

INTERDEPARTMENTAL

16 May 1994

TO: John Bollard, Secretary of the Faculty
36 Administration AD-20

FROM: Robert D. Stevick *rd*

SUBJECT: Report of Advisory Committee
on Faculty Code and Regulations

This memorandum reports the recommendations of the Advisory Committee on Faculty Code and Regulations concerning the amended version of the April 14 Draft Revisions of Chapter 28 of the Faculty Code.

Please note that the committee is two members short this quarter (one having resigned, one being on leave). I have not been able to bring the remaining members together, the time being so short between the request for the committee's review and the time the committee's report is needed. What I report therefore are the separate responses I have received, talked over briefly by two of us at a time by telephone and e-mail.

Under II. Section 28.33.B, the SEC version "During the selection and appointment process for the Adjudication Panel, the commitment of the University to affirmative action ... shall be adhered to" imposes an obligation, but in a way that can generate impasses. Suppose that someone doesn't like the decision of the panel and claims that the commitment was not adhered to, while the Panel asserts that it was. On the other hand, compliance with the directive that "careful attention shall be given" (phrasing suggested by the Code Committee earlier) should at least be a matter of record.

Under VI. Section 28.51.B, use plural "nonparty participants." This makes 4 read right. Then in 6 "his or her own behalf" can be changed to "their own behalf."

Under VII. Section 28.54.A, rephrase "the decision shall be made by..." to read "the decision shall require an affirmative vote of" This is to clarify the intent of the specification, which could be interpreted to suggest only a limitation on the number of abstainers, or on how many need to be present to cast a vote. Unless, of course, the intent *is not* to have affirmative vote of five of seven, etc.

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