NOTICE OF MEETING*
BERKELEY DIVISION OF THE ACADEMIC SENATE
Wednesday, November 3, 2010, 3:00 p.m. – 5:00 p.m.
Pacific Film Archive Theater, 2575 Bancroft Way (near Hearst Gymnasium)

Items on the agenda for the fall meeting of the Berkeley Division include:

• **Operational Excellence at UC Berkeley**
  A panel will discuss Operational Excellence to provide an opportunity for the faculty to hear first-hand about the project, learn how to participate, and provide input on how best to ensure that Berkeley emerges from this project as an organization in which the community can study and work as efficiently and effectively as possible.

• **Announcements**
  Chancellor Robert J. Birgeneau
  Division Chair Fiona M. Doyle
  ASUC Vice President for Academic Affairs Viola Tang

• **Reports of standing committees**
  Committee on Academic Planning and Resource Allocation

• **Proposed legislation**
  Proposed amendments to Berkeley Division Bylaws 13 (Composition of Committees) and 17 (Committees)
  Proposed withdrawal of Berkeley Division Bylaw 48 (University Extension)
  Proposed amendments to Berkeley Division legislation governing the Subcommittee on the Breadth Requirement in American Cultures and the Committee on Courses of Instruction
  Proposed amendments to Berkeley Division Regulation 564 governing the Master of Engineering degree

* Communications may be directed to the Academic Senate e-mail address: acad_sen@berkeley.edu.
Proposed regulations to govern Master of Advanced Study degree

Proposed withdrawal of Berkeley Division Regulation 1510 (Master of Bioradiology Degree)

**Please be advised that documentary filmmaker Fred Wiseman has been invited to film the meeting. For more information on the project, please visit:**
In Memoriam

*In Memoriam* is a compilation of commemorative statements honoring deceased members of the Division, their lives, and service to the University. Memorials are produced by various sources, including colleagues of the deceased and the Office of Public Affairs, and are published by the systemwide Academic Senate in *In Memoriam*. The Committee on Memorial Resolutions has approved memorials for the following Berkeley faculty since April 2010. The authors of the memorials are listed in the column to the right.

Janet Adelman (English)  
Elizabeth Abel

Thomas Garden Barnes (History and Law)  
Roger Hahn, Robert Middlekauff, Sheldon Rothblatt

Jack Block (Psychology)  
Gerald A. Mendelsohn

John W. Cowee (Business Administration)  
David Vogel

Lester Eli Dubins (Mathematics and Statistics)  
Jacob Feldman, David Gilat, Ted Hill, Bill Sudderth

Iain Finnie (Mechanical Engineering)  
David Auslander, David Dornfeld, Ralph Greif

Andrew L. Griffin (English)  
Richard Hutson

Elwin Marg (Optometry)  
Gerald Westheimer

Hugh Donald McNiven (Civil and Environmental Engineering)  
Jacob Lubliner, Anil K. Chopra, Jerome L. Sackman, Robert L. Taylor

Maurice Moonitz (Business Administration)  
George Staubus

Charles A. Muscatine (English)  
Norman Rabkin

Thomas H. Pigford (Nuclear Engineering)  
Joonhong Ahn, Donald R. Olander, William E. Kastenberg, Jor-Shan Choi

Erich G. Thomsen (Mechanical Engineering)  
David Dornfeld, Klaus Weinmann
Memorials for deceased Senate members are published in *In Memoriam* at two online locations:

- UC Academic Senate (editions 2002+)
  [http://www.universityofcalifornia.edu/senate/inmemoriam/welcome.html](http://www.universityofcalifornia.edu/senate/inmemoriam/welcome.html)

- UC History Digital Archives (editions 1928-2001)

Professor John Polt (Spanish & Portuguese)
2010-11 Chair, Committee on Memorial Resolutions
ORDER OF BUSINESS

