Committee on Rules and Jurisdiction
John Imboden, MD, Chair

MINUTES
Monday, September 15, 2008

PRESENT: J. Imboden (Chair), A. Slavotinek, (Vice Chair), M. Ferrone, J. Olson, M. Wallhagen

ABSENT: D. Carlson, O. Clark, H. Kirsch, M. Larson

GUEST: T. Mauro, Immediate Past Chair, Committee on Rules and Jurisdiction

The Committee on Rules and Jurisdiction (R&J) was called to order by Chair Imboden on September 15, 2008 at 10:10 a.m. in room S 168. A quorum was present at 10:20 a.m.

The minutes of August 14, 2008 were approved.

Chair’s Report
No report

Committee Orientation
Chair Imboden and Senate Analyst Wilson Hardcastle welcomed the committee and gave an orientation to new members. A handout of committee resources was distributed (Attachment 1), and an electronic list with links is online on the Committee web page at http://senate.ucsf.edu/0-committee/m-rules.html.

Status Report of Request to UCRJ for Legislative Ruling—Theodora Mauro
Former Chair T. Mauro reported to the Committee that the request for a legislative ruling had been sent to UCRJ, who would review it at their first meeting of 2008-2009 (Attachment 2), and provided an update to the current situation.

Consideration of Communication from the UCSF Committee on Privilege and Tenure to Modify the Request for a Legislative Ruling (Attachment 3 – Appendices Are Confidential)
The Committee reviewed the Communication from the UCSF Committee on Privilege and Tenure requesting that R&J’s request for a Legislative Ruling be modified to more specifically address their concerns.

P&T requests that the request for a Legislative Ruling be modified to read as follows:

1) Does a Divisional Privilege and Tenure Committee have jurisdiction under Academic Senate Bylaw 335 to hear the grievance of a member of the Academic Senate asserting retaliation in violation of the University’s Whistleblower Protection Policy (APM-190, Appendix A-2)?

2) If the answer to Question 1 is affirmative, does the jurisdiction so affirmed extend to such a grievance asserted by an Academic Senate member who holds an at-will administrative appointment?
Motion: The Committee will amend the request for a Legislative Ruling from UCRJ as follows.

1) Does a Divisional Privilege and Tenure Committee have jurisdiction under Academic Senate Bylaw 335 to hear the grievance of a member of the Academic Senate asserting retaliation in violation of the University’s Whistleblower Protection Policy (APM-190, Appendix A-2)?

2) If the answer to Question 1 is affirmative, does the jurisdiction so affirmed extend to such a grievance asserted by an Academic Senate member with regards to an at-will administrative appointment?

Vote: The Motion passed unanimously.

D. Carlson, who absent due to travel complications caused by Hurricane Ike, sent in his approval for such a motion via e-mail this morning. This motion and the slight modification to the proposed language will be sent to all members for approval prior to delivery to UCRJ.

Old Business
None.

New Business
None.

Chair Imboden adjourned the meeting at 10:45 a.m.