

Final Report of the Rules Committee, Academic Year 2018-2019

During the 2018/2019 academic year, the Rules Committee of the Ohio State University, pursuant to rule 3335-5-47.3, consisted of 10 members: 6 faculty senators (Kat Calder, Terry Esper, Amy Ferketich, Sarah Moore, Chirag Patel, and Terry Reese (chair), three students (TJ Beavers, Jacob Dretzka, and Riley DeBacker), and the secretary of the Senate (Ben Givens). Additionally, the committee had two ex-officio members (Kay Wolf from the Office of Academic Affairs and Brandon Lester from the Office of Legal Affairs). Hannah Torma provided administrative support.

Summary

The Rules Committee addressed three core areas over the academic year 2018/2019. These areas were:

- Responding to a Steering Subcommittee request relating a change in the make-up of the senate; as it related to the inclusion of staff senators.
- Evaluating current Senate Committees and updating current membership rules to reflect Senate Leadership's long-term desire to allow for more non-tenured track faculty inclusion.
- An update and clarification of rules 3335-07 related to Clinical faculty titles; to address the needs on campus for titles that better reflect non-tenured and non-clinical teaching faculty.

In addition to these three core areas, the Rules Committee brought forth to the Senate the finalized Resolution approved during the 2017/2018 academic year corresponding to rules related to emeritus faculty.

In total, the Rules Committee presented to the University Senate proposals that amended, revised, or proposed new rules within areas: 3335-05-19, 3335-05-37/38, 3335-05-46-3335-05-49, 3335-07, and 3335-17. In all cases, these amendments, revisions, or additions to the University Rules were presented to and approved by the University Senate during the academic year 2018/2019.

In addition the proposal of new rules, the Rules Committee spent the first half of the year creating and approving a formal set of bylaws for the Committee.

Please note, a 'Buckeye Box' folder (Senate Rules Committee\Rules Committee AY19), was created and managed by the Senate office and contains detailed meeting materials organized by meeting date for future reference.

1. Rule changes approved by the University Senate during the 2018/2019 academic year

The approved rule amendments and corresponding Whereas statements are appended to this report for reference (Appendix A).

Updates to the Make-Up of the University Senate

- 3335-05-37/38
- 3335-17

Summary:

Rules Changes 3335-5-37/38 and 3335-17 were forwarded to Rules by a Subcommittee formed by Steering. The subcommittee was formed to investigate which parts of the university community is currently left out of participation in the University Senate. Working within the group, the subcommittee recognized that staff make up a large portion of the University but have limited representation in the Senate. Working with USAC, the Steering Subcommittee developed a proposal that would alter the make-up of the University Senate, create 5 new staff senators. The addition of these senators required a number of additional changes to ensure that the make-up of the senate remained in compliance with the faculty rules, specifically 3335-5-37, ensuring an ~50% voting percentage in the senate.

Changes

These rule changes introduce substantial changes to the senate structure. These changes are:

- The reduction of 2 administrative members to 24 members
- The addition of 1 new faculty senator, bringing the total to 71
- The addition of 5 staff senators

Additionally, these rule changes update 3335-5-37(B) adding all senate committee chairs (if not already members of the senate) as non-voting members. This change *does not* give senate committee chair the ability to vote on the floor of the senate (unless they are also a senator) but does allow chairs to participate in all senate deliberations.

[Updates to Make-up of University Senate Committees](#)

- 3335-05-46/49

Summary

Rules Changes 3335-5-46/49 were forwarded to Rules by the Steering Committee to provide general guidelines for senate committee related to faculty service and make-up. Three years ago, the University Senate asked Committees to evaluate current membership and develop proposals to establish guidelines that would allow the potential for more non-tenured faculty to serve on committees. Over the past 3 years, few committees have submitted proposals to update committee memberships. To simplify this process, Steering has suggested the creation of a general rule that, unless otherwise specified, would shift the committee faculty make-up to allow for (but not require) an up to a 1/3 of the faculty to be non-tenured.

Changes

These rule changes introduce substantial changes to the senate committee structure around faculty membership makeup. In the past, most committees explicitly required only tenured faculty for service on committees. This language left out a significant population of the universities' faculty. This rule change:

- Established a general rule, that of the faculty membership, that at least 2/3 of the faculty making up the committee must be tenure-track. This allows the senate leadership the option, when making committee assignments, the ability to have up to 1/3 of the faculty representation be non-tenure-track.

- Adds 1 staff member to the rules committee, in addition to adding options for staff service in other committee spaces.
- In response to a request from the Diversity Committee, adds the past-chair of the committee as a non-voting member.

In general, the rule changes focus on removing language that explicitly defined faculty membership in terms of tenure-track faculty, and instead was changed to note total number of faculty membership on the committee. Unless otherwise noted, faculty membership make-up then would follow the general rule set out in 3335-5-48(B)(2) that states tenure-track faculty must make up at least 2/3 of the faculty membership on a committee; unless otherwise stated.

Updates to Clinical Titles

- 3335-07
- Clerical/clarifying language changes related to updates in 3335-07
 - 3335-05-03
 - 3335-05-19(B)(1)
 - 3335-05-19(B)(3)
 - 3335-05-19(B)(3)(b)
 - 3335-05-19(B)(3)(c)
 - 3335-05-36(A)
 - 3335-05-48.10(3)
 - 3335-09-11
 - 3335-17-04(C)
 - 3335-17-08(A)(1)

Summary

Rules Changes 3335-7 seeks to close a gap in the current language around the rules concerning clinical and practice faculty members. Currently, colleges and departments utilize clinical faculty in positions without any clinician responsibilities. This causes a great deal of confusion within the departments and for the faculty. This rule change would update the available titles available for non-tenure-track faculty from the current available list:

- Instructor, assistant professor, associate professor, professor of clinical (name of college or department)
- Instructor, assistant professor, associate professor, professor of practice (name of college or department)

By adding a new title: of teaching; allowing for the following titles:

- Instructor, assistant professor, associate professor, professor of teaching (name of college or department)

To be clear, this rule does **not** create a new class of faculty. Rather, it expands on the existing rules created to establish clinical faculty, then later amended to include of practice – to establish a new set of allowable titles: of teaching.

Changes

These rule changes introduce changes to rule 3335-7, by adding a new set of available titles for non-tenure-track faculty. The rule changes also update the language throughout the faculty rules to provide clarity around the relationship of the clinical/teaching/practice titles.

Updates to Emeritus Faculty Rules

- 3335-05-19
- 3335-05-36

Summary

Per the Rules Committee Report from 2017/2018, the Emeritus Rules changes were in response to clarify Emeritus faculty status at the Ohio State University. Under the previous rules, broad questions existed around:

- Who can be emeritus?
- What was the process for applying for emeritus status?
- What rights and responsibilities came with emeritus status?
- Is there a right to appeal?
- How is emeritus status revoked?

The 2017/2018 Rules Committee addresses these issues and forwarded the updated rules documents to Steering for review and vote. At the beginning of 2018/2019, Steering had indicated that these rules were ready to be heard by the Senate. Prior to taking these to the Senate, the Rules Chair presented the updated rules language to Faculty Council, Faculty Cabinet, and finally, provided the Whereas statements that would be presented to the University Senate. These rules were presented to the Senate and approved by vote.

2. Other Activities

The Rules Committee developed and approved a format set of committee bylaws. The bylaws were developed to set expectations for the committee, define voting requirements and methods, as well as document the roles and responsibilities of the committee chair.

Appendix A: Rules and Whereas Statements Presented to the Senate

Current Rule

3335-5-19 Faculty.

As used in these rules the term "faculty" shall include persons appointed by the board of trustees with tenure-track, non-tenure track, and emeritus faculty titles on full or part-time appointments, with or without salary.

