



The University of North Carolina at Chapel Hill

Resolution # 2003-11 . Amending *The Faculty Code of University Government* as it relates to The General Faculty, The Faculty Council, Officers of the Faculty, and Standing Committees.

The General Faculty resolves:

Section 1. Articles 1-4 of *The Faculty Code of University Government* are rewritten to read:

ARTICLE 1

THE GENERAL FACULTY

§ 1-1. Members. The General Faculty consists of the President of The University of North Carolina, the Chancellor of The University of North Carolina at Chapel Hill, and all persons holding faculty appointments to the ranks of professor, associate professor, assistant professor, instructor, lecturer, or any of the formally authorized lecturer-equivalent ranks, and persons librarians holding the ranks of librarian, associate librarian, assistant librarian, and general librarian under procedures approved by the chancellor, who hold an appointment to the faculty of The University of North Carolina at Chapel Hill or to a librarian position within any of the University libraries, and the following officers of the administration, ex officio: the president, the chancellor, the provost and vice provosts, the vice chancellors; the university librarian, the university registrar, the directors of the Press, Extension Division, Undergraduate Admissions, and Student Health Service; and such other officials having responsibility for making and administering educational, research, and student welfare policies as shall be approved by the faculty Advisory Committee for ex officio membership on the General Faculty, the registrar, the director of the Office of Undergraduate Admissions, the director of the Office of Scholarships and Student Aid, and such other officers of administration having responsibility for educational policy as may be approved for ex officio non-voting membership by the Faculty Council.

§ 1-2. Organization. (a) Presiding officer. The chancellor shall be the presiding officer of the General Faculty. The chair of the faculty shall be chair pro tempore of the General Faculty and shall preside in the absence of the chancellor.

(b) Minutes. The secretary of the faculty shall keep a record of the proceedings.

(c) Quorum. A quorum shall be conclusively presumed at any meeting of the General Faculty called on at least ten days' written notice. Otherwise, the presence of 125 voting members shall be necessary for a quorum.

(d) Bylaws. The General Faculty may adopt bylaws to govern its proceedings.

§ 1-3. Meetings. The General Faculty shall meet at least once in the fall semester and once in the spring semester in each academic year. Special meetings may be called by the chancellor, or, in his or her absence, by the chair of the faculty, The chancellor shall call a special meeting and shall be called on the written request of ten percent of the voting members of the General Faculty.

§ 1-4. Voting. (a) Except as otherwise provided in this Code, the voting faculty comprises (i) all members of the General Faculty having tenured or probationary-term appointments, (ii) librarians who are members of the General Faculty, and (iii) fixed-term faculty whose positions satisfy the following criteria:

(1) ~~The position is for full-time employment not less than 75% of an equivalent full-time position and is not a visiting appointment; and~~

(2) ~~The duties of the position include teaching, research, or both; and~~

(3) ~~The actual or anticipated length of service in the position is at least three years. This criterion is satisfied if (i) the current term of appointment is for three years or more, or (ii) the appointment is a renewal appointment to the same position and the combined length of the current term and the immediately preceding terms is three years or more.~~

(b) For the purposes of Articles 1 through 4 and Article 13 of the *Code*, a member of the voting faculty who retires but continues on the faculty with a fixed-term appointment that calls for at least one-half time effort shall be deemed to retain the faculty rank and voting status that he or she held immediately prior to retirement.

§ 1-5. Office-holding. Only members of the voting faculty are eligible to hold offices established by the Code.

§ 1-6. Powers. The General Faculty shall have power:

(1) ~~To establish the policies governing the educational activities of, and the award of academic degrees by, The University of North Carolina at Chapel Hill and to promulgate such regulations as are necessary to implement established policies;~~

(2) ~~To request information and reports from and to give advice to the chancellor with respect to any matter affecting the life of the University;~~

(3) ~~To act upon reports from and to make recommendations to the Faculty Council, faculty committees, colleges, schools, institutes, and other units of the University;~~

(4) ~~To discuss and resolve upon matters relating to the life of the University;~~

(5) ~~To join with the chancellor and other officers of administration and the student body in regulating student conduct and discipline; and~~

(6) ~~To delegate its powers, except the power to establish or amend this Code, to such officers and bodies as may be established herein.~~

§ 1-7. Code amendments. Proposals to amend this *Code* must be passed on two separate readings— at different meetings. If a proposal has not been previously considered by the Committee on University Government before passing its first reading, it shall be referred to that Committee before being considered on second reading. ~~At the meeting at which it is introduced, the proposal must receive the affirmative votes of a majority of the voting members of the General Faculty present and voting. Upon such tentative approval, the proposal shall be referred to the Committee on University Government, which~~ The Committee shall consider the proposal and report its recommendations to the next regular or special meeting of the General Faculty promptly. When the proposal is reported by the Committee on University Government, those present shall first determine whether to submit the proposal to a general referendum, which shall be done upon motion of one-third of those present and voting. If the proposal is not submitted to a general referendum, passage shall require the affirmative votes of two-thirds of those present and voting. Before the final vote is

~~taken on a proposal that is not submitted to a general referendum, any faculty member present may ask for a ruling of the presiding officer as to whether the proposal has been so materially amended that the text of the proposal as tentatively approved does not constitute a fair representation of the substance of the proposal as amended. If the presiding officer so rules, final action shall be deferred until the next meeting of the General Faculty, or the proposal shall be submitted to a general referendum, as may be decided by a majority of those present and voting. When a proposal is submitted to a general referendum, the secretary of the faculty shall mail a ballot and a copy of the proposal, together with any written report or explanatory material accompanying it, to each voting member of the General Faculty. Ballots must be returned to the secretary of the faculty not later than 15 days after the date of mailing. In a general referendum, passage shall require the affirmative votes of three-fifths of those voting.~~

§ 1-8. Policy on selection of officers. It is the policy of the General Faculty that in selecting persons to fill positions established by or pursuant to this Code, consideration should be given to the factors of departmental affiliation, faculty rank, tenure status, color, age, and sex to the end that diversity of interests among the faculty are appropriately reflected in the various organs of faculty government.