I. Minutes
Minutes of the April 22, 2010 meeting of the Division (Enclosure 1)

II. Announcements by the President
President Mark Yudof is unable to attend.

III. Other Announcements
A. Chancellor Robert J. Birgeneau
B. Berkeley Division Chair Fiona Doyle
C. Viola Tang, ASUC Vice President for Academic Affairs

IV. Special Orders-Consent Calendar

For proposed legislative amendments, additions to the current text are noted by an underline; deletions to the current text are noted by a strikethrough line

A. Proposed amendments to Berkeley Division Bylaws 13 (Composition of Committees) and 17 (Committees)

During the past academic year, the Committee on Committees (COMS) proposed amendments to Berkeley Division Bylaws 13 (Composition of Committees: Student Selection and Appointment) and 17.C (Committee on Committees: Duties). COMS explained that the amendments were intended to “update Senate bylaws to reflect long-standing practices and to update bylaw 13 in ways that might help model increased effectiveness noted in the Final Report of the Task Force on Senate Organization and Effectiveness.” Both the Committee on Rules and Elections (R&E) and Divisional Council approved the proposed amendments.

13. COMPOSITION OF COMMITTEES
3. Student Selection and Appointment (Am. 4.90, 10.90)
a. Selection
During the Summer Spring term, student members for each of the Committees on Educational Affairs will be selected by the ASUC student groups through their vetting process and presented to the Committee on Committees (COMS) as a list of nominations to be appointed according to a Search and Selection Committee (not itself a Senate Committee), and the Divisional process used by the Committee on Committees and Divisional Council. Names of student
members shall be sent to the Committee on Committees by June September 1 of the term before of the academic year in which they are to serve.

**Ex Officio Members:**

- The Search and Selection Committee shall have as an ex officio, non-voting member the Faculty Representative to the ASUC. The remainder of the Committee is to consist of students as prescribed by ASUC By-Laws.
- The ex officio titles of student members of the Search and Selection Committee and the procedures by which the Committee will select student members for the Berkeley Division Committees shall be communicated in writing to the Secretary of the Division by the first week of the Spring semester.

b. **Nonfulfillment**
Failure of the ASUC to provide student nominees for Divisional Senate Committees, as specified above, shall not interfere with the ongoing functioning of Berkeley Divisional Committees.

c. **Absentee Members**
Upon three consecutive unexcused absences, student members will be automatically withdrawn so that their absences will not affect quorum.¹

17. **COMMITTEES**

C. **Duties**
This Committee appoints:
- The Chair, Vice Chair, Secretary and Parliamentarian of the Division;
- All other Standing Committees;
- Special Committees as the Division may direct;
- Faculty Representative to the Senate of the Associated Students of the University of California, who also serves as a member of the student Search and Selection Committee and on the Grievance Board, as provided in By-Law 13.C;
- Student members to Committees on Educational Affairs (By-Law 13);
- Nominees for appointment to administrative committees when called upon by the Chancellor;

¹ If a student is unable to attend a meeting, then she or he must attempt to inform the committee chair or staff in advance of the expected absence.
nominees to all positions on the Chancellor's Committee for Animal Care and Use, except for non-Senate and outside University members;

- Nominees to all non-chair positions on the Committee for the Protection of Human Subjects, except for non-Senate and outside University members. (En. 11.13.08)

B. Proposed withdrawal of Berkeley Division Bylaw 48 (University Extension)

The proposed withdrawal implements the disestablishment of the Committee on University Extension, recommended by the Task Force on Senate Organization and Effectiveness and adopted by Divisional Council in fall 2009. The Committee on Rules and Elections and Divisional Council approved the proposed withdrawal. Note: If passed, a conforming change will need to be made to Berkeley Division Bylaw 13.C.1 (Composition of Committees on Educational Affairs).

