

AGENDA
 Executive Committee Meeting
 CSUSM Academic Senate
 Wednesday ~ November 13, 2013 ~ Commons 206

- I. Approval of agenda
- II. Approval of minutes of 11/06/2013 meeting
- III. Chair's report, [Vivienne Bennett](#)
Referrals to committees:
 - APC policy re requiring computer use for tests
 - FAC review of RTP standards for Speech & Lang Pathology
 - NEAC update Faculty Service & Voting While on Leave policy
- IV. Vice chair's report, [Laurie Stowell](#)
- V. Provost's report, Graham Oberem *unable to attend*
- VI. Standing committee reports, all (1-2 min update)
- VII. Discussion items
 - A. ROTC program *attached*
 - B. Directors as eligible faculty *attached*
 - C. Permanent standing committee meeting times
- VIII. EC members' concerns & announcements

Coming soon to EC & Senate			
EC			
Senate	12/4 GISC & Student Union updates	2/5 Palliative Care Institute	

Next meeting: November 20, 12-2 p.m. ~ Kellogg 5207

ROTC

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- The 1996 **Solomon Amendment** is the popular name of [10 U.S.C. § 983](#), a [United States](#) federal law that allows the [Secretary of Defense](#) to deny [federal grants](#) (including research grants) to institutions of [higher education](#) if they prohibit or prevent [ROTC](#) or [military recruitment](#) on campus.
- Only ten CSUs have Army ROTC at all, including three that are hubs and seven that send cadets to a hub.
 - The three that are hubs are Fresno, Fullerton, SDSU.
 - The 7 campuses that send their cadets to a hub include:
 - CSUSM sending cadets to SDSU
 - Cal Poly Pomona and CSUSB sending cadets to Claremont McKenna
 - CSU Dominguez Hills and CSU Long Beach sending cadets to USC
 - CSU East Bay sending cadets to UC Berkeley
 - Sac State sending cadets to UC Davis

Directors as “eligible faculty”

Constitution & Bylaws excerpt: Article 3: Faculty Membership

Voting members of the Faculty shall consist of tenured and tenure-track persons holding faculty rank, library faculty, Student Services Professional-Academic Related faculty (hereafter, SSP-AR), and full-time temporary faculty holding at least one-year appointments in academic departments.¹ Faculty with the voting franchise shall be called eligible faculty.

Persons with substantial managerial and supervisory responsibilities that involve faculty and academic programs are excluded from membership. Persons holding MPP appointments are excluded.² Persons with work assignments that are substantially similar to the duties and responsibilities of persons holding MPP appointments are excluded.^{3,4,5}

Endnotes

1. Disputes shall be resolved by the Executive Committee of the Academic Senate.

2. MPP, addressing the employment rights, benefits, and conditions of The CSU employees designated as 'management' or 'supervisory' under the HEERA. The Calif. Code of Regulations, Title 5.Education.Division 5: Board of Trustees of The CSU, Article 2.2: Management Personnel Plan uses definitions as specified in HEERA. Supervisory and managerial employee work assignments are described in HEERA.

3. HEERA California Codes, Government Code, Section 3580.3 "Supervisory employee...With respect to faculty or academic employees, any department chair, head of a similar academic unit or program, or other employee who performs the foregoing duties primarily in the interest of and on behalf of the members of the academic department, unit or program, shall not be deemed a supervisory employee solely because of such duties; ... Employees whose duties are substantially similar to those of their subordinates shall not be considered to be supervisory employees.

4. HEERA California Codes, Government Code, Section 3560-3562.1. Definitions: Section 3562 (1) - "managerial employee means any employee having significant responsibilities for formulating or administering policies and programs. No employee or group of employees shall be deemed to be managerial employees solely because the employee or group of employees participate in decisions with respect to courses, curriculum, personnel and other matters of educational policy. A department chair or head of a similar academic unit or program who performs the foregoing duties primarily on behalf of the members of the academic unit or program shall not be deemed a managerial employee solely because of those duties."

5. CBA 2002 contract, Article 20, Workload: Administrator as used in the CBA refers to an employee serving in a position designated as management or supervisory in accordance with HEERA. The CBA provides further definitions of faculty.

"The primary professional responsibilities of instructional faculty members are: teaching, research, scholarship, creative activity; and service to the University, profession and to the community. The performance of instructional responsibilities extends beyond duties in the classroom and includes such activities as: preparation for class, evaluation of student performance, syllabus preparation and revision, and review of current literature and research in the subject area, including instructional methodology. Research, scholarship and creative activity in the faculty member's field of expertise are essential to effective teaching. Mentoring students and colleagues is another responsibility that faculty members are frequently expected to perform.

"The assignment of a librarian may include, but shall not be limited to, library services, reference services, circulation services, technical services, online reference services, teaching in library subject matter, service on system-wide and campus committees and task forces and activities that foster professional growth, including creative activity and research.

"The assignment of Counselor faculty may include, but shall not be limited to, individual counseling, group counseling, consultation and referral, intern training and supervision, teaching, service on system-wide and campus committees and task forces and activities that foster professional growth, including creative activity and research.

"Faculty members have additional professional responsibilities such as: advising students, participation in campus and system-wide committees, maintaining office hours, working collaboratively and productively with colleagues, and participation in traditional academic functions."