

## **SMC ACADEMIC SENATE**

**Tuesday, November 18, 2008**

**11:15-12:35 p.m. Business Building Room 144**

I. Call to Order

II. Public Comments:

III. Action Items:

1. Approval of the Minutes for November 4, 2008

[http://homepage.smc.edu/randall\\_toni/Eng%20I/Acad\\_Sen\\_Minutes\\_06\\_07/AS\\_Minutes11\\_4\\_08.doc](http://homepage.smc.edu/randall_toni/Eng%20I/Acad_Sen_Minutes_06_07/AS_Minutes11_4_08.doc)

2. Adoption of New Courses – Mary Colavito, Chair Curriculum Committee

3. ASR05-08 – Right to Privacy – Howard Stahl, Chair Election and Rules Committee

4. Full Time Hiring Ranking Committee Recommendations – Vote to Receive

5. Sabbaticals Committee Recommended Recipients – Walter Meyer, Chair Sabbaticals Committee

6. Presidential Appointments – Accreditation Steering Committee and Personnel Policies Committee

7. Declaration of Vacant Senate Seats – Communications and Kinesiology/Athletics

8. Department Chair Elections Results – Howard Stahl, Chair Elections and Rules Committee

IV. Information Items:

1. President's Report – Richard Tahvildaran-Jesswein

a. Accreditation Update – Including 3/19/09 Flex Day

b. ASCCC Plenary Report – Passage of two SMC Resolutions

c. Student On-line Evaluation Update

d. Basic Skills & Global Citizenship Initiatives

2. Climate Change Task Force – Pete Morris, Co-Chair Environmental Affairs

V. Old Business Discussion:

VI. New Business Discussion:

- VII. Announcements
- VIII. Adjournment

## Next Scheduled Meeting: December 2, 2008

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### **ACTION ITEM NO. 1 – Approval of the Minutes for November 4, 2008**

[http://homepage.smc.edu/randall\\_toni/Eng%20I/Acad\\_Sen\\_Minutes\\_06\\_07/AS\\_Minutes11\\_4\\_08.doc](http://homepage.smc.edu/randall_toni/Eng%20I/Acad_Sen_Minutes_06_07/AS_Minutes11_4_08.doc)

### **ACTION ITEM NO. 2 – Adoption of New Courses – Mary Colavito, Chair Curriculum**

Distance Education

ESL 14B: Pronunciation: Rhythm and Intonation

Philosophy 7: Introduction to Logic

Global Citizenship AA Requirement

Environmental Studies 7/Geography 7: Introduction to Environmental Studies

### **ACTION ITEM NO. 3 – ASR05-08 – Right to Privacy – Howard Stahl, Chair Election and Rules**

**Santa Monica College  
Academic Senate  
ASR05-08  
November 18, 2008**

## Right to Privacy

WHEREAS every Californian has a constitutional right to privacy as stated in Article 1 of the California constitution,

WHEREAS California Civil Code Section 1798 specifically protects personal identifying information including one's name, date of birth, age and social security number from release without prior written consent,

WHEREAS Article 18.5 of the Faculty Association contract states that "any information contained in a faculty member's personnel file ... shall not be released to anyone ... without first notifying the faculty member",

WHEREAS the District manages electronic databases that include information about each faculty member originally sourced from a faculty member's personnel file and has not afforded an equal protection to this electronically sourced information as it has protected the original paper documents,

WHEREAS in the past, the District inadvertently revealed the social security numbers of certain faculty members without prior written consent,

WHEREAS the District recently released the names and ages of 570 female employees to facilitate an external research study without providing any prior opportunity for those women to opt-in or opt-out of this release,

WHEREAS a lack of privacy may have a chilling effect on faculty participation in future college initiatives,

BE IT RESOLVED that the Academic Senate of Santa Monica College calls upon the District to abide by its legal and contractual requirements with respect to personal employment data as stated in Civil Code Section 1798 and Article 18.5 of the faculty collective bargaining agreement.

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Howard Stahl

Adopted by Executive Committee 11/11/08 – Vote 20 in favor to move to Full Senate on 11/18/08

### **ACTION ITEM NO. 4 – Full Time Ranking Committee Recommendation**

To Follow under Separate Cover

## **ACTION ITEM NO. 6 – Presidential Appointments – Accreditation Steering Committee and Personnel Policies Committee.**

