

THE CONSTITUTION OF THE FACULTY SENATE OF FAIRMONT STATE UNIVERSITY

ARTICLE I. Name, Purpose, and Jurisdiction

Section 1. The name of this society shall be the Faculty Senate of Fairmont State University.

Section 2. The Faculty Senate shall act as the principal agent of the Faculty of Fairmont State University in policy determination.

Section 3. Throughout this Constitution and the Faculty Senate Bylaws, the expression “University” shall denote Fairmont State University; the expression “Faculty” shall denote the full-time faculty of Fairmont State University, unless otherwise specified; the expression “Faculty member” shall denote a member of the same.

ARTICLE II. Membership

Section 1. Unless otherwise specified the term “election” shall denote election conducted by electronic secret ballot distributed through Fairmont State University’s official email system. Any academic unit may choose to elect unit representatives by other means.

Section 2. Each Academic Unit of the University shall elect one senator for each ten full-time faculty members or fractions thereof. The term Academic Unit will refer to the following: Behavioral Sciences; Biology, Chemistry, and Geoscience; Business; Computer Science, Mathematics, and Physics; Education; Fine Arts; Health and Human Performance; Language and Literature; Nursing and Allied Health Administration; Social Sciences; and Technology. The Library is designated as an academic support unit and is permitted to elect one senator.

- a. The term of office for senators so elected shall be two years.
- b. These elections shall be conducted by secret ballot at the Academic Unit’s meeting of the academic year that falls prior to the penultimate Senate meeting of the academic year.
- c. Deans and Chairs shall neither be eligible to vote, except in case of a tie, nor be elected at such elections.
- d. To be eligible for election to the Senate, a candidate shall have been a Faculty member at Fairmont State University for at least two complete academic years by the September following their election. However, this requirement may be waived if no qualified person is available.
- e. If a vacancy in an unexpired term of an elected Senator occurs, it shall be filled by a special election in the appropriate Academic Unit.

Section 3. The Academic Affairs Council shall elect two Senators who meet the time qualifications for Senate membership stated in Article II, Section 1.d.

- a. The term of office for Senators so elected shall be two years.
- b. The election of these Senators shall be conducted by secret ballot at the Academic Affairs Council meeting that falls prior to the penultimate Senate meeting of the academic year.

- c. The President of the University and the Provost and Academic Vice-President shall not be eligible to be elected to the Senate by the Academic Affairs Council.
- d. If a Senator elected by the Academic Affairs Council should relinquish the position on the Academic Affairs Council for any reason, that person's name shall be removed from the Senate roll immediately, and a vacancy shall be considered to exist. If a vacancy in an unexpired term of a Senator from the Academic Affairs Council occurs, the vacancy shall be filled by a special election conducted by the Academic Affairs Council.

Section 4. The Fairmont State University representative to the Advisory Council of Faculty (ACF) shall be elected by the full faculty. The representative to the ACF is responsible for representing the interests of the faculty to the ACF and reporting on ACF meetings to the Faculty Senate. The representative shall be a full, voting member of Senate.

- a. In accordance with West Virginia Code §18B-6-2(b)(2), the term of office for the representative will be two years. Representatives shall be eligible to succeed themselves.
- b. The representative shall be a full-time member of the faculty with the rank of instructor or above, duly elected by the faculty. Deans, chairs, and faculty with 50 percent or more administrative duties are not eligible to serve as the representative.
- c. No person shall serve as both a Senator from an academic unit and the ACF representative.
- d. The election of the representative shall be initiated by the Faculty Senate Executive Committee and the results presented at the penultimate Senate meeting of the academic year.
- e. The election of the representative will occur in odd-numbered years.
- f. If a vacancy in an unexpired term of an elected faculty representative occurs, it shall be filled by a special election initiated by the Faculty Senate Executive Committee.

Section 5. The Fairmont State University faculty representative to the Fairmont State Board of Governors (BOG) shall be elected by the full faculty. The representative is responsible for representing the interests of the faculty to the BOG and reporting on BOG meetings to the Faculty Senate. The representative shall be a full, voting member of Senate.

