

## **Annual Report 2000-2001**

**Discussion Highlights-** for full version see **Faculty Senate minutes for that meeting.**

### **#208, September 13, 2000**

**Invited Guests:** Barbara Burrier, Texas Tech University Bookstore manager. Ms. Burrier began by saying she and the new staff at the Bookstore are focusing on solutions rather than prior problems with Bookstore operations. She noted that the Bookstore will be moving to the University Center after remodeling is completed, and that the new location will include a café. The Bookstore intends to process faculty requests for textbook orders in a variety of convenient ways, and will begin doing so shortly so as to minimize low availability and out-of-stock situations. The Bookstore invites input from faculty in an effort to improve services.

Following Ms. Burrier's remarks, Senators inquired about and commented on options for students to receive discounts from suggested retail prices, the percentage of projected class enrollment each of the Lubbock bookstores typically stock at the beginning of a semester, the timing for returning unsold textbooks to vendors, the quantity and quality of Bookstore inventory, and the extent of trade publications and other materials that stimulate student and faculty research interests.

**Speaker:** Professor Sue Couch. On behalf of the Kellogg Self-Study on Evaluating Teaching Effectiveness and the Texas Tech University Teaching Academy, Professor Couch provided Senators with copies of an Executive Summary report highlighting the Study's procedures, results, conclusions and recommendations.

Following Professor Couch's presentation, Senators inquired about what actions the University intends to take in response to the Study's findings. Provost Burns stated that it is his intent to follow up on how teaching effectiveness is assessed. Other Senators commented on the potential significance of approximately 80% of the faculty having failed to participate in the Study's survey, the use of teaching effectiveness as a component in awarding merit pay salary increases, and whether the Study focused on gathering input from department chairs and deans. In conclusion, Provost Burns asked that the minutes reflect his gratitude for the efforts of faculty who served with on the Self-Study Steering Committee.

**Speaker:** Texas Tech University President David Schmidly was listed on the agenda as a guest invited to provide remarks; however, due to his having traveled to Russia on University business, he was unable to attend this particular Senate meeting.

### **Committee Reports:**

Because of this being the first Faculty Senate meeting for 2000-2001, no formal committee reports were given. President Dunham provided an update detailing the summer activities of the ad hoc Committee on Teaching Evaluations. She stated that data collected by the committee during the second summer term is presently being analyzed. A summary of the committee's results are expected in the near future.

President Dunham also commented that suggested revisions in the University's grievance policy will be made available at the next Senate meeting.

**New Business:** There was no new business.

**Old Business:** There was no old business.

## **#209 October 11, 2000**

### **Invited Guests:**

Christina Merryweather, a representative on the advisory committee looking into childcare for TTU and the Health Sciences Center, began by offering special thanks to Senators Marc Giaccardo and Jimmie Reeves for participating on the advisory committee. The committee was charged last October to see if there is a need for centralized child care for the faculty, staff and students at TTU and the HSC. The committee received over 600 requests for a certified childcare facility for TTU and HSC. Some of the concerns for having such a facility were location, cost, retention of employees and the quality of care provided. The committee is in the process of finalizing cost projection estimates for University versus private providers. Ms. Merryweather said that the committee has until the end of October to set forth their findings. At that time, the committee will meet with both Presidents of TTU and the HSC to finalize a proposal. Part of the report asked various departments on campus if they would be able to send students to help in the child care facilities. 15 departments replied favorably. The childcare facility(s) will be situated in a centralized place(s) that is readily accessible to both TTU and the HSC.

**Speaker:** Jo Henderson provided an overview of Student Health Services (SHS). SHS is located in Thompson Hall on the Tech campus. SHS personnel are employed by the HSC but serve only the students on the Tech Campus. SHS does not provide medical excuses for the students, and the SHS is precluded from releasing medical records. SHS does provide proof a student was seen in the facility. SHS encourages students to contact faculty whenever illness necessitates an absence from class. SHS employees 8 full-time MDs, 2 nurse practitioners, and 12 LVNs. HSC medical students are not involved SHS services. Last year the SHS provided medical advice and treatment to more than 11,000 students.

### **Committee Reports:**

Senator Tuman provided a summary of results from the ad hoc committee that convened over the summer to review and offer recommendations for grievance procedures under O.P. 32.05. The committee's recommendations were forwarded to the Provost's office, and it appears that all made it into the final version of the O.P.

