



At its meeting of September 25, 2000, the Academic Senate passed the following Policy Recommendation presented by Pam Stacks for the Executive Committee.

**Policy Recommendation
Modification to F90-4**

Policy For Protection of Human Research Subject: Ethics: Institutional Review Board

Whereas: In F90-4 POLICY FOR PROTECTION OF HUMAN RESEARCH SUBJECTS; ETHICS; INSTITUTIONAL REVIEW BOARD (IRB) it states under section I.A. Principles the following:

SJSU acknowledges and accepts responsibility for protecting the rights and welfare of human subjects in research. SJSU is guided by the ethical principles regarding all research involving humans as subjects as set forth in the National Research Act (Public Law 93-348, amended in 1985) and implemented in the Code of Federal Regulations, 45 CFR 46. Where other social and medical bodies (such as American Medical Association, American Nurses Association and American Psychiatric Association) have established more stringent principles, those will be applied. Where research takes place in foreign countries, comparable foreign statutes which provide additional protections for human subjects may be substituted for the provisions of federal regulations cited above.

Whereas: SJSU has been notified by the Department of Health and Human Services that there appears to be a conflict of interest in our designation of the administrative voting member on the IRB acting also as the institutional signing official;

Resolved: That F90-4 section II.A. be modified as follows:

II. Description of Procedures

A. Institutional Review Board (IRB)

1. SJSU has delegated administrative authority for the protection of human subjects to the Associate Academic Vice President for Graduate Studies and Research (AAVP/GS&R). The Associate Dean for Graduate Studies and Research will act as an ex-officio member of the IRB, will maintain IRB files, coordinate meetings, and process protocol reviews. The IRB at SJSU is a ten-member operating committee that is appointed by the Academic Senate and reports to the Curriculum and Research policy committee. IRB members from SJSU receive three-year appointments; community members and students serve for one year. The names and affiliations of IRB members are reported annually to the Office for Protection from Research Risks, Department of Health and Human Services.

ACTION BY UNIVERSITY PRESIDENT: Approved by President Robert Caret on September 29, 2000.