

DIVISIONAL COUNCIL
Minutes of Meeting
Monday, May 13, 2024

Attendees: Chair Matt Hibbing, Vice Chair Kevin Mitchell, Michael Scheibner, Sarah Depaoli, Marcos Garcia-Ojeda, Jayson Beaster-Jones, Sean Malloy, Christopher Viney, Shilpa Khatri, Tao Ye, Alexander Petersen, Muey Saeteurn, Emily Jane McTavish, Kara McCloskey

I. Consultation with EVC/Provost Dumont

- An announcement was recently issued to faculty from VPAP Hansford about a potential UAW strike vote this week. Faculty need to think about implications for federal funding, i.e. keeping account of time for students on federal funding should a strike occur.
- EVC/Provost Dumont clarified that fencing around the Ruiz Administration Building and Conference Center will have to be implemented for the meeting of the Board of Regents this week and not because of the encampments. Campus leadership invited the individuals in the encampments to move to University Plaza as it is a public space, and they are considering it. A Divisional Council member stated that he heard that the campus would move straight to police intervention if the encampments move and EVC/Provost Dumont confirmed that this is not the case. Talks are scheduled between campus leadership and the demonstrators this evening and it will be made clear that the fencing is only for the Regents meeting. Campus leadership is putting together a negotiating team and the demonstrators are doing the same. Police officers will be present along the fence for the Board of Regents meeting but not for the encampments. The campus is focusing on safety and ensuring people are supported in free expression. Divisional Council members encouraged EVC/Provost Dumont to clarify with demonstrators why the police officers and fencing are present in order to be transparent and build trust.

II. Chair's Report – Matt Hibbing

- A. Update on Campus Demonstrations and Commencement
- B. Update on May 13 Meeting with Chancellor Muñoz

Senate Chair Hibbing stated that he, Senate Vice Chair Mitchell, and FWAF Chair Beaster-Jones were in a meeting with EVC/Provost Dumont this morning and then met with the Chancellor and the EVC/Provost later. One issue that needs to be resolved concerns faculty observers. There is a role for observers but faculty observers in particular are not specified in the policy. Senate leadership is working on revising the policy for the future (recognizing it is too late to apply to the current situation). Specifically, the policy needs to state how faculty become observers, what are their roles, and how their duties are delineated. FWAF Chair Beaster-Jones pointed out that there are no guidelines or training for what mutual observers are supposed to do. Neutral community observers are not allowed to take videos, and therefore have to provide written documentation. It is an antiquated model that needs to be updated for the future.

III. Consent Calendar

- A. Today's Agenda
- B. April 29 Meeting Minutes

Action: The Consent Calendar was approved as presented.

IV. Update from FACS Chair Michael Dawson

- FACS has succeeded in increasing the profile of sustainability on campus but there is no coherent presence or organized campus mission around sustainability.
- FACS has had a few additional successes, such as partnering with CoR for two years to incorporate sustainability-related seed funds in the annual Senate faculty grants program. FACS also created a Sustainability Working Group. But there have also been challenges, such as staff turnover and lack of leadership. FACS Chair Dawson stated that the Office of Sustainability needs a director who will work with Senate leadership on a new sustainability vision for campus. The campus also needs an Associate Director of Sustainability who should be a faculty member. A Divisional Council member stated that the more specific the requests from FACS to the Senate, the more efficiently the Senate could help, i.e. a list of specific requests or action items. Senate Chair Hibbing suggested that EVC/Provost Dumont should also be part of the discussions.

V. Campus Items

A. Proposal to Include DEI in UCM's Principles of Assessment – Vice Chair/PROC Co-Chair Mitchell

Senate Vice Chair Mitchell summarized the proposal. Divisional Council members were in support with no additional comments.

Action: Divisional Council members voted to endorse the revised Principles of Assessment.

B. Proposal for the Establishment of Medical Education Department – Chair Hibbing

The Senate reviewed this proposal earlier this semester and issued its response on March 4. Relevant materials were hyperlinked on today's agenda. This item was also briefly discussed at the April 29 meeting.

Divisional Council members had no additional comments.

Action: Divisional Council members voted to endorse the proposal.

