physics, Chair (F, W)

Ken Pedrotti, Electrical Engineering, Chair (S)

August 31, 2019