

BYLAWS to the INDIANA UNIVERSITY EAST
FACULTY SENATE CONSTITUTION

Introduction

The Bylaws to the Faculty Senate Constitution represent procedural rules and organizational practices which have been adopted by the Faculty Senate but fall outside the framework of the Constitution. The Bylaws are organized into sections corresponding to the articles of the Constitution. A final section of miscellaneous bylaws contains those bylaws which are not related to a specific article.

Section I: The Faculty

No bylaws have been passed for this section.

Section II: Powers and Responsibilities

No bylaws have been passed for this section.

Section III: Officers

The President of the Faculty Senate shall receive .50 reassigned time to fulfill his/her duties during the academic year and be compensated at the rate of \$5,000 during the summer term, to be adjusted annually by the percentage increase determined for full-time faculty. The full summer compensation, however, shall not exceed the limit on summer salaries. The President's compensation for summer is part of the regular allocation from the Academic Affairs budget. During the transition from one President to another, the President and President-Elect shall determine who is to be primarily responsible for the summer duties and that is the person who will receive compensation. [Passed 3/4/08]

Section IV: Meetings

A. Voting

1. Any voting member of the Faculty Senate who will be unavoidably absent from a meeting of the Faculty Senate may cast an absentee vote provided each of the following conditions is satisfied:
 - a. The motion under consideration is distributed in written form to the faculty at least 48 hours prior to the Faculty Senate meeting.
 - b. A signed written vote is submitted to the President of the Faculty Senate or to the presiding officer clearly indicating the substance of the matter under consideration and the member's vote.

- c. When the motion is voted on during the meeting, no changes, except spelling corrections, have been made to the distributed written versions.
- d. The motion under consideration is to either approve or reject the distributed written statement of the issue.

Submission of an absentee vote does not allow the member to be counted towards a quorum. In addition, in person attendance by the faculty member at the Faculty Senate meeting nullifies any absentee vote by that faculty member.

2. Voting to fill vacant seats on the Promotion and Tenure Committee, the Lecturer Long-Term Contract Review Committee, the Faculty Board of Review, and the Nominating Committee shall be accomplished as follows:

- a. Nominations: Every faculty member eligible to sit on the Nominating Committee, the Promotion and Tenure Committee, the Lecturer Long-Term Contract Review Committee, and the Faculty Board of Review are nominees for these elections, unless and until that person removes his or her name from the list of nominees.
- b. Slate Selection Date: The process of selecting the slate of candidates for an election to fill vacant seats of any of these committees shall occur at the regular Faculty Senate Meeting immediately preceding the regular meeting in which the general election to fill the vacant seats occurs.
- c. Slate Selection: A list of names of faculty members eligible to serve on each committee will be made available to voting members of the Faculty Senate. Voting members will be instructed to vote for the number of candidates needed to fill each committee vacancy. Using the names receiving the highest numbers of votes, the Nominating Committee will prepare a slate for the general election that contains twice the number of candidates necessary to fill the vacancies for each committee. In no instance will this number be less than four.
- d. General Election Voting: On election day preprinted ballots, containing the names of the candidates selected during the slate selection process, will be passed out to the voting members of the Senate. Voting members will vote for the number of candidates necessary to fill each vacancy.
- e. Tabulation of the General Election Ballots: The nominating committee will tabulate the vote and report the results of the election to the President of the Faculty Senate. All vote tallies will be archived by the Faculty Senate Secretary and will be available for review by any Senate

member who wishes to see them. [Passed: 3/2/99, 3/19/02, Amended: 10/3/06]

- f. Exceptions: The Faculty Senate may suspend the rules of the Bylaws IV.A.2 when an election cannot be reasonably and fairly accomplished as specified. [Passed: 10/4/11]

B. Meeting Attendance

1. Non-members must notify the President of the Senate 24 hours in advance of a meeting of intention to attend the meeting. Visitors may speak on the floor if recognized by the presiding officer or if an individual Faculty Senate member defers to the visitor. The Senate may go into executive session, asking the visitor to leave. The student governance organization may send one permanent representative for that academic year by notifying the President near the beginning of the academic year. Persons with PA appointments and Statewide Technology faculty at the Richmond Campus are invited to attend and may do so without notifying the President. [Passed: 2/7/95, Amended 2/3/09]

C. Agenda

1. The President of the Faculty Senate shall publish the agenda for each Senate meeting in a public place and send a copy to the President of the student governance organization. [Revised 2/3/09]

