

**University Senate Meeting
Wednesday, February 1, 2017
3:00-5:00 pm
EMU – Crater Lake Rooms**

Attendance can be found at the bottom of the page.

1. Call to Order: 3:05 pm

1.1 Introductory Remarks – Senate President Bill Harbaugh

President Harbaugh reviewed the meeting agenda. He mentioned the recent federal travel restrictions and the upset it has caused on campus. He noted that the student town hall on Monday was very informative and well-attended. Harbaugh praised the UO administration for its response and commitment to affected students. He said the university will have a point person to work with DACA and Dreamer students and may be arranging for attorneys to assist those who need them.

Harbaugh also explained how the Senate will provide input to Gov. Kate Brown regarding the upcoming faculty vacancy on the UO Board of Trustees. He said an email will be sent soon to all faculty encouraging them to consider applying for the vacancy. Once the February 28 application deadline passes, the Senate will request the names of those who have applied from the Governor's Office. Harbaugh said faculty senators will then be sent the applicants' names and asked to rank them according to their own preferences. The Senate Executive Committee will take those rankings and recommend several preferred candidates to the governor. Harbaugh said that he personally will be looking for someone who communicates well with the faculty and has the expertise to work with the other trustees.

1.2 Upcoming Senate and Committee Elections – Senate Vice President Chris Sinclair

Vice President Sinclair noted that he is looking to recruit someone to run for vice president for next academic year. He explained a bit about the commitment involved and said he will be glad to talk to anyone who may be interested.

Sinclair asked those senators whose terms are expiring to consider running again or to recruit someone to take their places. In particular, he asked for more candidates from the natural sciences, since their representation on the Senate is low. Sinclair emphasized the impact senators can have on the university and mentioned as examples the Senate's work this year on a responsible reporting policy and the proposed time, place, and manner restrictions on speech activities.

Sinclair, who also serves as chair of the Committee on Committees, encouraged all members of the campus community to volunteer for service on the wide array of Senate committees. A few of those positions are elected, but the great majority will be

appointed from among those who express interest. Sinclair said once election season begins there will be information on the Senate website that will allow people to see exactly which positions and committees they are eligible for.

1.3 Guest: Mattie Orritt, Executive Coordinator for the Pac-12 Academic Leadership Coalition (ALC)

Sinclair introduced Mattie Orritt who works at the University of Utah as executive coordinator for their senate and who also serves as Executive Coordinator of the Academic Leadership Council for Pac-12 schools. Orritt said the ALC hopes to serve as a governance repository – a place where those involved in university shared governance can go to access policy and governance documents from peer institutions. The ALC is beginning to amass these documents and post them on their website. The ALC will also be holding a conference in March dealing with campus climate issues.

2. Approval of Minutes:

2.1 January 18, 2017 – Senators voted to accept the minutes as currently posted.

4. New Business:

4.1 Vote: US16/17-12: New Program Proposal: M.A. in Language Teaching Studies; Sara Hodges, Associate Dean of Grad School. Hodges offered to answer any questions senators had, but there were none.

Motion to adopt the proposed new program. Presented by: Chris Phillips. Second: Monique Balbuena.

Vote on motion: Yes – Unanimously. Moved/Seconded/Carried.

4.2 Vote: US16/17-13: Amendment to the Credit-Bearing General Limitations to the Bachelor's Requirements; Frances White (Anthropology), Co-Chair of the Academic Council.

Motion to approve this amendment. Presented by: Frances White. Second: Automatic, since it is a committee report.

Vote on motion: Yes – Unanimously. Moved/Seconded/Carried.

4.3 Vote: US16/17-11: Clarify and Codify the University Committee on Sexual Orientation, Attraction, Gender Identity, and Expression; Tamarra White, Chair of SOAGIE and Jesse Quinn, SOAGIE. Chris Sinclair noted that several housekeeping amendments need to be made to the 17-point chart attached to this legislation. These include: 1) The committee will suggest the names of student members and submit them to the ASUO, but the ASUO will make the appointments. 2) There will be a general statement of the frequency of meetings, rather than listing the specific meeting time.