48. UNIVERSITY EXTENSION
A. Membership
This Committee has seven Senate members, three student members (preferably one undergraduate, one graduate, and one with direct experience of Extension), and Chair, ex officio, of the Committee on Courses of Instruction, or an alternate Senate member, ex officio, from the Courses Committee designated by its Chair. The Dean of the University Extension serves, ex officio, as a non-voting member of the Committee. The Committee may invite the Associate Dean of the University Extension to join in Committee business, without vote. [24] (Am. 11.88; 4.29.97, EC. 6.00)

B. Duties (Am. 4.29.97)
The charge of the Committee is as follows:
- Advise the Chancellor and the Dean of University Extension on any matters referred to the Committee or initiated by it, concerning the functions and the educational and related budgetary and personnel policies of University Extension;
- Advise the Dean of University Extension and the departments, schools, Colleges, and the Graduate Division with respect to:
  - Establishment and discontinuance of Extension programs;
  - Criteria for appointment and retention of Extension teaching staff;
  - Policy on acceptance of extramural support for Extension programs;
- Advise the administration on personnel matters, providing performance reviews and appraisals when appropriate.
Coordinate, in such respects as it deems advisable, the relations of University Extension with the Division.

C. Proposed amendments to Berkeley Division legislation governing the Subcommittee on the Breadth Requirement in American Cultures and the Committee on Courses of Instruction

These proposed amendments to Berkeley Division Regulation 300 and Berkeley Division Bylaw 33 implement recommendations of the Task Force on Senate Organization and Effectiveness, adopted by Divisional Council in fall 2009, to make the Subcommittee on the Breadth Requirement in American Cultures (AM CULT) a subcommittee of the Committee on Courses of Instruction (COCI). In addition to endorsing these proposed amendments, the Committee on Rules and Elections (R&E) also suggests that the legislation establishing AM CULT’s membership be removed as a footnote to Berkeley Division Regulation 300 and added to Berkeley Division Bylaw 33, which governs COCI’s membership. The Divisional Council (DIVCO) approved the proposed amendments.

An additional amendment is proposed to Berkeley Division Bylaw 33. It would remove the requirement that a member of the Committee on Courses of Instruction and Academic Programs of the College of Letters and Science be appointed as a member of COCI. The Executive Committee of the College of Letters and Sciences, R&E, and DIVCO approved this proposed amendment.

300. AMERICAN CULTURES BREADTH REQUIREMENT (En. 4.89, eff. F 1991)

A. Satisfaction of the American Cultures Breadth Requirement is a prerequisite for every Bachelor’s Degree awarded to students who begin their studies at Berkeley in lower-division standing in Fall 1991 or thereafter, or upper-division standing in Fall 1993 or thereafter.

B. The American Cultures Breadth Requirement is satisfied by passing, with a grade not lower than C- or P, a course expressly approved for that purpose by the appropriate committee of the Berkeley Division.

C. The courses that satisfy this requirement must be integrative and comparative and address theoretical and analytical issues relevant to understanding race, culture, and ethnicity in American history and society. Each course will take substantial account of groups drawn from at least three of the following: African Americans, indigenous peoples of the United States, Asian Americans, Chicano/Latinos, and European Americans. (Am. 4.4.94)

D. The courses satisfying this requirement are not precluded from satisfying other requirements.
To implement the Breadth Requirement in the study of American Cultures, the Division orders its Committee on Committees to provide members for a panel of nine, which will decide what courses satisfy Regulation 300. This panel is to function as a Subcommittee of the Division's Committee on Educational Policy, one member of which will act as its Chair. Six of the remaining eight members will be appointed by the Committee on Committees; the remaining two will be students chosen by the Associated Students of the University of California, Berkeley, in accordance with By-Law 13.C. The terms of reference of the Subcommittee on the Breadth Requirement in American Cultures is Regulation 300, interpreted according to guidelines implicit in the Report of the Special Committee on Education and Ethnicity. (Am.4.89)

See Berkeley Division Bylaw 33 regarding the membership of the Subcommittee on the American Cultures Breadth Requirement.