Dianne Berman, Chair Personnel Policies Committee

Eleanor Singleton, Accreditation Steering Committee Co-Chair Standard 3A

## **ACTION ITEM NO. 7 – Declaration of Vacant Seat**

Vacant Seats: Kinesiology/Athletics and Communications

### **Article IV. Recall and Removal of Senators and Officers**

1. The Senate President may declare vacant the seat of any Senator who
  - a. Is unable to complete his/her term of office.
  - b. Is absent for three (3) consecutive meetings without prior consent of the Senate President or
  - c. Becomes ineligible to hold membership in the Senate.
2. Vacancies will be immediately filled in the manner described in *Article I, Section 4* of these By-Laws.
3. An electoral area may request a special election to recall the area representative and replace its Senator at any time upon petition of one-third of the members of the area.
  - a. The Senate President shall order an election within two (2) weeks of the receipt of the valid petition. If a majority of all voting faculty in the electoral area support the recall, the Senate shall hold a new election to fill the position within two (2) weeks.
4. A Senator may be removed by a two-thirds vote of the full Senate membership, and such vacancy will be immediately filled in the manner described in *Article I, Section 4* of these By-Laws.
5. An officer of the Senate may be recalled upon the receipt of a petition signed by one-third of the full Senate membership. Such a petition should be delivered to the Elections and Rules Committee. The officer shall be removed if two-thirds of the full Senate membership supports the recall. If the recall succeeds, the Senate shall hold a new election to fill the vacancy within two (2) weeks.

## **INFORMATION ITEM – PRESIDENTS REPORT B. – ASCCC PLNARY REPORT PASSAGE OF TWO SMC RESOLUTIONS – Richard Tahvildaran-Jesswein**

### **FALL 2008 RESOLUTIONS FOR DISCUSSION**

## **14.0 GRADING**

### **14.01 F08 Academic Dishonesty**

**Richard Tahvildaran-Jesswein, Santa Monica College**

Whereas, The Academic Senate for California Community Colleges adopted Resolution 14.01 – Student Academic Dishonesty and Grading – in Fall 2005 requiring the Senate “to investigate faculty legal and professional rights and obligations with regards to dealing with academic dishonesty, including options for grading, disciplinary action, definitions of academic dishonesty, a statement of best practices, and an explanation of student rights (p.1)”;

Whereas, The Academic Senate adopted Resolution 14.02 – Student Cheating – in Fall 2005 seeking clarification on System Office legal opinion L 95-31 “limit[ing] the ability of local faculty to fail a student for a single incident of academic dishonesty, and pending the result of clarification, to seek an appropriate Title 5 change”;

Whereas, The System Office has reiterated its position in legal opinion 07-12 but acknowledges that examining the constitutionality of failing a student because of an act of academic dishonesty is unwarranted given current Board of Governors grading regulations; and

Whereas, A change in regulation would fulfill the intent of Resolution 14.02 and Academic Senate 2007 recommendation to “Continue to review and revise Title 5 where applicable to academic dishonesty”;

Resolved, That the Academic Senate for California Community Colleges convene a group to review and where appropriate draft language to revise Title 5 grading regulations to allow for the failure of students for egregious acts of academic dishonesty;

Resolved, That the Academic Senate for California Community Colleges ensure that draft language reaffirm a student’s right to due process when failure in the class stems from an act of academic dishonesty; and

Resolved, That the Academic Senate for California Community Colleges continue to promote the recommendations outlined in its 2007 adopted paper *Promoting and Sustaining an Institutional Climate of Academic Integrity* to educate faculty and students on issues of academic integrity, including prevention of cheating and *assurance of due process* in adjudication proceedings, and bring back a progress report no later than the Fall 2009 Plenary Session.

## **FALL 2008 RESOLUTIONS FOR DISCUSSION**

### **2.04 F08 Re-articulation of Accreditation Standard III.A.1.c**

## **Richard Tahvildaran-Jesswein, Santa Monica College**

Whereas, Faculty members from across the state are concerned with the ambiguity of language in Accreditation Standard III, specifically III.A.1.c, which states, “faculty and others directly responsible for student progress toward achieving state student learning outcomes have, as a component of their evaluation, effectiveness in producing those learning outcomes,”;

Whereas, These concerns were first made known at the Fall 2007 Plenary Session and subsequently have been addressed by Marty Hittelman, President of the California Federation of Teachers, in a letter that has been widely distributed throughout the California Community College system;

Whereas, In naming “faculty” and not clearly articulating who the “others” are, III.A.1.c implies faculty members are primarily responsible for SLOs and therefore should be held to particular standards of evaluation that do not apply to the unnamed “others”; and

Whereas, Every member of a college community has a stake in and a responsibility to advance learning outcomes;

Resolved, That the Academic Senate for California Community Colleges work with Accrediting Commission for Community and Junior Colleges and Western Association of Schools and Colleges to draft new language that enumerates all parties responsible for student progress toward achieving stated learning outcomes, or strike the word “faculty” from III.A.1.c and present more general language pertaining to how a college and/or district is effectively producing and evaluating learning outcomes;

~~Resolved, That the Academic Senate for California Community Colleges affirm the position that it is important for faculty to develop and assess learning outcomes for their courses; and~~

~~Resolved, That the Academic Senate for California Community Colleges affirm that the ACCJC’s role is to evaluate a college/district’s effectiveness in producing learning outcomes.~~