This and some of the other amendments will allow the committee to make changes in the future without having to come back to the Senate for a vote. 3) The name of the current chair will be dropped in favor of language noting that the committee will select its own chair. 4) The committee members will divide up work among themselves; the group will not have its own staff. 5) The proper category for SOAGIE is that it is a standing committee of the Senate.

Motion to adopt the legislation with the stated amendments to the committee's 17-point chart. Presented by: John Bonine. Second: Keith Frazee.

Vote on motion: Yes – Unanimously. Moved/Seconded/Carried.

4.5 Discussion: US 16/17-14 Repeal of US12/13-38: Term Limits for Senate Committees. Sinclair explained that this legislation which was passed in 2013 created an umbrella of term limits for all Senate committees. These limits were on top of the specific term limits that some Senate committees already had in their charges. Repealing this 2013 legislation will remove term limits from all committees that don't have a term limit provision in their charge. Those committees with their own term limit provisions will retain them. In response to a question, Sinclair said the Senate will compile a list of those committees with specific term limits in their charges and make that available before a vote occurs on this repeal legislation.

Harbaugh said his research shows that there was concern in 2013 about a particular long-serving committee chair and the way he operated his committee. In response to pressure for change, the Senate passed blanket term limits legislation, in order not to single out this person. In response to a question about how people could address a similar situation, if term limits are repealed, Sinclair said that depends on whether the person occupies an appointed or elected position. For appointed positions, he suggested that those with concerns notify the Committee on Committees, so that group can take this into consideration in the spring when they make appointments for the next academic year. If the person is filling an elected position, then someone will need to run against them in the next election.

Jack Boss, substituting for Idit Shner (SOMD), spoke in favor of repeal. He described his nine years of service on the Committee on Courses and said it took him a long time to learn all the rules affecting their work. Removing people after two terms would really hamper that committee's ability to function well, he said. He recommended having the Senate make term limit decisions on a committee by committee basis taking into consideration the preference of each committee. Chris Phillips suggested leaving the term limits legislation in place, but allowing committee members to serve up to four terms before having to rotate off. This would allow for longer service, he said, but also ensure there is turnover.

6. Reports:

6.1 Updates: Bill Harbaugh (Senate President)

UO Constitution and the Senate's Role in Policymaking: Harbaugh explained that the Constitution gives the Senate a clear role regarding university policies that impact academic matters as commonly understood. It allows the university president to establish temporary policies on his/her own in emergency situations. When the institutional boards were created in 2013, they were given nearly complete authority over the operations of their universities. The UO Board of Trustees then delegated significant authority for the day-to-day operation of the university to the school's president. This included granting the president the authority to issue temporary policies in non-emergency situations, which was consistent with their legislative mandate. So, for example, when the president wants to issue a temporary policy about time, place, and manner restrictions on speech activities, the Senate says the UO Constitution doesn't allow this, because there is no emergency. The president says in response that the trustees have granted him the authority to issue temporary policies whether or not there is an emergency. It is because of this conflict between governance documents, Harbaugh said, that the administration and Senate are considering calling a Faculty Assembly to amend the UO Constitution so that it agrees with the Board's delegation of authority. He cautioned, though, that it takes a 1/3 affirmative vote of the entire statutory faculty to adopt any constitutional amendments.

Responsible Reporting of Sexual Violence Policy: Harbaugh reminded senators that last spring, after the Senate had narrowly defeated a proposed policy on discrimination and sexual violence that designated most faculty and staff as mandatory reporters, President Schill implemented that policy on a temporary basis for six months. This fall the Senate's Responsible Reporting Work Group chaired by Merle Weiner (Law) developed a new policy focused solely on sexual violence which the Senate adopted unanimously in November. That policy is currently under review by the UO president's office. General Counsel Kevin Reed has hired a nationally-recognized consultant to advise him about the legal viability of the Senate-passed policy. He is flying that consultant, Leslie Gomez, to Eugene to meet with the Responsible Reporting Work Group during the week of February 6. If President Schill determines that the policy needs to be amended, the issue will be brought back to the Senate. The temporary policy is due to expire in mid-February, but President Schill intends to extend it, if the new policy is not yet in place.