- a. In accordance with West Virginia Code Section §18B-2A-1(d)(2), the term of office for the faculty representative will be two years. The faculty representative is eligible to succeed himself or herself for three additional terms, not to exceed a total of eight consecutive years.
- b. The representative shall be a full-time member of the faculty with the rank of instructor or above, duly elected by the faculty. Deans, chairs, and faculty with 50 percent or more administrative duties are not eligible to serve as the representative.
- c. No person shall serve as both a Senator from an academic unit and the BOG representative.
- d. The election of the representative shall be initiated by the Faculty Senate Executive Committee and the results presented at the penultimate Senate meeting of the academic year.
- e. The election of the representative will occur in odd-numbered years.
- f. If a vacancy in an unexpired term of an elected faculty representative occurs, it shall be filled by a special election initiated by the Executive Committee.

Section 6. Two members of the student body of Fairmont State University serve as members-at-large in the Faculty Senate.

- a. Student members shall be selected by the entire student body in a manner determined by Student Government.
- b. Such selection shall occur prior to the last Senate meeting of the academic year.
- c. The term of office for student members shall be one academic year.
- d. To be eligible to serve in the Faculty Senate a student must be a full-time student. The student must have an overall grade point average of at least two and two tenths (2.2) at the time of election.
- e. No student shall be eligible to serve on the Executive Committee.
- f. A vacancy in an unexpired student term shall be filled by Student Government.

Section 7. Any duly elected member of the Senate who is temporarily appointed to an acting administrative position should not be removed from Senate membership unless the acting position of the title is made permanent. If said Senate member is a member of the Senate Executive Committee, that member shall resign the Executive Committee position and a replacement member shall be appointed by the Senate President.

ARTICLE III. Officers

Section 1. The Senate shall biennially elect a President. The President of the Senate may not serve more than two consecutive terms in office. The Senate shall annually elect the following officers: Vice President, Secretary, a Webmaster, and three at-large members of the Executive Committee.

Section 2. The President of the Senate shall preside at the meetings of the Senate, call and preside at monthly meetings of the Executive Committee of the Senate, and serve as ex-officio member of all Faculty Senate committees. The President may select a Parliamentarian from the full-time faculty to serve during that term of office, but such Parliamentarian shall not vote in the Senate unless the Parliamentarian is also a Senator. The President, or appointee(s), shall provide orientation for all newly elected members of the Senate.

Section 3. The Vice President of the Senate shall preside in the absence of the President and shall serve as a member of the Executive Committee of the Senate.

Section 4. The Secretary of the Senate shall maintain an up-to-date list of the Senate's membership, including the expiration date of term for each member; distribute the Senate agenda; record the proceedings of each meeting of the Senate; and distribute minutes of each Senate meeting to each member of the Faculty Senate and the Faculty. The Secretary shall also maintain appropriate files for retaining Senate records.

ARTICLE IV. Meetings

Section 1. Regular meetings of the Senate shall be held monthly at times to be decided by the Senate Executive Committee.

Section 2. Special meetings may be called by the President of the Senate, the President of the University, or upon the written petition to the President of the Senate by any five Senators or any twenty members of the Faculty. Written notice of the time, place, and purpose of special Senate meetings shall be given to each Senator at least forty-eight hours in advance of each meeting.

ARTICLE V. Amendments

Amendments to this Constitution may be made by a two-thirds (2/3) vote of the Faculty Senate followed by the approval of a two-thirds (2/3) vote of the Faculty members present at a General Faculty meeting. Proposals for amendments must be circulated in writing to the total membership of the Faculty at least thirty (30) days before the Faculty vote is taken.

Addenda

1. In the event that any provision of this Constitution shall conflict with the Rules and Regulations of the Fairmont State Board of Governors, such Rules and Regulations shall govern.
2. Unless otherwise provided in this Constitution, all proceedings shall be governed by Robert's Rules of Order.