ARTICLE 2

THE FACULTY COUNCIL AND FACULTY EXECUTIVE COMMITTEE

§ 2-1. Legislative power vested in Council. The legislative powers of the General Faculty shall be vested in a Faculty Council.

§ 2-2. Members. (a) The Council shall consist of two groups of members, ex officio and elected.

(b) The ex officio members shall be: the chancellor, ~~the provost and vice provosts, the vice chancellors, the dean of the General College and the College of Arts and Sciences, the dean of the Graduate School,~~ the chair of the faculty, the secretary of the faculty, and members of the Faculty Executive Committee of the Faculty Council and delegates to the Faculty Assembly who are not otherwise elected ~~or ex officio members of the Council, and the chairs of standing committees of the faculty.~~

(c) All members of the voting faculty are eligible for election to the Council.

(d) The elected members of the Council shall be chosen by and from the electoral divisions defined in subsection (e), on the basis of one representative for each thirty-seven members of the voting faculty, or major fraction thereof, assigned to the respective divisions: provided that no college or school shall be represented by more than one-third of the elected members. In divisions entitled to two or more representatives, members shall be chosen on the basis of proportional representation of (1) professors, associate and assistant professors with permanent tenure, and librarians, and (2) all other ranks. If there are too few members of the voting faculty in either category to qualify for at least one representative, the two categories shall be combined. Representation is determined by the composition of the electoral division as of January 1 proceeding the date of the election.

(e) The electoral divisions are:

(1) The Division of Fine Arts of the College of Arts and Sciences;

(2) The Division of Humanities of the College of Arts and Sciences;

(3) The Division of Basic and Applied Natural Sciences of the College of Arts and Sciences and The Institute of Marine Sciences;

- (4) The Division of Social Sciences of the College of Arts and Sciences;
- (5) The University Libraries;
- (6) The School of Information and Library Science;
- (7) The Kenan-Flagler Business ~~School of Business~~;
- (8) The School of Education;
- (9) The School of Journalism and Mass Communication;
- (10) The School of Law;
- (11) The School of Social Work;
- (12) The ~~Institute~~School of Government;
- (13) The School of Medicine;
- (14) The School of Dentistry;
- (15) The School of Nursing;
- (16) The School of Pharmacy; and
- (17) The School of Public Health.

(f) Departments and other units initiating faculty appointments that are not assigned to an electoral division by subsection (e) shall be assigned to an appropriate division by the secretary of the faculty.

(g) In 1985 and every five years thereafter, the Committee on University Government shall adjust the apportionment factor so that the number of elected members of the Council is as near seventy as practicable. Such an adjustment shall be deemed an amendment of subsection (d) and shall be reported promptly to the secretary of the faculty and by him or her to the General Faculty.

(h) The Committee on University Government, with the approval of the chancellor, may amend the provisions of this section to adjust details of the pattern of ~~elective and ex-officio~~ membership herein established whenever required by changes in the organization of the University.

§ 2-3. Terms. Elected members of the Council shall serve for terms of three years and shall not be eligible for election more than twice in any period of seven years. Nominations and elections shall be held in the spring semester in each academic year and the term of office shall begin on July 1. A member's term of office shall not be affected by his or her promotion during the term or by reapportionment of the Council before expiration of the term.

§ 2-4. Nomination and election. (a) Nominations for election to the Faculty Council shall be the responsibility of the Nominating Committee. Other names may be added to the ballot by written nomination submitted to the secretary of the faculty by ~~ten percent~~ three or more of the faculty members of the division for which the nomination is made.

(b) The Nominating Committee shall establish divisional nominating committees of ~~five members~~ within each electoral division of the Faculty Council. These committees shall recommend nominees for the Faculty Council. Each committee shall recommend at least two nominees for each vacancy within its electoral

division unless the number of vacancies makes that impractical. ~~The divisional committees normally shall be drawn from the retiring members of the Faculty Council and each shall be as widely representative of the departments in its electoral division as possible. Service on a divisional nominating committee shall be for one year.~~

(bc) Members representing electoral divisions shall be chosen by members of the voting faculty whose primary appointments are in schools or departments assigned to that electoral division. Ballots containing the nominations shall be distributed to the appropriate division by the secretary of the faculty. Elections shall be determined by a plurality of the votes cast.

(ed) The secretary of the faculty shall decide tie votes by lot.

(de) The secretary of the faculty shall fill vacancies for the remainder of unexpired terms from the list of those voted on in the two most recent elections for that division in the order of the highest number of votes received. If all such persons decline appointment or are no longer eligible for election or there is an insufficient number, the Faculty Executive Committee of the Faculty Council shall fill the vacancy for the remainder of the unexpired term. Council members taking leave for not longer than one year may be temporarily replaced during such leave in like manner. Council members taking leave for longer than one year shall be deemed to have resigned from the Council.

§ 2-5. Organization. Pursuant to Section 502(D)(2) of *The Code of the Board of Governors of The University of North Carolina*, the chancellor has the right to preside over the deliberations of the Faculty Council. The chair of the faculty shall preside upon the request of the chancellor. The secretary of the faculty shall be secretary of the Council ex officio. The presence of a majority of the elected members shall be necessary for a quorum. The Council may adopt bylaws to govern its proceedings.