**New Business:** There was no new business.

**Old Business:** There was no old business.

## **#210, November 8, 2000**

**Invited Guests:-** Michelle Doss, Coordinator for the EXCEL Program spoke first. Doss stated that EXCEL students are generally of two types, students who have been suspended and entering freshmen on probation. Student Assistant Jeff Luman spoke about the tutoring program, which is geared to specific subjects and classes. Attendance at some tutoring sessions is as high as 90%.

Betty Blanton who works at the Student Rec. Center spoke on behalf of "Smokeless Lubbock" a coalition of groups working to make public places in Lubbock smoke free. Blanton urged the Faculty senate to pass a resolution in favor of a "smoke free" Lubbock.

Michael Ellicott, Vice Chancellor of Facilities Planning and Construction spoke next on the Master Plan. Ellicott stressed that the Master Plan is a blueprint for the future and includes the entire TTU system (Reese, Amarillo, Midland, and El Paso campuses). See minutes for full report on buildings.

### **Committee Reports:**

Wayne Lewis of the Academic Affairs Committee reported on a movement in Texas to institute competency testing for all college students in public universities. A more comprehensive report will be presented next month.

Senator Cochran stated that Study Committee B looked into the use of HEAF funds on campus. The Texas legislature allocates, with the use of a formula, about 175 million dollars every year in HEAF funds, of which Tech received 20.9 million in FY2001. About half of the funds (52.4%) will go toward construction items and the other "half" will go for academic purposes. About 4 million is allocated for new construction, like the English-Philosophy-Education Building. Study Committee B will study the report further and report back to the Senate at a future time.

The Ad hoc Committee on Teacher Evaluation reported next and since President Dunham worked actively on this committee she turned the meeting over to Vice President Schaller. Senator Murray reported for the committee. The committee developed a new evaluation form and handed it out to 250 students during the summer. It was judged to be a "solidly measured survey." The committee felt that of the 16 items on the survey only two should be used in the tenure process and "the rest to help the faculty do a better job." At this point it was determined that the senate did not have a quorum and no action could be taken on the committee's report. It was agreed the report would be placed on the Senate's web page and action take on it next meeting. At this time President Dunham took over the meeting again and led a discussion on what impact the Open Records Act would have on teacher evaluations.

**Old Business:** none

**New Business:** none

## **#211, December 13, 2000**

### **Invited Guests:**

President David Schmidly addressed the Senate for the first time since assuming the presidency in August, 2000. He acknowledged the upcoming holiday break and introduced members of his administrative team in attendance as guests. Noting that he would need to leave to catch a flight to El Paso for a Board of Regents meeting, he provided wide ranging remarks covering university athletic endeavors, the improving trend in student retention rates, favorable growth at the undergraduate level, and declines in graduate enrollment. See minutes for full report.

### **Committee Reports:**

#### **Ad Hoc Committee on Teaching Evaluations**

Since she was the only member of the ad hoc committee who was present, President Dunham turned over the gavel to Vice President Walt Schaller so that she could provide the committee's report. On behalf of the committee, President Dunham presented two resolutions for the Senate's consideration. Following discussion surrounding post tenure review, comparisons among professors who teach different sections of the same course, the evaluation form's use of "expected grade" in a particular class, and the minimum number of evaluations necessary for reliability and validity, both resolutions passed unanimously.

President Dunham thanked the committee for its efforts, student government for its on-going involvement, and Vice Provost Brink for providing financial support to assist with the committee's research efforts.

**Old Business:** There was no old business.

**New Business:** There was no new business.

## **#212, January 10, 2001**

**Invited Guests:** Honors College Dean Gary Bell

Dean Bell began his overhead transparency-assisted presentation with background information about the 1991-92 faculty initiative to create the Honors College. He mentioned the College's mission statement and how it relates to various activities and programs presently in place. Dean Bell emphasized the College's role in handling all merit-based scholarships for Texas Tech students. He also highlighted numerous interdisciplinary course offerings and other initiatives designed to compliment the Colleges two new degrees. Initiatives include undergraduate research, preparing students for national scholarship competitions, special admissions for medical and law school, study abroad and field trip opportunities, student-generated publications, and the HON student organization. Dean Bell concluded his presentation by noting the number of scholarships awarded by the College in 2000-2001 and providing profile data for increases in entering student SAT averages.