**FAIRMONT STATE UNIVERSITY
FACULTY SENATE BYLAWS**

ARTICLE I. Meetings

Section 1. Regular meetings of the Faculty Senate shall be held each month during the academic year, on dates and at times to be determined and announced by the Executive Committee. A list of dates for such forthcoming meetings shall be published annually and distributed to each Senator at least ten days prior to the September meeting. Senators are expected to make themselves available for extended business and discussions when necessary.

Section 2. Except where specifically prohibited in these Bylaws, the terms written notice and written communication shall be construed to include all forms of electronic communications. Only electronic notifications or communications sent via Fairmont State University's email system shall be deemed to satisfy the requirement of written notice and written communication.

Section 3. The last regularly scheduled Senate meeting of each academic year, which shall follow the annual Academic Unit Senate elections, shall be held for the purpose of electing new officers for the next year. The meeting shall be called and chaired by the President of the outgoing Senate.

Section 4. The Senators present at any meeting may, by a majority vote of those present, change the date for any subsequent meeting or call a special meeting.

Section 5. Any member of the University community with a direct interest in the business of any Senate meeting shall have the right to attend such meeting. Subject to recognition and approval of the presiding officer of the Senate, this attendee may plead his/her case to redress interests relevant to the business of the Senate.

Section 6. A Senator unable to be in attendance for a particular meeting should send a substitute representative from the same Academic Unit who meets the requirements for Faculty Senate membership. The individual designated as a substitute shall assume the seat and vote for the absent member provided that notice of such substitution is given to the President and Secretary of the Senate prior to the call to order of the meeting.

Section 7. All members of the Senate entitled to vote shall be seated directly around the table.

Section 8. The physical presence of at least fifty percent (50%) of the members or their substitutes shall constitute a quorum.

Section 9. Meetings of the Senate shall be conducted in accordance with the current edition of Robert's Rules of Order, except as otherwise provided in the Bylaws.

ARTICLE II. Officers

Section 1. During the regularly scheduled April Senate meeting, the President of the Senate shall appoint a Nominating Committee of five members of the Faculty Senate charged with providing a slate of proposed Senate officers.

Section 2. The Senate shall, by secret ballot, elect biennially during the May meeting or whenever a vacancy exists, a President. The Senate shall, by secret ballot, elect annually during the May meeting or whenever a vacancy exists, a Vice President, a Secretary, a Webmaster, and three members of the Executive Committee from among its elected members.

Section 3. The minimum qualification of a Senate officer is one year's service as a member of the Senate prior to election. This requirement may be waived and an exception made upon a majority vote of the Senate.

Section 4. The term of office for the President of the Senate shall be two years, except when an election is held to fill a vacancy, in which case the period shall be for the unexpired part of the original term of office. The term of office for the Vice President, Secretary, and Executive Committee members shall be one year except when an election is held to fill a vacancy, in which case the period shall be for the unexpired part of the original term of office. Officers shall be eligible for re-election, but the President of the Senate may not serve more than two consecutive terms.

Section 5. The Academic Unit whose Senator will be serving as President of the Senate will be required to choose a substitute Senator to serve during the term of the President. The senatorial term of the President of the Faculty Senate shall continue for as long as the faculty member is the President of the Senate. At the end of the presidential term, there shall be an election in the Academic Unit for the senatorial seat.

ARTICLE III. Executive Committee

Section 1. The Executive Committee shall be composed of the President of the Senate, who shall be its chair; the Vice President of the Senate; the Senate Secretary, who shall be its secretary; the Webmaster; and three elected Senators, who shall be chosen by the Senate. The Vice President of the Senate, the Senate Secretary, the Webmaster, and the three elected members shall serve for a term of one year, and no member of the Executive Committee may serve more than three consecutive terms.

Section 2. It shall be the duty of the Executive Committee to:

- a. Arrange the agenda for Senate meetings and designate items of business as major or minor;
- b. Serve as a channel through which any member of the faculty may introduce matters for consideration by the Senate;
- c. Assist in carrying into effect the rules, regulations, and actions of the Senate;
- d. Act for the Senate on an emergency basis between meetings of the Senate, with such action reported for confirmation at the next Senate meeting;
- e. Recommend formation of such *ad hoc* committees within the Senate as may seem desirable;

- f. Recommend to the Senate rules of procedure and interpretation of the Faculty Constitution and Senate Bylaws; and
- g. Prepare and submit reports on the work of the Senate to the University President and the faculty.