§ 2-6. Meetings. The Council shall meet regularly each month from September through April. Special meetings may be called by the chancellor, or, in his or her absence, by the chair of the faculty, and shall be called upon the written request of ten members of the Council. It shall be the duty of all members to attend all regular and special meetings of the Council, save for good cause. If any voting member is absent for two successive regular meetings without cause, the Council may declare his or her membership vacant.

§ 2-7. Voting. ~~All elected members, the chair of the faculty, and ex officio members serving by virtue of membership on the Executive Committee of the Faculty Council shall have the right to vote. Ex officio members shall have the right to make motions and otherwise participate in the Councils deliberations, but shall not vote.~~ The presiding officer shall vote only in case of a tie.

§ 2-8. Powers. (a) The Council shall exercise the legislative powers of the General Faculty:

(1) ~~To~~ determine the educational policies of the University and the rules and regulations under which administrators and faculty will conduct the educational activities of the University;

(2) ~~To~~ prescribe the requirements for admissions, programs of study, and the award of academic degrees by the University in the context of the basic educational policies of the University and the special competencies of the faculties of particular colleges and schools;

(3) ~~To~~ recommend persons for honorary degrees and special awards; and

(4) ~~To~~ advise the chancellor and other officers of administration and the student body in matters of student conduct and discipline, and to approve any rules and regulations governing student conduct that affect academic standards of performance.

(b) The Council shall also have power, concurrently with the General Faculty:

(1) ~~To~~ provide for such standing and special committees as the Council may deem necessary or useful for the effective and expeditious conduct of its business;

(2) ~~To~~ act upon reports from and to make recommendations to the General Faculty, faculty committees, colleges, schools, institutes, and other units of the University;

(3) ~~To~~ request information and reports from and to give advice to the chancellor and other officers of administration with respect to any matter affecting the life of the University; and

(4) ~~To~~ discuss and resolve upon matters relating to the life of the University.

§ 2-9. Minutes. Summaries of the actions of the Council shall be ~~sent~~published promptly ~~to every member of the General Faculty.~~

§ 2-10. ~~Faculty Executive Committee of the Faculty Council.~~ (a) ~~The Faculty Executive Committee of the Faculty Council~~ shall consist of the chair of the faculty, the secretary of the faculty, and twelve ~~voting~~ members of the voting faculty ~~General Faculty~~ elected by the ~~Faculty Council~~ for renewable three-year terms. The term of office shall begin on July 1. A member who has served two successive full three-year terms is ineligible for election to the succeeding term.

(b) ~~The Advisory Committee shall nominate candidates for open seats in the ratio of no fewer than three to two. Other names may be added to the ballot by written nomination submitted to the secretary of the faculty by seven or more Faculty Council members. Nominations and elections shall be held in the spring semester in each academic year. Members shall be nominated and elected and interim vacancies shall be filled in the manner provided for electing other standing committees [§ 4-3], except that the Advisory Committee shall act instead of the Nominating Committee~~ vacancies in the Faculty Council [2-4(d)] except that the Advisory Committee shall act instead of the Nominating Committee.

(c) The chair of the faculty shall convene the Faculty Executive Committee and preside at its sessions.

(d) ~~For the purposes of 4-1 of this Code, the Executive Committee shall be deemed a committee of the Faculty Council and not a standing committee of the General Faculty.~~

(e) The Faculty Executive Committee shall have the following powers and duties:

(1) ~~To~~ exercise the consultative powers delegated to the Faculty Council by sections 2-8(b)(3) and 2-8(b)(4), above, subject to such restrictions or instructions as the Council may from time to time establish;

(2) ~~When~~ prompt action is required, to exercise the legislative powers delegated to the Faculty Council by sections 2-8(a)(1) and 2-8(a)(4), above, subject to confirmation by the Council at its next regular meeting;

(3) ~~To~~ serve as an advisory committee to the chair of the faculty;

(4) ~~To~~ represent the Faculty Council and the General Faculty in advising the University administration with respect to issues, such as planning the setting of University priorities, that the committee deems important to the University's mission;

(5) ~~To~~ work with the various officers and groups within the University toward the realization of goals set in actions of the Faculty Council; ~~and~~

(6) ~~To~~ report to the Council at regular intervals, including reporting annually on the status of the implementation of resolutions of the Faculty Council; and

(7) to serve as members of the Faculty Council as provided in § 2-2(b).

ARTICLE 3

OFFICERS OF THE FACULTY

§ 3-1. The chair of the faculty. (a) The chair of the faculty shall serve as chair pro tempore of the Faculty Council and of the General Faculty, shall make an annual report to the Faculty Council on the state of the faculty, shall represent the chancellor in all academic matters whenever the chancellor may request him or her to do so, and shall have such other responsibilities as may be determined by the chancellor or the Faculty Council. ~~He or she shall serve ex officio as chair of the Executive Committee of the Faculty Council, the Agenda Committee, and the Faculty Assembly Delegation, and as a member of the Advisory Committee and the Nominating Committee.~~

(b) The chair of the faculty shall serve for a term of three years and shall not be eligible for ~~immediate re-election~~ election to more than two consecutive terms. Nominations and elections shall be held every third year, and the person elected shall take office on July 1 following the election.

(c) Nominations shall be made by the Advisory Committee, which shall announce the upcoming election to all members of the voting faculty and invite recommendations of persons to be nominated. which shall ~~The~~ Committee shall select and submit the names of at least two ~~three~~ qualified persons. The nominee receiving the highest number of votes in the election shall be deemed elected, unless he or she has failed to receive a majority of the votes cast. In that event, a run-off election shall be held between those who received the highest and the next highest number of votes in the previous election, and the person receiving the highest number of votes in the run-off election shall be deemed elected. Interim vacancies in the office of chair of the faculty shall be filled through appointment by the Advisory Committee.