**Committee Reports:** There were no committee reports.

**Old Business:** There was no old business.

**New Business:** There was no new business.

## **#213, February 14, 2001**

**Resolution for Dr. Douglas G. Birdsall.**

Senator Cochran introduced a resolution mourning the death and expressing its condolences to the family of Dr. Douglas G. Birdsall, Associate Dean of Libraries. The resolution read in full:

**WHEREAS the Texas Tech University community suffered a great loss by the untimely death of Dr. Douglas G. Birdsall, Associate Dean of Libraries, and**

**WHEREAS Dr. Birdsall served Texas Tech University for 11 years, giving invaluable aid to the University libraries as they embraced new digital information resources, and serving on many University committees including the International Affairs Council, the Distance Learning Council, the Research Council, and the Advisory Council on Teaching, Learning, and Technology, and**

**WHEREAS Dr. Birdsall's influence and contributions will be felt by the University community for many years to come as a result of the key role he played in the University Library renovation and construction project, enabling the Library to better serve the University faculty, students, and staff, and**

**WHEREAS Dr. Birdsall donated his time to Lubbock area charities, including the South Plains Food Bank and Habitat for Humanity, now therefore**

**BE IT RESOLVED by the Texas Tech University Faculty Senate that the Senate mourns the death of Dr. Douglas G. Birdsall and that the Senate express its condolences to the family of Dr. Birdsall and that the Senate express its comfort and support to the faculty and staff of the University Libraries and to the members of the University community, and**

**BE IT FURTHER RESOLVED that the Texas Tech University Faculty Senate adopt this measure by a standing vote, followed by a moment of silence in tribute to the memory of Dr. Douglas G. Birdsall, Associate Dean of Libraries, Texas Tech University.**

**Invited Guests:** Director of Technology, Transfer and Intellectual Property Walter Haeussler.

Following the Senate's invitation to address the draft version of a new intellectual property rights policy for the Texas Tech University System (essentially revising O.P. 74.04), Dr. Haeussler responded point-by-point to a report prepared by the Faculty Senate Committee B.

**Old Business:** There was no old business.

**New Business:**

Study Committee B. On behalf of Study Committee B, Committee Chair Cochran acknowledged Dr. Haeussler's responsiveness to the committee's questions and concerns about the draft version of the intellectual property rights policy noted above. Senator Cochran suggested that his committee will wait to the next iteration of revisions in the draft policy, then will likely submit a resolution to the Senate to be sent to the administration. In the meantime, he urged faculty to continue monitoring the policy revision and implementation process. Senator Lucas inquired as to whether the new policy will be applied retroactively. He was assured that the administration's intent is to implement the new policy in a prospective fashion only.

Also on behalf of Study Committee B, Committee Chair Cochran submitted a resolution expressing concern over the University's allocation of Higher Education Assistance Funds (HEAF) for construction and construction-related expenditures. The resolution read:

**WHEREAS the Texas State Legislature created and the voters of Texas approved the Higher Education Assistance Fund ( HEAF) in 1984 as a counterpart to the Permanent University Fund (PUF) for the betterment of state institutions of higher education such as Texas Tech University that do not benefit from PUF, and**

**WHEREAS faculty members at Texas Tech University depend on HEAF funding for purchases of equipment, library materials, and other resources needed to support teaching and research, and**

**WHEREAS the Texas Tech University administration has allocated more HEAF funds in FY 2001 for building construction and construction-related expenditures than to academic expenditures, now therefore**

**BE IT RESOLVED by the Texas Tech University Faculty Senate that the Senate views with concern the allocations of a majority of HEAF funds for construction and construction-related expenditures and recommends that the University administration give higher priority to academic expenditures.**

The resolution passed unanimously. Following adoption, Senator Held asked Provost Burns about ongoing faculty searches. Provost Burns assured that Senate that the university is not in the midst of a hiring freeze, and he shares the Senate's concern in garnering increased funds for the hiring of additional faculty.

**Study Committee A.** On behalf of Study Committee A, Committee Chair Weinberg provided a brief report on the committee's investigation of the viability of reestablishing a Faculty Club. After examining the results from a 1997 faculty survey, it was the consensus of the committee that only slight interest

exists at TTU for such an enterprise. However, after discussion involving several senators and such topics as location, niceness, current interest and willingness to provide support via dues assessments, President Dunham stated that she would establish an ad hoc committee to investigate the Faculty club in greater detail.

