

University Senate

March 8, 2012

Members Present

Members present at the meeting: 95

Call to Order

Senate Chair Kasischke called the meeting to order at 3:18 p.m.

Approval of the Minutes

Chair Kasischke asked for additions or corrections to the minutes of the December 8, 2011 meeting. Hearing none he declared the minutes approved as distributed.

Report of the Chair

Senate Elections

Kasischke stated that the Senate elections for all staff, student, and single-member constituency senators for 2012-2013 are currently underway. The deadline to vote for your senators is March 9, 2012 at midnight. We encourage you to vote for your senators by going to the Senate website and clicking on the blue "vote for a senator" button.

BOR Staff Awards

As you may already know, each year, the Staff Affairs Committee coordinates the internal search for nominations for the Board of Regents Staff Awards. This year, they reviewed 32 exempt staff nominations and 7 non-exempt staff nominations, which was a substantial increase in exempt nominations from previous years. The Staff Affairs Committee recommended six nominees to be forwarded to President Loh for final selection. President Loh confirmed and endorsed the six nominees and sent them to CUSS for the next review stage of the awards process. The CUSS Review Committee will select the final candidates to be submitted to the Board of Regents. Recipients will be announced in the summer. The following nominees were recommended from our campus:

Maureen Meyer, A. James Clark School of Engineering

Alan Webbert, , Facilities Management, Adele H. Stamp Student Union

Olive Reid, Philip Merrill College of Journalism

Patricia Baker, Department of Fire Protection Engineering, A. James Clark School of Engineering

James McClelland, Facilities Management, Department of Campus Projects

June Sherer, Department of Atmospheric & Oceanic Science and Geology,
CMNS

Nominations Committee

Kasischke stated that the Senate Nominations Committee is still seeking additional candidates to run for open positions on Senate-elected committees and councils, including the 2012-2013 Senate Executive Committee, Committee on Committees, the Athletic Council, the Council of University System Faculty, and the Campus Transportation Advisory Committee. If you are a continuing Senator, and you are interested in running for a position, please fill out a nomination form and return it to a Senate Staff Member after the meeting. Forms are available at the registration table. Nominees will be considered for placement on the slate for election, but are not guaranteed a spot. All candidates will be asked to submit a short candidacy statement for the elections held at our transition meeting on May 3rd. Thanks in advance for your interest in running or nominating a colleague for these important positions.

Committee Reports

Faculty Satisfaction with Student Academic Dishonesty Honor Review Procedures (Senate Doc. No. 10-11-59) (Information)

Kasischke stated that the Faculty Satisfaction with Student Academic Dishonesty Honor Review Procedures report was provided to the Senate as an informational item from the Student Conduct Committee. The committee's report would also be forwarded to Dean Hamilton.

Proposal to Retain "Clear and Convincing Evidence" as the Evidentiary Standard in Sexual Harassment Cases (Senate Doc. No. 11-12-09) (Information)

Kasischke stated that the Equity, Diversity, and Inclusion (EDI) Committee's report was provided to the Senate as an informational. After a thorough review of the *Proposal to Retain "Clear and Convincing Evidence" as the Evidentiary in Sexual Harassment Cases*, the committee is recommending that no changes be made to current policy.

PCC Proposal to Change the Name of the PhD in Public and Community Health to Behavioral and Community Health (Senate Doc. No. 11-12-25) (Action)

David Salness, Chair of the Programs, Curricula, & Courses (PCC) Committee, presented the PCC Proposal to Change the Name of the PhD in Public and Community Health to Behavioral and Community Health and provided background information.

Kasischke opened the floor to discussion of the PCC Proposal to Change the Name of the PhD in Public and Community Health to Behavioral and Community Health; hearing none, he called for a vote on the proposal. The result was 80 in favor, 1 opposed, and 3 abstentions. **The motion to approve the proposal passed.**

PCC Proposal to Establish a Post-Baccalaureate Certificate in Principles of Public Health (Senate Doc. No. 11-12-26) (Action)

David Salness, Chair of the Programs, Curricula, & Courses (PCC) Committee, presented the PCC Proposal to Establish a Post-Baccalaureate Certificate in Principles of Public Health and provided background information.

Kasischke opened the floor to discussion of the proposal.

Senator Milton, Faculty, School of Public Health, proposed an amendment to the intellectual property section of the proposal as follows:

All intellectual property and copyrights for all courses and course content is maintained by the units in which the course was developed.

