1. Approval of Agenda
Added ASCSU Communication with local campuses as 8.3. Approved.

2. Approval of Minutes – 30 October 2013
Approved after minor changes.

3. Member Announcements
We discussed the settlement at Fresno State regarding lecturer participation in department elections, and the potential impact of this settlement on other forms of lecturer involvement in governance. It is unclear the degree to which this outcome sets precedent for other local policies. We will seek more information about this case, and the implications for our committee’s work. We will add this to the list of issues to raise with the general counsel. Once we understand more about this we will need to consider the role of FA/ASCSU in addressing this issue, and what role CFA will play.

We briefly discussed the resolution from Northridge related to open source research. This is an on-going issue for which we’ll receive updates.

We discussed the resolution about Shared Governance recently passed by Monterey Bay.

4. Reports
   4.1 Chair: Manzar Foroohar (SLO)
Foroohar reported on the virtual extended executive committee meeting held earlier today. She offered reports from committees. Academic Affairs will have resolutions related to engineering units and changes in Title V. They may be working on a resolution related to Ethnic Studies, and will share with us in case we wish to co-author with them. FGA had no new resolutions to share, but she noted that Executive Committee members will share information from their lobbying efforts. APEC had no report.

Foroohar discussed a new issue related to intellectual property rights related to online course materials developed by faculty. We will consider whether FA will address this via a resolution. We will also consider the development of a resolution related to communication between ASCSU and campus faculty, as ASCSU members are reporting difficulties sharing information with and obtaining feedback from faculty at some campuses.

We voiced a concern that the resolution addressing engineering units may come after the deadline for campuses to submit their plans for unit reductions to the Chancellor’s Office. Farooohar will share this information with Chris.

4.2 Chancellor’s Office Liaison: Gerard Hanley/Leo VanCleve
Academic Senate CSU

4.3 Executive Committee Liaison: Susan Gubernat
(time certain: 12:30-1:00)

Senator Gubernat shared several issues raised in Executive Committee for FA to consider.

First, she noted concerns about ways in which appointments to committees, task forces and commissions are being made at some campuses and at the Chancellor’s Office. Exec thinks we should comment on this, and urge faculty, administration, campus and systemwide folks to recognize the AAUP statement on governance, and to accept that when faculty represent the faculty in matters that concern faculty, that those members of these committees should be elected by or appointed directly by governance committees. The concern is that when faculty are representing faculty on committees, task forces, and commissions, they should be representing not themselves but serve as representatives of the faculty of the whole and should be appointed by or elected by faculty senates not chosen by administrators. It’s happening. We agreed to work on such a resolution, and Eudey will take the lead.

Gubernat offered more insight into concerns related to communication between campus faculty and ASCSU. It was noted that faculty on ASCSU are constitutionally obligated to share with and obtain information from faculty, and that we must provide better mechanisms for this to occur. It was noted that sometimes the campus senate chair or executive committee serves as a barrier to communication. We noted the need to recognize that ASCSU and campus senates are co-equal partners in shared governance activities. We will continue to consider language for a resolution that speaks to the need for open communication and senator access to campus faculty.

We discussed the possibility of an ASCSU resolution addressing hate crimes, perhaps encouraging faculty to be aware of policy and develop/revise policy as appropriate, be involved in assessing the campus climate, know their role in supporting a positive climate, responsibilities with concerns/problems arise. A general resolution against hate crimes in the CSU may come from this committee, and could perhaps use East Bay as a model. A charge we might consider taking up after reviewing prior ASCSU statements on this issue.

Gubernat reviewed our expected guests at the January plenary. She also indicated that ExCom has been discussing the short period of time between the passing of our resolutions and when they are presented to the Board of Trustees. They are thinking about whether the ASCSU calendar should be adjusted to give more time between the plenary and BOT meeting. This might be a discussion item at the plenary.

5. Review of Chancellor’s Office Response to Faculty Affairs’ Committee September 2013 Resolutions and follow-up on Faculty Affairs Committee resolutions from 1 November 2013. (N/A)

6. Second Reading Resolutions
   6.1 "Reinstatement of Faculty Research, Scholarship and Creative Activities Fund" (David)

We added to the resolution additional parties to whom the resolution should be distributed. We discussed whether we should be explicit in our encouragement that these funds be available to faculty of all ranks, and decided that we should offer inclusive language that continues to promote the positive link between RSCA and teaching and learning, which respecting each campus developing local policy regarding the criteria for distribution of funds. Some clarification regarding the relationship between faculty salaries and funding levels was discussed.

   6.2 Recommendation on the Eligibility of Lecturers for Emeritus Status (Karen, Betsy)
7. Potential New Resolutions

We discussed the criteria for faculty awards recognized by ASCSU for posting to the CO website. Particular attention was paid to awards that were initiated or sponsored by entities outside the university. We decided that we should trust the campus senates to determine the award processes at their campuses, and as long as the ASCSU criteria is met then FA should approve awards for posting to the website. At this time we do not wish to change the award criteria. No new resolution will come forward.

Eudey will draft a resolution on committee appointments.

We might consider a resolution on hate crimes.

8. Additional topics for discussion

8.1 Intellectual property
It appears that at some, but not all, campuses faculty who develop content for online courses may not have intellectual property rights to the course materials if they do not teach the class a specific number of times over a specific time period. This is perhaps especially the case when faculty obtain reassigned time and/or funding to develop the online course materials. We discussed under what conditions it might be possible for a faculty member to lose intellectual property rights to courses/course materials, and the lack of clarity regarding IP in the CBA and CSU and campus policies. We discussed whether it would be useful for FA to draft a resolution affirming a faculty member’s intellectual property rights to curricular materials, and speaking against any timelines attached to such rights. We also discussed a best practices statement related to online teaching rather than specifically speaking to a timeline. We’ll continue to follow up on this.

8.2 Sub committee on academic freedom (Manzar, Mark, Shane)
The committee continues its work, but we are awaiting conversation with general counsel before moving forward on resolutions or other actions.

8.3 ASCSU Communication with local campuses
In response to issues raised in Executive Committee, we discussed the need to educate local senates about the importance of feedback on resolutions, and the sharing of ASCSU reports. We considered ways to emphasize this with the Council of Senate Chairs, and ways we as senators can take a more active role in distributing information to our faculty members. At the same time, senators reported specific efforts to limit information sharing, or processes that made it difficult for senators to have access to faculty lists. We discussed developing a resolution that would have each campus annually send to ASCSU contact information for senate leadership and committees to help to improve communication on specific issues. Foroohar will draft, with assistance from Davis.

8.4 Sub-committee on faculty hiring (Betsy, Karen)
no new reports

8.5 Sub-Committee on support for research (Saeed, Lillian, David)
Academic Senate CSU
We discussed whether we need to start working on a criteria and methodology for RSCA? We chose to acknowledge in the current that the best possible teaching is informed by research and keeping up with material, therefore we recommend that campuses as they distribute RSCA awards they also consider the various segments of the teaching faculty. We will determine if additional RSCA-related resolutions are warranted.

8.6 Student evaluations (Betsy)
n/a
8.7 Recommendations on system wide/campus criteria for distribution of RSCA funds