Senator Weinberg also provided **Study Committee A's** report on term limits for deans and chairs. After mentioning a year-old survey of faculty that generated a 27% response rate and in which 57% of the respondents indicated a preference for term limits on departmental chairs, Senator Weinberg noted that the committee discussed various pros and cons associated with imposing term limits. In light of its discussion, Study Committee A declined to make a formal term limits-related recommendation to the Senate.

Faculty Status and Welfare Committee: Committee Chair Reeves provided the Senate with a brief background about the Staff Senate's Resolution 00.01 and the creation of a TTU child care center. Commending the efforts of the University's Child Care Exploratory Committee and its chair, the Faculty Status and Welfare Committee submitted the following resolution:

The Faculty Status and Welfare Committee moves that:

**Commend the Staff Senate for initiating the formation of the Child Care Exploratory Committee;**

**Commend Christy Meriwether for extraordinary service to the University community in organizing, coordinating, sustaining and inspiring the work of the Child Care Exploratory Committee; and**

**Support the actions outlined in Staff Senate Resolution 00.01 regarding the establishment of the Texas Tech University Child Care Center.**

**The resolution passed by unanimous vote.**

**Nominations Committee:** On behalf of the Faculty Senate Nominations Committee for next year's officers, Senator Cochran presented the following slate of nominees (in alphabetical order):

President: Loretta Bradley, James Carr and Marc Giaccardo, Vice President: Scott Hein and David Weinberg, Secretary: Shane Blum.

## **#214, March 21, 2001**

**Invited Guest:** President Schmidly stated that the decision as to whether Bob Knight should be hired to replace James Dickey as Tech's next mens' basketball coach is the toughest issue with which he's dealt since assuming the University's presidency last August. Acknowledging that he can't please everyone but nevertheless was inclined to listen to multiple points of view, he welcomed the opportunity for a civil and spirited discussion. See minutes for full presentation.

### **Election of New Officers:**

As a member of the Nominations Committee, Senator Cochran facilitated the introduction of candidates for officer positions for the 2001-2002 Faculty Senate. President Marc Giaccardo, Vice President David Weinberg, and Secretary Scott Blum.

**Speaker:** Personnel Department Representative Penny Burns. Ms. Burns provided the Senate with an overview of Texas Tech's leave policies and procedures.

**Old Business:** There was no old business.

**New Business:**

**Study Committee B.** On behalf of Study Committee B, Committee Chair Cochran provided an update on developments since Dr. Walter Haeussler visited with the Senate in February, 2001. Among other things, Senator Cochran expressed concern that inaccurate messages were being sent by Dr. Haeussler to the administration with regard to the Senate's "approval" of proposed modifications in intellectual property rights policy O.P 74.04. Specifically, Study Committee B is concerned about the absence of faculty oversight, the right to grieve, percentage ownership of copyrightable material, and royalty distributions.

Because of the urgency in getting Senate input forwarded to the administration in a timely fashion, President Dunham asked Study Committee B to continue working on a "final" version of a resolution stating the Senate's concerns about various aspects of proposed O.P. 74.04. In the meantime, the Senate considered, discussed and voted upon a preliminary "draft" resolution and Statement of Concerns submitted by Study Committee B. The resolution passed unanimously. The "final" resolution (similar to the preliminary draft with minor modifications from Study Committee B) reads as follows:

**WHEREAS the University administration sent a copy of draft revisions of Operating Policy and Procedure 74.04 to the Faculty Senate for study and comment, and**

**WHEREAS the Faculty Senate has carefully studied the drafts, including expressing concerns by its Study Committee B directly to the Director of the Office of Technology Transfer and Intellectual Property, and**

**WHEREAS significant areas of disagreement still remain, even after some changes were made to the draft in an effort to respond to concerns expressed by Study Committee B, therefore**

**BE IT RESOLVED by the Faculty Senate that it forward the document entitled, Statement of Concerns by the Texas Tech University Faculty Senate regarding the Draft of Revisions for O.P. 74.04 dated February 19, 2001, as an attachment to this resolution and as an expression of the differences that remain between the Faculty Senate and the administration in this matter, and**

**BE IT FURTHER RESOLVED that the Faculty Senate urge the administration to adopt the recommendations of the Senate contained in the Statement of Concerns.**

