

University Senate
October 12, 2015

The University Senate met in regular session at 3 pm in the Auditorium of W. T. Young Library on Monday, October 12, 2015. Below is a record of what transpired. All votes were taken via electronic voting devices unless indicated otherwise; specific voting information can be requested from the Office of the Senate Council.

Senate Council Chair Andrew Hippisley called the University Senate (Senate) meeting to order at 3:00 pm. He reminded senators to pick up their clickers.

The Chair called for an attendance vote and 64 senators registered their presence.

1. Minutes from September 14, 2015 and Announcements

Regarding the minutes from September 14, 2015, there was one minor revision sent in during the prior week and another revision to that, which senators had not yet seen. The Chair showed senators the revised language in the minutes. Because there were **no objections**, the minutes from September 14 were approved as amended by **unanimous consent**.

The Chair asked for the Senate's permission to rearrange agenda to move to agenda item number five ("Conversation with the President") when President Capilouto arrives, around 4 pm. There were no objections.

There were a few announcements.

The Chair announced that on Thursday there will be a game between UK and Auburn at 7pm. Classes are to carry on as normal and parking arrangements were detailed at <http://www.uky.edu/evpfa/thursdayfootball>.

A web transmittal was posted Friday; the Chair asked senators to please review course and programs.

There was a recent campuswide faculty advising workshop and Kraemer, chair of Senate's Academic Advising Committee (SAAC) was in attendance. The Chair noted that SAAC is the point of interaction between Senate and advising activities.

2. Officer and Other Reports

a. Chair

The Senate Council (SC) approved nominations for various committees:

- Periodic reviews for Engineering, Medicine, Business & Economics, Law, Dentistry, Health Sciences, Libraries
- Sexual Assault Misconduct Hearing Panel and Appeals Panel
- University Honors Program Committee

The Chair invited Susan Carvalho, interim dean of the Graduate School, to talk with senators about the process for nominating individuals as honorary degree candidates. Dean Carvalho explained the process to senators and said that any suggestions for improvement were welcome. Webb (AG) suggested a

tiered review process whereby a nomination could be made without the full-blown process involving letters, etc.

On behalf of SC and Senate, Chair approved a change to the University calendar for this academic year (2015-16) to change the last day to withdraw from classes for fall 2015 semester.

The Chair reminded senators that the deadline for nominations for membership on UK Core Committee was Tuesday at 5pm.

Christ went on sabbatical and Bruce Webb (AG/Entomology) is filling the remainder of Christ's term (through December 2015).

The Senate will hold elections for SC members in December – senators should expect to see information and announcements emailed in November and December. Three SC members' terms will end December 31, 2015: Andrew Hippisley, David Watt, and Bruce Webb. Due to holding the position of Chair, Hippisley will continue as a voting member until June 2016

The SC approved the use of new forms for the following program proposals:

- New Graduate Certificate;
- New Undergraduate Certificate;
- Change a certificate (undergraduate and graduate);
- University Scholars Program; and
- Master's Degree Program.

The SC also approved use of a modified form for retroactive withdrawal appeals.

b. Vice Chair

There was no report from the Vice Chair.

c. Parliamentarian

There was no report from the Parliamentarian.

d. Trustee

Trustee Wilson (ME) recalled that he had suggested deferring some things to the October Senate meeting when President Eli Capilouto could be present and answer questions. Wilson said that he and Trustee Grossman (AS) subsequently met with President Capilouto to express their concerns about actions taken subsequent to the actions taken by the Board of Trustees (Board), actions that Wilson and Grossman thought were not consistent with the Board's ruling and were difficult to understand from an academic point of view. Wilson noted that neither he nor Grossman knew what, if anything, the President was going to do in light of their concerns.

Grossman (AS) said that he and Wilson attended a meeting organized by Kentucky's Council on Postsecondary Education for all trustees of Kentucky's universities, both public and private, four-year and two-year institutions. Grossman noted that one of UK's own, faculty member Christia Spears Brown, won the Acorn Award for outstanding teaching. Regarding the Thursday football game, Grossman said it was not clear if the game would have minimal impact or be a huge disruption. He said he planned to send out a survey to faculty and staff to get feedback on the level of disruption caused by the Thursday football game.

There were a couple of questions from senators pertaining to details of the meeting between the faculty trustees and President Capilouto.

3. Degree Recipient

a. Motion to Amend Something Previously Adopted (August 2009 Degree List): Bestow MM Music Performance and Rescind MA Music Performance for Student KA-06

The Chair explained that the **motion** from Senate Council was to recommend that the elected faculty senators amend the August 2009 degree list adopted at April 13, 2009 Senate meeting by adding the Master's of Music Performance and rescinding the Master's of Arts in Music Performance for student KA-06. Because the motion came from SC, no **second** was necessary.