Marvin Breslow, Parliamentarian, stated that PCC proposals could not be amended on the Senate floor. The Bylaws require that prior notice be given to the Senate as a protection to the individual units in order to insure orderly, coherent processing of proposals.

Dean Townshend, College of Behavioral & Social Sciences, stated that departments are not entities that can have intellectual property rights and therefore the inclusion of the statement was invalid.

Provost Wylie, stated that the statement on intellectual property is irrelevant because that is governed by University policy. The Senate is just voting on the proposal itself.

Kasischke stated that he would entertain a motion to return the proposal to committee. There was a motion and second to return the proposal to committee. The result was 67 in favor, 14 opposed, and 6 abstentions. **The motion to return the proposal to the PCC Committee passed.**

PCC Proposal to Establish a Master of Public Health in Public Health Practice and Policy (Senate Doc. No. 11-12-29) (Action)

David Salness, Chair of the Programs, Curricula, & Courses (PCC) Committee, presented the PCC Proposal to Establish a Master of Public Health in Public Health Practice and Policy and provided background information.

Kasischke opened the floor to discussion of the proposal. There was a motion to return the proposal to committee because it also includes similar language about intellectual property rights. The motion was seconded. The result was 67 in favor, 13 opposed, and 10 abstentions. **The motion to return the proposal to the PCC Committee passed.**

**Policies on the Employment of Adjunct Faculty (Senate Doc. No. 11-12-06)
(Action)**

Charles Fenster, Chair of the Faculty Affairs Committee, presented the Policies on the Employment of Adjunct Faculty and provided background information.

Kasischke opened the floor to discussion of the proposal; hearing none, he called for a vote on the proposal. The result was 77 in favor, 3 opposed, and 10 abstentions. **The motion to approve the proposal passed.**

**Activation of the USM Clinical Faculty Titles (Senate Doc. No. 11-12-20)
(Action)**

Charles Fenster, Chair of the Faculty Affairs Committee, presented the Activation of the USM Clinical Faculty Titles and provided background information.

Kasischke opened the floor to discussion of the proposal; hearing none, he called for a vote on the proposal. The result was 85 in favor, 2 opposed, and 4 abstentions. **The motion to approve the proposal passed.**

Title Updates in the Senate Bylaws (Senate Doc. No. 11-12-08) (Action)

Kenneth Fleischmann, Chair of the Elections, Representation, and Governance (ERG) Committee, presented the Title Updates in the Senate Bylaws and provided background information.

Kasischke opened the floor to discussion of the proposal; hearing none, he called for a vote on the proposal. The result was 84 in favor, 4 opposed, and 0 abstentions. **The motion to approve the proposal passed.**

New Business

Kasischke opened the floor to new business.

Kaiyi Xie, SGA President, moved the following resolution:

As a public institution of higher learning, the University of Maryland seeks to provide affordable education to residents of Maryland as an avenue by which not just the individual student benefits, but the entire state benefits as well. A public good, Education should not be denied to those who are unable to afford it. The

2011 Maryland In-State Tuition ("DREAM") Act seeks to allow undocumented immigrants access to in-state tuition rates at public 4-year institutions in Maryland, provided they (or their parents) have paid state income tax for the past 3 years, they have graduated from a Maryland high school, and they have attained 60 credits at a community college. In order not to occupy enrollment space for other in-state students, such students will also be counted as out-of-state for enrollment purposes. Therefore, be it resolved that the University Senate, as representatives of faculty, staff, and student constituencies at the University of Maryland, stands in favor of the Maryland DREAM Act. Be it additionally resolved that the Senate encourages Marylanders to oppose the veto referendum on the Maryland DREAM Act in November.

The motion was seconded.

Kasischke opened the floor to discussion of the resolution.

Senator Blagadorskiy, Undergraduate, College of Letters and Sciences, inquired about whether undocumented immigrants would have three years worth of tax records to be eligible for this benefit and whether it would affect local law enforcement intervention because they are undocumented and in the State of Maryland illegally.

Xie responded that local authorities do not have the power to enforce immigration because it is up to the federal government. In terms of filing tax returns if you are illegal, that is possible. The State does have data on that.

Hearing no further discussion, Kasischke called for a vote on the resolution. The result was 49 in favor, 19 opposed, and 19 abstentions. **The motion to approve the resolution passed.**

Adjournment

Senate Chair Kasischke adjourned the meeting at 3:47 p.m.