D. Record of Actions

1. Each motion (and/or amendment) from the floor to be acted upon by the Faculty Senate must be read by the Presiding Officer prior to the vote by the Senate. All items passed by the Senate must be attached to the minutes in final form. [Passed: 10/5/84]

Section V: Faculty Board of Review

A. Indiana University East Faculty Board of Review

The review functions of the faculty at Indiana University East shall be exercised by an Indiana University East Faculty Board of Review (hereafter called "Board"). This Board shall consider complaints concerning dismissal, academic freedom, reappointment, tenure, promotion, salary, merit, and the nature or conditions of work. Any member of the faculty or associate faculty at Indiana University East may submit a complaint to the Board. In making

its reviews, the Board acts in an impartial way. It is not an advocate for the faculty member or librarian, nor is it an advocate for the administration.

1. Organization of the Faculty Board of Review

- a. Membership. The Board shall consist of five tenured members of the faculty as the Indiana University East Faculty Board of Review. Consideration should be given to representation across academic ranks, and among Schools of the University. For the purposes of membership on the Board, the Library shall be considered a School. The Chancellor, Executive Vice Chancellor for Academic Affairs, and Vice Chancellors, Associate and Assistant Vice Chancellors, Deans, and members of the Promotion and Tenure and Lecturer Long-Term Contract Review Committees are ineligible to serve on the Board. [Amended 5/6/08, 2/3/09]
- b. Operating Procedures. The members of the Board shall select their own presiding officer. In selecting its presiding officer, the Board may be assisted by the Faculty Senate President or the Nominating Committee. The Board will devise its mode of operation consistent with existing policies and procedures.
- c. Term of office. The members shall be elected at the October Senate meeting. The term of office will be two years with three members elected in one year and two members elected in the alternate year. Members will serve from the first day of January for two years. Members and alternates shall complete the review of any case which they have begun to consider. [Revised 10/4/11]
- d. Alternate members. Alternates shall be elected by the Indiana University East Faculty Senate, when necessary, to replace temporarily those members of the Board who may not be able to serve on a particular case or during a particular period of time. The Nominating Committee may choose to hold elections for alternate members in conjunction with the election for the Board.
- e. Disqualification. If a member of the Board is involved in a case before the Board or is a member of a School from which a case arises, he or she shall be disqualified from serving on the Board for the case. A member of the Board shall recuse himself or herself from serving on the Board whenever the member believes it would be difficult for that individual to render an impartial judgment.

- f. Permanent Replacement. Whenever a member of the Board is permanently disqualified or is no longer a member of the faculty, the Indiana University East Faculty Senate shall elect a new member to fill the vacancy.

2. Policies

The policies governing the operation of the Indiana University East Faculty Board of Review shall be established by the Indiana University East Faculty Senate.

[Passed: 4/21/98, 4/3/01, Edited 2/3/09; Section V.A.1-2 amended 12/4/12; Section V.A.3-6 through V.B.1-2 amended and approved as a stand-alone document separate from the Bylaws 12/4/12]

Section VI: Committees

A. Membership

1. Faculty Senate standing committees are limited to seven members.
2. When a vacancy occurs on a standing committee, the vacancy will not be filled unless the committee requests it, or unless these bylaws specify otherwise [5/6/08]. The committee may request of the Senate president that an election be held to fill the vacancy. The President will charge the Nominating Committee with filling the vacancy. The Nominating Committee will seek nominations and hold an election.

[Passed: 3/19/02; Policy and Procedure for appointment of associate members to standing committees stricken 5/6/08]

B. Authority

1. Admissions and Academic Affairs Committee:
This shall be concerned with student admissions, probation, dismissal, and academic conduct.
2. Agenda Committee:
Members of this committee shall be the President of the Faculty Senate (as Chairperson), the Faculty Senate Parliamentarian, Chairpersons of the Curriculum, Budgetary Affairs, Faculty Affairs, and Admissions and Academic Affairs Committees, the Executive Vice Chancellor for Academic Affairs, ex-officio and the Chancellor, ex-officio. It shall prepare and circulate the agenda prior to each Senate meeting. Any member of the

Senate may suggest items for inclusion on the agenda. [Passed: 11/1/94, Amended 5/6/08]