- (A) "Tenure-track faculty":
 - (B) "Non-tenure-track faculty":
 - (C) "Emeritus faculty": tenure-track, clinical, or research faculty who, upon retirement, were recommended by the chair, the dean and the executive vice president and provost for emeritus status. Emeritus faculty may not vote at any level of governance and may not participate in promotion and tenure matters but may have such other privileges as individual academic units or the office of human resources may provide.
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Proposed Rule

3335-5-19 Faculty.

As used in these rules the term "faculty" shall include persons appointed by the board of trustees with tenure-track and non-tenure track titles on full or part-time appointments, with or without salary, and emeritus faculty.

- (A) "Tenure-track faculty":
- (B) "Non-tenure-track faculty":
- (C) "Emeritus faculty": Emeritus faculty status is an honor given in recognition of sustained academic service-contributions to the university as described in rule 3335-5-36.

3335-5-36 Emeritus Faculty.

- (A) Full-time tenure-track, clinical, research, or associated faculty may request emeritus status upon retirement or resignation at the age of sixty or older with ten or more years of service or at any age with twenty-five or more years of service.
- (B) The request for emeritus status is made to the tenure initiating unit (TIU) head, except that for associated faculty with appointments at regional campuses, the request for emeritus status is made to the regional dean. ~~and~~ the process for awarding emeritus status shall be described in the TIU/regional campus appointments, promotion and tenure document. ~~,-,.~~ The executive vice president and provost must approve requests for emeritus status for faculty who do not otherwise meet the qualifications in 3335-5-36 (A). Emeritus status is recommended by the TIU head, the dean, and the executive vice president and provost, and approved by the board of trustees.
- (C) Emeritus faculty, in keeping with the honorific nature of the title, are not expected to perform faculty duties (under rule 3335-5-07), nor do they retain the specific powers of the faculty

(under rule 3335-5-14). Emeritus faculty may not vote at any level of governance and may not participate in promotion and tenure matters but may have such other privileges as individual academic units or the ~~office of human resources~~ university may provide.

- (D) If emeritus status is requested but denied by the TIU head/regional dean, the decision can be appealed in writing to the dean or executive vice president and provost for units for which the dean is the TIU head. If the request for emeritus status or an appeal is denied by the dean, the decision can be appealed in writing to the executive vice president and provost, who shall make the final decision. Every effort shall be made by the dean and executive vice president and provost to conclude all decisions on appeals within 60 days.
- (E) In lieu of the process described in rule 3335-5-04, the president, subject to the approval of the board of trustees, shall have the authority to revoke emeritus status if an emeritus faculty member at any time engages in serious dishonorable conduct in violation of law, rule, or policy and/or causes harm to the university's reputation.

Proposal to Amend Rule 3335-5-19 and Establish 3335-5-36

WHEREAS the role and criteria of emeritus faculty is not clearly defined; and

WHEREAS a common pathway for criteria will bring clarity and equity to the process with exceptions approved by the executive vice president and provost; and

WHEREAS a common pathway for appeals will bring clarity to the process; and

WHEREAS in recognition of the honorific nature of the title, a clarification related to duties and governance is needed; and

WHEREAS a criteria and process for revocation of Emeritus status, in lieu of the process described in rule 3335-5-04, is established; and

WHEREAS the Rules Committee approved the proposal;

LET IT THEREFORE BE RESOLVED that the proposal to amend rule 333-5-19 and establish rule 3335-5-36 with the following be approved by the University Senate and respectfully request concurrence of the Board of Trustees effective upon approval by the Board of Trustees.

University Senate

3335-5-37 Membership.

There shall be a university senate, a unicameral body constituted as follows:

(A) Voting members: the voting members of the senate (throughout this document the word "senate" shall be taken to mean the university senate) shall consist of:

Twenty-~~six~~-four administration members

Seventy-one faculty members

Forty-one student members, consisting of twenty-six undergraduate, ten graduate, and five professional student members.

Five staff members.

Any change in the number of members representing one of three primary categories shall necessitate an adjustment in the total membership in order to maintain to the nearest percentage the ratio of these numbers.

(B) Non-voting members: senate members not entitled to vote on the floor of the senate, but otherwise to participate in all senate deliberations, shall include the chair of faculty council (if not a member of the senate), senate committee chairs (if not members of the senate), the president of the alumni association, the secretary of the university senate, ~~the~~ the president of the undergraduate student government, the president of the council of graduate students, and the president of the inter-professional council, and the chair of the university staff advisory committee.

(Board approval dates: 7/7/1972, 6/14/1974, 7/9/1976, 7/22/1977, 7/20/1979, 2/3/1984, 2/7/1986, 2/1/1991, 4/7/1995, 5/3/1996, 8/1/1997, 12/4/1998, 4/6/1999, 7/7/2000, 5/6/2005, 5/14/2010, 6/5/2015)

3335-5-38 -Terms of office.

(A) Ex officio members serve by virtue of their position and shall have no fixed term of office.

(B) Faculty members shall serve three-year terms, with one-third being elected each year; they shall be ineligible for one year for reelection after two consecutive terms of service.

(C) Student members shall serve one-year terms and be eligible for reelection.

(D) Staff members shall serve two-year terms; they shall be ineligible for one year for reelection after two consecutive terms of service.

(Board approval dates: 7/7/1972, 7/9/1976, 7/22/1977, 4/4/2008, 6/5/2009)

3335-17-01 Administration members.

The twenty-~~six~~four members from the administration shall consist of the university president, the executive vice president and provost, the senior vice president for business and finance, the senior vice president for research, the senior vice president for student life, ~~the executive dean of the college of arts and sciences,~~ the deans of the ~~other thirteen~~fifteen colleges, the executive dean for the regional campuses, the dean of the graduate school, the dean for undergraduate education, and the director of libraries, ~~and the three divisional deans of the college of arts and sciences.~~

3335-17-02 Elections.

The faculty, staff, professional student, graduate student, and undergraduate student members and alternates of the university senate shall be chosen in the manner prescribed by the appropriate constituency as defined in rule 3335-17-03 of the Administrative Code. All terms of service shall begin in the autumn semester following election.

Senate revision dates: 9/29/1984, 12/2/1989

3335-17-03 Administration and supervision of elections.

The primary responsibility for administering and supervising senate elections shall reside with the faculty council, for the election of faculty members of the senate; council of graduate students, for the election of graduate student members; inter-professional council, for the election of professional student members; ~~and~~ undergraduate student government, for the election of undergraduate student members; and university staff advisory committee, for the election of non-bargaining staff members. Each group shall:

- (A) Propose procedures and regulations for nominations and elections, consistent with these bylaws; the nomination procedure shall include the opportunity for direct nominations by an appropriate number of electors eligible to vote in an election for the office in question.
- (B) Report the results of elections in its constituencies to the senate secretary for certification of senate members. Faculty elections will begin the second week of January and results are to be submitted by the first of March; other constituencies by the fifteenth of May.
- (C) Take action to ensure that the time and manner of nominations and elections are well publicized so as to provide reasonable notice to those eligible to participate. Any notices referring to the university senate elections shall be conspicuously designated as such.

Senate revision dates: 6/2/1979, 3/8/1980, 12/2/1989

3335-17-04 Apportionment of faculty members.

(A) Seventy-one faculty members shall be apportioned as follows: at least one to represent each of the following faculty constituencies:

College of arts and sciences: division of arts and humanities

College of arts and sciences: division of natural and mathematical sciences

College of arts and sciences: division of social and behavioral sciences

College of food, agricultural, and environmental sciences

[The Max M. Fisher](#) College of business, ~~the Max M. Fisher~~

College of dentistry

College of education and human ecology

College of engineering

The Michael E. Moritz College of law

College of medicine

College of nursing

College of optometry

College of pharmacy

The John Glenn ~~school~~ [College](#) of public affairs

[College of public health](#)

College of social work

College of veterinary medicine

OSU Lima campus

OSU Mansfield Campus

OSU Marion Campus

OSU Newark Campus

University libraries

Departments of military science, naval science, and air force aerospace studies

3335-17-07.5 Apportionment of staff members

(A) Five staff members from different campus units shall be selected by university staff advisory committee in accordance with its bylaws.