Section 3. It shall be the duty of the Webmaster to maintain the Faculty Senate web pages, including:

- a. Publish the meeting agenda prior to the meeting;
- b. Publish meeting minutes once they are approved by Senate;
- c. Publish such other material as may assist Senators in the execution of their duties; and
- d. Archive records and ensure that published information is accurate.

ARTICLE IV. Voting Procedure

Section 1. Policy determination shall be by majority vote of the Senators present provided a quorum is constituted. Policies shall be effective after passage by the Senate and approval by the President of the University. The latter may interpose a veto on any Senate action, in which case the Senate may direct the President of the Senate to invite the President of the University to present a rationale for the veto.

Section 2. The presiding officer of the Senate shall not vote except in the case of a tie.

Section 3. A written, secret ballot shall be used in all elections.

Section 4. Any matter introduced in the Senate will be classified as either major or minor legislation. This classification will be made by the Executive Committee for items placed on the agenda and by the presiding officer for items introduced from the floor. However, a classification may be changed by a majority vote of the Senators present. An item classed as minor may be discussed, amended and disposed of at the meeting in which it is introduced. An item classed as major will require two meetings for final disposition.

- a. Discussion shall be terminated by a majority vote to pass the item to a "second reading" at the next meeting.
- b. At the next meeting (either regular or special), the item may be discussed, amended, and moved to final disposition.

Section 5. A voice vote shall be used to decide all major items of business, unless a Senator requests a secret ballot.

Section 6. On any matter before the Senate, a vote of two-thirds (2/3) of those Senators present shall be empowered to end debate.

ARTICLE V. Faculty Senate Committees – Rules of General Application

Section 1. Standing and *ad hoc* committees shall be established by the Senate as needed for the proper fulfillment of the functions as delegated to it by the Faculty of Fairmont State University.

Section 2. All committees shall follow the Rules of General Application and the processes specific to the Committee provided in Article VI of these Bylaws. *Ad hoc* committees may have additional or different rules and processes, which are subject to Senate approval.

Section 3. Each committee shall meet at least once each semester. Notice shall be provided to the President of the Senate by the Committee Chair if a committee does not satisfy this meeting requirement.

Section 4. Notice of all regular meetings of committees shall be announced through the Faculty Senate page of the Fairmont State University web site. Members of standing committees shall be notified of meeting dates electronically by the Committee Chair.

Section 5. All committee meetings will be open to all interested persons, unless the committee determines a closed meeting is necessary to protect personal rights of privacy as provided for in WV Code §6-9A-4.

Section 6. Each committee shall keep adequate records of committee business. Committee matters of general importance to the University shall be reported promptly to the President of the Senate who will notify the President of the Faculty Assembly when applicable.

Section 7. At the close of each semester each committee shall send a report of its activities in writing to the Executive Committee of the Senate. Additional reports may be requested by the Senate at any time.

Section 8. Committees shall be expected to conduct research, deliberate on policies, and make recommendations to the Senate relevant to the issues which they have explored. Procedural or policy changes recommended by a faculty committee which affect the instructional program or faculty welfare must be approved by the Senate and the President of the University. Procedural or policy changes that do not affect the instructional program or faculty welfare shall be referred to the appropriate Academic Unit.

Section 9. The term Academic Unit in these Bylaws will refer to the following: Behavioral Sciences; Biology, Chemistry, and Geoscience; Business; Computer Science, Mathematics, and Physics; Education; Fine Arts; Health and Human Performance; Language and Literature; Library; Nursing and Allied Health Administration; Social Sciences; and Technology.

