

Proposed Revisions to Divisional Bylaw 85B

Justification

There exist potential conflicts of interest and likewise appears of conflicts of interest for those faculty who hold both administrative and faculty positions within a School, and who wish to serve on an Academic Senate Standing Committee.

At the request of Senate Director Giedt and pursuant to Division Bylaw 120(B)(5), the Rules & Jurisdiction Committee (RJC) reviewed Divisional Bylaw 85.B. in comparison to Systemwide Bylaw IV.128H as pertains to membership on Standing Committees of faculty with other non-Senate administrative duties.

The Bylaws in question read:

- **Divisional (UCSF) Bylaw 85.B:** *Composition of Committees: Committees may be constituted of a combination of ex officio, elected, or appointed members. Ex officio members, Chairs, and Vice Chairs may vote and exercise the same powers as other members, unless limitations are imposed when the committee is established. Some committees may be restricted to faculty without administrative appointments (which are defined as Dean, Vice Dean, Assistant Dean, Associate Dean, or Acting Dean). [Am 1 Sep 03]*
- **Systemwide Bylaw IV.128.H:** *Members holding an administrative position higher than department chair may not serve as members of Assembly committees. However, Department Chairs may serve on Assembly Committees, with the exception of the Committee on Academic Personnel, the Committee on Academic Freedom and the University Committee on Privilege and Tenure.*

The Committee on Rules & Jurisdiction recommends UCSF Division of the Academic Senate change its Bylaw 85B to be more consistent with Systemwide Bylaw (SB) IV.128.H. In particular, UCSF RJC members recommend the inclusion of the second sentence from SB IV.128.H. They do not recommend including the first sentence of SB IV.128.H. ("Members holding an administrative position higher than... Assembly committees.") as it is already addressed by the last sentence in Divisional Bylaw 85B.

Making these changes will eliminate potential conflicts of interest and likewise appearance of conflicts of interest for faculty with dual positions. It will also clarify for the Senate's Committee on Committees who is eligible for appointment on which Academic Senate Standing Committees.

Current Bylaw 85.B

- **Divisional (UCSF) Bylaw 85.B:** *Composition of Committees: Committees may be constituted of a combination of ex officio, elected, or appointed members. Ex officio members, Chairs, and Vice Chairs may vote and exercise the same powers as other members, unless limitations are imposed when the committee is established. Some committees may be restricted to faculty without administrative appointments (which are defined as Dean, Vice Dean, Assistant Dean, Associate Dean, or Acting Dean). [Am 1 Sep 03]*

Proposed Bylaw 85.B

- **Divisional (UCSF) Bylaw 85.B:** *Composition of Committees: Committees may be constituted of a combination of ex officio, elected, or appointed members. Ex officio **committee** members, **committee** Chairs, and **committee** Vice Chairs may vote and exercise the same powers as other members, unless limitations are imposed when the committee is established. **Separately, Department Chairs may serve on Assembly Committees, with the exception of the Committee on Academic Personnel, the Committee on Academic Freedom and the University Committee on Privilege and Tenure.** Some committees may be **further** restricted to faculty without administrative appointments (which are defined as **Chair**, Dean, Vice Dean, Assistant Dean, Associate Dean, or Acting Dean). [Am 1 Sep 03, **Am 28 Jan 16**]*