33. COURSES OF INSTRUCTION
A. Membership

• This Committee consists of at least twelve thirteen Senate members, one of whom should normally be a member of the Committee on Courses of Instruction and Academic Programs of the College of Letters and Science, the Secretary of the Division, and the chair of the Subcommittee on the Breadth Requirement in American Cultures as ex-officio members, three student members, and the Registrar, ex officio, as a non-voting member.\[9] (Am. 10.25.94; 4.29.97; 11.13.03)

• To implement the Breadth Requirement in the study of American Cultures, the Division orders its Committee on Committees to provide members for a panel of nine, which will decide what courses satisfy Regulation 300. This panel is to function as a Subcommittee of the Division's Committee on Courses of Instruction. The Chair of this Subcommittee on the Breadth Requirement in American Cultures will serve, *ex officio*, as a member of the Committee on Courses of Instruction. Six of the remaining eight members will be appointed by the Committee on Committees; the remaining two will be students chosen by the Associated Students of the University of California, Berkeley, in accordance with By-Law 13.C. The terms of reference of the Subcommittee on the Breadth Requirement in American Cultures are in Regulation 300, interpreted according to guidelines implicit in the Report of the Special Committee on Education and...
D. Proposed amendments to Berkeley Division Regulation 564 governing the Master of Engineering degree

The Graduate Council approved a proposed change in the number of units required for the Master of Engineering (M.Eng) degree. The present two-year program of study will be replaced by a new program with a minimum of 24 units, which may be completed in one year. The proposed amendments to Berkeley Division Regulation 564 are needed to implement the program. Both the Committee on Rules and Elections and Divisional Council approved the proposed amendments.

564. MASTER OF ENGINEERING DEGREE

A. Degree (M.Eng.)
   The candidate must:
   1. Have completed requirements for the Bachelor's degree in one of the Colleges or Schools of the University of California or at another college or university of approved standing;
   2. Have completed the substantial equivalent of the basic requirements for the degree of Bachelor of Science in Engineering (see Regulation 556), in addition to the minimum requirements stated in section 3 below;
   3. Have completed at least three two semesters of graduate study in residence at the University of California;
      • a program of at least 40 24 units of approved upper division and graduate courses pertinent to the field of specialization;
      • at least 16 5 units of the 40 24 must be in courses oriented toward design and analysis;
      • at least 12 units of these 16 24 must be strictly graduate courses in the major subject;
      • and an additional 16 7 units of the 40 24 must be breadth courses outside the major subject but properly supportive of the program of study; and (Am. 3.83)
   4.3. Maintain an average grade of at least B in all course work undertaken as a graduate student at the University of California.

B. Program
   1. The program of work of each candidate is to be under the supervision of a faculty committee appointed by the Dean of the College of Engineering.
2. The program must include a minimum of at least 4 units and a maximum of 8 units at the graduate level of professionally or group oriented individual or study or research, culminating in a written report. No more than 5 of the 24 specified units, and none of the 12 required units of graduate courses in the major subject, can be individual or group study or research. (Am. 3.83)

3. Subject to approval of the Graduate Council, the program of study is determined and administered by the Faculty of the College of Engineering.

E. Proposed regulations to govern Master of Advanced Study degree

The Committee on Rules and Elections (R&E) has learned that a proposal for a Master of Advanced Study (M.A.S.) degree is being developed. While the proposal’s ultimate fate is unknown at this time, R&E is submitting legislation to establish requirements for the M.A.S. at UC Berkeley.

After considering various options for establishing M.A.S. requirements, R&E recommends that the Division include requirements for M.A.S. degrees in Title I of Part III of the Berkeley Division Regulations. R&E makes this recommendation based on the belief that the requirements for the M.A.S. should be the same as those for the M.A. and M.S. degrees. Divisional Council approved the proposed amendments.

Title I. M.A., and M.S., and M.A.S. DEGREES

1500. GRADUATE COUNCIL APPROVAL
Departments or fields of study in which students may become candidates for the degree of M.A., or M.S., or M.A.S., must be approved for that purpose by the Graduate Council.