§ 3-2. The secretary of the faculty. (a) The secretary of the faculty shall keep minutes of all meetings of the General Faculty and of the Faculty Council and enter them in the permanent minute books of the faculty, conduct all elections of the General Faculty and the Faculty Council, and conduct correspondence pertaining to elections and actions of the two faculty bodies. He or she shall maintain files of all nominations and citations for honorary degrees and special awards and shall also maintain records of the charge, membership, and duration of all committees about which he or she is notified pursuant to § 4-1(b). ~~He or she shall serve ex officio as a member of the Agenda Committee, the Nominating Committee, the Advisory Committee, the Committee on University Government, and the Committee on Honorary Degrees and Special Awards.~~

(b) The secretary of the faculty shall serve for a term of five years and shall be eligible for re-election. The Advisory Committee shall nominate one member of the voting faculty for the position. ~~to~~ ~~the~~ Faculty Council, which, after opportunity has been given for additional nominations from the floor, shall proceed to elect a secretary of the faculty.

ARTICLE 4

STANDING COMMITTEES

§ 4-1. Organizational principles. ~~(a) The existing s~~ Standing committees of the faculty and new ~~committees~~ shall be organized as nearly as practicable in accordance with the following principles:

(1) unless otherwise specified in this Article, No ~~a~~ committee shall consist of no more than seven members, unless authorized by the chancellor and Advisory Committee;

(2) unless otherwise specified in this Article, M ~~m~~ embers shall serve for staggered terms of three years;

~~(3) each and, no person shall serve more than two consecutive terms on one or more elective committees; a member who has served a full three-year term is ineligible for election to the succeeding term; (3) When a committee is created by faculty action, its functions shall be specifically stated in the motion or resolution;~~

~~(4) When a committee is created by administrative action, its functions shall be specifically stated in a written communication to the faculty;~~

~~(5) Before any new special or standing committee is created, consideration shall be given to the question whether one of the existing committees could effectively undertake the assignment;~~

~~(4) elective committees shall select their own chairs, and appointing officers shall designate the chairs of committees they appoint;~~

~~(6) Necessary aid and assistance shall be provided to expedite the work of the committees of the faculty; and~~

~~(7) Service on all standing committees shall begin on July 1 following election or appointment and end on June 30 of the appropriate year;~~

~~(7) standing committees shall report to the Faculty Council on their activities at least once each academic year unless the chair of the faculty authorizes the postponement of a committee's annual report.~~

~~(b) When University-wide committees with faculty representation, other than those established under this Article, are created, the officer appointing the committee shall inform the secretary of the faculty of the committee's charge, membership, and duration. When a committee is created by faculty action, its functions shall be specifically stated in the motion or resolution. When a committee is created by administrative action, its functions shall be specifically stated in a written communication to the faculty.~~

~~(c) Before any new special or standing committee is created, consideration shall be given to the question whether one of the existing committees could effectively undertake the assignment.~~

§ 4-2. The Nominating Committee. ~~(a) The Nominating Committee shall consist of the chair of each of the standing committees established by this Article, or the chair's designee, and four members of the voting faculty appointed by the chair of the faculty. all faculty members retiring from the elective faculty committees (Advisory, Athletics, Educational Policy, Faculty Grievance, Faculty Hearings, Financial Exigency and Program Change, and Honorary Degrees and Special Awards). The Executive Committee of the Faculty Council may appoint up to five additional members. Service shall be for one year. The chair and secretary of the faculty shall serve as ex officio, non-voting members. The secretary of the faculty shall act as convener of the committee. convene the Nominating Committee each year and shall serve as its secretary of the committee.~~

~~(b) The committee nominates members of the voting faculty for all positions established by or pursuant to this Article that are to be filled by election. It also makes recommendations for positions that are to be filled by appointment.~~

§ 4-3. Procedure for electing standing committees. ~~(a) Each spring the Nominating Committee shall provide the secretary of the faculty establishes a schedule for conducting elections for the elective standing committees. At least 60 days before the date set for distribution of ballots, the secretary of the faculty announces the opening of the nomination period to all members of the voting faculty. The announcement invites voting faculty members to express interest in being nominated and to recommend other members of the voting faculty to be nominated. Recommendations must be in writing, and no person shall be recommended without his or her consent. In addition, the Nominating Committee identifies and recruits faculty members who are willing to stand for election. The Nominating Committee provides the secretary of~~

~~the faculty with at least two nominees for each vacancy on each elective committee established by this Article, with three nominees for each vacancy on each elective committee. Additional nominees may be added to the ballot by written nomination of ten or more faculty members submitted to the secretary of the faculty.~~

~~(b) Ballots shall be distributed by t~~The secretary of the faculty distributes ballots to the voting faculty, receives completed ballots, and tabulates the votes.~~and those nominees receiving the highest number of votes shall be declared elected.~~

~~(c) The secretary of the faculty declares the election of the nominees who receive the highest number of votes for each position. In the event of a tie, the secretary shall determines~~ election by lot.

~~(d) Interim vacancies shall be~~are filled by the secretary from the list of those voted on in the two most recent elections in the order of the highest number of votes received unless all such persons decline appointment, or are ineligible, or there is an insufficient number, in which case the vacancy ~~shall be~~is filled by appointment of the chair of the faculty for the remainder of the unexpired term.

