Call to Order

Approval of Minutes of March 14, 2019

Report of the Executive Committee

Remarks by the Chancellor

Standing Committee Reports

Ad Hoc Committee Reports

Old Business

New Business

Scheduled Remarks

Good of the Senate

Adjournment

Voting Members present: Ackerly; Algood; Benbow; Choi; Estrada; Floyd-Thomas; Friedman; Greene; Harris, Heuser; Iacobucci; Jessee; Kam; Kim; Laibinis; Martin; McLean; McTamaney; Morgan; Neely; Parish; Phillippi; Price; Robinson; Rosenthal; Terhune; Valentine; Walker; Wallace; Wilson; Wooders; and Wright

Voting Members absent: Allos; Audet; Balser; Bollen; Carnahan; Chambless; Cole; Creech; de Caestecker; Fauchet; Finch; Griffith; Guthrie; Hudnut-Beumler; Hutson; Johnson; Lacy; Lehman; Lowe; Luis, Luo; Marnett; Massion; Norman; Ochonu; Pitt; Ramey; Sanchez; Scott; Simmons; Townes; Tran; Walden; Wait; Weavind; Weeks; Wuerth; and Yadav

Ex Officio Members present: Bandas; Brady; George; Hopkins, Lutz; Raiford; Shellaway; Stalcup; Wente; and Zeppos

Ex Officio Members absent: Beasley; Carroll; Cyrus; Ertel; Fleming; Hall; Hotchkiss; Kopstain; Miller; Page; Pietenpol; Raghavan; Sweet; and Turner
Guests: Sean Swinford (VSG); Nicolas Gardner (VSG)

Call to Order

Vicki Greene, Chair of the Faculty Senate, called the meeting to order at 4:10 pm.

Approval of the minutes of March 14, 2019

Chair Greene deferred voting to approve the minutes until quorum was present. Discussions were had until business could be conducted with a quorum.

Chair Greene proceeded to the next item of business.

Report of the Executive Committee (EC)

Chair Greene gave a brief report which covered:

- Spring Faculty Assembly was very nice.
- The Town Hall for 19th Ave. Building was to be Friday morning at 10 a.m. in the Student Life Center BOT Room.
- Remember to send blog questions to https://my.vanderbilt.edu/facultyengaged/.
- The Faculty Senate was missing a clicker. A Senator had it on their desk. The clicker is no longer missing.
- Monday, May 6 is the next Faculty Senate meeting. A reception will follow in the School of Nursing living room.

Chair Greene proceeded to the next item of business.

Remarks by the Chancellor

Chancellor Nicholas S. Zeppos remarked:

- He would like everyone to come out to the 19th Ave. Town Hall meeting about the Faculty Commons. Great dialogue and discussions have been going on for a long time. Scott Pearson, Leslie Hopkins, and Leah Lowe are the Faculty Senate representatives on this project. It is an important area for faculty to gather. The Faculty Commons will serve the faculty well.
- The university is in outstanding shape. Provost Susan Wente is uniquely qualified to lead the university and it should be business as usual. A Senator asked if the Senate could vote to not let Chancellor Zeppos go. Chancellor stated that he has loved working with the Senate. It has been a privilege. The Chancellor received applause.

Chair Green read the following resolution of commendation for Chancellor Zeppos from the EC and Past EC members on behalf of the Faculty Senate.
RESOLUTION IN COMMENDATION of the Service of Nicholas S. Zeppos as Chancellor of Vanderbilt University

Whereas the University Faculty Senate desires to offer its sincere commendation to Nicholas S. Zeppos for his distinguished service to Vanderbilt University as our 8th Chancellor.

BE IT RESOLVED THAT:

The Vanderbilt Faculty Senate commends Chancellor Zeppos for the following meritorious achievements:

1) For dramatically increasing the University’s focus on diversity, equity and inclusion for faculty, students, and staff;

2) For the creation and sustaining of Opportunity Vanderbilt, our University’s greatest historical commitment to college affordability and access;

3) For institutionalizing a firm commitment to the principles and processes of shared governance with an emphasis on faculty government;

4) For the advancement of a robust academic vision for the University that prioritizes the intersection of scholarly research and societal progress;

5) For fostering a campus environment of intellectual engagement, academic freedom, and intentional dialogue;

6) For dedication to the execution of FutureVU, especially the vision of intentional academic and social engagement between faculty and students within College Halls;

7) For leading Vanderbilt – during a period of unprecedented aggression toward the higher education sector – with an unrelenting defense of higher education’s contribution to the national discourse;

THE FACULTY SENATE OF VANDERBILT UNIVERSITY CONCURS, that we honor Nicholas S. Zeppos, Chancellor of Vanderbilt University, reflecting with admiration on Mr. Zeppos’s exemplary character, his many accomplishments, and his outstanding contributions to Vanderbilt and to higher education as a whole. We extend to him our heartfelt wishes for a happy and fulfilling life and every continued success in his future endeavors.