Regulations 1501 and 1502 are unchanged.

1503. DEPARTMENTAL REGULATIONS
Each department is permitted to adopt regulations concerning requirements for the Degree of M.A., or M.S., or M.A.S., provided that all departmental regulations pertaining to these matters be submitted to the Dean of the Graduate Division and be approved by the Graduate Council. (En. 3.83)

F. Proposed withdrawal of Master of Bioradiology degree

The Graduate Council (GC) approved withdrawal of this degree in 1984, but it was never submitted to the Berkeley Division for final approval. At its August 30, 2010 meeting, the GC unanimously approved the proposed
withdrawal of the Master of Bioradiology degree. The Committee on Rules and Elections and Divisional Council also approved the proposed withdrawal.

Title II. M.BIORAD. DEGREE

1510. MASTER OF BIORADIOLOGY DEGREE
The degree (M. Biorad.) will be granted on the following conditions. The candidate must:

• Have received a Bachelor’s Degree from the University of California or from an other college or university of approved standing; and
• Have had such preliminary training in mathematics and in the physical and biological sciences as may be prescribed by the Group in Biophysics and Medical Physics.

• Have completed, with a minimum average grade of B, a two-year program of graduate study, including at least 28 units of approved upper division and graduate courses, of which not fewer than 8 units be in strictly graduate courses; and

• Have passed a comprehensive final examination. (Am. 3.83)

• While it is normally expected that the entire program be completed at the University of California, in exceptional cases, part of the program may be accepted from other institutions of high standing; final year of residence must, however, have been completed at the University of California.

• Subject to approval of the Graduate Council, requirements for the degree will be determined and administered by a faculty group known as the Group in Biophysics and Medical Physics, through the Executive Committee of that Group.

• Each candidate will select his or her courses in consultation with a major adviser, subject to approval of the Executive Committee.

V. Reports of Special Committees (Discussion only)

VI. Reports of Standing Committees (Discussion only)

A. Committee on Academic Planning and Resource Allocation

VII. Petitions of Students (None)

VIII. Unfinished Business (None)
IX. University and Faculty Welfare (Discussion only)
   A. Operational Excellence at UC Berkeley
      A panel discussion of Operational Excellence will provide an opportunity
      for the faculty to hear first-hand about the project, learn how to
      participate, and provide input.

X. New Business
The spring meeting of the Berkeley Division was held on Thursday, April 22, 2010, from 3:10-5:05 p.m. in Booth Auditorium at the School of Law, pursuant to call. Professor Christopher Kutz, chair of the Berkeley Division, presided. The meeting commenced with announcements. Quorum of 50 Senate members was attained by 3:37 p.m. and the meeting was called to order.

I. Minutes (Enclosure 1)

Minutes of the November 5, 2009 meeting of the Division were presented.

ACTION: The minutes were approved as submitted.

II. Announcements by the President

President Mark Yudof was unable to attend.

III. Other Announcements

G. Chancellor Robert J. Birgeneau

The Chancellor provided updates on a number of issues:

- The Chancellor reported on a trip to Asia where he was warmly received by alumni, and met high school students very interested in Berkeley because of its academic quality.
- Lower Sproul: The Chancellor has finalized an agreement with the Associated Student of the University of California (ASUC) regarding re-development of the Lower Sproul area. He commended ASUC leadership highly for their commitment in shepherding the project up to this stage.
- Budget and advocacy: Government Relations staff have worked hard to gain support for the Governor’s budget proposal from legislators, but few commitments have been obtained. The Chancellor is working toward greater federal support of education in public research universities, and has joined representatives from other institutions from around the region to pursue this issue.
- Operational Excellence (OE): The diagnostic report on administrative efficiencies has been released and recommends a number of changes having the potential for millions of dollars in annual savings. OE is now moving into the design phase of implementation.
- Intercollegiate athletics (IA): Those on both sides of the argument see benefit in IA programs, but the department must become self-supporting.

