

To: The Senate
From: The Rules Committee
Date: March 24, 1988
Subject: Amendments to the Bylaws of the Fort Wayne Senate

1. Following a request from the Indiana University Committee on Institutional Affairs, the Rules Committee proposes the following as an amendment to the Bylaws of the Senate.

Resolved, that the Bylaws be amended in section 5.3.1.1.1.3 by substituting the language shown below in italic face.

(Present Form)

5.3.1.1.1.3 Procedures. In cases involving academic freedom or tenure, the Board shall fix a date for hearings and accord each party involved the rights to have counsel of choice, to present witnesses and other evidence, and to cross-examine opposing witnesses. Upon request of the Faculty member concerned, a closed hearing shall be held. Upon the evidence and arguments presented, the Board shall express its judgment *in a written report and recommendation to the Chancellor. Thirty days thereafter a confidential copy of the report shall be filed with the Secretary of the Faculty, and a copy shall be mailed to the Faculty member concerned. The....*

(Proposed form)

5.3.1.1.1.3 Procedures. In cases involving academic freedom or tenure, the Board shall fix a date for hearings and accord each party involved the rights to have counsel of choice, to present witnesses and other evidence, and to cross-examine opposing witnesses. Upon request of the Faculty member concerned, a closed hearing shall be held. Upon the evidence and arguments presented, the Board shall express its judgment *and recommendation to the Chancellor in a written report, a copy of which shall be mailed to the Faculty member concerned. Thirty days thereafter a confidential copy of the report shall be filed with the Secretary of the Faculty. The....*

(Amendments to the Bylaws)

2. Following a request from the Purdue University Committee on Institutional Affairs, the Rules Committee proposes the following as an amendment to the Bylaws of the Senate. If implemented, it would provide a means of providing representatives to the Purdue Intercampus Faculty Council which is consistent with the method prescribed by recent revisions of the Purdue University Code.

Resolved, that the Bylaws be amended in section 5.3.1 by the addition of the language shown below in italic face.

5.3.1 The two Committees on Institutional Affairs shall have the membership and responsibilities established in the Constitution. *From the membership of the Purdue University Committee on Institutional Affairs, the Purdue members of the Fort Wayne Faculty Senate shall elect a representative to serve, together with the Speaker of the Purdue University Faculty, on the Purdue Intercampus Faculty Council. The term of such elected representative shall expire with that person's Senate term.*

subcommittees; nominate members, after consultation with the appropriate Senate committee, to administrators for their consideration for appointment to other committees; annually solicit from the Faculty, by mail questionnaire, information concerning Faculty preferences and qualifications for committee assignments; and establish the procedure for, and conduct, such votes as are required among the Senators and the Faculty.

5.2.3 The Rules Committee shall have the membership and responsibilities established in the Constitution.

5.3 Policy Committees

5.3.1 The two Committees on Institutional Affairs shall have the membership and responsibilities established in the Constitution. From the membership of the Purdue University Committee on Institutional Affairs, the Purdue members of the Fort Wayne Senate shall elect a representative to serve, together with the Speaker of the Purdue University Faculty, on the Purdue Intercampus Faculty Council. The term of such elected representative shall expire with that person's Senate term.

5.3.1.1 Subject to the provisions of the Academic Handbook, the Indiana University Committee on Institutional Affairs shall establish a Faculty Board of Review and a Subcommittee on Promotion, Tenure, and Sabbatical Leaves. The actions of these two bodies shall not be subject to review by other faculty bodies. The Indiana University Committee on Institutional Affairs shall also be responsible for overseeing the election of the University Faculty Council Representative.

5.3.1.1.1 Faculty Board of Review. The review function of the Indiana University Faculty shall be exercised by a Faculty Board of Review.

5.3.1.1.1.1 Membership. The Senators of Indiana University affiliation shall select five tenured members of the Indiana University Faculty as the Board, and shall designate one of them as the presiding member. The members shall hold office from the first day of February for a term of one year, but they shall complete the review of any case which they have begun to consider. A member of the Board who is involved in a case before the Board, or is a member of a department from which a case arises, shall be disqualified from hearing or investigating the case. Members of the Board shall disqualify themselves from hearing or investigating a case whenever they believe they cannot render an impartial judgment. The Senators of Indiana University affiliation shall elect a temporary member to fill each vacancy created by disqualification; the temporary member shall serve during the particular case before the Board.

5.3.1.1.1.2 Scope. The Board shall hear cases concerning academic freedom, tenure, promotion, salary adjustment, and the nature or condi-

committee. They shall contain the committee's name, membership, and full charge.

- 6.2.2 Progress reports shall be written and caused to be distributed by the chair of a committee, or a designee, in a timely fashion. They shall make known all significant committee activities, studies, and recommendations, and all changes in the name, membership, or charge of a committee. The disestablishment of a committee shall also be made known in a progress report.

7.0 Recall or Expulsion of Senators

- 7.1 For excessive absence. In the case of an elected Senator who is absent excessively, the Senate may petition the Senator's unit to recall the Senator and elect another. To pass a recall petition, the affirmative vote by secret written ballot of two thirds of the Senators present at a regular meeting shall be required.

In the case of an ex-officio Senator who is absent excessively, the Senate may petition the Presiding Officer of the Faculty to reprove the offender.

- 7.2 For obstructing the Senate. The Senate may unseat, by a two-thirds majority of its membership voting by secret written ballot, any member whose actions or behavior habitually obstructs normal parliamentary procedures. Any member so unseated shall be ineligible to be returned to the Senate during the academic year, and in the case of an elected Senator the unit shall elect a replacement for the remainder of the elected term

- 8.0 Enablement. Upon acceptance of these bylaws, the Senate shall cause timely elections to be held for all committees, subcommittees, and boards named above. Initial terms on these bodies shall expire at the scheduled times.

- 9.0 Amendments to the Bylaws. Amendments to the Bylaws of the Fort Wayne Senate, consistent with the Constitution of the Faculty of Indiana University-Purdue University at Fort Wayne, may be adopted by vote of two thirds of those Senators present and voting at a regular meeting of the Senate, after the text of the proposed amendment has been distributed with the agenda for that meeting under the title "Amendment(s) to the Bylaws of the Fort Wayne Senate." If the proposed amendment is approved by a simple majority of those voting, but not by two thirds of those voting, it may then be adopted at the next regular meeting by vote of a simple majority of those present and voting.

Amended and approved, December 14, 1981

Amended May 10, 1982

Amended November 8, 1982

Amended March 21, 1983

Amended April 11, 1983

Amended October 10, 1983

Amended April 9, 1984

Amended September 17, 1984

Amended March 11, 1985

Amended September 9, 1985

Amended January 20, 1986

Amended February 9, 1987

Amended March 16, 1987

Amended April 13, 1987

Amended December 14, 1987

Amended April 11, 1988