Wood (AS) offered a friendly amendment to change "rescind" to "delete." The Chair accepted on behalf of SC. Grossman (AS) asked that it be made clear to the Board of Trustees that the degree was rescinded, not deleted. Debski (AS) asked about the language in the associated memo about when the error took place. Guest Cleo Price (assistant dean of the Graduate School) explained that the student wanted to have correct information on their transcript. After some additional discussion, Carvalho, interim Graduate School dean, said that the paperwork was in error and that the Graduate School did not know about the error until just recently.

Wasilkowski (EN) offered a friendly amendment to remove the instance of "Senate" that immediately followed "elected faculty senators" and the Chair accepted on behalf of SC. Blonder (ME) asked about the language used in the past regarding a recommendation to the Board. The Chair explained that the boilerplate language did not include that language and the Board likely understands the Senate's intent in such instances. Wood (AS) asked to change the language to include "through the President to the Board of Trustees." The Chair considered the amendment to be friendly and accepted it on behalf of the SC.

A **vote** was taken on the motion that the elected faculty senators amend the August 2009 degree list adopted at April 13, 2009 Senate meeting by adding the Master's of Music in Music Performance and deleting the Master's of Arts in Music Performance for student KA-06 and recommend through the President to the Board of Trustees that the MM be awarded effective August 2009. The motion **passed** with 74 in favor and one opposed.

4. Committee Reports

a. Senate's Academic Planning and Priorities Committee (SAPPC) - Wally Ferrier, Chair

i. Standardized Meeting Times for Classes

Ferrier (BE) explained the report from the Senate's Academic Planning and Priorities Committee (SAPPC) regarding standardized meeting times for classes. The Chair said that the **motion** from SC was that the Senate endorse the meeting patterns proposed and state that all faculty must abide by the policy. Because the motion came from committee, no **second** was necessary.

There were a number of questions from senators regarding the proposal. Debski expressed concern that the motion included recommendations from the report, but not exceptions. On behalf of the SC, the Chair accepted as a friendly amendment the suggestion from Debski (AS) to change the wording of the motion to "endorse the meeting patterns report."

Wood (AS) expressed concern about the Senate's ability to enforce the requirement that all faculty would have to abide by the policy. Wood **moved** to amend the motion so that the motion suggests the Registrar adopt the report as policy. Wasilkowski (EN) **seconded**. After discussion, a **vote** was taken and the motion to change the wording of the motion so the Registrar adopts the report as policy **passed** with 58 in favor and 19 opposed.

Discussion continued with senators asking questions and speaking for and against the amended motion. In response to a question from Schroeder (ED), Ferrier said that the standardized meeting times were applicable to fall and spring semesters, but not to the summer session or summer term.

When there were no further comments or questions, a **vote** was taken on the **motion** that the Senate endorse the meeting patterns report as proposed and recommend that University Registrar adopt the report as policy. The motion **passed** with 59 in favor, 19 opposed and one abstaining.

b. Ad Hoc Committee to Review the Confucius Institute - Wally Ferrier, Chair

i. Final Report

Ferrier (BE) explained the recommendations in the report from the Ad Hoc Committee to Review the Confucius Institute. The Chair said that the **motion** from SC was that the Senate accept the recommendations from the Ad Hoc Committee to Review the Confucius Institute. Because the motion came from committee (SC), no **second** was necessary. There were a variety of questions from senators.

Grossman (AS) suggested a friendly amendment, accepted by the Chair on behalf of SC, to change the wording so the Senate accepts the report, not just the recommendations. The Chair acknowledged that the SC accepted the report and agreed with its recommendations. After additional discussion, a **vote** was taken and the motion that the Senate accept the report of the Ad Hoc Committee to Review the Confucius Institute **passed** with 76 in favor and four abstaining.

5. President Eli Capilouto - Conversation with the President

President Eli Capilouto, chair of the Senate, gave senators a presentation outlining UK's ongoing activities and plans for the future. At the end of his PowerPoint presentation, the President spoke to senators "from my heart and core" regarding recent events and implications of academic freedom. [The Healthcare Committee of the Board of Trustees in August removed the clinical privileges of a faculty member in the College of Medicine, Paul Kearney, due to inappropriate comments made to colleagues and to a patient. There were concerns among some faculty that subsequent to that meeting, Kearney's faculty privilege rights were violated.]

When the President was finished speaking, the Chair said that he would entertain questions from the audience, first from senators and then later, time permitting, from guests. Blonder (ME) asked the President for the rationale behind barring Kearney from attending public meetings and what that meant for faculty members attending public meetings, in general. The President replied that clinical teaching in occurs in those settings and Kearney's past behavior in such settings had raised concerns. The President said that it was a rare step to take, but that he did so in accordance with principles he mentioned earlier.

