

Revisions to Division Bylaw 140.A.

Justification

Pursuant to Division Bylaw 120(B)(5), the Committee on Rules & Jurisdiction reviewed Divisional Bylaw 140.A. to interpret what “Clinical Professor” meant for membership on the UCSF Division of the Academic Senate Committee on Academic Freedom.

Examining the historical context of this bylaw, as provided by Ex Officio Member Carlson, when this bylaw was last amended in 2003, the Clinical Professor title at that time encompassed both paid and volunteer faculty. Subsequent to 2003, the Clinical Professor series was redefined in APM 279 to refer to volunteer faculty, and the Health Sciences Clinical Professor series was created (APM 278) to refer to salaried appointees. The clear intent of the bylaw at that time was to include both paid and volunteer faculty because the bylaw referred to a title that included both categories of faculty. The bylaw could have excluded volunteer Clinical Professor faculty, but it did not.

The Committee on Rules & Jurisdiction interpreted “Clinical Professor” broadly, aiming to be as inclusive of all faculty series who could be defined as falling into that category. Bylaw 140A should be read to include Clinical Professor, and Health Sciences Clinical Professor appointees. Further, as no mention is made that the Committee on Academic Freedom members who are representatives from each School should be from a particular faculty series, the Committee on Rules & Jurisdiction also proposes that faculty in the Clinical X Series could be broadly defined as “Clinical Professor”. As such, it proposes they also be included as one of the potential clinical committee members.

Current Bylaw 140.A

Membership: This Committee shall consist of five or six members, with a representative from each of the Schools of the Division and one representative from the Clinical Professor or Adjunct Professor series. If the Division Representative to the University Committee on Academic Freedom is not one of these five members, the Committee shall consist of six members, with the Division Representative serving as a voting ex officio member. [Am 1 Sep 03]

Proposed Bylaw 140.A

Membership: *This Committee shall consist of five or six members, with a representative from each of the Schools of the Division and one representative from the **Clinical X, Health Sciences Clinical, Clinical Professor**, or Adjunct Professor series. If the Division Representative to the University Committee on Academic Freedom is not one of these five members, the Committee shall consist of six members, with the Division Representative serving as a voting ex officio member. [Am 1 Sep 03, **Am 28 Jan 16**]*