(B) Non-bargaining unit staff members will be eligible to apply for selection to the five senate positions.

3335-17-08 Qualifications for membership.

(A) To be eligible for service as members of the university senate:

1. Faculty members shall be on the roster of the tenure-track faculty, or on the roster of a college or unit's clinical track faculty who are authorized for senate service pursuant to rule 3335-7-11 of the Administrative Code, and available for senate service autumn and spring semesters during their elected terms.

~~1.2.~~ Staff members shall be on the roster of a college or unit and available for senate service autumn and spring semesters of their elected terms.

~~2.3.~~ Graduate, professional and undergraduate student members shall be in good standing and enrolled each semester.

4. Faculty, staff, professional and undergraduate student members shall, at all times including the time of election, be members of the constituency which they were elected to represent. The graduate student senators shall be deemed to represent all graduate students.

~~3.5.~~ Faculty or staff that assume an administrative title containing dean, provost, or president during the academic year shall not continue to represent faculty or staff into the next academic year.

(B) No person shall represent one constituency while serving as a representative of another.

(C) The requirements for alternate members shall be the same as for members.

Senate adoption date: 6/4/1977; Senate revision dates: 4/29/1978, 2/9/1980, 1/26/1985, 5/13/2004

(Board approval dates: 6/4/2004, 6/6/2008, 6/6/2014)

Proposal to Alter the Organization of the University Senate

WHEREAS the Ohio State University has a strong history of shared governance between its faculty, students, and administration; and

WHEREAS the participation in the University Senate serves as an avenue for constituency groups to collectively share decision making around issues related to the University; and

WHEREAS the senate steering committee has recognized the important role and voice staff have on this campus; and

WHEREAS the steering committee has proposed the addition of staff into the voting body of the University Senate; and

WHEREAS in order to add staff to the University Senate while minimally affecting other constituencies and keeping faculty in the majority the steering committee has proposed the following structural changes to the voting membership: 24 (from 26) administrative members, 71 (from 70) faculty members, and 5 (from zero) staff members; and

WHEREAS both the vice presidents of research and for student life are senior vice presidents; and

WHEREAS there are fifteen colleges at the university; and

WHEREAS the senate committee chairs are integral to the work of the senate but do not have floor privileges at senate meetings; and

WHEREAS the term of office for staff shall be two years as set forth in 3335-5-38(D); and

WHEREAS the Rules Committee approved the proposal on April 2, 2019;

LET IT THEREFORE BE RESOLVED that the proposal to amend rules 3335-37-38 and relevant sections in 3335-17 with the following be approved by the University Senate and respectfully request concurrence of the Board of Trustees effective upon approval by the Board of Trustees.

University Senate

3335-5-47.1 Steering committee.

(A) Membership. The steering committee shall consist of ~~seventeen~~eighteen members.

(1) Fifteen voting members.

(a) Six faculty members elected by faculty council as specified in the faculty council bylaws.

(b) The chair of faculty council. The chair-elect of the faculty council shall have full voting privileges if the chair cannot attend.

(c) Four student representatives.

(i) The president of the council of graduate students. The vice president of the council of graduate students or another designee who is a member of the university senate may attend steering committee meetings with full voting privileges if the president cannot attend.

(ii) The president of the inter-professional council. The vice president of the inter-professional council or another designee who is a member of the university senate may attend steering committee meetings with full voting privileges if the president cannot attend.

(iii) The president of the undergraduate student government. The vice president of the undergraduate student government or another designee who is a member of the university senate may attend steering committee meetings with full voting privileges if the president cannot attend.

(iv) An undergraduate student who is a member of the university senate and who is appointed by the vice president of the undergraduate student government.

(d) Three administrators.

(i) The executive vice president and provost.

(ii) The senior vice president for business and finance.

(iii) A dean appointed by the president.

(e) The chair of the university staff advisory ~~committee~~^[TR1]. The chair-elect of the university staff advisory committee shall have full voting privileges if the chair cannot attend.

(2) ~~Two~~Three nonvoting members.

(a) The secretary of the university senate.

(b) The chair-elect of faculty council.

[\(c\) The chair-elect of the university staff advisory committee](#)

3335-5-47.3 Rules committee.

(A) Membership. The rules committee shall consist of ~~ten~~eleven members.

(1) Six faculty senators appointed by the executive committee of the faculty council

(2) Three students.

(a) One graduate student.

(b) One professional student.

(c) One undergraduate student.

[\(3\) One staff senator, appointed by the university staff advisory committee](#)

~~(3)~~ One administrator. The secretary of the university senate.

3335-5-48 Standing and special committees of the senate.

(A) The senate may establish such standing and special committees as it deems necessary or desirable.

1. The standing committees of the senate are those committees defined in rules 3335-5-48.1 to 3335-5-48.18 of the Administrative Code.
2. A special committee is one established to carry out a specified task, at the completion of which it automatically ceases to exist.

(B) Membership.

1. All standing and special committees of the senate shall include at least one faculty member of the senate.

~~1.~~2. [Unless otherwise specified by the rules, the number of tenure-track faculty on standing committees shall not be less than two-thirds of the faculty membership. Non-tenure-track faculty shall be appointed by the executive committee of the faculty council.](#)

~~2.~~3. Unless otherwise specified by the rules, or by the senate, the president shall appoint members of the administration; the council of graduate students, the inter-professional council, the undergraduate student government, [the university staff advisory committee](#), and the faculty council shall select members of their own constituency using procedures adopted by their respective bodies.

~~3.~~4. Terms of service.

1. Faculty members shall serve three-year terms and are eligible for immediate reappointment to a second term. Following that they are ineligible for reappointment

until one full year has elapsed. Faculty members may not serve as chair of an individual committee for more than three successive years.

2. Unless otherwise specified by the rules, student members shall serve one-year terms and be eligible for reappointment.
3. Appointed administration members shall serve two-year terms and shall not be eligible for immediate reappointment until one full year has elapsed unless they have served less than two-thirds of a full term.
4. Multiyear terms shall be staggered so that approximately equal proportions of the number of members retire from the committee each year.

4-5. Student alternates.

Unless otherwise designated by rule, graduate, inter-professional and undergraduate student members of standing and special committees of the senate may have an alternate. The alternate shall be selected from the same area of representation as the original appointment. Student members shall advise the chair of the alternate's name prior to the meeting in which the member will be absent. The chair has responsibility for recording correct voting status. If the member has voting status, the alternate may vote in the event of the member's absence. If the member has speech and debate privileges, the alternate shall retain these privileges in the member's absence. Whenever possible, potential alternates will be identified by appointing authority at the beginning of the academic year.

(C) Standing and special committees are also governed by the provisions of rule 3335-5-46 of the Administrative Code.

(Board approval dates: 5/1/1986, 2/5/1988, 4/5/1991, 2/4/1993, 11/4/1994, 5/6/2005, 8/6/2007, 10/29/2009, 6/6/2014)

3335-5-48.1 Council on academic affairs.

(A) Membership.

The council on academic affairs shall consist of ~~sixteen~~ eighteen members.

- (1) Ten ~~tenure-track~~ faculty. ~~The term of service is three years.~~
 - (a) Six ~~tenure-track~~ faculty, at least two of whom are members of the senate, selected by the faculty council. ~~The term of service is three years.~~
 - (b) Four ~~tenure-track~~ faculty appointed by the president. ~~The term of service is three years.~~
- (2) Five students. The term of service is two years.
 - (a) Two graduate students. ~~The term of service is two years.~~
 - (b) One professional student.
 - (c) Two undergraduate students. ~~The term of service is two years.~~

(3) One academic advisor, appointed by the dean of undergraduate education. The term of service is two years.