D. Berkeley Division Chair Christopher Kutz

The Divisional leadership for 2010-11 was announced: Professor Fiona Doyle (Materials Science and Engineering) will serve as Division chair and Professor Robert Jacobsen (Physics) will serve as Division vice chair.

Chair Kutz recognized the extraordinary commitment of the faculty to shared governance during this past year. The level of engagement of faculty and the rest of the campus community, particularly student leadership, has been
commendable. He also recognized the Senate staff for their extraordinary work and dedication this year.

- Faculty recruitment and retention: UC President Mark Yudof has promised that furloughs will end in August.
- Faculty Budget Working Group: This faculty group worked in collaboration with senior administrators and made significant progress toward a more transparent budget.
- Overenrollment: A joint Senate/administrative task force on enrollment planning made recommendations on enrollment targets. They are now considering impacted courses (e.g., reading and composition, and gateway courses). (See Item V.A).
- Graduate education: The Division also worked to protect graduate education. Task forces were convened to consider self-supporting graduate degree programs and online graduate degree programs.
- Intercollegiate athletics: A Senate task force on IA was formed as directed by the resolution approved at the fall Division meeting. (See Item V.B). Chair Kutz concurred with the Chancellor’s statement that the goal is for IA to be financially self-sustainable.
- Retirement: The Division will sponsor a discussion on April 29 concerning the status of the UC Retirement Program, with Academic Senate Chair Henry Powell and Vice Chair Daniel Simmons.
- Political action: Reviews of the student disciplinary process and the Berkeley Campus Code of Student Conduct are planned.
- Racial tolerance: A number of incidents on other campuses have reopened discussions on racial tolerance. The Division is committed to working with the administration and the campus community to maintain racial and gender tolerance, and to foster a sense of community on campus.
- Operational Excellence: Chair Kutz believes this administrative review will improve University operations.

E. Graduate Assembly Vice President for Campus Affairs Philippe Marchand

Vice President Marchand noted how well faculty, students and staff have worked together this year to cope with the challenges that affected the University community. The GA supports shared governance and will continue to participate on relevant issues within the Division. Graduate students would appreciate earlier notification of changes planned that would affect their fees and funding. In a survey of its constituents, the GA found that graduate students are satisfied with the quality of education and mentorship at Berkeley, but have continued concerns about childcare costs and the status of underrepresented minorities. Vice President Marchand expressed his appreciation for the opportunity to work with the Senate in shared governance.

IV. Special Orders-Consent Calendar

For proposed legislative amendments, additions to the current text are noted by an underline; deletions to the current text are noted by a strikethrough line.
A. Proposed amendments to Berkeley Division Bylaw 4 (Divisional Council)

Divisional Council (DIVCO) is proposing this amendment to implement one of the recommendations of the Task Force on Senate Organization and Effectiveness, to add the chairs of the Committee on Admissions, Enrollment, and Preparation and the Committee on Courses of Instruction as *ex officio* members of DIVCO. Both the Committee on Rules and Elections and Divisional Council approved the proposed amendments.

4. DIVISIONAL COUNCIL (En. 10.89, CC. 3.92)

A. Composition

The Divisional Council shall be composed of fifteen seventeen members as follows:

1. The Chair and the Vice Chair of the Division, who are also Chair and Vice Chair of the Divisional Council.
2. Chairs of the following Committees:
   - Academic Planning and Resource Allocation
   - Admissions, Enrollment, and Preparatory Education
   - Courses of Instruction
   - Educational Policy
   - Budget and Interdepartmental Relations
   - Graduate Council
   - Committees
   - Research
   - Status of Women and Ethnic Minorities
3. Six At-Large members elected by the Division.

The Secretary of the Division serves as non-voting secretary to the Council.