## STATEMENT OF CONCERNS

by the Texas Tech University Faculty Senate

regarding the Draft of Revisions for

O.P. 74.04 dated February 19, 2001

1. Establishment of Intellectual Property Committee - The current draft mentions an Intellectual Property Committee, but it fails to provide any specificity with regard to the make-up of the committee. The present O.P. 74.04 is much more specific in requiring "representatives of the Provost, the Vice President for Fiscal Affairs, the General Counsel, and the Faculty Senate." Section 12(6) defines the Intellectual Property Committee, but the revised draft, like its predecessor, contains no further mention of the Committee, its composition, or its duties. The Faculty Senate recommends that a new section, numbered "7" be added, and the following sections be appropriately renumbered. The new section 7 would read as follows:

7. Oversight by Intellectual Property Committee

The TTUS Intellectual Property Committee is established. The Committee provides a forum for discussion of policies and procedures affecting Intellectual Property and the implementation of this policy by the Director of the Office of Technology Transfer & Intellectual Property and to advise the Chancellor and the Office of Technology Transfer & Intellectual Property regarding Intellectual Property. The Committee shall meet at least twice each year. The Chancellor shall appoint the members of this Committee, a majority of whom are faculty members, representing the various components of TTUS, including, but not limited to the TTU Faculty Senate and the TTU Health Sciences Center. Faculty members not satisfied with the determinations made under this policy by the Director of the Office of Technology Transfer and Intellectual Property may appeal the Director's decision to the Intellectual Property Committee which shall make a recommendation to the Chancellor concerning the resolution of the dispute.

The Director of the Office of Technology Transfer and Intellectual Property will considerable power if the revised O.P. is adopted. His decisions would be not subject to review, as are those of other administrators under O.P. 32.05. The Faculty Senate views as very serious the lack of faculty review of the Director's decisions.

If it is viewed by the Director that the Intellectual Property Committee should have an advisory function only, then provisions should be made for a grievance procedure with significant faculty input, similar to that in O.P. 32.05. The grievance procedure of O.P. 32.05 would not be suitable here because it does not apply to the TTU HSC. Since O.P. 74.04 will apply on a system-wide basis, we need a grievance procedure that is system-wide as well.

2. Ownership of Copyrightable Works (1) Books, Articles and Similar Works - The last sentence of ' 16(1) of the draft now provides that "TTUS shall retain a royalty-free right to use [] materials for educational purposes" for course materials that are not works for hire produced by faculty members. This appears to be a significant change from the current policy, and the phrase "for educational purposes" can be interpreted broadly. This expansion of University rights is not warranted, and the Faculty Senate recommends that the last sentence of ' 16(1) of the draft be stricken.

3. Ownership of Copyrightable Works (2) Institutional Works or "Works for Hire" - Section 16(2) asserts an ownership interest by TTUS in works assigned to employees, but it makes no mention of other policies that may be promulgated to grant faculty members some rights in using materials created for distance education courses. The Faculty Senate recommends that the following sentence be added at the end of the section:



Faculty members may have, under other University policies, royalty-free licenses to use for instructional purposes products that they have created as Institutional Works or "Works for Hire."

**4. Distribution of Income from Commercialization and Licensing - The Faculty Senate continues to view with great concern the proposed royalty distribution schedule contained in ' 18(1). By significantly reducing the royalties distributed to the faculty member/creator, the draft actually dampens the very spirit that the policy seeks to encourage---the creation of new works. The Faculty Senate recommends changing the draft to increase by 10% in each bracket the amount distributed to the individual and decrease by 10% in each bracket the amount retained by TTUS, as follows:**

<u>Net Royalty</u>	<u>Individual</u>	<u>TTUS</u>	<u>Dept.</u>	<u>College</u>
<u>\$0-\$100,000</u>	<u>60%</u>	<u>20%</u>	<u>10%</u>	<u>10%</u>
<u>\$101,000-\$500,000</u>	<u>\$50,000 + 50% of</u> <u>amount over</u> <u>\$100,00</u>	<u>20%</u>	<u>15%</u>	<u>15%</u>
<u>\$501,000+</u>	<u>\$170,000 + 40% of</u> <u>amount over</u> <u>\$500,000</u>	<u>20%</u>	<u>Set by</u> <u>Board of</u> <u>Regents</u>	<u>Set by</u> <u>Board of</u> <u>Regents</u>

**5. Distribution of Income from Copyrightable Works (3) Works Developed with Significant Use of Resources and Distributed by TTUS - Section 19(3) proposes a 70-30 split for royalty distribution for works commercialized by TTUS that were developed by employees. This proposed distribution, as with that in ' 18 of the draft, would work against maximum creative effort. The Faculty Senate recommends that the royalty structure be altered to provide 50% to TTUS and 50% to the author.**