(34) ~~One~~ Two administrators.

(a) The executive vice president and provost, or designee.

(b) A college-level curricular dean, appointed by the executive vice president and provost. The term of service is two years.

3335-5-48.2 Council on distance education, libraries and information technology.

(A) Membership.

The council on distance education, libraries and information technology shall consist of sixteen members.

(1) Eight faculty, at least seven tenure-track faculty.

(2) Three students.

(a) One graduate student.

(b) One professional student.

(c) One undergraduate student.

(3) Four administrators (or their designees).

(a) The dean of the graduate school.

(b) The director of university libraries.

(c) The chief information officer.

(d) The associate vice president for distance education.

(4) One staff member, appointed by the university staff advisory council/committee.

3335-5-48.4 Council on student affairs.

(A) Membership.

The council on student affairs shall consist of twenty-two members.

(1) Six tenure-track faculty, at least two of whom are members of the senate. The term of service begins in summer session.

(2) Ten students. The term of service begins in summer session.

(a) Three graduate students.

(b) Two professional students.

(c) Four undergraduate students. Two of these students shall have a term of service of one year. Two of these students shall have a term of service of two years, with one student selected each year.

(d) One student from a regional campus selected by the undergraduate student government.

(3) Three staff members, appointed by the vice president for student life. The term of service is one year and begins in summer session.

(a) One non-voting student affairs-life staff member to act as the secretary for the council.

~~The term of service is one year.~~

(b) A student affairs-life staff member from a regional campus. ~~The term of service is one~~

~~year.~~

(c) A college office student affairs-life staff member. ~~The term of service is one year.~~

(4) Three administrators, non-voting.

(a) The vice president for student life or designee.

(b) The associate vice president for student life for planning and student development.

(c) The director of student activities or designee.

(5) Alternates.

Members of the council on student affairs may have an alternate. The alternate shall be selected in the same manner as the original appointment. The chair has responsibility for recording correct voting status. If the member has voting status, the alternate may vote in the event of the member's absence.

3335-5-48.5 Athletic council.

(A) The athletic council shall consist of ~~fifteen-sixteen voting members with terms commencing July 1 and completing June 30. Incoming members of the council may attend meetings as non-voting members immediately following selection. The term of service is four years.~~

(1) Eight ~~tenure-track~~ faculty. The term of service is four years.

(a) Four ~~tenure-track~~ faculty selected by the faculty council. ~~The term of service is four years with service commencing the first of July following appointment or election.~~

(b) Four ~~tenure-track~~ faculty members appointed by the president. ~~The term of service is four years with service commencing the first of July following appointment.~~

(2) Four students.

(a) One graduate student.

(b) One professional student.

(c) Two undergraduate students. The term of service is two years ~~and with~~ one student selected each year.

(3) Two alumni designated by the Ohio state university alumni association using procedures adopted by that body. The term of service is four years and the terms are staggered so that one member retires every two years.

(4) ~~One Two~~ staff members, ~~one of the university~~ selected by the university staff advisory committee ~~and one by the president~~. The term of service is ~~two four~~ years ~~with one staff member selected every two years~~.

(5) Five ex-officio non-voting members or their designees

(a) The director of athletics

(b) The vice president of student life

(c) the faculty athletics representative (FAR)

(d) The director of student athletics support services office (SASSO)

(e) The president of the student-athlete advisory council (SAAC)

3335-5-48.6 Council on enrollment and student progress.

(A) Membership.

The council on enrollment and student progress shall consist of ~~eighteen nineteen~~ members.

(1) ~~Nine Ten~~ ~~tenure-track~~ faculty.

~~(a) Three tenure-track faculty appointed by the president. Appointed members are eligible for reappointment.~~

(~~ba~~) ~~Six-Seven tenure-track~~ faculty selected by the Executive Committee of Faculty Council.

(b) Three faculty appointed by the president.

~~(2) One non-tenure track faculty member selected by the Executive Committee of Faculty Council.~~

(~~3~~) Six students.

(a) Two graduate students.

(b) Two professional students.

(c) Two undergraduate students.

(3) One staff member, appointed by the university staff advisory committee

(4) Two administrators. Non-voting, appointed by the executive vice president and provost, or designee, to serve as administrative liaison for the council. One administrator shall represent the Office of Academic Affairs and one shall represent Enrollment Services.

3335-5-48.7 Committee on academic misconduct.

(A) Membership.

The committee on academic misconduct shall consist of forty-~~two-six~~ members.

(1) Twenty-~~two-four~~ faculty, ~~at least eighteen tenure-track faculty~~. Faculty members are eligible for reappointment, but may not serve more than two consecutive terms.

(2) ~~Eighteen-Twenty~~ students.

(a) ~~Nine-Ten~~ graduate students.

(b) ~~Nine-Ten~~ undergraduate students. The term of service shall begin with the summer term.

(3) Two administrators.

(a) The vice president for student life or designee, non-voting.

(b) A coordinator, appointed by the executive vice president and provost, who shall not participate in the decisions of the committee.

(4) Alternate members.

Faculty and students who have been regular members of the committee during the previous three years shall be eligible to be alternate members, providing they remain at the university in their same category.

3335-5-48.9 Committee on academic freedom and responsibility.

(A) Membership. The committee on academic freedom and responsibility shall consist of eight members during autumn and spring semesters and ten members from May to the beginning of autumn semester.

- (1) ~~Six~~ Seven ~~tenure-track~~ faculty ~~and one non-tenure-track faculty~~, at least four of whom are members of the senate or members-elect at the time of their selection by the faculty council. The term of service begins in the summer term following election and extends through the summer term following the third year of service.
- (2) One graduate teaching, research, or administrative associate.

3335-5-48.11 Fiscal committee.

(A) Membership.

The fiscal committee shall consist of twenty-six members.

- (1) Nine ~~tenure-track~~ faculty members.
 - (a) Eight ~~tenure-track~~ faculty, at least one of whom is a department chair, and at least two of whom are members of the senate, selected by the faculty council.
 - (b) One ~~tenure-track~~ faculty appointed by the president.
- (2) Six students. ~~The term of service is two years appointed for two-year terms.~~
 - (a) One graduate student.
 - (b) One professional student.
 - (c) Four undergraduate students at least two of whom are members of the senate.
- (3) Three staff members. ~~The term of service is appointed for three-year terms.~~
 - (a) Two staff members with extensive fiscal and budgetary experience and expertise, one selected by the faculty council in consultation with the university staff advisory committee, and one selected by the executive deans in consultation with the senior fiscal officers.
 - (b) One staff member appointed by the president.
- (4) Eight administrators.
 - (a) Two central administration officials appointed by the president. These members are non-voting.
 - (b) The four executive deans.
 - (c) The executive vice president and provost, or designee. This member is non-voting.

(d) The senior vice president and chief financial officer, or designee. This member is non-voting.

3335-5-48.12 Faculty compensation and benefits committee.

(A) Membership. The faculty compensation and benefits committee shall consist of fifteen members.

(1) Twelve ~~tenure-track~~ faculty, at least two of whom are members of the senate.

(2) Two administrators.

(a) The executive vice president and provost, or designee.

(b) The senior vice president for human resources, or designee.

(3) An emeritus member from the tenure-track faculty appointed annually by the president in consultation with the Ohio state university retirees association.

(4) Additional non-voting members and consultants from the university, serving at the discretion of the voting members of the committee.

3335-5-48.15 Council on the physical environment.

(A) Membership. The council on the physical environment shall consist of sixteen members.

(1) Seven ~~tenure-track~~ faculty members.

(a) Five ~~tenure-track~~ faculty members selected by the faculty council.

(b) Two ~~tenure-track~~ faculty members appointed by the president.

(2) Four students.

(a) One graduate student.

(b) One professional student.