§ 4-4. Procedure for selecting appointed ~~standing~~ committees. The Nominating Committee ~~may acts~~ in an advisory capacity to the chancellor, ~~and the chair of the faculty, and other appointing officers,~~ as ~~they~~ose ~~appointing officers~~ deem appropriate, in the appointment of standing and special committees.

§ 4-5. Advisory Committee. (a) The Advisory Committee ~~shall consists~~ of nine elected members, the chair of the faculty, the secretary of the faculty, and the chair of the Committee on Appointments, Promotions, and Tenure.

(b) The committee ~~shall be~~is advisory to the chancellor in any matter deemed important by the chancellor or the committee, and particularly with respect to:

- ~~(1)~~proposed amendments to the trustee policies and procedures governing academic tenure;
- ~~(2)~~review of school and departmental statements of criteria for appointment, promotion, and tenure;
- (3) academic program planning and assessment;
- (4) appointment of vice chancellors, deans, and other senior administrators; and
- (5) recommendations for corrective action

(i) pursuant to a report of the Faculty Hearings Committee with respect to a decision not to reappoint a probationary-term faculty member, or

(ii) pursuant to a report of the Faculty Grievance Committee with respect to a decision not to promote to a higher rank a person holding permanent tenure at the rank of associate professor or assistant professor.

No faculty member ~~shall~~may serve simultaneously as an elected member of the Advisory Committee and the ~~Faculty Executive Committee of the Faculty Council;~~ the Committee on Appointments, Promotions, and Tenure;~~;~~ the Faculty Hearings Committee;~~;~~ or the Faculty Grievance Committee.

~~(c) It shall elect a chair for a term of one year.~~ The secretary of the faculty ~~shall serves~~as secretary of the committee.

~~(d) If~~The committee shall holds regular meetings once each month, at such time and place as ~~may be~~ fixed by the committee and the chancellor. The presiding officer ~~shall be~~is the chancellor, or, in his or her

absence, the chair of the Advisory Committee. Special meetings may be called by the chancellor or the chair of the Advisory Committee. Notice of a special meeting called by the chair shall be given to the chancellor. Whoever calls the special meeting shall preside.

§ 4-5.1. Committee on Appointments, Promotions, and Tenure. (a) The Committee on Appointments, Promotions, and Tenure is composed of twelve members of the faculty holding permanent tenure at the rank of professor. Four members shall hold primary appointments within the College of Arts and Sciences, four shall hold primary appointments in the School of Medicine, and four shall hold primary appointments within professional schools other than the School of Medicine. Members shall be elected by the voting faculty at large for three-year terms. Terms shall be staggered so that at least one term from each of the three constituencies expires each year. Elected Members of the Advisory Committee, the Faculty Executive Committee of the Faculty Council, the Faculty Hearings Committee, and the Faculty Grievance Committee are not eligible to serve on the committee. ~~The committee shall hold regular meetings once each month throughout the calendar year. It shall choose its own chair.~~

(b) The committee is advisory to the provost in any faculty personnel matter deemed important by the provost or the committee, and particularly with respect to:

- (1) appointments, reappointments, and promotions that have the effect of conferring permanent tenure;
- (2) promotions to a higher rank of persons holding permanent tenure at the rank of associate professor or assistant professor;
- (3) appointments to distinguished professorships that are not restricted by the terms of the endowment to a particular school or department.

(c) The committee holds regular meetings once each month throughout the calendar year.

§ 4-6. Educational Policy Committee. (a) The Educational Policy Committee is composed of nine members elected by the faculty for staggered three-year terms, one undergraduate student appointed by the chair of the faculty for a one-year term on recommendation of the president of the Student Body, and one graduate or professional student appointed by the chair of the faculty for a one-year term on recommendation of the president of the Graduate and Professional Student Federation. The University Registrar is an *ex officio* non-voting member.

(b) The committee is concerned with those matters of educational policy and its implementation which have significant impact upon graduate and undergraduate instruction within the Division of Academic Affairs, and as to which the Faculty Council possesses legislative powers by delegation from the General Faculty under Article II of the Code. The committee's function is advisory to the Faculty Council, in respect of such matters. The committee and it exercises its advisory function by:

- (1) routinely taking on reference from the Faculty Council any matter lying within its range of concern which that has been formally presented to the Council for study or for action, and on which the Council desires to have substantial committee study prior to undertaking formal consideration;
- (2) from time to time taking on reference from the Faculty Council any specific proposal which that has come through the normal administrative channels for approval by the Council (such as adding or dropping academic programs) and on which the Council desires further review and advice prior to taking final action;
- (3) acting as a council of advice for the university registrar in administering faculty regulations concerning student records and transcripts, registration, class and examination schedules, grading systems, grade reports, academic deficiencies, probation, and readmission;

(4) setting general policy on the kind of catalogs to be issued, their content, and their design; and

(5) originating studies of particular matters lying within its range of concern by requesting authority from the Faculty Council to make such studies, conducting the studies if authorized, and reporting the results of the studies to the Council.

~~(b) The committee is composed of nine members elected by the Faculty for staggered three-year terms, one undergraduate student appointed by the chair of the faculty for a one-year term on recommendation of the president of the Student Body, and one graduate or professional student appointed by the chair of the faculty for a one-year term on recommendation of the president of the Graduate and Professional Student Federation. Eight members shall be elected by the Division of Academic Affairs voting at large. Of these, two members shall hold primary appointments in the Social Sciences Division of the College of Arts and Sciences, one in one of the professional schools or other academic units in the Division of Academic Affairs (other than the College of Arts and Sciences), two in the Humanities Division of the College of Arts and Sciences, two in the Basic and Applied Natural Sciences Division of the College of Arts and Sciences or the Institute of Marine Sciences, and one in the Fine Arts Division of the College of Arts and Sciences. One member shall be elected by the Division of Health Affairs voting at large and shall hold a primary appointment in one of the professional schools or other academic units of that Division. The committee shall elect its own chair at the first meeting after July 1 of each year.~~

(c) In considering any matter referred to it and prior to its report to the Faculty Council, the committee shall provide reasonable opportunity for comment upon the matter by members of the faculty and of the student body.

