

S96-2 DIRECT INSTRUCTION OBLIGATIONS; ETHICS; MEETING CLASSES

Legislative History:

Document dated February 23, 1996.

At its meeting of February 5, 1996, the Academic Senate approved the following Policy Recommendation presented by David McNeil for the Professional Standards Committee.

Supersedes S 92-5

This policy was accepted as University Policy effective February 22, 1996.

Copies sent to Executive Committee and Academic Senate

ACTION BY THE UNIVERSITY PRESIDENT:

"Approved as University Policy" Signed Robert L. Caret, February 22, 1996

DIRECT INSTRUCTION OBLIGATIONS POLICY AND PROCEDURES

(Supersedes S 92-5)

S 96-2

Whereas, In the CSU and CFA Agreement, it states:

A faculty employee who is assigned temporary substitute duty of a short duration, which shall normally be up to eighteen (18) class hours, shall be compensated at the faculty substitute rate. Temporary substitute assignments of a longer duration, which shall normally be greater than eighteen (18) class hours, shall be compensated by an appropriate workload reduction as soon as practicable or, if the employee is not employed in the next academic term, the employee shall be appropriately compensated upon separation for the class hours taught. For compelling reasons, a faculty employee may decline such an assignment. Nothing in this provision shall preclude faculty employees from making informal voluntary substitute arrangements of short duration with a university colleague. The department chairperson shall be consulted in advance about such arrangements; and

Whereas, The chief academic officer title at SJSU has changed from "Academic Vice President" to "Provost and Vice President for Academic Affairs"; and

Whereas, That San Jose State University should include the relevant changes in governing policies; therefore, be it

Resolved: That the attached document (Direct Instructional Obligations, Policy and Procedures) be adopted as policy.

Direct Instructional Obligations

Policy and Procedures

It is the normal obligation of a faculty member to meet each of his/her classes at the scheduled time and place and to present or have presented to the class material appropriate to the stated subject matter. A faculty member who fails to meet or so instruct a class without justification may be (a) formally reprimanded and/or (b) officially reported as absent for payroll purposes and be docked all or part of the day's pay accordingly. Repeated failures may be the basis for disciplinary proceedings leading to suspension, demotion or dismissal.

Failure to comply strictly with the prescribed schedule or to present the usual material in the usual way may be justified in terms of instructional innovation or experimentation. Such failures may also be justified by special considerations of a personal or professional nature. In all such cases faculty members should get approval from the department chair well in advance, when planning to depart from the published schedule or when contemplating substantial departures from the usual materials. For planned absences from instructional assignments, faculty members shall provide the chair advance notice of the personal or professional considerations which result in the absence and shall consult with the chair about suitable arrangements to satisfy instructional obligations. As a general rule, there should be no loss of salary or other sanction unless such failures have resulted in a loss to the student or to the University of some part of the faculty member's time and efforts to which they are entitled. (Justification under this statement does not prevent a charge against sick leave where the failure results from any cause for which sick leave is available.)

Procedures

A complaint that a faculty member has failed to meet her/his instructional obligations (as defined above) should be made or referred to the department chair. The chair should consult with the faculty member named, and if appropriate, investigate more widely. After the chair has investigated and determined that a substantial unjustified failure to meet instructional obligations did take place, the chair shall summarize his/her findings and shall recommend in writing appropriate sanctions to the appropriate administrator (usually the dean). This summary and recommendation shall be provided to the faculty member and shall include notice that s/he has seven days from the date of the notice to respond or rebut to the administrator. The administrator may issue an oral or written reprimand in accordance with Article 18 of the CSU/CFA Agreement and/or may recommend a pay dock to the Provost and Vice-President for Academic Affairs. In cases of repeated failures, the administrator may recommend to the President via the Provost and Vice-President for Academic Affairs that appropriate disciplinary action be initiated in accordance with Article 19 of the CSU/CFA Agreement.