(c) Two undergraduate students, one representing on-campus students and one representing off-campus students.

(3) Two staff members appointed by the steering committee upon the recommendation of the staff advisory committee. The term of service is three years.

(4) Three administrators, non-voting.

(a) The senior vice president for administration and planning or designee.

(b) The senior vice president for business and finance or designee.

(c) The executive vice president and provost or designee.

3335-5-48.16 Diversity committee.

(A) Membership. The diversity committee shall consist of ~~sixteen~~ seventeen members.

(1) ~~Eight~~ Nine ~~tenure-track~~ faculty.

(a) Six ~~tenure-track~~ faculty selected by the faculty council.

(b) Two ~~tenure-track~~ faculty appointed by the president.

(c) The past-chair of the committee, non-voting.

~~(2) Three staff members.~~

~~(a) Two staff members selected by the university staff advisory council. The term of service is three years.~~

~~(b) One staff member appointed by the president. The term of service is three years.~~

~~(3)~~ 2 Three students.

(a) One graduate student.

(b) One professional student.

(c) One undergraduate student.

(3) Three staff members.

(a) Two staff members selected by the university staff advisory committee. The term of service is three years.

(b) One staff member appointed by the president. The term of service is three years.

(4) Two administrators, non-voting.

(a) The executive vice president and provost, or designee.

(b) The associate vice president for human resources, or designee.

Proposal to Update Senate Committee Membership

WHEREAS much of the work related to University shared governance occurs within the University Senate Committees; and

WHEREAS the senate steering committee has recognized the important role a diversity of voices and opinions has within our shared governance; and

WHEREAS the senate steering committee has proposed a general rule that, unless otherwise specified in the rules, a minimum of two-thirds of faculty membership of each senate committee be made up of tenure-track faculty; and

WHEREAS the senate steering committee has proposed adding a new voting staff member to select senate committees; and

WHEREAS the Rules Committee approved the proposal on April 2, 2019;

LET IT THEREFORE BE RESOLVED that the proposal to amend the relevant sections in 3335-5-46 to 3335-5-49 with the following be approved by the University Senate and respectfully request concurrence of the Board of Trustees effective upon approval by the Board of Trustees.

Chapter 3335-7 Rules of the university faculty concerning clinical/teaching/practice and research faculty appointment, reappointment and nonreappointment, and promotion

3335-7-01 Definition.

Clinical/teaching/practice are faculty appointments of the same type that are fixed term contract appointments that do not entail tenure. ~~Clinical~~These faculty are teacher/practitioners and shall be engaged primarily in teaching activities related to: a) courses or instructional situations involving live patients or live clients, b) courses or instructional situations involving the simulation of live patients or live clients, ~~or~~ c) courses or instructional situations involving professional skills, or d) teaching as defined in Chapter 3335-6-02(A)(2) of the Administrative code.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2013)

3335-7-02 Titles.

If individual colleges, schools, and departments with ~~clinical~~clinical/teaching/practice faculty wish to provide ~~clinical~~clinical/teaching/practice faculty with faculty-rank titles, then whatever title is used must be distinct from tenure-track titles (see paragraph (A) of rule 3335-5-19 of the Administrative Code). Titles include instructor, assistant professor, associate professor or professor of clinical (name of college, school, or department), ~~or~~ instructor, assistant professor, associate professor or professor of professional practice of (name of college, school, or department), or instructor, assistant professor, associate professor, or professor of teaching (name of college, school, or department). Exceptions to these titles must be approved by the provost or his/her designee.

(Board approval dates: 7/12/2002, 6/4/2004, 6/1/2007, 6/7/2013, 11/3/2017, 11/16/2018)

3335-7-03 Appointment cap.

Unless an exception is approved by the university senate and the board of trustees, ~~clinical~~clinical/teaching/practice faculty may comprise no more than forty percent of the total tenure-track, ~~clinical~~clinical/teaching/practice and research faculty (as defined in rule 3335-5-19

of the Administrative Code) in each of the colleges of the health sciences and no more than twenty percent of the tenure-track, ~~clinical~~clinical/teaching/practice, and research faculty in all other colleges. In all tenure-initiating units not in health sciences, the number of ~~clinical~~clinical/teaching/practice track faculty members must be fewer than the number of tenure-track faculty members in each unit.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2005, 6/22/2012, 6/7/2013, 6/6/2014)

3335-7-04 Proposals and approval process.

(A) Proposals to establish or amend a ~~clinical~~clinical/teaching/practice faculty in a college or school reporting directly to Office of Academic Affairs (OAA) must be submitted to the provost by the dean of the college or director of the school reporting directly to OAA. Proposals must include a clear rationale for establishing a ~~clinical~~clinical/teaching/practice faculty and address how the terms and conditions of the appointments will be consistent with the rules set forth in Chapter 3335-7 of the Administrative Code, what titles will be given to ~~clinical~~clinical/teaching/practice faculty, and what department and college governance rights will be extended to ~~clinical~~clinical/teaching/practice faculty. ~~Clinical~~Clinical/teaching/practice faculty may not participate in the promotion and tenure reviews of tenure or research faculty. In addition, proposals must include the following components:

1. A definition of the role in teaching and scope of professional practice duties of ~~clinical~~clinical/teaching/practice faculty, identifying specifically how those differ from duties of tenure-track faculty;
2. Identification of the requirements for a ~~clinical~~clinical/teaching/practice faculty appointment, including appropriate terminal degrees and any credential or licensure requirements; and
3. ~~A list of courses that could be taught by clinical faculty and the relationship of those courses to the general curriculum. The expectation would be that clinical faculty should teach primarily courses involving professional practice in the clinical setting or courses designed to teach professional skills.~~

Proposals must comply with any additional guidelines promulgated by the council on academic affairs and will be reviewed according to criteria specified by the council on academic affairs.

(B) With the exception of changes to existing titles, proposals from a college or school reporting directly to OAA to establish or amend a ~~clinical~~clinical/teaching/practice faculty must be approved by a majority of the tenure-track faculty of the college or school reporting directly to OAA proposing to have a ~~clinical~~clinical/teaching/practice faculty, by the dean of the college or school reporting directly to OAA, by the executive vice president and provost, by the university senate, and by the board of trustees. The executive vice president and provost will

transmit all proposals to the council on academic affairs, which will review proposals and make a recommendation to the university senate. Title changes must be consistent with rule 3335-7-02 of the Administrative Code, but need only be approved by a majority of the tenure track faculty and dean of the college of director of the school reporting directly to OAA proposing the amendment.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2005, 6/1/2007, 6/7/2007, 6/7/2013)

3335-7-05 Criteria for appointment, for reappointment and nonreappointment, and for promotion.

Clinical/teaching/practice faculty may be appointed by colleges that do not have schools or departments and by schools and departments in colleges that have such subunits. The criteria for appointment, for reappointment and nonreappointment, and for promotion for ~~clinical~~clinical/teaching/practice faculty shall be established by the college, school, or department making such appointments and shall be set forth in that unit's appointments, promotion, and tenure document. The criteria must be consistent with the rationale for having ~~clinical~~clinical/teaching/practice faculty in the unit in question and must be distinct from the criteria for tenure-track faculty appointments. However, normally ~~clinical~~clinical/teaching/practice faculty will have an earned doctorate or other terminal degree in the relevant field or equivalent experience. The criteria for appointment, for reappointment and nonreappointment, and for promotion should reflect the importance of the responsibilities of ~~clinical~~clinical/teaching/practice faculty.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2005, 6/7/2013)

3335-7-06 Procedures for appointment.

Procedures for appointment of ~~clinical~~clinical/teaching/practice faculty shall be established by the college, school, or department making such appointments and shall be set forth in that unit's appointments, promotion, and tenure document. Appointments at the rank of associate professor or professor require prior approval of the office of academic affairs.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2013)

3335-7-07 Term of appointment.