Acceptable Use Policy (AUP): Harbaugh explained that this policy, which is currently under review, will govern how members of the university community can use the UO's computer resources. Harbaugh expressed concern about some of its provisions and cited two in particular: 1) He said the policy asserts that the UO has the right to access any device that someone connects to the university's network even if it's a personal device. 2) He also said the policy would ban any use of obscene or threatening speech on the network whether or not such speech is illegal. It isn't clear, Harbaugh noted, how the university intends to enforce the AUP.

Drones: Harbaugh said the UO is proposing a policy regarding the use of drones by members of the university community and over university property. He noted that if UO

or research funding is involved, the operator could be held personally liable for any damage caused by a drone. Harbaugh said this and other policy proposals are posted on the university website, but he would ensure they are made available to senators.

Time, Place, and Manner Restrictions on Speech and Protest Activities (TPM):

Harbaugh announced that he will be setting up a Senate task force to review President Schill's proposal and to develop an alternative. It will include Harbaugh, Rick Haught (EMU), Jason Wade (UOPD), and several students, including members of ROAR (Radical Organizing and Activism Resource) and the BSTF (Black Student Task Force). Harbaugh says the UO needs a TPM policy, but we need to be careful that it doesn't overreach or restrict free speech. He feels OSU's policy provides a better model. The Senate will sponsor a town hall on the subject on Thursday, February 23 in the evening in 180 PLC. Harbaugh expects the task force will bring an alternate TPM policy to the Senate for adoption and then hopes to work out any disagreements with the administration.

Transparency Committee: Harbaugh noted that this Senate committee is concerned with access to public records. Recently, a student journalist requested copies of Athletics Department emails and was told that it would cost a lot to produce them and that, in the end, they might not be very useful, since all FERPA-related information would be redacted. Harbaugh asked General Counsel Kevin Reed to come to the committee and explain this situation. In response, Reed has asked Harbaugh to produce all his emails regarding the Transparency Committee and journalists. This shows, Harbaugh said, that transparency is a two-edged sword.

6.2 Student Retention and Degree Completion: Doneka Scott, Associate Vice Provost for Student Success (Undergraduate Studies), and Kimberly Johnson, Director of Academic Advising (Academic Advising). Doneka Scott said there are two basic problems they are trying to address: 20% of entering freshmen don't ever graduate and another 20% take over four years to graduate. They implemented a software program this past fall called SSC Campus to better connect students with advisors. Because of extensive outreach and training efforts, they have about 80% of students and advisors using the system.

Kimberly Johnson reviewed how SSC Campus works by getting information about advisor contacts with students into a centralized database. Her office ran a few Student Success Initiative "campaigns" this fall focused on the incoming Class of 2020. They used predictive analytics to identify students who might be at risk of falling behind and sought to connect them with their advisors. 78% of the students they targeted met with academic advisors. They also experimented with a mandatory advising model where a group of at risk students were required to meet with academic advisors. Using this approach, they reached 75% of their targeted students. Johnson said there are additional "campaigns" planned for Winter Term, including in the Pathway Oregon program. Academic Advising is concerned about the 176 students who have GPAs between 2.0 -2.7 and the 244 students on academic probation. They are also identifying those students who were enrolled Fall Term, but are not registered Winter Term, and

will use the SSC Campus entries to attempt to determine what could have been done, if anything, to retain them.

Scott described the Student Success Advisory Council which includes students that is helping identify barriers to academic success. She said her staff will continue implementing SSC Campus and training departments, schools, and colleges on how to use it. She expects they will also expand the use of the mandatory advising model. Harbaugh praised the university's emphasis on student success and urged Scott and Johnson to keep the Senate informed of how it can assist their work.

6.3 Student Athlete Exercise Incident: Tim Gleason (SOJC), Faculty Athletics Representative (FAR). Tim Gleason noted that he had recently returned from an NCAA meeting where there was a good deal of discussion about the time demands on student athletes. In preparing for such meetings, Gleason said he consults with the university president, the Athletic Director and student athletes about the proposals being considered, but then he decides how to vote on them after listening to the debate. He said he is looking forward to receiving input from the new IAAC once it is up and running.

Gleason explained that the university has not released any information about the nature of the illness that affected the three student athletes involved. That all came from other sources. He said the UO acted quickly once the symptoms were recognized. All three students are out of the hospital, attending classes, and expected to make a full recovery.