Section 10. For those Committees requiring elections, each Academic Unit shall, at its last meeting of the academic year, elect its members for a two-year term to begin the following semester. The Academic Units electing their representative during odd years will be Biology, Chemistry, and Geoscience; Business; Health and Human Performance; Language and Literature; Nursing and Allied Health Administration; and Technology. Those electing representatives during even years will be Behavioral Sciences; Computer Science, Mathematics and Physics; Education; Fine Arts; Library; and Social Sciences.

Section 11. For the purpose of continuity, faculty members who are elected, appointed or who serve by choice on any Senate committee will serve for a period of two years. In the event a committee member is unable to complete the two-year term the Faculty Senate Executive Committee will appoint a replacement to fill the unexpired term. However, a faculty member may request a change in membership if early termination of membership is desired. Furthermore, to allow as many faculty as possible to serve on the various Senate committees, and thus create a broad knowledge base about University policies, after serving for two years on any Senate committee, faculty members should choose to serve on a different committee.

Section 12. The Committee Chair from the previous academic year, acting in an *ex-officio* manner, shall call the first meeting of an academic year. Upon calling the meeting to order and the selection of a new Committee Chair, the *ex-officio* Committee Chair has fully discharged his or her responsibility and may be excused from the meeting.

Section 13. *Ex-officio* members of standing committees shall not vote on committee matters.

Section 14. In the case of a joint meeting of committees of Pierpont Community and Technical College and Fairmont State University, each committee will have equal representation. Should there develop a difference of opinion, principles, or policy, an *ad hoc* mediation committee shall be formed in accordance with State and accrediting bodies to encourage the prompt and equitable settlement of all controversies or claims between Pierpont Community and Technical College and Fairmont State University.

- a. Any dispute will be submitted in writing to the joint *ad hoc* mediation committee, who shall promptly meet and confer in an effort to resolve such dispute through good faith consultations and negotiation.
- b. This group will meet as a whole and select chairs or co-chairs.
- c. They will discuss the situation and come up with possible resolutions to the situation. They will then take these resolutions back to each Institution and make recommendations.
- d. The Faculty Senate will consider the options presented and, after discussion, vote concurrence or modify them with approved changes.
- e. The approved proposals will then be placed into a special ballot and voted on by all Fairmont State University full-time faculty.
- f. If the vote fails to resolve the issue, the matter will be referred to the Presidents of both Institutions.

ARTICLE VI. Faculty Committees – Purpose, Organization, and Function

Section 1. At the regularly scheduled December Senate meeting, the President of the Senate shall appoint, and the Senate shall affirm, five members of the Faculty Senate to serve as the Committee on Committees, designating one of the five appointees to serve as chairperson. The Chairperson of the previous year's Committee on Committees shall be an *ex-officio* member.

Section 2. The Committee on Committees shall nominate as many faculty members to faculty committees as it deems necessary to fulfill each committee's function, with the exception of the Curriculum Committee, the Faculty Development Committee, the General Studies Committee, the Library Committee, and the Presidential Perception Survey Committee. When nominating faculty members for two year terms, the Committee on Committees should nominate representatives from Biology, Chemistry, and Geoscience; Business; Health and Human Performance; Language and Literature; Nursing and Allied Health Administration; and Technology during odd years and nominate representatives from Behavioral Sciences; Computer Science, Mathematics and Physics; Education; Fine Arts; Library; and Social Sciences during even years. When naming *ex-officio* members where specified, the Committee on Committees should consult with the designated Administrative Officer to determine whether that officer or a representative of that officer will serve in the *ex-officio* capacity. One student representative shall be selected to serve on each faculty committee for each ten faculty members or fraction thereof on the committee with the exception of the Curriculum Committee where two student representatives shall be selected. No student representative shall be selected for the Academic Appeals Board, Faculty Development Committee, Faculty Grievance Committee, Faculty Personnel Committee, and the Faculty Welfare Committee.

Section 3. The first reading of the proposed committee assignments will be at the regularly scheduled May Senate meeting of the academic year; the second reading, at the first regularly scheduled September Senate meeting of the following academic year.

