

COMMITTEE ON RULES, JURISDICTION, AND ELECTIONS
Annual Report, 2007-08

To the Academic Senate, Santa Cruz Division:

The Committee on Rules, Jurisdiction, and Elections (CRJE) met six times in 2007-08. Various other items were dealt with by email. This report summarizes the Committee's work during the year.

Advice and interpretation of legislation:

Formal legislative interpretations are included in CRJE's report to the Senate on Divisional Legislative Interpretations, which has been submitted for acceptance at a fall Senate Meeting.

SB 55 Departmental Voting Rights: A Senator submitted an inquiry about SB 55.C Extension of [Departmental] Voting Privileges to non-Emeritae/i Faculty and the procedure to rescind such voting privileges. CRJE replied to the inquiry, but explained that its opinion should be treated as informal advice; definitive interpretations of systemwide Bylaws are provided by the University Committee on Rules and Jurisdiction (UCRJ). After consultation with the Committee on Academic Personnel (CAP), CRJE forwarded its opinion to all divisional deans. In this connection, CRJE also interpreted SCB 13.4.5 Waiver of Vote to apply only to votes on personnel actions. In response to a follow-up question, CRJE advised that a valid departmental vote to rescind voting privileges extended under SB 55.C should be effective immediately.

SCR 10.2.2.5: In response to an inquiry from the Committee on Educational Policy (CEP), CRJE provided an informal interpretation of SCR 10.2.2.5. CRJE interpreted this regulation as giving broad authority to CEP to allow exceptions from general education requirements for individual students, but not allowing policies about exceptions to be made. The interpretation also applies to SCR 10.2.1.5 about breadth requirements.

SCB Chapter 13: In response to an inquiry from the Committee on Committees (COC) about the meaning of the phrase "invited to sit with" that occurs in the charge of various committees, CRJE interpreted the meaning of this phrase as well as the meaning of "representatives" to committees: people "invited to sit with" committees are essentially the same as other committee invitees and "representatives" are to be treated as non-voting members, with the privileges of both categories defined in *The Standard Code of Parliamentary Procedure* by Alice Sturgis (aka *Sturgis*).

Review of proposed legislation:

SCR 11: Legislation proposed by CEP to change UCSC honors designations was found, with minor changes in the wording, to be clear and consistent with existing Bylaws and Regulations.

SCR 10.4: Legislation proposed by CEP to change the policies about undergraduate majors and minors was reviewed and found, with minor changes in the wording, to be clear and consistent with existing Bylaws and Regulations.

SCB 13.25: Legislation proposed by the Committee on Preparatory Education (CPE) to modify their charge was reviewed and found to be clear and consistent with existing Bylaws and Regulations. The phrase “invited to sit with” in the proposed legislation was interpreted by CRJE in response to an inquiry by COC. (See previous section.)

SCB Chapter 13: Legislation proposed by COC about the membership of standing committees and privileges of representatives and invitees was reviewed by CRJE. Some changes were suggested by CRJE and were adopted by COC. (This legislation has not been put before the Senate.)

SCB 13.19: Legislation proposed by the Committee on Faculty Research Lecture (CFRL) to modify their charge was reviewed and found to be clear and consistent with existing bylaws and regulations.

SCB 13.23: Legislation proposed by the Committee on the Library (COL) to modify their charge to include scholarly communication was reviewed by CRJE, and changes were suggested. (This legislation has not been put before the Senate.)

Santa Cruz Division Manual updates:

The amendments to the Bylaws and Regulations approved by the Division were incorporated into the Manual.

Appendix D:

The Graduate Council (GC) proposed an extensive overhaul of the policies for appeals from academic judgments by graduate students. CRJE recommended numerous changes in wording and responded to specific questions from GC about whether the proposed policies were in conflict with existing Bylaws and Regulations. Subsequently, GC sent a revised version of the policy for inclusion in Appendix D of the Senate Manual. CRJE informed GC that there were some residual cases of unclear wording in the revised version, but GC responded that it intended the revised version to be final. Accordingly, the revised version has been included in Appendix D.

