

### **1.5.2 ELECTION: TWO VOTING UNIVERSITY FACULTY MEMBERS, BOARD OF TRUSTEES**

[See US: 10/12/88; US: 10/8/2001; US: 12/8/05; BoT: 6/2005]

As specified in state law (KRS 164.131(1)(e) and implemented in the Governing Regulations (II.B.2.b.1) there shall be two (2) voting faculty members of the Board of Trustees who are "members of the faculty of the University." In accordance with KRS 164.131(3) and as implemented in GR II.B.2.b.1, the University Faculty members who are eligible to vote for, and eligible to serve as, elected members of the Board of Trustees shall be those members who are regular, full-time faculty employees with a rank at the level of assistant professor (or its equivalent, Librarian III) or above, whose primary assignments, i.e., more than fifty percent (50%), are in instruction, research, and/or public service, as defined in Human Resources Policy and Procedure Administrative Regulation 4.0: Employee Status. [GR II.B.2.b.1]

- \* For the purposes of election of Faculty Trustees, AR 3:2 is here interpreted to allow voting by, but not election of, faculty employees on phased retirement. [SREC: 12/17/13].

Elections shall be held only during the academic year. During years when a regular term expires (June 30), the election shall be held during the Spring Semester. If at any time a faculty Board member should become ineligible to serve (i.e., assumption of an administrative title, resignation, official leave which precludes attendance, loss of status as faculty employee, etc.), the chair of the Senate Council shall declare a vacancy and call for a special election of a faculty member to serve for the duration of the original member's ineligibility.

Elections shall be conducted under the supervision of the Senate Rules and Elections Committee as follows:

#### **1.5.2.1 Nominations**

The Chair of the Senate Rules and Elections Committee shall solicit nominations by a method calculated to provide reasonable notice to the eligible faculty (and to the unit administrators for the purpose of assisting dissemination of this notice to the faculty). Nomination forms shall be submitted to the Chair of the Senate Rule and Election Committee in writing or by fax, and must contain the names and signatures of ten (10) or more nominators on the same form, all of whom must be eligible to vote. Forms may be provided for this purpose. The nomination form shall indicate that the nominee is willing to serve if elected and that he or she is qualified to serve.

- \* Pursuant to Administrative Regulations on tenure-ineligible title series and on faculty members with certain administrative appointments, the following terms apply: (1) Tenured faculty employees who have been appointed to an administrative position at or above the level of department chair are not eligible to participate in the election of faculty representatives, or serve as the elected faculty representative, to faculty governance bodies above the college level (e.g., Board of Trustees, University Senate, Graduate Council, Undergraduate Council, and Health Care Colleges Council) (see HRPP 4.0); (2) Regular, full-time faculty employees in a tenure-ineligible series are not eligible for regularly assigned university-level service activities, except that the tenured/tenure-track faculty of a college may allow a tenure-ineligible series to be eligible to vote for

representation, and stand for election, specifically to the University Senate, by extending College Faculty membership to that faculty series (to be documented in the College Rules; see AR 2.5, AR 2.6, AR 2.9 for more details). [SREC: 4/15/11]

If three (3) or fewer persons are nominated there shall be only one (1) ballot as indicated below (see "The Final Ballot.") However if only one (1) person is nominated, the nomination period shall be extended by one (1) week with notification to all eligible faculty voters. If no other nominations are put forward at this point, the sole nominee shall be declared elected.

#### **1.5.2.2 The preliminary ballot (if necessary)**

If more than three (3) persons are nominated, the names of all nominees shall be placed upon an electronic ballot with email notifications sent to all eligible faculty voters. If electronic balloting is not feasible, a paper ballot shall be utilized. The ballot shall contain the college and department or other subunit affiliation, if any, of each nominee. The election shall be by secret ballot and voters shall vote for only one (1) nominee. If one (1) nominee receives a majority of the votes, that person shall be declared elected. Otherwise, the three (3) nominees receiving the highest number of votes (including ties) shall be placed upon a final ballot.

#### **1.5.2.3 The final ballot**

The final ballot shall contain a brief biographical sketch submitted by each of the candidates and may contain a brief statement by them. Each voter shall indicate a first and may indicate a second choice. All of the first-choice ballots will be counted, and any candidate who receives a majority of votes will be elected. If no one receives a majority, a determination shall be made between the two (2) candidates with the largest number of first choice votes in the following manner: The second-choice votes on the ballots whose first choice candidate or candidates have been eliminated will be added to the first choice votes received by the top two (2) candidates, and the person with the larger number of total votes will be elected. (In the event of a tie at that stage, the candidate with the larger number of first choice votes will be elected. And in the event of a tie in the first and second choice votes, the tie will be resolved by a random draw after notifying the top two candidates.) [Revised: 10/1/80; Senate Rules Committee; US: 1/18/88; US: 10/12/98; US: 10/8/2001]

#### **1.5.2.4 Election Problems**

In case of unanticipated election problems, the Senate Rules and Elections Committee shall act as the final arbiter.