

Final Report of the Senate Rules Committee, Academic Year 2016/2017

During the 2016/2017 academic year, the Faculty Rules Committee of the Ohio State University, pursuant to rule 3335547.3, consisted of 10 members: 6 faculty senators (Prosper Boyaka, Jose Diaz, Kari Hoyt, Stefan Niewiesk (chair), Tom Wells, Brian Winer), three students (Jenna Gravalis (USG), Masallay Kanu (IPC) and Maria Salvador (CGS)), and the secretary of the university senate (Tim Gerber). Two ex officio members also attended regularly (Kay Wolf or Jan Neiger from Office of Academic Affairs and Brandon Lester from Office of Legal Affairs).

Summary

The Rules Committee discussed and approved the revision of 11 rules. Of the 11 approved rules, four were voted on and approved by the Senate. Seven rules were submitted to the Steering Committee and are awaiting approval by the Senate. In addition, seven rules were discussed but no changes were approved or deemed necessary.

1. The following rules were approved by the Senate:

3335-13-06 Rights to and interests in intellectual property, patents, and copyrights. This rule had been sent back to the Rules Committee by the Senate for further discussion in April 2016. After repeated discussions within the Rules Committee and Faculty Council a final version was approved by the Senate on February 9, 2017.

The main consideration in the revision of this rule was to clearly define the role of faculty in overseeing the policy on intellectual property, patents and copyrights (IPPC) and changes thereof. Therefore, in the introduction and in paragraph A faculty oversight over the IPPC policy by faculty is stated. (For the revision of the rule, the Office of University Compliance and Integrity was asked to provide input. The Office will rewrite their guidelines to state more clearly that faculty are an essential part of the university policy proposal process).

Paragraph C states the right of faculty over copyright while acknowledging that certain exceptions exist and will be regulated in the IPPC policy.

Paragraph D is thought to be necessary because most rules (also 3335-13-08 which was used partially as a template) reference the role of administration in the day to day handling and administration of a policy. As it is not clear yet which office(s) will work with the rule/IPPC policy the decision is left to the president. This paragraph is also in

agreement with the duties and responsibilities of the IPPC committee as outlined in rule 3335-5-48.19.

3335-5-48.6 Council on Student Enrollment and Progress.

This proposal adds one non-tenure track member to the committee and was amended to include two administrators to reflect current practice, one from OAA and one from Enrollment Services. The rule was approved by the Senate on March 9, 2017.

3335-5-48.7 Committee on Academic Misconduct.

The rule was changed to allow a larger number of members to serve on the committee (due to increased workload) and to allow non-tenure track faculty to serve. The membership now includes 22 faculty members (at least 18 tenure-track) and 18 students. The rule was approved by the Senate on February 9, 2017.

3335-13-02 Smoking - tobacco.

This rule was deleted because since its inception a more encompassing policy regarding tobacco use and prevention has been established (Tobacco Free Ohio State Policy 7.20) which does not even reference this policy. The rule also has a much smaller focus than the policy. Deletion approved by the Senate on April 13, 2017.

2. The following rule changes were submitted to the Steering Committee and require approval:

3335-17-01 Administration Members

3335-17-04 Apportionment of faculty members.

3335-3-34 Schools, departments, divisions, and sections; defined and located.

3335-5-45.2 Secretary of the university senate.

The changes to these rules are editorial in nature.

3335-7-02 Titles.

Consistent with other Big Ten institutions, the use of title for clinical track faculty has been streamlined and limited to professor of clinical or professional practice. Exceptions will be approved by the Provost or his/her designee. This change follows the language of other rules. After each title e.g. professor of clinical practice the "(name of college, school, or department) is added for clarity.

3335-7-08 Annual review, reappointment/non-reappointment, and promotion review procedures/ for clinical track

3335-7-36 Annual review, reappointment/non-reappointment, and promotion review procedures/ for research track

Currently, all applications for promotion of tenure track faculty are decided by the provost. For clinical and research faculty, this process stops at the dean level. It is seen as a question of equality and fairness that this process should be extended to the provost level. Reappointment which depends on financial considerations and needs of the department are not affected by this change.

3. These rules were discussed but for various reasons no changes were approved:

3335-5-48.14 University Research Committee.

This rule proposal was sent back to the research committee with the request of the following changes:

A.1.b replace clinical track with clinical; explain or delete non-tenure track

A.4 The rule change contains the mention of the Office of Postdoctoral Affairs. The change should be re-submitted after the creation of the Office of Postdoctoral Affairs.

A.5.d delete; committees can add ex officio members at will

B.7-10 this should be in the bylaws (the research misconduct policy also covers B.8)

C. Ample detail should be in the bylaws. Perhaps maintaining the current language and developing bylaws would work best.

3335-5-48.19 Committee on intellectual property, patents, and copyrights.

The committee discussed whether changes to this rule were necessary due to changes to 3335-13-06 Rights to and interests in intellectual property, patents, and copyrights. However, no changes were deemed to be necessary.

3335-13-04 Duplication of keys.

3335-13-05 Control of dogs and other animals.

The committee suggested edits to these rules for clarification. These suggested changes were submitted to the Steering Committee to be forwarded to the Vice President of Administration and Planning for consideration.

3335-5-47.1 Steering Committee

Changes to this rule were discussed but the proposal was recalled by the proponent (Ben Givens).

3335-5-19 Faculty (C)

The issue of emeritus faculty was returned to Kay Wolf, Vice Provost for Academic Policy and Faculty Resources for comparison with peer institutions.

3335-5-45.3 Faculty ombudsman

The term “ombudsman” was discussed. No changes were recommended.

Action Items:

Seven rules will have to be sent to Senate for approval. One rule change proposal will be amended by the Research Committee, and two rules will be forwarded to the Vice President of Administration and Planning for consideration.