H. Proposed amendments to Berkeley Division Regulation 207 (Grade Appeals)

The Committee on Courses of Instruction is proposing an amendment to Berkeley Division Regulation A207.A (Appeal Process for Grade Appeals) so that there are provisions for incomplete (I) grades, in progress grades (IP) or grades that are not submitted by an instructor at the end of the semester. It is possible that under these circumstances a student may not receive a final grade until close to the stated deadline in Regulation A207, leaving the student with little time to attempt an informal resolution and begin the formal grade grievance process as required. Both the Committee on Rules and Elections and Divisional Council approved the proposed amendments.

A207. GRADE APPEALS

A. Appeal Process

- This Regulation covers grievances by students originating in units of instruction and concerning grades.
- Grounds for grievance are application of non-academic criteria, such as considerations of race, politics, religion, sex, or other criteria not directly reflective of performance related to course
actions; sexual harassment; or improper academic procedures that unfairly affect a student’s grade.

- The student must first attempt to resolve a grade grievance with the instructor in charge. If such an attempt is unsuccessful or if the student prefers, the student shall seek assistance from the student Ombudsperson (or a mutually accepted third party) and the department chair. If a grievance is resolved between a student and an instructor and the resolution requires a grade change, the Chair of the Department (or equivalent unit) in which the course was taught shall refer the case expeditiously to the Committee on Courses of Instruction. After reviewing the case, the Committee on Courses of Instruction may instruct the Office of the Registrar to make the required change in the student’s record. (Am. 4.88; Am. 4.27.06)

- The following formal procedure may not be activated unless the student, instructor in charge, Ombudsperson (or any mutually accepted third party), and Department Chair have failed to resolve the dispute informally; and it has been less than one calendar year since the last day of the semester in which the course in question was taken in which the final grade for the course is posted. Neither formal nor informal grade grievance processes may be initiated after the one-year deadline has passed. (EC.00; Am. 4.27.06)

4 Final grades are all grades defined in Berkeley Regulation A201 except I (incomplete), IP (in progress), and grades not submitted by the instructor on the end-of-term course report.

**ACTION:** The Consent Calendar was approved as submitted.

V. Reports of Special Committees

B. Task Force on Undergraduate Enrollment

Professor George Johnson, a co-chair of the Task Force on Undergraduate Enrollment, reported the task force recommended an increase in nonresident undergraduate enrollment. This was approved by the Coordination Board for Admissions and Enrollment with three conditions: that the enrollment balance be reconsidered upon restoration of state funding; that the nonresident funds be used to protect the quality of undergraduate education; and that the Chancellor report annually on the use of those funds to Divisional Council.

The task force has shifted its focus toward improving the quality of delivery of the ‘common good curriculum’ (a term adopted for key lower division “service courses”). The task force’s recommendation to improve funding for Reading and Composition courses will result in more sections being offered in fall 2010. The group is now considering ‘common good courses’ in science and mathematics, and plans to look at foreign languages in the future. It will also address a systematic allocation system for Temporary Academic Staff (TAS) funds.

C. Task Force on Intercollegiate Athletics

Professor Calvin Moore, chair of the Task Force on Intercollegiate Athletics, presented its interim report recommending sustainable funding models for intercollegiate athletics, strategies for integrating athletic and academic fundraising, and long-term oversight mechanisms.
• The task force agreed with the intercollegiate athletics mission spelled out in the Smelser report, *Intercollegiate Athletics at Berkeley* (1991), and proposed three principles of excellence: athletic success, academic integrity, and financial discipline.

• A combination of fiscal responsibility and culture change in intercollegiate athletics administration is needed. The task force did not come to consensus about an acceptable ‘delta’ (deficit) until intercollegiate athletics become self-sustaining, but $5M per year was discussed as a possibility by a majority of the task force.

• Incentives written into coaches’ contracts based on academic achievement, and talent fees provisional on budgetary grounds would provide further controls.

• All senior intercollegiate athletics management contracts should be reviewed by the University Athletics Board.

• The Chancellor is urged to work at the national level to slow the athletics ‘arms race’, which has fueled spending.

