

APPROVED

2004-05 Annual Report
Committee on Rules and Elections

In fulfilling its charge as established in the bylaws of the Berkeley Division of the Academic Senate, the Committee on Rules and Elections (R&E) carried out the following activities. The chair of R&E during 2004-05 was Professor Daniel Melia, Secretary of the Division.

Note: items are listed chronologically in each section. Dates in parentheses, unless otherwise noted, indicate the date of committee correspondence about the item of business.

I. Division Elections

- The results of the spring 2005 Berkeley Division elections were as follows.
 - ▶ 428 valid ballots received.
 - ▶ Senate members elected to Divisional Council:
Paula Fass (History),
Judith Innes (City & Regional Planning), and
Bernard Sadoulet (Physics).
 - ▶ Senate members elected to the Committee on Committees:
John Arnold (Chemistry),
Stanley Brandes (Anthropology),
Patricia Buffler (Public Health), and
Jennifer Chatman (Business Administration).
 - ▶ Senate member elected to the Committee on Committees in the College of Letters and Science:
Douglas Dreger (Earth & Planetary Science).

II. Finished Business

A. Completed with Written Comment

- Proposed Amendments to Berkeley Division Bylaws and Regulations
R&E forwarded comments to Division Chair Robert Knapp about the following proposed amendments.
 - ▶ Proposed Amendment to Berkeley Division Regulation 807.C, Unit Requirements for the Bachelor of Arts Degree (9/20/04),
 - ▶ Proposed amendment to Berkeley Division Bylaw 43.A, Committee on the Status of Women and Ethnic Minorities, Membership (10/12/04),
 - ▶ Proposed amendment of Berkeley Division Bylaw 42, Committee on Special Scholarships (11/29/04),
 - ▶ Proposed Amendment of Berkeley Division Bylaws 2, Membership, and 31, Committee on Admissions, Enrollment and Preparatory Education, Membership (2/10/05),
 - ▶ Proposed Berkeley Division Regulation A208, Grade Points for University Extension “XB” Courses (2/15/05),
 - ▶ Proposed Withdrawal of Berkeley Division Regulations 850-852, governing the School of Library and Information Studies, and Proposed Enactment of Berkeley Division Regulations 850-851, governing the School of Information Management and Systems (2/16/05),
 - ▶ Proposed Withdrawal of Berkeley Division Bylaws 36 and 41, Ethnic Studies Curricular, Council for, and Special Curricula, Council for, and of Berkeley Division Regulations 650-655, Admission and Requirements for the Bachelor of Arts in the Department of Ethnic Studies, and 1075, Special Curricula (2/18/05),
 - ▶ Proposed amendment of Berkeley Division Bylaw 19.B, Committee on Faculty Awards, Duties (2/22/05),
 - ▶ Proposed Withdrawal of Senate Bylaw 235 and Proposed Enactment of Division Bylaw 91, regarding the School of Public Health at UC Berkeley (4/22/05), and
 - ▶ Proposed amendment to Berkeley Division Bylaw 17.B, Committee on Committees, Duties (5/20/05).

- Draft Recommendations for Guidelines and Procedures Governing the Academic Senate’s Role in the Development of a New UC Campus and for Granting Divisional Status to a New Campus
Comments forwarded to Division Chair Knapp (9/29/04).

- Conducting Senate Business Electronically
Comments forwarded to Division Chair Knapp (10/29/04).

- Follow up to R&E 2003-04 Self-Study
Comments forwarded to Division Chair Knapp (12/1/04).

- Proposed Amendments to Academic Senate Bylaws and Regulations
R&E forwarded comments to Division Chair Knapp about the following proposed amendments.
 - ▶ Proposed Amendment to Senate Bylaw 128, Membership of Standing Committees of the Assembly (2/15/05),
 - ▶ Proposed Amendments to Senate Bylaw 600.B (3/11/05), and
 - ▶ Proposed Amendment to SciGETC, Senate Regulation 478 (4/5/05).

B. Completed without Written Comment

- PowerPoint Presentation at Division Meetings and Forums
R&E concluded that PowerPoint presentations at Division meetings and forums should not be included in or appended to meeting minutes. They could be posted on the Senate website as an informational item, but this should be done rarely, if ever, and only with the Division chair's approval (11/9/04 meeting).
- Graduate Council Bylaws in Appendix I of the Berkeley Division Manual
Members considered whether the Graduate Council's (GC) bylaws included in Appendix I of the Berkeley Division Manual must go before the Division to be amended. R&E specifically considered whether amending the GC's Appendix I bylaws to remove CPHS as a standing committee of the GC could be done without presenting the amendment to the Berkeley Division for approval. R&E agreed that the Division does not have to approve amendments to the GC's Appendix I bylaws, but that these bylaws should be forwarded to R&E to ensure that there is consonance with Division and Senate bylaws (12/7/04 meeting).

At its 4/20/05 meeting, R&E reviewed proposed changes to the GC's Appendix I bylaws and forwarded informal comments to the GC chair by e-mail (4/21/05).
- Implementation of Senate Bylaw 315, Meetings
Members discussed concerns with Senate Bylaw 315, Meetings, especially sections C and G (12/7/04 meeting).
- R&E ruling on implementation of A208
Members unanimously approved the following motion and justification: "Berkeley Division Regulation (BR) A208 is to be applied only to University Extension XB courses undertaken in or after the fall semester 2005, at which time it shall be mandatory for all eligible students. BR A208 does not apply to University Extension XB courses taken before then. BR A208 shall apply to all XB courses without exception and students shall not have the right to petition that only credits shall count."

R&E made this decision based on considerations of fairness. Members considered contract law (i.e., the University Extension spring 2005 and summer 2005 catalogs, as well as earlier catalogs, stated that grades received for UNEX XB courses would not count toward the Berkeley GPA). BR A208 must be applied campuswide equally to all students. Individual students therefore may not petition either (1) to have only units and not grades counted for XB courses taken in Fall 2005 or later or (2) to have grades from XB courses taken before Fall 2005 counted in calculating their grade point average (5/11/05 meeting).

III. Unfinished Business

- **Proposed amendment to BR A208**
Consideration of whether R&E should propose an amendment to BR A208 that confirms that it applies to XB courses taken as of the beginning of the fall 2005 semester and semesters after that.
- **Proposed Berkeley Division Bylaw to State when Berkeley Division Regulations become Effective**
Considering R&E's discussion about when BR A208 took effect, R&E should consider whether it should propose Divisional legislation that states that regulations are to be effective as of the following semester. Senate Bylaw 312.C, Authority of Divisions – Part III: Modification of Legislation, states: "Modifications of legislation shall take effect immediately following approval by the legislative agency empowered to act finally for the Senate, unless a different date is specified or required by Divisional Bylaw."