Section 4. Student members nominated to serve on faculty standing committees shall have been chosen from a list presented to the Committee on Committees by the Student Government. For every student nominated, two names shall have been presented by the Student Government.

A. ACADEMIC APPEALS BOARD. The Academic Appeals Board shall conduct an impartial investigation of any charges by students of prejudicial or capricious evaluation and recommend appropriate action. Grade appeals shall have been presented to the School or College Dean, Associate Dean, and/or Chair and the Provost and Vice President for Academic Affairs prior to the presentation to the Academic Appeals Board.

Committee Procedure:

1. The Academic Appeals Board shall be composed of nine (9) full-time faculty members; nine (9) faculty nominees submitted by the Student Government each year, nine (9) faculty nominees from Phi Theta Kappa, and nine (9) faculty nominees from the Faculty Senate. These nominees shall not include Deans, Associate Deans or Chairpersons of Academic Units.
2. This Board shall judge all student grade appeals within the jurisdiction of the calendar year beginning September 1.
3. At the start of each case, both the student and the instructor are entitled to dismiss two Board members from hearing their particular case. Board members may recuse themselves from hearing a particular case with permission of the Board Chairperson.

4. At least five Board members, after dismissals, must be present for a formal meeting of the Board.
5. The Board's Chairperson shall preside at appeals during the year except where he/she is challenged by one of the parties to the appeal, or is himself/herself a party to an appeal, or is otherwise unavailable. In such cases the Board shall elect a temporary Chairperson.
6. Consonant with the rules of good order, the Board shall determine its own order of procedure and may call advisors if it desires.
7. These rules provide the instructor the opportunity to respond to all charges.
8. In an appeal case both student and instructor shall submit a written statement to the Board no later than five class days in advance of the hearing. Each statement shall be made available to the other party.
9. Each party may have one advisor (faculty or student) from the Fairmont State University campus community and may call witnesses to present information directly related to the appeal case.
10. The Board shall conduct its hearing and deliberation in private.
11. The Board shall record the information presented by the parties involved. This recording shall then be submitted to the President of the University to be stored in a secure place until final resolution.
12. The written decision of the Academic Appeals Board shall be sent to the Provost and Vice President for Academic Affairs, the Dean, Associate Dean, and/or Chair of the School, and the instructor and student involved.

B. ADMISSIONS AND CREDITS COMMITTEE. The Admissions and Credits Committee shall serve as a Faculty Advisory group to the Office of the Registrar and the Office of Admissions. In this capacity, the Committee shall review general University policies adopted by these offices and recommend any appropriate changes. This Committee shall be empowered to act upon individual cases involving admission, readmission, retention, and credits of students and shall also be empowered to render judgment on petitions for grade changes submitted by faculty and administration. The Admissions and Credits Committee shall consist of interested members from the Academic Units. The Registrar and the Director of Admissions and Recruiting shall be *ex-officio* members.

C. ATHLETICS COMMITTEE. The Athletics Committee shall:

- a. Review and recommend policies;
- b. Advise the President and the Athletic Director in the determination and maintenance of high standards of performance by the institution in this specialized area;
- c. Act as a liaison between faculty, students and administration;
- d. Monitor the athletic budget allocations and inter-collegiate schedules; and
- e. Periodically review compliance with WVIAC, NCAA, and Title IX policies and regulations.

The Athletics Committee shall consist of interested faculty from the Academic Units. The Director of Athletics and the University NCAA Academic Representative shall be *ex-officio* members.

D. CURRICULUM COMMITTEE. The Curriculum Committee shall:

- a. Review the initial decisions concerning curriculum change as reported by the Academic Vice President;
- b. Hear any appeals from Deans, Chairpersons, or other members of the Faculty concerning disposition of curriculum proposals;
- c. Undertake research into the successes and failures of the University curriculum; and
- d. Develop policy guidelines that will assist the University in curriculum development.

All four functions of the Committee will result in recommendations reported to the Faculty Senate for final action. The Curriculum Committee shall consist of one member elected by each Academic Unit. The Associate Provost for Academic Affairs shall serve as an *ex-officio* member.