(A) Contracts must be for a period of at least three years and for no more than five years.

(B) The initial contract is probationary and a ~~clinical~~clinical/teaching/practice faculty member will be informed by the end of each probationary year as to whether he or she will be reappointed for the following year. By the end of the second to final year of the probationary contract, the faculty member will be informed as to whether a new contract will be extended at the conclusion of the probationary contract period. In the event that a new contract is not extended, the final year of the probationary contract is the terminal year of employment. There is no presumption that a new contract will be extended. In addition, the terms of a contract may be renegotiated at the time of reappointment.

(C) During and until the end of the second and subsequent contract periods, ~~clinical~~clinical/teaching/practice faculty appointments may only be terminated for cause (see rule 3335-5-04 of the Administrative Code) or financial exigency (see rule 3335-5-02.1 of the Administrative Code) and the termination decision for either of these reasons shall result from procedures established by faculty rules. In addition, a contract may be renegotiated during a contract period only with the voluntary consent of the ~~clinical~~clinical/teaching/practice faculty member. By the end of the penultimate year of each contract period, the ~~clinical~~clinical/teaching/practice faculty member will be informed as to whether a new contract will be extended at the conclusion of the current contract period. If a new contract is not extended, the final year of the current contract is a terminal year of employment. There is no presumption that a new contract will be extended. In addition, the terms of a contract may be renegotiated at the time of reappointment.

(D) The standards of notice set forth in rule 3335-6-08 of the Administrative Code apply to ~~clinical~~clinical/teaching/practice faculty appointments.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2005, 6/7/2013)

3335-7-08 Annual review, reappointment/nonreappointment, and promotion review procedures.

The procedures for reviewing ~~clinical~~clinical/teaching/practice faculty annually and for reappointment/ nonreappointment and promotion shall be set forth in the relevant college, school or department appointments, promotion, and tenure. ~~document- Procedures for promotion and~~ shall be consistent with review procedures established for tenure-track faculty, including those set forth in rules 3335-6-03 and 3335-6-04 of the Administrative Code with the following exceptions:

(A) The college dean's decision shall be final with respect to reappointment and nonreappointment. Decisions with respect to promotion shall be forwarded to the executive vice president and provost, who shall review the decision consistent with the review procedures established for tenure-track faculty including those set forth in rule 3335-6-04. Any decision of the executive vice president and provost shall be final; and

(B) External evaluations are optional.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2013, 11/3/2017)

3335-7-09 Transfers from the tenure track faculty to the ~~clinical~~clinical/teaching/practice faculty.

A college, school, or department may provide for the possibility of transfers from the tenure faculty track to the ~~clinical~~clinical/teaching/practice faculty if appropriate to its circumstances. A unit that permits transfers must abide by the following:

(A) The request for transfer must be initiated by the faculty member in writing and must state clearly how the individual's career goals and activities have changed;

(B) When a tenured faculty member transfers to the ~~clinical~~clinical/teaching/practice faculty, tenure is lost; and

(C) All transfers must be approved by the school director or department chair, the college dean, and the executive vice president and provost.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2013)

3335-7-10 Transfers from the ~~clinical~~clinical/teaching/practice faculty to the faculty-track.

Transfers from the ~~clinical~~clinical/teaching/practice faculty to the tenure-track faculty are not permitted. ~~Clinical~~Clinical/teaching/practice faculty may apply for tenure-track positions and compete in regular national searches for such positions.

(Board approval dates: 7/12/2002, 6/4/2004, 6/7/2005, 6/7/2013)

3335-7-11 Participation in governance by ~~clinical~~clinical/teaching/practice faculty.

(A) A college or academic unit that appoints ~~clinical~~clinical/teaching/practice faculty determines the level of participation in college and departmental structures.

(B) A college or academic unit that appoints ~~clinical~~clinical/teaching/practice faculty and elects senators may, by vote of at least a majority of all of its tenure-track faculty, determine that the

~~clinical~~clinical/teaching/practice members of its faculty are eligible for election to the university senate.

(C) Following approval by a college or academic unit of eligibility of its ~~clinical~~clinical/teaching/practice faculty for election to the senate under the foregoing paragraph:

1. For purposes of selection of university senators, the electorate for the college or academic unit shall be composed of all tenure-track and ~~clinical~~clinical/teaching/practice faculty.
2. Any ~~clinical~~clinical/teaching/practice faculty member appointed by the college or academic unit may stand for election to serve as a representative in the senate.
3. The minimum and maximum numbers of ~~clinical~~clinical/teaching/practice faculty from each college or academic unit that may serve as representatives in the senate shall be determined by majority vote of tenure-track and ~~clinical~~clinical/teaching/practice faculty appointed by that college or academic unit within the limits provided for in paragraph 4 of this section.
4. One senator or not more than ~~forty five~~forty-five per cent of the senators representing that college or academic unit, whichever is greater, may be ~~clinical~~clinical/teaching/practice faculty of the college or academic unit.

~~4.~~ (D) Clinical/teaching/practice faculty will not be eligible to vote on the promotion or tenure of tenure-track faculty or the promotion of research faculty.

(Board approval dates: 4/4/2008, 6/7/2013)

3335-7-30 Definition.

Research faculty appointments are fixed term contract appointments that do not entail tenure. Research faculty are researchers and shall be engaged in research related to the mission and goals of the academic unit.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-31 Titles.

Titles will be research professor of (name of college, school or department), research associate professor, research assistant professor.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-32 Criteria for appointment, for reappointment and non-reappointment, and for promotion.

With tenure-track faculty majority approval, research faculty may be appointed by colleges that do not have schools or departments and by schools and departments in colleges that have such subunits. Unless otherwise authorized by a majority vote of the tenure-track faculty in a unit, research faculty must comprise no more than twenty per cent of the number of tenure-track faculty in the unit. In all cases, however, the number of research faculty positions in a unit must constitute a minority with respect to the number of tenure-track faculty in the unit.

The criteria for appointment, reappointment and nonreappointment, and for promotion for research faculty shall be established by the college, school or department making such appointments and shall be set forth in that unit's appointments, promotion and tenure document and approved by a majority vote of the tenure-track faculty of the unit and approved by the office of academic affairs. The criteria must be distinct from the criteria for tenure-track faculty appointments and cannot require classroom teaching. Research faculty will have an earned doctorate or other terminal degree in the relevant field. The criteria for appointment, for reappointment and nonreappointment, and for promotion should reflect the preponderance of responsibilities being in research activities.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-33 Procedures for appointment.

Procedures for appointment of research faculty shall be established by the college, school or department making such appointments and set forth in that unit's appointments, promotion, and tenure document and approved by a vote of tenure-track faculty of the unit and the office of academic affairs. Appointments at the rank of research associate professor or research professor require prior approval of the relevant college and the office of academic affairs.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-34 Duties and responsibilities.

The primary duty of research faculty is to conduct research. A research faculty member may, but is not required to, participate in limited educational activities in the area of his or her expertise. However, teaching opportunities for each research faculty member must be approved by a majority vote of the TIU's tenure-track faculty. Under no circumstances may a

member of the research faculty be continuously engaged over an extended period in the same instructional activities as tenure-track faculty. An appointment to a research faculty position should not be made to displace or make unnecessary an appointment to a tenure-track faculty position.

(Board approval dates: 6/4/2004, 6/7/2005, 6/7/2013)

3335-7-35 Term of appointment.

(A) Contracts will be for a period of at least one year and for no more than five years.

(B) Contracts must explicitly state the expectations for salary support and generally will require one hundred per cent salary recovery. It is expected that salary recovery/support will be derived from extramural funds.

(C) The initial contract is probationary, and a research faculty member will be informed by the end of each probationary year as to whether he or she will be reappointed for the following year. By the end of the penultimate year of the probationary contract, the research faculty member will be informed as to whether a new contract will be extended at the conclusion of the probationary contract period. In the event that a new contract is not extended, the final year of the probationary contract is the terminal year of employment. There is no presumption that a new contract will be extended. In addition, the terms of a contract may be renegotiated at the time of reappointment.