C. Proposal to Change the Name of the Materials Science & Engineering Department to Chemical & Materials Engineering¹ - GC Chair Scheibner

This proposal intends to align the department name with the two undergraduate degree programs now offered by the Department following approval of the Chemical Engineering B.S. degree program in May 2023 and to avoid confusion for the first class of Chemical Engineering students entering AY 24-25. The proposed effective date for this name change is July 1, 2024. Chairs of

¹ Recusals: UGC/CRE Chair Christopher Viney, CAPRA Kara McCloskey

Senate committees, CAPRA (via the Vice Chair), the SSHA, and SNS Executive Committees were invited to review.

The proposal, the policy governing the establishment or revision of academic units, and all comments from Senate committees were linked on today’s agenda.

GC Chair Scheibner briefly summarized the proposal. Divisional Council members were supportive of the proposal and had no additional comments.

Action: Divisional Council members voted to approve the proposal. Divisional Council’s decision will be transmitted to EVC/Provost Dumont.

D. Five-year Planning Perspectives 2024-2029 – Senate Chair Hibbing

The Five-Year Planning Perspectives are submitted biennially by the administrative leadership to UCOP. Provided as contextual information, hyperlinked on today’s agenda, were memos from UC Provost Newman to the Chancellors and from EVC/Provost Dumont to the Senate. Also hyperlinked on today’s agenda were all comments from Senate committees.

Senate Chair Hibbing briefly summarized the Senate committees’ responses. Divisional Council had no additional comments.

Action: Divisional Council will transmit a response to EVC/Provost Dumont.

VI. Systemwide Review Items

A. APM 016-University Policy on Faculty Conduct and the Administration of Discipline – CAP Chair Malloy

The proposed revisions to APM 016 seek to streamline the intertwined processes between academic misconduct investigations and personnel actions. The policy revisions were hyperlinked on today’s agenda. This proposal is based on a May 2023 recommendation from the Academic Council and the University Committee on Privilege and Tenure. All relevant correspondence was hyperlinked on today’s agenda.

Key revisions:

- **Pause on Academic Personnel Review Actions:** At the beginning of a formal investigation of alleged misconduct by a faculty member, if the Chancellor (or Chancellor’s designee) finds that any of the alleged misconduct is relevant to the assessment criteria for academic personnel review actions, the Chancellor (or Chancellor’s designee) may impose a no-fault pause on any current or future academic personnel action (e.g., for merit, promotion, or advancement) of that faculty member. Locations are responsible for developing implementation procedures that address at what stage in existing local procedures the pause occurs and that identify the offices that have responsibility for providing written confirmation

of the pause to the respondent, giving a respondent periodic updates on the status of the investigation, and for notifying relevant administrators of the beginning and end of the pause.

- **Conclusion of the pause:** The pause will end when the investigative and disciplinary processes are concluded. In the event of a disciplinary process following a formal investigation, the pause will end when a final decision is made whether to impose disciplinary sanctions. The academic personnel process may then proceed according to campus procedures.
- **Assistant Professors in Year 8:** If the investigative and disciplinary processes are not concluded by the beginning of the faculty member's eighth year of service at the rank of Assistant Professor (or a combination of equivalent titles), the Chancellor is authorized to recommend to the President that the appointment be extended beyond the eighth year, in accordance with Regents Bylaw 40.3(c).

The comments from Senate committees were hyperlinked on today's agenda.

CAP Chair Malloy briefly summarized the key revisions to APM 016 and pointed out the concerns raised by Senate committees. Several committees had significant concerns with most aspects of the proposed revisions, especially the pause on personnel actions. CAP Chair Malloy suggested that UCOP provide a cover memo that clarifies that faculty's personnel reviews will not be paused based merely on an allegation.

Action: Divisional Council's memo and Senate committee comments will be transmitted to Academic Council.

VII. CoC Guide for Senate Leadership & Membership Commitments

CoC Chair Depaoli briefly summarized the CoC guide. One issue that is not part of the guide but Senate leadership should consider is how to reward faculty for their excellent service while also avoiding burn out.

Action: Divisional Council will review and approve the CoC guide via email.

There being no further business, the meeting was adjourned at 4:20 pm

Attest: Matt Hibbing, Senate Chair