CRJE worked with GC to update the other graduate policies in Appendix D. There were several sections in the Graduate Handbook that seemed appropriate for placement in Appendix D. In order to expedite this, CRJE went through the Graduate Handbook and sent a proposed list of such sections to GC. The final version from GC was reviewed by CRJE and has been included in Appendix D.

College Bylaws:

In 2006-07, CRJE requested College Bylaws from all the colleges as required by SCB 13.28.3. When these were received, CRJE responded and suggested revisions. The Cowell College Bylaws were finalized in 2006-07. This year, CRJE worked with Porter, Stevenson, Crown and Merrill College, as well as Colleges Nine, and Ten on their Bylaws. After a few iterations, the final versions of these are included in the Divisional Manual. Colleges Nine and Ten have been requested to make one amendment to their Bylaws next year to conform to the Divisional Bylaws.

CRJE did not receive revised Bylaws from Kresge, Oakes, and College Eight this year. The Committee expects to hear from them soon. (An extension was granted to Kresge College.)

Editorial and conforming changes:

In the Divisional Bylaws, SCB 4.3 was modified to specify that the Secretary is appointed by COC, in accordance with SCB 13.14.4. SCB 4.6 was modified to account for the fact that officers appointed as replacements start serving immediately, not from September 1. SCB 8.4.1 was modified to allow for referenda on actions of the Executive Committee only when it acts for the Division, consistent with the next sentence tying referenda to the Notice of Divisional Action. Section header 13.4 Membership and Voting was created to group some of the Bylaws together. In SCB 13.15.1, the Vice-Provost of Information Technology was replaced with the Vice-Chancellor of Information Technology as a conforming change since the Vice Provost position was eliminated and duties moved to the newly created Vice Chancellor position.

In the Divisional Regulations, a conforming change was made to SCR 13.2.1 to delete the requirement for written evaluations in TA performance courses (course 301 and 311), which were abolished when the positions were unionized.

Various college Bylaws were renumbered for consistency with the style of the Divisional Bylaws. In the Cowell College Bylaws, a reference to Bylaw 3.2 in Bylaw 3.2 itself was changed to Bylaw 4.3. Bylaw 3.2.2 was modified to clarify that only Senate Faculty may elect the Chair of the Faculty, consistent with Bylaw 4.3.2. In the College Nine and Ten Bylaws, Bylaw 2.4.4 was amended to make it clear that Senate business cannot be delegated by the Provost to the preceptors who are not Senate members.

Other issues:

CRJE discussed the proposed COC elections dates and the interpretation of the phrase “within 14 calendar days” in the SB 340.A.2. The Committee decided to write to COC to explain that the 14 day limit cannot be informally extended. CRJE encouraged COC to consider a change in legislation to something like “within 14-21 calendar days” and possibly add text enabling CRJE to approve extensions to that time. It was noted that if COC puts forward such a change, it would be an opportunity to add a clause about there being no election when there are just enough nominees for the open slots.

CRJE reviewed a resolution proposed by COL and found it to be clear and not in conflict with the Bylaws and Regulations. (This resolution was not put before the Senate.)

CRJE discussed the interpretation of SCB 13.28.4. The committee will report Divisional Legislative Interpretations (DLI's) separately from its annual report in order to more clearly ask for approval from the Senate. The 2007-08 DLI's have been submitted for the fall Senate Meeting and, if approved, will be published in the next edition of the Senate Manual. A reference to SCB 13.28.4 has been added to the top of Appendix A of the Senate Manual.

The Committee received an inquiry from the Chair of the Committee on Admissions and Financial Aid (CAFA) asking for clarification regarding who is UCSC's current Chief

Admissions Officer, per the Regents Standing Orders. In the response the opinion was given that this is an administrative appointment and that as long as the administrative decision is clear and unambiguous it is not a matter for CRJE. Even otherwise, it is a matter for UCRJ, not CRJE.

CRJE would like to thank Roxanne Monnet for her extensive support to the committee throughout the year.

Respectfully Submitted,

COMMITTEE ON RULES, JURISDICTION, AND ELECTIONS

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