(D) During and until the end of the second and subsequent contract periods, research faculty appointments may be terminated for not meeting the terms of the contract (e.g. failure to obtain extramural support for the research). Appointments may also be terminated during a contract period for cause (see rule 3335-5-04 of the Administrative Code), or financial exigency (see rule 3335-5-02.1 of the Administrative Code), and the termination decision for either of these reasons shall result from procedures established by faculty rules. In addition, a contract may be renegotiated during a contract period only with the voluntary consent of the research faculty member. By the end of the penultimate year of each contract period, the research faculty member will be informed as to whether a new contract will be extended at the conclusion of the current contract period. If a new contract is not extended, the final year of the current contract is a terminal year of employment. There is no presumption that a new contract will be extended. In addition, the terms of a contract may be renegotiated at the time of reappointment.

(E) The standards of notice set forth in rule 3335-6-08 of the Administrative Code apply to research faculty appointments.

(Board approval dates: 6/4/2004, 6/7/2005, 6/7/2013, 6/6/2014)

3335-7-36 Annual review, reappointment/nonreappointment, and promotion review procedures.

The procedures for reviewing research faculty annually and for reappointment/nonreappointment and promotion shall be set forth in the relevant, tenure-track faculty approved, college, school or department appointments, promotion and tenure document and shall be consistent with review procedures established for tenure-track faculty including those set forth in rules 3335-6-03 and 3335-6-04 of the Administrative Code except that the college dean's decision shall be final with respect to reappointment and non-reappointment. Decisions with respect to promotion shall be forwarded to the executive vice president and provost, who shall review the decision consistent with the review procedures established for tenure-track faculty including those set forth in rule 3335-6-04. Any decision of the executive vice president and provost shall be final.

(Board approval dates: 6/4/2004, 6/7/2013, 11/3/2017)

3335-7-37 Governance rights.

Governance rights within a tenure-initiating unit (TIU) at the local level will be determined by the TIU and will require a vote of its voting faculty.

Research faculty will also be eligible to advise and supervise graduate and postdoctoral students and to be a principal investigator on extramural research grant applications. Approval to advise and supervise graduate students must be obtained from the graduate school as set forth in rule 3335-5-29 and detailed in the graduate school handbook.

Research faculty will not be eligible to vote on the promotion ~~and or~~ tenure of tenure-track faculty or ~~clinical~~ the promotion of clinical/teaching/practice faculty.

(Board approval dates: 6/4/2004, 6/7/2013, 6/6/2014)

3335-7-38 Transfers from the tenure-track faculty to research faculty.

A college, school or department may provide for the possibility of transfer from the tenure-track faculty to the research faculty if appropriate to its circumstances and if provided for in the unit's appointments, promotion and tenure document. A unit that permits transfers must abide by the following:

(A) The request for transfer must be initiated by the tenure-track faculty member in writing and must state clearly how the individual's career goals and activities have changed.

(B) When a tenured faculty member transfers to the research faculty, tenure is relinquished.

(C) The school director or department chairperson, the college dean, and the executive vice president and provost must approve all transfers.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-39 Transfers from the research faculty to the tenure-track.

Transfers from the research faculty to the tenure-track faculty are not permitted. However, research faculty may apply for tenure-track positions and compete in regular national searches for such positions.

(Board approval dates: 6/4/2004, 6/7/2013)

3335-7-40 Oversight.

The office of academic affairs will submit an annual report to the university senate detailing the number, funding source, and TIU of research faculty appointments that have been made the previous year. Also included in the report will be the conditions of the appointments including fiscal arrangements. In unusual circumstances, salaries of research faculty may be paid on a temporary basis from funds other than those generated from tuition and subsidy.

(Board approval dates: 6/4/2004, 6/7/2005, 6/7/2013)

Clerical/Clarifying language related to the updates in 3335-07

3335-5-03 Appointment of faculty and staff; tenure

(D) Tenure is lost only by formal resignation, by voluntary reduction of appointment below fifty per cent of service to the university except in the case of an approved leave of absence, by retirement, by transfer to clinical/[teaching/practice](#), research, or associated faculty status, or may be terminated by reason of proved incompetence or grave misconduct in accordance with rule 3335-5-04 of the Administrative Code, for causes set forth in rule 3335-5-02 of the Administrative Code, or under the conditions of bona fide financial exigency, as specified in rule 3335-5-02.1 of the Administrative Code.

(Board approval dates: 8/1/1997, 6/7/2005, 6/6/2014)

3335-5-19 Faculty.

As used in these rules the term "faculty" shall include persons appointed by the board of trustees with tenure-track and non-tenure track titles on full or part-time appointments, with or without salary, and emeritus faculty.

(A) "Tenure-track faculty": persons with the titles of professor, associate professor, assistant professor, and instructor who serve on appointments totaling fifty per cent or more service to the university and who are eligible for tenure or who have obtained tenure.

(B) "Non-tenure-track faculty": all faculty positions within the university that are not tenure-track and are not eligible for tenure. This includes the following categories:

1. "Clinical faculty": Clinical/[teaching/practice](#) faculty serve under fixed term contracts and their faculty appointments are described in Chapter 3335-7 of the Administrative Code.
2. "Research faculty": Research faculty serve under fixed term contracts and their faculty appointments are described in Chapter 3335-7 of the Administrative Code.
3. "Associated faculty": persons with clinical practice titles, adjunct titles, visiting titles, and lecturer titles; also professors, associate professors, assistant professors, and instructors who serve on appointments totaling less than fifty per cent service to the university. Persons with tenure-track, clinical/[teaching/practice](#), or research faculty titles may not hold associated titles. Persons holding associated titles are not eligible for tenure and may not participate in the promotion and tenure reviews of tenure-track, clinical/[teaching/practice](#), or research faculty. Persons with associated titles are permitted to participate in college or academic unit governance where approved by a vote of at least a majority of all of its tenure track faculty and also clinical/[teaching/practice](#) and research faculty in those colleges and units where they have been given voting rights. Associated faculty appointments may be made for a maximum of three consecutive years and, with the exception of visiting titles, may be renewed.
 - (a) Clinical Practice Faculty: The titles of clinical professor of practice, clinical associate professor of practice, clinical assistant professor of practice, and clinical instructor of practice shall be used to confer faculty status on individuals who have credentials comparable to clinical faculty of equivalent rank and who either provide significant, uncompensated service for which a faculty title is needed or

compensated service to the clinical instructional programs in the colleges of the health sciences. Clinical practice appointments are made for the period in which the service is provided. Renewal of no-salary appointments is contingent upon continued significant contributions. Procedures for the promotion of clinical practice faculty members shall be the same as for promotion of clinical faculty.

- (b) Visiting Faculty: The titles of visiting professor, visiting associate professor, and visiting assistant professor, shall be used to confer faculty status on individuals who have credentials comparable to tenure-track, clinical/teaching/practice or research faculty of equivalent rank who spend a limited period of time on formal appointment and in residence at this institution for purposes of participating in the instructional and research programs of the university. A visiting appointment cannot exceed three continuous academic years of service.
- (c) Adjunct Faculty: The titles of adjunct professor, adjunct associate professor, and adjunct assistant professor, and adjunct instructor shall be used to confer faculty status on individuals who have credentials comparable to tenure-track, clinical/teaching/practice, or research faculty of equivalent rank, who provide significant, service to the instructional and/or research programs of the university and who need a faculty title to perform that service. Significant service would include teaching the equivalent of one or more courses, advising graduate students or serving on graduate committees, and serving as a co-investigator on a research project. Such individuals may be either nonuniversity employees or university employees compensated on a noninstructional budget. Adjunct appointments are made for the period in which the service is provided. Renewal of adjunct appointments is contingent upon continued significant contributions. Procedures for the promotion of adjunct faculty members shall be the same as for promotion of tenure, clinical/teaching/practice, or research faculty.
- (d) Lecturer: The titles of lecturer and senior lecturer shall be used for all compensated instructional appointments where other titles are not appropriate. Lecturers' responsibilities are limited to teaching as defined in Chapter 3335-6 of the Administrative Code.