**In a return to an earlier issue previously considered by the Faculty Status and Welfare Committee, Study Committee B also submitted a resolution dealing with the University's statement on sexual orientation. Instead of recommending the selection of one of three anti-discrimination statements given previous consideration, Study Committee proposed a resolution as it relates to language contained in O.P. 40.01. After a brief discussion focusing on editorial changes to the proposed resolution, the Senate voted on a statement which reads:**

**It is the policy of the Texas Tech University System not to discriminate on the basis of a person's race, color, religion, gender, sexuality, national origin, age, physical or mental disability, Vietnam Era or Special Disabled Veteran Status in its recruiting, hiring, training,**

**promotion, or termination practices consistent with Texas and Federal law. TTU will take affirmative action to ensure that applicants and employees are treated equally without regard to their race, color, religion, gender, sexuality, national origin, age physical or mental disability, Vietnam Era or Special Disabled Veteran Status.**

The resolution passed with one Senator voting in dissent.

**Budget Study Committee:** A resolution concerning the Board of Regents' recent approval for construction of a parking garage at 18<sup>th</sup> Street and Flint was submitted to the Senate by the Budget Study Committee on February 14, 2001. With little discussion, the resolution which follows was voted upon:

**Whereas the TTU Board of Regents recently approved the construction of an \$11.5 million on-campus parking garage at 18<sup>th</sup> Street and Flint, and**

**Whereas the parking garage will be paid for through increased parking fees charged to Faculty, Staff, and Students, and**

**Whereas the Faculty Senate requested but did not receive information regarding engineering and traffic survey assessments for:**

**1. The impact of the garage for on-campus traffic and, especially, city commuter traffic along 19<sup>th</sup> Street in the vicinity of Flint Avenue, and**

**2. The potential for solving the estimated future parking needs through existing on-campus surface parking realignment and/or on-campus transportation alternatives to the \$11.5 million parking garage;**

**Therefore, be it resolved that the Faculty Senate request, in a renewed spirit and action of shared governance, that the TTU Administration:**

**1. Provide complete and accurate factual information regarding any future on-campus parking garage proposals, in a timely manner,**

**2. Show courtesy to the Faculty, Staff, and Student Senates in allowing sufficient time for each body to study the information and provide meaningful input, and**

**3. Include and present, in any report or proposal for approval to the Regents, the voting decision of the respective senates regarding matters related to Faculty, Staff, and Student funding responsibility for future garages.**

The resolution passed by unanimous vote.

**#215 – April 11, 2001**

**Invited Guest:** Chancellor Monford: Four issues addressed by Chancellor Montford were (1) the new members of the Board of Regents, (2) numerous issues from Washington and Austin legislative sessions, (3) the Horizon Campaign, and (4) the Campus Master Plan.

Robert Black and David Lopez are the two individuals who have been nominated to fill vacancies on the Board of Regents.

Chancellor Montford discussed several proposals currently being debated in the legislature that will benefit Texas Tech. Currently, the university has facing financial shortfalls because of a decline graduate student enrollment. On the other hand, the university is also working with the legislature to produce programs that will provide increased funding for Texas Tech.

The Horizon Campaign will be on August 31, 2001, and it will end with a \$520 Million endowment.

The Campus Master Plan includes the Indiana Parkway construction, which is from Indiana Avenue to the Loop. Parking on the campus is another serious issue at the university; however, the parkway is in the first priority in the plan.

**Old Business:** there was no old business.

**New Business:** there was no new business.

Senator Malone felt that if a professor uses resources then the University has a claim on these class materials. Senator Held said that policy is not conducive to academic freedom. Additionally, Senator Lee noted that the word "teaching" needs to be defined. A resolution dealing with course development was submitted. After a brief discussion focusing on editorial changes to the proposed resolution, the Senate voted on the following statement:

**Be it resolved that the Faculty Senate condemns the revision in Op 74.04 section 16.01. The Faculty Senate finds the spirit of the proposed policy incompatible with the principles of academic freedom and the development of the intellectual property.**

The resolution passed with one Senator voting in dissent.

## **#216, May 9, 2001**

Remarks from Invited Guests: President Dunham indicated that invited guest Vice President for Informational Technology Gary Wiggins was unable to make his remarks at the beginning of the meeting due to his conducting a training session for members of the TTU Board of Regents. It was agreed to have Dr. Wiggins speak to the Senate once he arrived later in the meeting.