§ 4-7. Faculty Athletics Committee. (a) The Faculty Athletics Committee consists of nine members elected by the voting faculty. The voting delegate to the Atlantic Coast Conference, if not otherwise an elected member of the Faculty Athletics Committee, is an ex officio member of the committee.

~~(b) The committee is concerned with informing the faculty and advising the chancellor on any aspect of athletics, including, but not limited to, the academic experience for varsity athletes, athletic opportunities for members of the University community, and the general conduct and operation of the University's athletic program. The committee will report on its activities at least once each academic year to the Faculty Council.~~

~~(b) The committee shall consist of ten members to be elected by the faculty for five-year, staggered terms, two new members being elected each year. In addition to the considerations established by 1-8, the Nominating Committee should attempt to assure that units that teach undergraduates are substantially represented on the Faculty Athletics Committee.~~

~~(c) The voting delegate to the Atlantic Coast Conference, if not otherwise an elected member of the Faculty Athletics Committee, shall be a voting ex officio member of the committee. The total committee may thus number either ten or eleven members.~~(d) ~~The committee shall choose its chair from among its membership.~~

§ 4-8. Faculty Grievance Committee. (a) The Faculty Grievance Committee shall consist of ten elected members, and is structured to represent faculty of all ranks. At all times t~~Three of the members are elected at the time they hold the rank of professor or librarian, shall have been professors when elected, three at the time they hold the rank of associate professor or associate librarians shall have been associate professors, three at the time they hold the rank of assistant professor or assistant librarian or general librarians shall have been assistant professors, and one at the time he or she holds shall have held a fixed-term appointment. A member's promotion in rank during a term of office shall does not terminate his or her membership. The term of office shall be three years. One professor or librarian, one associate professor or associate librarian, and one assistant professor or assistant librarian or general librarian shall be~~ elected each year. One person holding

a fixed-term appointment ~~shall be~~ elected in 1997 and every third year thereafter.

(b) The committee is authorized to hear, mediate, and advise with respect to the adjustment of grievances of all persons designated as members of the Faculty by the *Trustee Policies and Regulations Governing Academic Tenure* and those librarians who are members of the General Faculty. The power of the committee is solely to hear representations by the persons directly involved in grievances, to mediate voluntary adjustment by the parties, and to advise adjustment by the administration when appropriate. Advice for adjustment in favor of an aggrieved faculty member may be given to the chancellor only after the dean, department chair, or other administrative official most directly empowered to adjust it has been given similar advice and has not acted upon it within a reasonable time.

(c) As to members of the General Faculty, grievances within the committee's jurisdiction include matters directly related to a faculty member's employment status and institutional relationships within the University, except for those within the jurisdiction of

the Faculty Hearings Committee or arising from the termination of an administrative appointment.

(d) As to graduate students or others who have teaching duties, grievances within the committee's jurisdiction include only those which meet all four of the following conditions: (1) they arose in connection with the grievant's teaching duties, (2) they raise a question of academic freedom, (3) the dean or chair with immediate responsibility for the grievant has no authority to fashion an appropriate remedy, and (4) there is no other appropriate grievance procedure.

(e) No grievance may be considered except on the basis of a prior written statement of its nature by the aggrieved faculty member, ~~and nor~~ until determination is made that an unsuccessful attempt has been made by the faculty member to resolve it with the administrative official most directly concerned.

(f) The committee ~~shall elect its own chair. It~~ may act as a whole or, by designation of the chair, in panels of two or more, for the consideration of particular grievances. It may promulgate rules of procedure for its operations. When promulgated, these rules shall constitute the exclusive formal procedures for the adjustment of faculty grievances herein described. No formal appeal procedure shall be provided.

§ 4-9. Faculty Hearings Committee. (a) The Faculty Hearings eCommittee is composed of fivesix faculty members elected by the voting faculty. Members must holding permanent tenure when elected, serving five-year terms.

(b) The committee performs functions assigned to it in the *Trustee Policies and Regulations Governing Academic Tenure*.

§ 4-10. Financial Exigency and Program Change Committee. (a) The Financial Exigency and Program Change Ceommittee shall consists of twelve elected members, six from the Division of Academic Affairs and six from the Division of Health Affairs, each of whom shallmust hold a tenured or probationary term appointment when elected. The term of office shall be five years, and members may not be immediately re-elected to office. The committee shall elect its own chair to serve a one-year term, and the chair may be re-elected by the committee to successive one-year terms as chair.

(b) The committee discharges the functions provided in Section 6 of the *Trustee Policies and Regulations Governing Academic Tenure*, in accordance with the following procedures:

(1) In considering the chancellor's preliminary statement (*Trustee Policies*, Section 6.c), the committee shall request advice in the form of a written report from the chair and faculty of each department which in the judgment of the committee might be directly affected by the adoption of any option potentially involving terminations of faculty employment which is described in the chancellor's statement. The committee may

request advice on any matter deemed by the committee to be relevant to the problem presented by the chancellor's statement, but in any event shall require response directly to the following points:

(i) in the case of financial exigency, whether other options than any affecting the particular department would better serve the interests of the University, and how, if any option directly affecting a particular department were to be implemented, a sound and balanced educational program might be maintained by the department without any, or a minimum of, terminations of faculty employment;

(ii) in the case of program change, whether on balance it is justified, and how, if it is to be effected, this may be accomplished without any, or a minimum of, terminations of faculty employment.