(C) "Emeritus faculty": Emeritus faculty status is an honor given in recognition of sustained academic contributions to the university as described in rule 3335-5-36.

(Board approval dates: 4/4/1997, 12/4/1998, 4/6/1999, 3/1/2002, 7/12/2002, 6/4/2004, 2/1/2013, 4/5/2013, 6/7/2013, 11/16/2018)

3335-5-36 Emeritus Faculty.

(A) Full-time tenure-track, clinical/teaching/practice, research, or associated faculty may request emeritus status upon retirement or resignation at the age of sixty or older with ten or more years of service or at any age with twenty-five or more years of service.

(B) The request for emeritus status is made to the tenure initiating unit (TIU) head, except that for associated faculty with appointments at regional campuses, the request for emeritus status is made to the regional dean. The process for awarding emeritus status shall be described in the TIU/regional campus appointments, promotion and tenure document. The executive vice president and provost must approve requests for emeritus status for faculty who do not otherwise meet the qualifications in 3335-5-36 (A). Emeritus status is recommended by the TIU head, the dean, and the executive vice president and provost, and approved by the board of trustees.

(C) Emeritus faculty, in keeping with the honorific nature of the title, are not expected to perform faculty duties (under rule 3335-5-07), nor do they retain the specific powers of the faculty (under rule 3335-5-14). Emeritus faculty may not vote at any level of governance and may not participate in promotion and tenure matters but may have such other privileges as individual academic units or the university may provide.

(D) If emeritus status is requested but denied by the TIU head/regional dean, the decision can be appealed in writing to the dean or executive vice president and provost for units for which the dean is the TIU head. If the request for emeritus status or an appeal is denied by the dean, the decision can be appealed in writing to the executive vice president and provost, who shall make the final decision. Every effort shall be made by the dean and executive vice president and provost to conclude all decisions on appeals within 60 days.

(E) In lieu of the process described in rule 3335-5-04, the president, subject to the approval of the board of trustees, shall have the authority to revoke emeritus status if an emeritus faculty member at any time engages in serious dishonorable conduct in violation of law, rule, or policy and/or causes harm to the university's reputation.

(Board approval date: 11/16/2018)

3335-5-48.10 Faculty hearing committee.

(A) Membership.

The faculty hearing committee shall consist of twenty-four tenured members of the faculty selected by the faculty council. Each elected person shall serve a four-year term as a regular member followed by a one-year term as an alternate member.

(B) Duties and responsibilities.

1. Conduct hearings on appeals by respondents charged under rule 3335-5-04 of the Administrative Code following the procedures of paragraph (H) of this rule.
2. Conduct hearings on complaints of alleged improper evaluation based upon reasons or considerations that infringe a constitutional right of the complainant following procedures of paragraph (C)(4) of rule 3335-5-05 of the Administrative Code.

3. Conduct hearings on allegations of improper evaluation based upon inadequate consideration of the pertinent facts by the individual(s) making the decision following procedures of paragraph (C)(5) of rule 3335-5-05 of the Administrative Code.
4. Conduct hearings on an appeal of a tenured, non-probationary clinical/teaching/practice, or research faculty member because of termination of appointment during financial exigency following procedures of paragraph (B) of rule 3335-5-02.3 of the Administrative Code.

3335-9-11 Tenure-track faculty, clinical/teaching/practice faculty, research faculty, and senior administrative and professional employees pursuing additional degrees.

Faculty members: No tenure-track faculty member, clinical/teaching/practice faculty member, or research faculty member will be permitted to pursue a degree offered by the TIU in which the faculty member holds an appointment, as defined in rule 3335-6-06 of the Administrative Code. In those instances where faculty members wish to pursue degrees in other units or programs of this university, they must demonstrate that the acquisition of these degrees enhances their own competence as teachers and scholars. In making decisions to pursue additional degrees, these faculty must consider first and foremost the requirements of their total university commitment and responsibilities. Requests to pursue additional degrees must be approved by the faculty member's TIU head and dean and by the dean of the college or director of the program in which the degree would be granted.

Senior administrative and professional appointees: In those instances where senior administrative and professional appointees wish to pursue degrees at this university, they must demonstrate that the acquisition of these degrees enhances their competence as university employees. In making decisions to pursue additional degrees, senior administrative and professional appointees must consider first and foremost the requirements of their total university commitment and responsibility. Requests to pursue additional degrees must be approved by the immediate supervisor; the TIU head, dean or the appropriate vice president, in whose area the senior administrative and professional appointee holds position, and dean of the college or director of the program in which the degree would be granted.

(Board approval dates: 6/14/1948, 11/1/1985, 11/2/1990, 5/3/1996, 4/4/1997, 12/4/1998, 6/7/2005 6/6/2014)

3335-17-04 Apportionment of faculty members.

(C) For the purpose of voting in a senate election, the eligible faculty shall be tenure-track faculty such as clinical/teaching/practice track faculty as are authorized for senate service pursuant to rule 3335-7-11 of the Administrative Code. They shall vote only in the election of members from the college or unit in which they hold their primary appoint.

3335-17-08 Qualifications for membership.

(A) To be eligible for service as members of the university senate:

1. Faculty members shall be on the roster of the tenure-track faculty, or on the roster of a college or unit's clinical/teaching/practice track faculty who are authorized for senate service pursuant to rule 3335-7-11 of the Administrative Code, and available for senate service autumn and spring semesters during their elected terms.
2. Graduate, professional and undergraduate student members shall be in good standing and enrolled each semester.
3. Faculty, professional and undergraduate student members shall, at all times including the time of election, be members of the constituency which they were elected to represent. The graduate student senators shall be deemed to represent all graduate students.

(B) No person shall represent one constituency while serving as a representative of another.

(C) The requirements for alternate members shall be the same as for members.

Senate adoption date: 6/4/1977; Senate revision dates: 4/29/1978, 2/9/1980, 1/26/1985, 5/13/2004

(Board approval dates: 6/4/2004, 6/6/2008, 6/6/2014)

Proposal to Amend Rules 3335-17 and 3335-5-19 related to Clinical Faculty Titles

WHEREAS the title clinical faculty causes confusion when used to describe faculty with primary teaching duties described in faculty rule 3335-6-02(A)(2) and no clinician duties; and

WHEREAS the title clinical faculty does not meet the needs of Colleges without clinicians; and

WHEREAS there are non-tenured track faculty who could be better recognized for full-time teaching through an appointment as a teaching faculty member with a longer appointment time; and

WHEREAS the Office of Academic Affairs has recognized this challenge and has worked with stakeholders at the University to address this confusion; and

WHEREAS the Office of Academic Affairs proposes the expansion of the clinical faculty title to allow for positions with the titles of: instructor, assistant professor, associate professor, or professor of teaching; and

WHEREAS the clinical/teaching/practice titles are equivalent titles, governed by the same rules set out in Chapter 3335-7 of the Administrative code; and

WHEREAS this equivalence is made clear in the update of 3335-5-19(B)(1) by expanding clinical faculty to include all three equivalent titles: clinical/teaching/practice faculty; and

WHEREAS the Rules Committee approved the proposal April 2, 2019;

LET IT THEREFORE BE RESOLVED that the proposal to amend the relevant rules in section 3335-17 and rule 3335-5-19(B)(1) with the following be approved by the University Senate and respectfully request concurrence of the Board of Trustees effective upon approval by the Board of Trustees.