Steps have already been taken within the Department of Intercollegiate Athletics to improve financial management and reduce the deficit. There is concern that fundamentally changing the intercollegiate athletics mission might negatively affect academic fundraising.

Due to time limitations, further discussion was postponed to an open Senate meeting scheduled for the following week.

VI. Reports of Standing Committees

A. Committee on Rules and Elections

Professor Daniel Melia, chair of the Committee on Rules and Elections, reported 418 valid ballots were received in the Divisional election for 2010-11.

Senate members elected to Divisional Council:
- Ralph Catalano (Public Health)
- Thomas Laqueur (History)
- Katherine O’Brien O’Keeffe (English)

Senate members elected to the Committee on Committees of the Berkeley Division:
- Peter Bosselmann (City & Regional Planning)
- Elaine Tennant (German)
- David Zilberman (Agricultural & Resource Economics)

VII. Petitions of Students (None)

VIII. Unfinished Business (None)

X. University and Faculty Welfare

A. Recommendations of the UC Commission on the Future (UCCOF)

Representing their respective working groups were: UC Executive Vice President Nathan Brostrom (Access & Affordability), Dean Janet Broughton (Research Strategies),
Professor Mary Firestone (Size & Shape), Professor Bob Jacobsen (Access and Affordability), and UC Chief Financial Officer Peter Taylor (Funding Strategies).

Executive Vice Chancellor and Provost George Breslauer and Chair Kutz are compiling comments from deans and chairs, who have been asked to discuss the recommendations with their faculty.

The Access & Affordability working group developed principles for maintaining access for undergraduate students from the low- and middle-income levels. The Funding Strategies working group considered ways to increase funding, such as through greater administrative efficiency, increasing indirect cost recovery, increasing nonresident enrollment, differential fees by campus, and seeking federal funds for operating support. The Size and Shape working group recommends increasing nonresident students, and is developing stipulations to protect educational quality.

In open discussion, faculty emphasized the importance of the University to the California economy, and the State’s responsibility to adhere to the California Master Plan; protecting educational quality is of primary concern. The Academic Senate should exert its authority over curricula to ensure that online courses (which are now in a pilot phase) meet the criteria for educational quality. Maintaining affordability for low- and middle-income families should also be considered. One faculty member urged that the recommendations be viewed both comprehensively, and from the faculty’s standpoint.

X. New Business

A. Resolution on the formation of a special committee to develop reform proposals concerning the governance and leadership of the University. (Handout A)

Main Motion: Professor Emeritus Charles Schwartz (Physics) moved the following resolution (and it was seconded).

Whereas, There is widespread concern about the financial future of the University;

Whereas, The Regents and the President of the University have established a Commission to study alternative future arrangements;
Whereas, It appears that consideration of Major Reforms in the Top Level Governance and Leadership of the University is unlikely to occur within that Commission;

Whereas, Numerous members of the Faculty of the University have thoughtful contributions to offer in that regard; and

Whereas, Such Reforms might be a significant factor in efforts to restore public confidence in and public support for the University; therefore, be it

Resolved, That the Berkeley Division of the Academic Senate asks its Divisional Council to convene a special Committee charged to collect, study and formulate a set of Reform Proposals concerning the Governance and Leadership of the University, which will then be distributed to the membership of the Division for a ballot assessment.

Professor Emeritus Schwartz emphasized the need for reform at the top level of UC administration (the Office of the President) to regain public support for the University. The Senate should actively engage its expertise in the process of determining the future of the University. Some faculty expressed concern about whether this might open UC to criticism or interference.

Procedural motion: Professor Robert Jacobsen moved (and it was seconded) that the resolution should be put before the Division by mail ballot.

Vote: Majority in favor
In favor: 23
Opposed: 5

Action: A vote by Senate members on the resolution will be conducted by mail ballot.

The meeting was adjourned at 5:05 p.m.

Daniel Melia
Secretary, Berkeley Division

Handout A: Resolution on reform of University governance and leadership.