**Old Business:**

### **Committee on Committees.**

On behalf of the committee, Senator Hein led a discussion about the size of the University's Tenure Advisory Committee. A problem arises because the five-member committee, comprised of members serving 5-year terms, is occasionally left short-handed due to committee members being on leave, moving into administrative roles, and for various other reasons. The committee presented two prospective options to address the issue: (1) to provide for alternates elected to serve in the event of a regular committee member's absence, or (2) to increase the size of the committee's voting membership. The Committee on Committee recognized the existence of the problem but declined to make a specific recommendation with regard to either option.

Senator Held moved that the size of the Tenure Advisory Committee be increased to nine. The motion was seconded after Senator Held added to his motion that each college should be able to have no more than three elected members. These changes would be incorporated into corresponding changes in the relevant O.P. Assistant Provost Hall commented that it becomes more difficult to coordinate meeting

schedules when committees have more members. Other comments raised questions about the viability of using alternates rather than increasing the size of the committee as well as the ultimate role that the committee's recommendations play in tenure decision making. The motion passed unanimously.

**Academic Programs Committee:** Senator Donahue provided a report from the committee in Senator Lucas' absence. The committee raised several questions about a recommended proposal arising from a group of staff members affiliated with the Dean of Students Office who are suggesting the implementation of a honor code. As noted by Senator Donahue, many questions need to be resolved before a formal implementation could occur, including whether the honor would apply to both graduate and undergraduate students. Senator Donahue encouraged the Senate to stay involved as future discussions take place. Because of the significance of this issue, Vice Provost Brink suggested that all faculty be made aware of the honor code proposal.

**Study Committee C:** Senator Carr presented the committee's report on two diverse issues dealing with the proposed golf course and revisions being made in the University's student evaluation forms for courses and professors. Senator Carr mentioned that most of the land use problems involving the range use management and biology programs that arose several years ago appear to have been resolved. He stressed some of the research opportunities that the golf course may provide. The committee did not have a formal recommendation pertaining to the golf course, and the report was intended to be informational in nature. Provost Burns added that when negotiations were taking place with a the developer of a five-star hotel being planned in conjunction with the golf course development, he was encouraged by the developer's assurance that the new facility will have a top notch faculty club on the premises.

**Ad Hoc Committee on Post Tenure Review:** Before presenting his committee's report, Senator Held inquired about whether the Senate still had a quorum present. Because a quorum was not present, President Dunham indicated that no action could be taken with regard to the ad hoc committee's proposed resolution.

**Study Committee B:** On behalf of Study Committee B, Senator Cochran provided a verbal summary of the report that was mailed in advance of the meeting to all senators. He updated the Senate about several favorable changes that the administration agreed to make concerning language in the TTU system's proposed intellectual property policy. Among the changes were the inclusion of a formal process for faculty to filing grievances under the new Board of Regents policy.

**Ad Hoc Committee on Post Tenure Review:** (continued). Despite the absence of a quorum, Senator Held nevertheless made a presentation detailing his committee's recent efforts to investigate the current status of the University's post tenure review process. In addition, he discussed the relationship between academic freedom, post tenure review (comprehensive performance evaluation, O.P. 32.31) and other related O.Ps dealing with grievances (O.P. 32.05) and annual reviews (O.P. 32.32). Specifically, Senator Held addressed changes that had been made last year in O.P. 32.05 which, in effect, deleted language requiring the University President to provide written reasons if his decision differs from that of the faculty Grievance Committee. The committee urges the reinsertion of the deleted language.

#### **New Business:**

Despite the continued absence of a quorum, Senator Cochran presented a resolution for the Senate's approval. The resolution read as follows:

Senator Cochran presented the following resolution: **Whereas, The 2000-2001 officers of the Texas Tech University Faculty Senate were Charlotte Dunham, President; Walt Schaller, Vice President; and Fred Hartmeister Secretary; and Whereas, These officers worked diligently to shape the agenda of the Faculty Senate during the 2000-2001 academic year; and Whereas, These officers ably represented the faculty of Texas Tech University in meetings with the various constituencies of the university; therefore be it Resolved, That the Texas Tech University Faculty Senate**

**appreciates and commends the service of the 2000-2001 Faculty Senate officers.** The resolution passed unanimously.

Senator Cochran's reading of the resolution was followed by applause from those in attendance.