E. FACULTY DEVELOPMENT COMMITTEE. The Faculty Development Committee shall:

- a. Publicize and solicit applications for Faculty Development grants and awards; and
- b. Select the recipients for final approval by the President of the University.

The Faculty Development Committee shall consist of one member elected by each Academic Unit. In the event a committee member applies for a Faculty Development grant, the committee member should recuse themselves during the period of deliberation and subsequent vote. The Director of the Center for Teaching Excellence shall serve as an *ex-officio* member.

F. FACULTY HARASSMENT COMPLAINT COMMITTEE. The Faculty Harassment Complaint Committee shall consist of six faculty members drawn from a panel of fifteen faculty members with representation from each Academic Unit in accordance with the committee procedures that follow. This committee shall (1) conduct a formal hearing in accordance with the University's Harassment Policy and (2) make recommendations to the President of the University.

Committee Procedure:

1. The President of the University shall strike six faculty members from the panel of fifteen members and then furnish the complainant and the faculty member who is respondent a list of nine faculty members with instructions that each strike two names and return the list to the President within ten days.
2. If for any reason the faculty member and the complainant fail to strike or strike the same faculty, the President shall, within five days, strike a sufficient number to reduce the members to six, who shall constitute the formal hearing committee.
3. The President shall promptly notify the six members in writing that they have been selected to constitute a formal Hearing Committee and that they are responsible for selecting one of their members to be Chairperson. The President shall designate a time and place for their meeting to make such selection and to set a date for the hearing.
4. The Chairperson shall give timely notice by certified mail to the concerned persons of the time and place for the hearing.
5. The hearing shall be conducted with as little delay as possible.

6. The Hearing Committee shall hear such proof of facts as may be deemed proper and reasonable. The complainant and the faculty member shall have the opportunity to submit evidence relevant to the complaint.
7. Witnesses shall be examined under oath in the manner and form and in the order designated by the Committee.
8. The complainant and the faculty member shall have the right to have an advisor or legal counsel at their own expense.
9. Formal rules of evidence shall not apply in such hearings.
10. Testimony shall be recorded.
11. As soon as practicable after the hearing, the Hearing Committee shall deliver to the President a recording of the testimony, the summary of the hearing, and the findings and recommendations of the Committee.
12. If the claim of harassment is considered to have been verified, the Provost and Vice President for Academic Affairs shall recommend an appropriate sanction or sanctions to the President.
13. Faculty grievance procedures set forth in the Faculty Handbook may be used to appeal imposed sanctions.

G. FACULTY PERSONNEL COMMITTEE. The Faculty Personnel Committee shall:

- a. Make recommendations through the Provost and Vice President for Academic Affairs to the University President on professional personnel concerning tenure, promotion in rank, and sabbaticals; and
- b. Handle the business directed to it by the Faculty Senate Executive Committee.

The Faculty Personnel Committee shall consist of five faculty members. Only tenured faculty holding at least the rank of Professor shall be eligible to serve on the Faculty Personnel Committee. The Provost and Vice President for Academic Affairs shall serve as an *ex-officio* member.

H. FACULTY WELFARE COMMITTEE. The Faculty Welfare Committee shall recommend programs for the welfare of the faculty. The Faculty Welfare Committee shall consist of interested faculty from the Academic Units. The Assistant Vice President for Human Resources shall serve as an *ex-officio* member.

I. GENERAL STUDIES COMMITTEE. The General Studies Committee shall:

- a. Review courses submitted for inclusion in the General Studies curriculum;
- b. Create and oversee the outcomes governing the General Studies curriculum and the listing of courses fulfilling them in the University catalog;
- c. Manage assessment data on the effectiveness of the General Studies curriculum and compile reports on this annually; and
- d. Conduct a review of the General Studies program every five years to ensure that the program meets the standards of the Higher Learning Commission (HLC) and other outside accreditors.

All four functions of the committee will result in recommendations reported to the Faculty Senate for final action. The General Studies Committee shall consist of one member elected by each Academic

Unit. The Provost and Vice President for Academic Affairs, the Associate Provost for Academic Affairs, and the Director of the Center for Teaching Excellence shall serve as *ex-officio* members.

