I. Call to order

II. Roll Call: 2OCT2014

At Large Senators: Present: Kelley
Absent: Biggs

CBT Senators: Present: Konecny, Porter, Taylor, Tenkorang, Trewin
Absent: Moore

COE Senators: Present: Brown, Gaskill, Hoehner, Moore
Absent: Mims

CFAH Senators: Present: Burbul, Chavez, Jiang, Rogoff, Van Renen
Absent:

CNSS Senators: Present: Davis, Harms, Hosain, Jhi, Louishomme, Pattabiraman, Reichart, Sogar, Wozniak
Absent: Trantham

Library Senator: Present: Mueller

III. Approval of Agenda

Trewin (Brown) moved to adopt the agenda. The agenda was adopted.

IV. Action on the Faculty Senate Minutes: 2OCT2014

Senator Davis (Harms) moved to approve the minutes. The minutes were approved.

V. Special Presentations

A. Mary Chinnock Petroski – Human Resources Director

Ms. Chinnock Petroski – I’m pleased to be here. I’ve been at UNK for five months and love Kearney. I came here from the University of Wyoming in Laramie. I am also Title IX Coordinator for UNK. We have a team of Title IX-trained personnel, I would be interested in adding a faculty member to the team. Please let me know if you are interested or know someone who is.

Title IX has been around since the early 1970s. The statute is simple and only one sentence long: Educational institutions are not allowed to discriminate on the basis of gender. In 2011 colleges became responsible for making sure there is no sexual misconduct as part of
Title IX. The Clery Act was intended as a criminal reporting act for higher education. In 2013 our Clery Act report was a three-ring binder. New regulations came out on October 20 with the Violence Against Women Act (with the SaVE Act as a component of Clery). It examines: How are you educating your students? How are you training your employees? The report details how UNK is doing this. There is mandatory training as part of the Clery Act in four areas: sexual assault; domestic violence; stalking; and dating violence. Students are trained on the definition of those four things. Bystander intervention training is part of this, too. We also train on our internal policies and procedures. We now have a training prong and investigation prong. Complaints come to me but it may be handled through Student Affairs. We have specific investigators trained in the area of sexual misconduct. These personnel include Brandon Benitz, the three residential complex directors, Deb Huryta, and Trish Holen. We are looking for more people to be trained as Title IX investigators. The Board of Regents has a sexual misconduct policy.

By June 30, 2015, we need to have training for incoming students and employees. NU Interim President Linder will find online training for next year for students and employees. He will fund this. We will have an ongoing education campaign. Training is not mandatory, but we are required to provide it. It is not enforced that students take it. It does refer to a “responsible employee,” who is required to report misconduct. Residence hall directors are an example. Deans, department and programs are other examples. Should faculty members be defined as “responsible employees” and mandatory reporters? This is still being determined.

Senator Chavez – How long does this sexual misconduct training take?
Ms. Chinnock Petroski – It takes twenty minutes face-to-face for the employee version. The student version is longer.

Parliamentarian Wozniak – On the Faculty Senate agenda, we have reports from administrative councils that can be forwarded to the Senate for our reading. We can include it in our packet as you see fit. UNK has a Professional Conduct Committee, and we probably need to have a better interface and delineation there. We may need to change the Constitution so that you may be an ex officio member.

Ms. Chinnock Petroski – The Title IX Committee is a policy committee. I would appreciate the opportunity to talk about the Professional Conduct Committee, since a faculty member accused of misconduct would right now go through the employee procedure.

Senator Reichart – What is the time commitment to be trained as an investigator and serve on the Title IX Committee?
Ms. Chinnock Petroski – The training is four hours online. We meet every two weeks for about ninety minutes to discuss upcoming issues. In the future, monthly meetings for up to two hours is the goal.

Senator Sogar – Is the question of whether faculty are mandatory reporters as “responsible employees” a UNK decision?

Ms. Chinnock Petroski – Yes, it is.

President Taylor – I have read the SaVE compliance letter and the Board of Regents sexual misconduct policy. I think the Board did a fine job of making the best policy possible. There are severe penalties for not complying with SaVE and Clery. Some concerns I have are with the shift to a majority of evidence standard where 50.01% means that the accused is found guilty of serious matters. If a student goes to a “responsible employee,” then the employee is required to report. If you as a faculty member overhear something in class, then you are required to report. If someone comes to you asking to make an anonymous complaint, you cannot guarantee anonymity. If a student realizes after making a complaint that they cannot remain anonymous and therefore desire to withdraw their complaint, it is not possible to do so. The investigator is required to go forward. Faculty input and trying to work together is about all we can do.

