

UNIVERSITY OF WASHINGTON

Office of the Faculty Senate

30 March 1994

William P. Gerberding, President
Office of the President
AH-30

Dear President Gerberding:

At the continued meeting of 17 February 1994, the Faculty Senate approved a first reading of Class "A" legislation to amend Chapter 28 of the Faculty Code, contingent on the Senate Executive Committee's re-evaluation and rewording of an amendment providing enhanced protection of faculty facing possible suspension or dismissal.

At its March 28 meeting, the Executive Committee attended to the Senate's instructions and amended the document that you approved in your memo to me dated March 8, 1994. It is clear that your March 8 approval was provisional on your acceptance of this amendment. I am enclosing a copy of the amended first reading text for the revision of Chapter 28 dealing with this issue only. The remainder of the Chapter 28 revision is that which you have already approved.

This amendment is responsive to the Senate's desire for enhanced protection in cases where dismissal or suspension of a faculty member might be involved, and it does so without reverting to a higher standard of proof. It also reflects your desire that the process mirror the rules applied in civil cases in a court of law.

In order for us to move forward in a timely manner with this legislation, we will need to have your opinion on this amendment by the time of our Senate Executive Committee continuation meeting, scheduled for Monday, April 4, 2:30 p.m., in room 142 Administration Building.

Thank you for your attention to this matter.

Sincerely,



John Bollard
Secretary of the Faculty

Enc.

cc: Professor Ronald B. Dear, Chair, Faculty Senate
Professor Arther Ferrill, Special Assistant to the President

*UW Faculty Senate Records
Accession No. 01-92
Box 8*

SECTION 28-54

COMPREHENSIVE ADJUDICATION - DECISION

February 17, 1994 Version

A. Within thirty days after the later of the conclusion of the hearing and the due date of all post-hearing brief requested, the Panel shall make know its decision in writing. The decision shall be made by majority vote of all Panel members, excluding the Hearing Officer, provided that any decision to suspend or dismiss a faculty member shall require the affirmative vote of at least two faculty members of the Panel. If at the conclusion of the hearing, there is an even number of Panel members remaining due to the loss of one or more Panel members and the remaining Panel members are evenly divided as to the decision on any issue or award of relief, the Hearing Officer shall cast a vote, but only to the extent necessary to break the deadlock.

March 28, 1994 Version

A. Within thirty days after the later of the conclusion of the hearing and the due date of all post-hearing brief requested, the Panel shall make know its decision in writing. The decision shall be made by majority vote of all Panel members, excluding the Hearing Officer, provided that any determination which may result in the suspension or dismissal of a faculty member shall require the affirmative vote of at least two-thirds of the members of the Panel. If at the conclusion of the hearing, there is an even number of Panel members remaining due to the loss of one or more Panel members and the remaining Panel members are evenly divided as to the decision on any issue or award of relief, the Hearing Officer shall cast a vote, but only to the extent necessary to break the deadlock.