3. Budgetary Affairs Committee:

This shall be concerned with financial and budgetary matters. Each member shall represent a different School but shall not be Dean of that School. The Library shall be considered a School for the purposes of membership on this committee. Membership will last for two years with continuity and rotation guaranteed by filling only the vacancies that exist at the start of each academic year. Prior to the end of the spring semester, each School with an anticipated vacancy shall select a School nominee for the next two academic years. The name of that nominee shall be forwarded to the Nominating Committee for inclusion in elections. In addition, the elected or appointed faculty representatives to the budget-related committees of the University Faculty Council may serve as ex-officio members of the Budgetary Affairs Committee. These members are not included in the calculations of any representational ratio or size limits relating to committee membership unless duly appointed to the Budgetary Affairs Committee by the Faculty Senate. [Amended 2/3/09, 5/5/09; 8/25/11]

4. Curriculum Committee:

Membership, where feasible, shall consist of at least one member from each School.

This shall be concerned with all undergraduate programs and courses offering academic credit, changes in existing University offerings, and with undergraduate degree proposals. "Programs", when referenced within this section, refer to all undergraduate academic programs, including but not limited to degrees, certificates, concentrations, tracks, cognates, and minors.

- a. The following list of occasions necessitate action by the Curriculum Committee:
 - i. New program proposals (approval required)
 - ii. Substantive revisions to existing programs (approval required)
 - iii. System program proposals for implementation (review and endorsement prior to implementation on this campus)
 - iv. Substantive revisions to existing system programs (review and endorsement prior to implementation on this campus)

- v. Cross-Campus, collaborative program proposals for implementation (approval required)
 - vi Substantive revisions to cross-campus, collaborative programs (approval required)
 - vii. Courses brought forward from the master course inventory not having been previously taught on this campus (review and comment)
 - viii. New courses not on the master course inventory (approval required)
 - ix. Any changes to an existing course which require a university course change request form (approval required)
 - x. Any requested addition or removal of courses to/from the General Education Framework (approval required)
- b. The Curriculum Committee sets procedures in alignment with university-wide policies and procedures to be followed for:
- i. Proposing a new undergraduate course or program
 - ii. Changing an existing undergraduate course or program
 - iii. Adding or removing undergraduate courses from the General Education Framework
- c. The Curriculum Committee confirms that units affected by curricular changes have been consulted prior to the Committee's approval of the changes.
- d. The Curriculum Committee will review assessment plans for new programs and additions to the General Education Framework according to the following guidelines: All proposals for programs should have a specific assessment plan that includes measurable outcomes and aligns with the applicable campus, general education, and/or program learning outcomes. [Passed: 5/6/97, 4/6/99, Amended 2/3/09]
5. Faculty Affairs Committee:
This shall be concerned with the Academic Handbook and general welfare, working conditions, and professional development. The Faculty Affairs Committee shall have oversight responsibility for the systematic faculty review of the Executive Vice Chancellor for Academic Affairs and School Deans. [Passed: 11/2/99]
6. Nominating Committee:
- a. Composition. The Nominating Committee shall consist of three members elected by the Senate during the April Senate meeting from a ballot of all eligible faculty members. Members should be from three different

Schools; for service on this Committee, the Library is considered a School. The primary task of the Nominating Committee is to be informed about current committee charges and to propose slates of qualified faculty members to perform these tasks. When electing members to this Committee, a primary consideration for candidates should be an understanding of the organization and purpose of Senate committees.

- b. Duties. The Committee shall present to the Senate a list of nominees for committee membership, and for elected Senate positions/officers. Members of ad hoc committees created by the Senate shall also be nominated by this Committee, unless the Senate makes other provisions. The Nominating Committee assists the Faculty Senate president in conducting elections according to approved policies and procedures. The Nominating Committee may assist committees with the process of selecting their chairs.

[The amended Bylaws, Section VI.B.6 Nominating Committee, approved by Faculty Senate on 4/2/13, shall take effect at the elections of Spring 2014.]
[Amended 4/2/13]

7. Promotion and Tenure Committee:

The Promotion and Tenure (P & T) Committee reviews promotion and/or tenure cases for Assistant Professors, Associate Professors, and Professors.* The P & T Committee also reviews long-term contract and/or promotion cases for Assistant Clinical Professors, Associate Clinical Professors, and Clinical Professors.** [Passed 2/5/19]

- a. Composition. The Promotion and Tenure Committee will consist of six (6) tenured faculty holding the rank of Professor or Associate Professor who have each served at least two years as faculty at Indiana University East. Membership will last for two years. At any time, at least two (2) of the members must hold the rank of Professor.