Gleason said he has interviewed the student athletes, the coaches, and Athletics Department staff about the situation and determined that the workouts that led to these medical issues were not in conformance with NCAA standards. The student athletes were asked to perform more excessive activity than was appropriate after a six-week break from regular workouts. Gleason noted that the conditioning staff will now report to Andrew Murray, the UO's Director of Performance and Sports Science. He said part of the problem was related to the Athletics Department's onboarding procedures for new staff, which will be reviewed. Gleason said the Athletics Department will consider implementing higher certification and continuing education standards for its conditioning coaches.

In answer to several questions, Gleason said the three athletes who ended up in the hospital were all part of the group that began their workouts at 6 am. It appears they were not properly hydrated. They were all linemen and thus among the heaviest players. In addition, because the coach was new, he was not individually familiar with these athletes. As a general rule, Gleason said, NCAA rules allow schools to schedule 8 hours of workouts per week outside a sport's season and 20 hours per week during the season. Gleason also said he knows of no UO team rule that prohibits football players from talking with the media. He stated firmly that the UO will follow both the letter and spirit of NCAA rules regarding team workouts.

7. Notice(s) of Motion: Ofer Raban (Law) will be presenting a motion called “Condemnation of the university’s findings regarding political expression by faculty members”. Jennifer Freyd (Psychology) and Pedro Garcia-Caro (Romance Languages) will be proposing formation of a Senate standing committee on human rights.

8. Other Business: None

9. Adjournment: 5:02 pm

Attendance:

University Senate Members – 2016-17				Date: February 1, 2017			
Senators	Pres	Abs	Exc	Senators	Pres	Abs	Exc
CAS – Natural Sciences				School of Music and Dance			
N. Christopher Phillips	X			Alexandre Dossin			X
John Conery	X			Idit Shner (Jack Boss)			X
Dejing Dou	X						
Jennifer Freyd	X			Clark Honors College			
Elliot Berkman				Monique Balbuena	X		
Huaxin Lin	X						
Christopher Minson	X			Other Academic Units			
Hans Dreyer	X			Edward Davis	X		
Ilya Bindeman	X						
				Librarians			
CAS – Social Sciences				Lori Robare	X		
Jane Cramer	X			Edward Teague			E
Eileen Otis	X						
Mike Urbancic	X			Officers of Administration			
Craig Parsons		X		Amanda Hatch	X		
Peter Walker		X		Keith Frazee (D. Espinoza)	X		
				Stephanie McGee	X		
CAS – Humanities							
Jane Averill	X			Students			
Lowell Bowditch	X			Hassan Almumen	X		
Cristina Calhoon		X		Lisa Smith	X		
Pedro Garcia-Caro	X			Blair Toy	X		
Alison Groppe	X			Hao Tan	X		
Beata Stawarska	X			Hannah Thompson	X		
Daniela Vallega-Neu	X						
Eric Pederson	X			Classified Staff			
				Valerie Mickelson	X		
Architecture and Allied Arts				Theodora Ko Thompson (Jason Stone)			E
Jack Ryan		X		Jimmy Murray	X		
Laura Leete	X						
Ron Lovinger		X		Career NTF Research			

Richard Margerum	X			Greg Bryant	X		
College of Education				Academic Council Chair			
Deanna Linville			X	Frances White	X		
Laura Lee McIntyre	X						
Beth Harn		X		Ex-Officio			
				Bill Harbaugh, President	X		
Journalism and Comm.				Chris Sinclair, Vice President	X		
Christopher Chavez	X			Randy Sullivan, Past President		X	
				Michael Schill, UO President		X	
School of Law				Scott Coltrane, Provost	X		
John Bonine	X			Quinn Haaga, ASUO President	X		
				Betina Lynn, Sen. Exec. Coord.	X		
College of Business				Paul Simonds, Parliamentarian	X		
Ali Emami	X			Angela Wilhelms, St.Fac.Ex.Crd		X	
Jennifer Ellis	X						

Guests: Will Campbell, Emma Henderson, Sara Hodges, Kellie Geldreich, Mike Quillin, Nicholas Gioia, Andrew Dunn, Evan Roth, Chuck Triplett, Kyle Henley, Ron Bramhall, Sandra Gladney, Sierra Dawson, Ken Doxsee, and Kurt Willcox.