

7
8 **Senate Management Resolution**
9 **Amendment to Standing Rule 10 (Motions)**

10 Whereas: Charge and membership information for the Executive Committee and
11 Committee on Committees are contained in Senate bylaws (bylaw 4 and
12 5), and
13

14 Whereas: Greater clarity is needed regarding the use of Senate Management
15 Resolutions to amend the Senate bylaws, and
16

17 Whereas: Standing rule 10 contains the information pertinent to the use of Senate
18 Management Resolutions and motions to change bylaws, therefore be it
19

20 Resolved That Standing Rule 10a (2) be modified as follows:
21

22 Senate Management Resolutions -- motions ~~(other than motions to amend the bylaws)~~
23 affecting only the rules, procedures, committees or other internal affairs of the Senate.
24

25 i. Senate Management Resolutions (other than those amending bylaws as noted
26 below in section ii) need a simple majority to pass.

27 ii. When a Senate Management Resolution seeks to change bylaws, a 2/3
28 majority is required and the Senate Management Resolution must conform to Article III,
29 Section 5 of the Senate's Constitution.
30

31 Rationale: Standing Rule 10.a.2 appears to exclude changes to bylaws through Senate
32 Management Resolution; However, Standing Rule 10.d specifically notes that "The
33 Academic Senate may adopt bylaws consistent with this Constitution" where there is no
34 restriction pertaining to the use of Senate Management Resolutions to amend bylaws.
35 In addition, Standing Rule 10.a.2 clearly identifies Senate Management Resolutions as
36 the appropriate vehicle to address 'rules, procedures, committees or other internal
37 affairs of the Senate' and our bylaws contain, in this case, information related to
38 committees that needs to be updated. Thus, it will be helpful to amend Standing Rule
39 10.a.2 to clarify the use of Senate Management Resolutions in a way that reinforces the
40 connection to the constitution (and section 10.d).
41

42 Approved: 1/28/19

43 Vote: 10-0-0

44 Present: Capizzi, Curry, French, Gallo, Higgins, Grosvenor, Ormsbee,
45 Rodan, Saldamli, Shifflett

46 Absent:

47

48 Financial Impact: None

49 Workload Impact: None

50

51

52 Below is reference information for the Senate

53

54 **Standing Rule 10**

55

56 10. Motions

57

58

a) Substantive motions are of three kinds:

59

60

1) Sense of the Senate Resolutions -- motions which would express the sense or opinion of the Senate, but would not propose new or modified policy or procedure specifically for this University;

61

62

63

64

2) Senate Management Resolutions -- motions (other than motions to amend the bylaws) affecting only the rules, procedures, committees or other internal affairs of the Senate;

65

66

67

68

3) Policy Resolutions -- motions which, if approved by the Senate and the President of the University, would create or modify university policy or procedure.

69

70

71

72

b) Recommendations from standing committees, whether or not they affect any university policy, may be acted upon at the meeting of the Academic Senate at which they are introduced, provided they have been distributed to members of the Senate at least twenty-four (24) hours in advance of the meeting. However, a recommendation which a committee considers of unusual importance or complexity may be designated by the committee as a "first reading" item, for final action at the meeting following that at which it was first reported by the committee.

73

74

75

76

77

78

79

80

81

c) Motions from the Floor

82

83

Motions not proposed by a policy committee:

84

85

1) Described in a.1) and 2) above may be introduced and acted on at any meeting under the appropriate agenda item.

86

87

88

2) Described in a.3) above may be acted upon only at a meeting subsequent to the meeting in which it is introduced or in which notice is given to the Senate of intention to introduce such a motion. If only a

89

90

91 notice is given, such notice shall include the general sense of the
92 proposed motion, and may be given either orally or in writing. Upon
93 giving of notice, the presiding officer will enter the mover's name on the
94 agenda for the next meeting and will recognize him or her at the time for
95 New Business for the purpose of introducing the motion. Any motion from
96 the floor may be referred to a committee on the day when first
97 introduced.

98
99 d) Motions to change the bylaws are governed by Article III, Section 5 of the
100 constitution.

101
102 e) Any motion referred by the Senate to a policy committee must be reported
103 back to the Senate with the committee's recommendation.

104 105 106 **Article III — Organization**

107
108 Section 5. The Academic Senate may adopt bylaws consistent with this Constitution.
109 Bylaws may be enacted only by a two-thirds (2/3) majority at a regular meeting
110 subsequent to the meeting at which such bylaws are introduced.

111
112 Section 6. The Academic Senate may establish its own rules of procedure consistent
113 with this Constitution. A standing rule may be established, amended or rescinded by a
114 majority vote at any meeting.

115 116 **Bylaw 12 – Approval of Policies**

117
118 2.1 Measures adopted by the Academic Senate intended to have binding effect
119 on the university generally or on persons or matters external to the Senate itself
120 are policy recommendations and are submitted to the President for approval
121 under Article IV, Section 2, of the Senate constitution. Bylaws adopted under
122 Article III, Section 5, of the constitution are also submitted to the President for
123 approval. Measures affecting only the rules, procedures, committees or other
124 internal affairs of the Senate, or expressing only the opinion of the Senate, are
125 not policy recommendations and do not require approval of the President.

126