The Committee should contain representatives from at least three different Schools of the University. For the purposes of membership on this Committee, the Library shall be considered a School.

[Comment: In future, when the IU East faculty includes a number of Associate Clinical Professors and/or Clinical Professors who have earned long-term contracts, the IU East faculty may decide that the P & T Committee should include at least one Associate Clinical Professor or Clinical Professor who serves on the P & T Committee only for clinical faculty cases. Any changes to the composition of and membership eligibility for the P & T Committee for clinical faculty cases, and the

corresponding changes to election processes, must be approved by IU East faculty and entered into these Bylaws. (Comment Passed 2/5/19)]

- b. Ineligibility. Except in cases of reconsideration of prior decisions, each faculty member and/or administrator may participate only once in any given case.

Therefore, the Executive Vice Chancellor for Academic Affairs, and the Chancellor are ineligible to serve on the Promotion and Tenure Committee.

Deans (or immediate supervisors) of candidates are ineligible to serve during years when such a candidate is being considered for promotion or tenure, or clinical long-term contract and/or promotion. [Amended 2/5/19]

Members of School (or departmental) promotion and tenure committees are eligible to serve during years when a candidate from their School (or department) is considered, but may not vote on cases on which they have previously voted.

Members of the Faculty Board of Review must resign from the Board upon beginning the term of the Promotion and Tenure committee.

- c. Disqualification. Members who feel unable to render impartial judgment on a case must disqualify themselves from that case. A candidate for promotion or tenure may not serve on the P & T Committee during the year of his/her candidacy. If the number of voting members falls below five (5) on any case, the Senate will elect an additional member(s) to serve on that case.
- d. Election process. Each year three tenured faculty are elected to a two-year term on the Promotion and Tenure Committee. At least one of these must hold the rank of Professor. Every effort should be made to ensure that at least three schools are represented on the committee. For the purposes of membership on this Committee, the Library shall be considered a School.
 - (i) Primary Election.
Primary ballots will include the names of all eligible candidates, except those who wish not to be considered. Members of the Faculty Board of Review are eligible to be elected. These primary ballots will be tabulated by the Nominating Committee.

(ii) General Election.

The Nominating Committee will compile a ballot of six candidates, and distribute printed ballots during the election. At least two of the candidates must hold the rank of Professor, and at least three Schools must be represented. In case of a tie, the number of candidates may be increased. Instructions to voters should ensure that the composition of the committee is as described above.

(iii) By-Elections to fill vacancies.

Should a member of the Promotion and Tenure Committee resign, become ineligible to serve, or otherwise unable to fulfill the term the Nominating Committee shall hold a special election to replace the vacancies. No election needs to be held in cases where there is no business for the committee. The Nominating Committee shall choose election processes that ensure continued compliance of the committee with respect to the composition requirements. In particular, replacements must be chosen so that at least one (full) Professor's term ends at the end of each academic year.

- e. Alternates. The faculty member elected each year who has the least seniority shall serve as that year's alternate; seniority will be determined by time at Indiana University East. The alternate member will have all committee rights and responsibilities except the vote, but will replace any voting member who is absent or ineligible to vote. During the second year of the alternate's term, he/she will become a voting member.

*For promotion and/or tenure cases, policies to consult include Indiana University's Faculty and Librarian Tenure Policy (ACA-37 in University Policies of Indiana University); Indiana University's Faculty and Librarian Promotions Policy (ACA-38 in University Policies of Indiana University); and Indiana University East's Promotion and Tenure Policy and Procedures. [Passed 2/5/19]

**For clinical professor cases, policies to consult include Indiana University's Regulation of Clinical and Lecturer Appointments Policy (ACA-18 in University Policies of Indiana University); and IU East's Clinical Professor Policy. [Passed 2/5/19]

[Passed: 3/6/01, 3/19/02, 5/6/08, 3/2/10; Amended 2/5/19]

[Workload Committee Passed: 8/24/95, 5/5/98, Disbanded: 2/6/07]