(2) In considering the chancellor's proposal for specific action (*Trustee Policies*, Section 6.f), the committee shall request advice in the form of a written report from the faculty and chair of each department identified in the proposal as a unit to be directly affected by the proposed action. The committee may request advice on any matter deemed by the committee to be relevant to its consideration of the proposed action, but in any event shall require advice as to the propriety and efficacy of the criteria proposed by the chancellor for determining individual faculty members for termination.

(3) In requesting advice at either stage, the committee shall specify a time for submission of written reports which allows not less than seven days between receipt of such reports and the time for submission of the committee's report to the chancellor.

(4) For the purposes of this section (§ 4-10), the terms "termination," "financial exigency," and "program change" have the meanings given them by Section 6.a of the *Trustee Policies and Regulations Governing Academic Tenure*; the word "department" is used to include departments, schools, and any other unit of the University which initiates appointments and other personnel actions affecting faculty members; and the word "chair" is used to include the chief administrative officer of each such unit.

§ 4-11. Honorary Degrees and Special Awards Committee. (a) The Honorary Degrees and Special Awards eCommittee consists of six members elected by the voting faculty to staggered three-year terms. The secretary of the faculty is a member of the committee ex officio.

(b) The committee considers nominations from the faculty for (1) Honorary Degrees, awarded at Commencement each May; (2) Distinguished Alumnus and Alumna Awards, presented each University Day, 12 October; (3) the Thomas Jefferson Award; and (4) the O. Max Gardner Award; and (5) other awards referred to the committee by the chancellor or the chair of the faculty. Nominees for Honorary Degrees and Distinguished Alumnus and Alumna Awards are recommended for approval to the Faculty Council and the Board of Trustees. The chancellor presents the nominee for the Gardner Award to the Board of Governors.

§ 4-12. Faculty Assembly Delegation. (a) The delegation of the General Faculty to the Faculty Assembly of the University of North Carolina is composed of the chair of the faculty and four members elected by the voting faculty for staggered three-year terms and the chair of the faculty or the chair's designee. The chair of the faculty ~~shall designate the chair of the delegation, ex officio.~~ The Committee on University Government may amend the provisions of this paragraph with respect to the number of members of the delegation when required by a change in the number of members of the Faculty Assembly apportioned to the University. Such amendments shall be reported promptly to the secretary of the faculty and by him or her to the General Faculty.

(b) The delegation represents the faculty of the University at the Faculty Assembly of the University of North Carolina and reports to the Faculty Council on matters of interest relating to the Faculty Assembly and actions taken by that body.

§ 4-13. Buildings and Grounds Committee. (a) The Building and Grounds eCommittee is appointed by the chancellor.

(b) ~~It~~ The committee advises the chancellor on plans for the long-range physical development of the campus, the siting and exterior design of new and renovated buildings, major landscaping changes, the selection of architects, the location of monuments and memorials, and such other matters as the chancellor may refer to it.

§ 4-14. [Reserved].

§ 4-15. Faculty Welfare Committee. (a) The Faculty Welfare eCommittee is appointed by the ~~chancellor~~ chair of the faculty.

(b) ~~It~~ The committee works for and reports on monitors and works toward the improvement of faculty working conditions, including salaries and benefits.

§ 4-16. Faculty Committee on Research. (a) The Faculty eCommittee on Research consists of nine members appointed by the chancellor ~~for staggered and renewable three-year terms~~.

(b) The committee advises the chancellor, other officers of administration, and the Faculty Council on matters of University policy and its implementation that have significant impact upon research.

§ 4-17. Scholarships, Awards, and Student Aid Committee. (a) The Scholarships, Awards, and Student Aid eCommittee is appointed by the chancellor.

(b) ~~It~~ The committee establishes policy for scholarship and student aid funds, monitors the operations of the Office of Scholarships and Student Aid, and advises

the chancellor on matters regarding scholarships and other forms of student aid.

§ 4-18. Committee on Community and Diversity. (a) The eCommittee on Community and Diversity consists of five faculty members and two students appointed by the chair of the faculty.

(b) The committee is responsible for fostering community and promoting pluralism in the University by encouraging social interaction, mutual acceptance, and respect among various groups on campus. The committee is especially attentive to matters generated by discrimination on the basis of age, race, gender, disability, religion, socio-economic status, national or ethnic origin, or sexual orientation. ~~The committee is appointed by the chancellor and will include five faculty members and two students.~~

§ 4-19. Faculty Committee on University Government. (a) The Faculty eCommittee on University Government ~~shall~~ consists of seven members appointed by the chancellor, ~~serving for staggered and renewable terms of three years each~~. The secretary of the faculty ~~will~~ serve as an ex officio member.

(b) ~~The committee shall be especially~~ is concerned with the continuing development, adaptation, and interpretation of *The Faculty Code of University Government*. Subject to the powers of the University's Board of Governors and president, and of the Board of Trustees and the chancellor of the University of North Carolina at Chapel Hill, the *Code* represents legislation enacted by the faculty regarding forms of internal organization and procedures at this institution which are deemed necessary for its fair and effective operation.