J. INSTITUTIONAL REVIEW BOARD. The Institutional Review Board shall:

- a. Function as the official institutional agency for insuring the ethical and legal use of humans and animals in the normal course of research conducted by any individuals affiliated with the institution.

The Institutional Review Board shall consist of interested faculty from the Academic Units.

K. INTERNATIONAL EDUCATION COMMITTEE. The International Education Committee shall investigate, promote, and coordinate all phases of international education among students and faculty. The International Education Committee shall consist of interested faculty from the Academic Units. The Associate Provost, the International Student Advisor, one student chosen by the Student Government, and one international student chosen by the International Student Advisor shall serve on the committee.

L. LEGISLATIVE ADVOCACY COMMITTEE. The Legislative Advocacy Committee shall:

- a. Inform faculty concerning higher education legislation as it is proposed and as it proceeds through the legislative process;
- b. Disseminate membership lists of legislative committees and addresses of pertinent legislators;
- c. Work in cooperation with similar committees on the other state college and university campuses; and
- d. Survey and collate information and opinions of faculty and forward them to the Advisory Council of Faculty for inclusion in proposed legislative packages.

The Legislative Advocacy Committee shall consist of interested faculty from the Academic Units. The representatives to the Board of Governors and Advisory Council of Faculty, and the Assistant to the President shall serve as *ex-officio* members.

M. LIBRARY COMMITTEE. The Library Committee shall:

- a. Study library needs in view of the academic program;
- b. Advise the librarian on matters of general library policy, the development of library resources, allocation of library budget, and upon means which may best integrate the library program with other academic activities of the University; and
- c. Serve as a liaison group between the faculty and the librarian.

The Library Committee shall consist of one member elected by each Academic Unit. The Director of the Library shall serve as an *ex-officio* member.

N. PRESIDENTIAL PERCEPTION SURVEY COMMITTEE. The Presidential Perception Survey Committee shall:

- a. Review the survey instrument and process of administration, and recommend any changes to the Faculty Senate;
- b. Administer the distribution of the approved survey instrument to the full-time faculty;

- c. Compile the results of the survey; and
- d. Report the survey's finding to the Faculty Senate.

The Presidential Perception Survey Committee shall consist of one member elected by each Academic Unit.

O. STUDENT FINANCIAL AID APPEALS COMMITTEE. The Student Financial Aid Appeals Committee shall:

- a. Recommend to approve or deny the financial aid appeals related to the student financial aid program; and/or
- b. Make recommendations to the Financial Aid *ex-officio* member in attendance.

The Student Financial Aid Appeals Committee shall consist of interested faculty from the Academic Units. The Director of Financial Aid or appointee shall serve as an *ex-officio* member.

P. STUDENT HEARING BOARD. The Student Hearing Board shall hear student discipline cases, as directed by the Vice President for Student Affairs or his/her designee, in accordance with procedures outlined in the Student Handbook. After hearing all related evidence, the panel shall by secret ballot render a decision and, if guilty, recommend an appropriate penalty to be implemented by the Vice President for Student Affairs. The student may appeal the decision, following the procedure specified in the Student Handbook.

The Student Hearing Board shall consist of interested faculty from the Academic Units. The Student Hearing Board, in hearing a case, shall consist of the Chairperson of the Student Hearing Board or a substitute, two faculty members from the Student Hearing Board, and two students appointed by the Student Government.

ARTICLE VII. Amendment of Bylaws

Amendments of Bylaws of the Faculty Senate shall be made only at a regular meeting thereof, by a two thirds (2/3) vote of at least a quorum of the Faculty Senate. No proposition to amend shall be acted upon unless written notice thereof has been given to the President of the Senate at least thirty days prior to the meeting. A copy of such a proposition shall be provided in the call for the next regular meeting, and a copy sent to each Senator at least ten days before the date of the next regular meeting at which time the time the amendment will be presented for Senate Action.