Wood (AS) asked about the status of the faculty disciplinary action document the Senate approved in May 2015 and also asked how the President and his administrators are moving to respect, strengthen, and protect academic privileges for faculty. The President answered by saying that the bylaws of the hospital and physicians' groups were followed "to a T" and he went out of his way to not interfere with

that. In regards to the disciplinary policy, he said that it was not a fun exercise, but it was healthy and everyone learned from it. He said he looked forward to working on it with Wood and other faculty.

Grossman (AS) asked for an update on the new funding model. President Capilouto replied that he and other senior leaders did a lot of listening and were ready to take a step forward. Provost Tim Tracy and Executive Vice President for Finance and Administration Eric Monday have meet with deans to get feedback on how to move forward. The President suggested having a discussion about the budget model at a future Senate meeting, to get senators' feedback. The President said that in the process of trying to change everything, it became somewhat disruptive to campus and more recent steps have been to make the model simpler. He said he asked the Provost to work on the budget model in terms of quality, not just a race to enroll more students; UK's race is to graduate more students. In response to Grossman's follow-up question about the time frame, Provost Tracy said that things will be rolled out in the coming weeks, not months. He added that feedback was coalescing and the model will be more incentive based.

Webb (AG) asked about the declining numbers of invention disclosures and if UK has plans for technology transfers. The President said that Vice President for Research Lisa Cassis could come to Senate and present UK's current activities and plans for improvement; he said she would welcome the discussion and dialogue.

Debski (AS) said she wanted to follow up on the President's comments about how things were learned during the faculty disciplinary process and asked what those things were. President Capilouto replied that because UK and the faculty member were facing legal action, he should not comment. He did note that while it had never happened before, UK was involved in a situation where a faculty member's clinical privileges were revoked, along with responsibilities associated with teaching and patient care.

There were no further questions for the President. The Chair thanked the President for attending and the President departed.

Committee Reports, continued

c. Senate's Advisory Committee on Privilege and Tenure - Mary Kay Rayens, Chair

i. 2014-15 Annual Report

Guest Mary Kay Rayens, former chair of the Senate's Advisory Committee on Privilege and Tenure (SACPT), gave senators a report on the SACPT's activities during the 2014-15 academic year. There were a few questions from senators.

d. Senate's Retroactive Withdrawal Appeals Committee (SRWAC) - Tom Nieman, Chair

i. 2014-15 Report

Guest Tom Nieman, chair of the Senate's Retroactive Withdrawal Appeals Committee (SRWAC), gave senators an update on the activities of SRWAC. In response to a question from McCormick, Nieman said that SRWAC had been working with others for about three years to resolve situations where a student tries to withdraw from all classes but is technologically prevented from doing so by UK's system; the last class remains unless a student completes an additional step of emailing, faxing, or coming to the Registrar's office in person to drop the last class. Associate Provost for Undergraduate Education, Ben Withers, said that the issue was being dealt with carefully to make sure that all students know there are resources available to them. Regardless of why a student wants to withdraw from UK, Withers said it was important for someone to reach out to the student. He noted that while it might be a hardship, a student could contact the Registrar via email to drop the last class. Withers said he has met with

associate deans about this issue and UK must be more robust in interventions and reaching out to students before they try to withdraw from that last class. He ended by saying that he was working with IT to help students when withdrawing, but there needed to be a contact with the student before they get to the point of withdrawing entirely from UK. There were no further questions from senators.

6. Other Business (Time Permitting)

The Chair reminded senators that “Other Business” was an opportunity to raise issues and he had received a communication from a senator who wished to raise an issue. Sachs (AS) said that concerns about administrative bloat had been a topic of conversation for many years. He asked if there was data about where UK stands in comparison to other universities and wondered if any other senators were interested in the topic. There were general comments of support from a variety of senators. The Chair noted that there was a Senate committee that looks at institutional resources and said that the issue could be given to that committee for discussion. While it might not be possible to compare UK to others, UK could be compared to itself, over time. There were a few comments from senators.

There being no further business to attend to, the meeting was adjourned at 5:16 pm.

Respectfully submitted by Katherine McCormick,
University Senate Secretary

Invited guests present: Tom Nieman, Cleo Price, and Mary Kay Rayens.

Absences: Allen, Arnett, Bailey, Bird-Pollan, Birdwhistell, Blackwell, Bondada, Brennen, Brion*, Brown, K, Geneve, Gower, Healy*, Kyrkanides, Lacki*, Lauersdorf*, Loven, Mazur, McCulley, Nash, Nathu, O’Hair, D.*, O’Hair, M.J., Profitt, Rey-Barreau, Rice*, Richey, Sanderson, Sandmeyer, Scott, Sekulic*, Shen, Smith, Stevens*, Swanson, Tagavi*, Tick, Truszczynski, Vernon, Vosevich, Walz, Wilson, K., Witt, and Yost*.

Prepared by Sheila Brothers on Thursday, October 29, 2015.

* Denotes an explained absence.