(c) ~~The committee should~~ periodically reviews the existing *Code* and solicits suggestions for its improvement; based on its review the committee ~~and should~~ recommends appropriate amendments in the *Code* for consideration and vote of the General Faculty. As provided under Article I of the *Code*, ~~it~~ the committee should considers and reports on other proposals to amend the *Code* and ~~shall~~ also periodically makes appropriate adjustments of the elective representatives in the Faculty Council. The committee ~~may~~

also ~~considers~~ and reports on special questions of University governance which ~~may be~~ referred to it by the chancellor or members of the faculty. The committee shall be especially concerned with maintaining internal forms and procedures of academic administration which reflect principles of democracy and equity, vision and adaptability, and quality and responsibility, toward achieving the intellectual aims of the University.

§ 4-20. Agenda Committee. The Agenda Committee consists of the chair of the faculty, the secretary of the faculty, and five elected members of the Faculty Council appointed by the chair of the faculty for renewable one-year terms. The committee develops the agenda for meetings of the Faculty Council and the General Faculty. ~~There shall be a Committee on Agenda of the Council, whose primary responsibility shall be to program the work of the Council. This shall not preclude the initiation of proposals from the floor. The Committee on Agenda~~

~~shall consist of the chair of the faculty, as chair, and of five elected members of the Council, each representing a separate electoral division of the Faculty, to be appointed by the chair annually at the April meeting of the Council, to serve for the next academic year.~~

§ 4-21. ~~[Reserved]. Committee on Black Faculty and Students. The committee is appointed by the chair of the faculty. It addresses recruitment procedures and the ongoing concerns of black faculty members and students.~~

§ 4-22. Status of Women Committee. (a) The Status of Women eCommittee is appointed by the chair of the faculty.

(b) ~~It~~ The committee addresses ongoing concerns of women faculty members, identifies obstacles to achievement and maintenance of equality in the representation and status of women on the faculty, and proposes steps for overcoming those obstacles.

§ 4-23. Committee on Instructional Personnel. (a) The eCommittee on Instructional Personnel shall consist of the deans of all the undergraduate, graduate, and professional colleges and schools (except those in the Division of Health Affairs), ~~the director of the Institute of Government,~~ and the chairs of the divisions of the College of Arts and Sciences. The committee may add such consultants and delegate such authority to sub-committees as it deems necessary. The provost ~~shall serve~~ as chair of the committee.

(b) The committee ~~shall review~~ the recommendations of the chairs of the respective departments and of the deans of all the undergraduate, graduate, and professional colleges and schools (except those in the Division of Health Affairs) with respect to additions, promotions, and advancements in personnel and with respect to courses of instruction. It ~~shall review~~, improves, and implements the educational and research program of the University. The arrangement of the University calendar ~~shall come~~ within its purview, and such other matters as the chancellor ~~shall from time to time refer~~ to it.

§ 4-24. Advisory Committee on Undergraduate Admissions. (a) The Advisory Committee on Undergraduate Admissions shall consist of the dean of the College of Arts and Sciences or the dean's designee as chair; the associate dean for academic advising in the College of Arts and Sciences; and two other academic deans from outside the College of Arts and Sciences and seven faculty members engaged in undergraduate instruction, all appointed by the ~~provost~~ chancellor. At least five of these faculty members shall hold primary appointments in the College of Arts and Sciences. The university registrar, the director of undergraduate admissions, and the vice chancellor for student affairs shall ~~be~~ ex officio, non-voting members of the committee. ~~The committee shall meet at least once each semester or more on call of the chair. The chair shall call a meeting whenever requested by the director of undergraduate admissions.~~

(b) The committee shall ~~serve~~ in an advisory capacity to the director of undergraduate admissions. In

particular, it ~~shall~~ addresses the design and application of admissions policy, recommends guidelines for special talent and exceptional admissions, and monitors and responds to the national college admissions environment.

(c) The committee meets at least once each semester or more on call of the chair. The chair calls a meeting whenever requested by the director of undergraduate admissions.

§ 4-25. University Committee on Copyright. (a) The University eCommittee on Copyright is appointed by the chancellor. It ~~shall consist~~ of (i) faculty members, ~~who shall constitute a majority of the members~~, (ii) one or more graduate students, serving one-year renewable terms, and (iii) members from campus units, such as the campus libraries and the Office of Technology Development, that are involved in intellectual property matters. Faculty members constitute a majority of the members of the committee.

(b) The committee represents to the chancellor and the University community the concerns of faculty and other users and creators of scholarly information. The committee's functions include:

(1) monitoring trends in such areas as institutional or consortial copyright use policies, changes in copyright ownership models, and guidelines for fair use of information in all formats;

(2) identifying areas in which policy development is needed and recommending to the chancellor new or revised institutional policies and guidelines;

(3) cooperating with the administration to propose and monitor the application of University policies and guidelines regarding ownership and use of copyrighted or licensed scholarly works; and

(4) assisting in identifying educational needs of the faculty and others related to compliance with copyright policies and guidelines, and advising on appropriate ways to address those needs.

§ 4-26. Faculty Information Technology Advisory Committee. (a) The Faculty Information Technology Advisory eCommittee is appointed by the chair of the faculty. It ~~shall consist~~ of (i) faculty members, ~~who shall constitute a majority of the members~~; and (ii) one or more students, serving one-year renewable terms. Faculty members constitute a majority of the members of the committee.

(b) The committee represents to the chancellor and the University community the concerns of faculty and others with regard to information technology. The committee's functions include:

(1) considering issues pertaining to the use of information technology in teaching and learning, research, and other professional activities in the University; and

(2) advising University officers and offices of administration on faculty needs and interests relating to information technology.

Section 2. This resolution shall become effective upon adoption.

I certify that the foregoing is a true copy of a Resolution adopted by the General Faculty on January 16, 2004.

Joseph S. Ferrell
Secretary of the Faculty