8. Lecturer Long-Term Contract Review Committee

- a. **Composition:** The Lecturer Long-Term Contract Review Committee will consist of 6 faculty members who have each served at least two years as faculty at Indiana University East and who hold long-term contracts of at least 5 years or are tenured. Membership will last for two years with continuity and rotation guaranteed by filling only vacancies that exist at the start of each academic year. Each year three (3) faculty with long-term contracts or tenure will be elected with at least one of those elected holding rank as senior lecturer, if a senior lecturer is available and willing to serve. The Committee must contain representatives from at least three different Schools of Indiana University East. For the purposes of membership on this Committee, the Library shall be considered a School. The faculty member elected each year who has the least seniority shall serve as that year's alternate; seniority will be determined by time at IUE. The alternate member will have all committee rights and responsibilities except the vote, but will replace any voting member who is absent, becomes disqualified, or otherwise becomes unable to serve. During the second year of the alternate's term, he/she will become a voting member. If for any reason, a member is unable to fulfill his/her two-year term, the Senate will elect a replacement for the unexpired term. [Amended 2/3/09]
- b. **Ineligibility and Disqualification:** Members who feel unable to render impartial judgment on a case must disqualify themselves from the case. Members of the Faculty Board of Review, and Executive Vice Chancellor for Academic Affairs, and the Chancellor are ineligible to serve. Immediate supervisors of long-term contract candidates will be ineligible to serve during the year a candidate is being considered. [Amended 2/3/09]

[General Studies Committee Passed: Feb. 6, 2001; revised: May 3, 2005; rescinded 04/04/06; Lecturer Long Term Contract Committee Passed: 05/02/06, Amended: 10/03/06, 5/6/08]

C. Records

All Faculty Senate committees shall maintain archive materials consisting of minutes, all proposals forwarded to the Faculty Senate, annual reports, and other relevant documents. At the end of the academic year, each committee shall submit a copy of these materials to the President of the Faculty Senate to be included in the campus archives. Each committee shall retain a second copy for its own record and use by the committee the following year. Each committee's annual report shall be reported to the Faculty Senate at the first Senate meeting of the fall semester. [Passed: April 21, 1998]

The Faculty Board of Review's record keeping is explained in Policies and Procedures for the Faculty Board of Review at Indiana University East. The Faculty Board of Review shall submit its annual report for the completed calendar year to the President of the Faculty Senate prior to the first meeting of the new calendar year. The Board's annual report for the completed calendar year shall be reported to the Faculty Senate at the first Senate meeting of the new calendar year. [Passed: 4/7/15]

Section VII: Miscellaneous

A. Academic Handbook

1. Language employed in the IU East Academic Handbook shall be gender neutral. [Passed: 4/30/96]
2. The Indiana University East Academic Handbook consists of
 - a) The Constitution and the Bylaws of the Faculty Senate;
 - b) The collection of all Policies regarding the Academic Appointee;
 - c) The collection of all Faculty Senate Policies regarding Student Academic Affairs and Athletics. [Passed: 3/22/85, Amended 5/6/08]

3. Publication and Distribution of Documents

The Faculty Senate web site (or another appropriate medium) contains the most current version of the Academic Handbook and other materials relevant to the faculty. The Faculty Senate President and the Executive Vice Chancellor for Academic Affairs have oversight responsibility for updating and maintaining different sections of the Academic Handbook according to whether those sections are under the authority of faculty or administrative officials. (The Constitution of the Indiana University East Faculty Senate and the Constitution of the Indiana University Faculty list areas that are under faculty authority. The Constitutions also explain how administrative officials should consult and inform faculty about policies, practices or operations that are within administrative authority.)

- a. The Faculty Senate President has oversight responsibility for updating those sections of the Academic Handbook that are under faculty authority, for example, what has been approved by Faculty Senate. The Senate President also has oversight responsibility for updating those sections that are under the joint authority of faculty and administrative officials. The Senate President will keep faculty informed about how to access the Senate web site for the most current version of the Academic Handbook. The Senate President will confer with the Executive Vice Chancellor for

Academic Affairs to ensure that those sections of the Academic Handbook that are under the authority of administrative officials are updated in a timely manner. The Senate President will also confer with the Executive Vice Chancellor for Academic Affairs to ensure that there is a copy of the current Academic Handbook in a medium that will not be affected by technological failure.

- b. The Executive Vice Chancellor for Academic Affairs has oversight responsibility for updating those sections of the Academic Handbook that are under the authority of administrative officials. The Executive Vice Chancellor for Academic Affairs will confer with the Senate President to ensure that these sections are updated in a timely manner, and to ensure that there is a copy of the current Academic Handbook in a medium that will not be affected by technological failure.

The Academic Handbook will be organized in an understandable way.

[Amended 5/6/08]

[Bylaws amended 3-2-10; 8-25-11; 10-4-11; 12-4-12; 4-2-13; 2-5-19]