Ms. Chinnock Petroski – The Respect Boundaries website has these policies and procedures, too. We can’t promise anonymity, but it doesn’t have to be a full-blown investigation every time. We cannot compel anyone to testify in our student process.

Senator Louishomme – Regarding anonymity, what are the boundaries? Do we normally reveal the details of the accused and the person assaulted? Is the investigation done by one person or a team of people?

Ms. Chinnock Petroski – The accused finds out the identity of the person making the complaint. I prefer a team of investigators. Brandon Benitz is usually one of the investigators. It works better with two investigators.

President Taylor – Thank you, Mary. She has a legal background and we are lucky to have her here to help us find due process and procedures that are fair to everyone.

Ms. Chinnock Petroski – Thank you.

VI. Reports of Faculty Senate Standing Committees

B. Executive Committee: 24SEP14
President Taylor – We don’t have October minutes of our meeting with the Administration due to pending administration review. President-Elect Kelley takes the minutes of this meeting and can provide us with an overview of the meeting.

President-Elect Kelley: A lot of the meeting was informational. We got a preview of Mary’s presentation this evening. Charlie was out of town. Vice Chancellor Johnson will be here in December and we will look at the budget at that time.

Senator Davis: It says in the report from VC Johnson that the “new Otto Olsen” will be in three different places” and that deans are working with faculty. Would you please clarify this?

President-Elect Kelley: The three components will not be moving together. They will be moving to different locations.

Parliamentarian Wozniak: The daycare/Educare component, for example, will go to the new South Campus.

Senator Harms: I am not in IT, ITEC, or daycare, but I am in Otto Olsen. I have not been talked to. Something needs to be said to those involved.

A question arose from the Senate body regarding a 24% increase in the Business and Finance budget versus a 5% increase in Academic budget over recent years.

President Taylor: We can ask this at our next meeting.

Senator Burbul: The Art Department has a stake in Otto Olsen as well.

President Taylor: VC Johnson can address this at the December meeting.

C. President’s Report: 15OCT14
D. Academic Affairs: 16OCT14
E. Academic Freedom and Tenure Committee: 8OCT14
F. Academic Information and Technology Committee: 5SEP14, 3OCT14

President Taylor – Microsoft One Drive rolls out on Monday and Office at a later date.

Parliamentarian Wozniak – When will the draft lecture capture guidelines be put forward?

Secretary Rogoff – These will be distributed after further editing but are currently very much in a draft state.

G. Artists and Lecturers Committee: 28AUG14
I. E-campus Committee: 24OCT14

Senator Harms: Can I send a request for how departments are given their allocation?
Senator Davis: This is fairly transparent. I will make sure Gloria gets it sent to you.

M. Professional Conduct Committee: 16APR14
N. Student Affairs Committee: 27OCT14

VII. Reports of Senate Representatives to Non-Senate Committees
G. International Studies Advisory Council: 14OCT14

VIII. Reports from Academic Councils
B. General Studies Council: 2OCT14

IX. Unfinished Business
President Taylor – The faculty morale survey just got the go ahead from SVC Bicak. He had a couple of minor suggestions but it is ready to launch this semester. He was very complimentary of the committee’s work. Next we will be working on the memorandum of understanding on shared governance.

X. New Business
There was no new business.

XI. General Faculty Comments
Senate Representative Brown – Last year we had a concern about staff members who had been let go with minimal knowledge. The same things has happened with Scot Fransk. It concerns me.

President Taylor – I didn’t know Scot was gone. We asked Administration to send a notice that says “John Doe is no longer here. If you need any assistance with these issues, please contact this person in the interim.” It sounds like it wasn’t done in this case.

Senate Representative Brown – All I had was an email from the department chair.

President Taylor – We will address that. It is a big deal. It isn’t right that people just disappear. It was a modest request. We aren’t trying to get reasons; we just want to know they are not here.

Senate Representative Brown – Scot was the President of Staff Senate. The campus needs to know when someone is dismissed.
President Taylor – It seems on other matters that Administration is being more transparent. It is on things like this where we would like people to have a chance to get their heads around things before rumors and questions start to come in.

XI. Adjournment

The meeting adjourned at 7:53.

Respectfully submitted,

Noah Rogoff

Secretary