Chancellor Zeppos received a standing ovation.

Chair Greene proceeded to the next item of business.

Standing Committee Reports

Chair Greene called for a report from Student Life Committee (SLC) Chair Kyla Terhune. Professor Terhune thanked members of the SLC for their work.

Student Life Committee

Kyla Terhune, Medicine, Chair
From VSG, Sean Swinford and Nicolas Gardner were guests of the Senate.

This AY, the SLC has:

• Heard grievances as members of the Student Grievances Panel.
• Considered a proposal to lengthen the time between classes. The SLC’s recommendation was to keep things as they are. Lengthening would incur an increase of time to the day.
• Considered a test bank proposal.
• Invited Associate Dean of Students G. L. Black to share important updates about the Student Care Network and the transition from PCC to the UCC. He also discussed student health services messaging to faculty. Dean Black talked about what the Student Life Committee can do to enhance student life at Vanderbilt.
• Received an update from Greek Life Leaders. All past concerns from the Greek Life Task Force have been addressed.

Test Bank Proposal

• Rationale for Proposal:
  – There is current inequity in availability of test preparation materials.
  – Students who are not members of certain organizations or teams do not have access to the test preparation materials.
  – Memberships in these organizations are often influenced by cost.
  – It leads to an advantage or benefit to individuals in certain organizations/teams.

• Advantage to Access:
  – Additional materials and problems allow for deeper understanding.
Exposure to similar problems and topics allows for exposure to problem type and shift of focus to content mastery.

Creation of a “Communal Learning Repository”

“Accessible to All Students” – Brightspace

- Faculty Members
  - Can opt-out and restrict upload privileges
  - Conduct intake process for uploading only with approval
  - Have access to and review their materials

- Students are asking for discussion and potential endorsement.
- The implementation of the proposal will be discussed later.

The SLC will decide at their next meeting whether to endorse the proposal. The SLC is accepting feedback. It was commented that the equity issues are compelling. Multiple choice tests might place a burden on faculty. Faculty have the option to not participate. The Senate applauds the effort of students doing extra problem sets and reading extra materials to enhance their educational experience. It was stated, the students work hard and faculty should do what it can to help them.

Chair Greene called for the report from the Faculty Manual Committee (FMC).
Professor Brooke Ackerly thanked the Faculty Manual Committee for their work and presented a motion on Appendix A. Quorum was established.

**Motion: Updating Appendix A: Abbreviations**

- Whereas the Faculty Manual is an important resource for faculty to understand the policies and procedures of key aspects of university life as it pertains to their roles in it, benefits from it, and obligations to it,

- Whereas Appendix A: Abbreviations in the Faculty Manual needs to be updated,

- In accordance with notice given of this motion:

Be it resolved that Appendix A: Abbreviations of the Faculty Manual be updated as follows.

**Faculty Manual Committee**
Brooke Ackerly, A&S Chair
Geoffrey Fleming, Medicine [Executive Liaison]
Myrna Wooders, A&S
David Cole, Peabody
Chris Lehmann,
Medicine Yesha Yadav,
Law Richard Pitt, A&S
Florence Sanchez, Engineering
Duco Jansen, Engineering (ex-officio)
Becky Keck, Nursing (ex-officio)

Appendix A: Abbreviations

The complete term is used the first time it appears. It is noted below if the relevant term is specific to one part of the university, such as the School of Medicine.

ACC: Administrative Compliance Committee
AUP: Acceptable Use Policy
B-TRC: Tenure Review Committee (Blair)
CTTC: Center for Technology Transfer and Commercialization
CRO: Chief Research Officer (Vanderbilt University Medical Center)
DEA: Drug Enforcement Agency
ECEF: Executive Committee of the Executive Faculty (School of Medicine)
EEOO: Equal Employment Opportunity Office
EF: Executive Faculty (School of Medicine)
FAPC: Faculty Appointments and Promotions Committee (School of Medicine)
FCA: Both the Federal False Claims Act and the Tennessee False Claims Act
FCPA: Foreign Corrupt Practices Act
FDA: Food and Drug Administration
FERPA: Family Educational Rights and Privacy Act (aka the Buckley Amendment)
FFCA: Federal False Claims Act
FSA: Flexible Spending Account
FMLA: Family and Medical Leave Act
IT: Information Technology
NSF: National Science Foundation
ORI: Office of Research Integrity
SOM: Vanderbilt University School of Medicine
PHS: Public Health Service
PRTC: Promotion and Tenure Review Committee
TFCA: Tennessee False Claims Act
TMLA: Tennessee Maternity Leave Act
TRC: Technology Review Committee
USERRA: Uniformed Services Employment and Reemployment Rights Act
VUMC: Vanderbilt University Medical Center

The voting proceeded: Tally: 30 affirmative, 0 opposed, 2 abstentions.

Chair Greene proceeded to the next item of business.
Old Business

Professor Myrna Wooders introduced a motion concerning the definition of institutional responsibilities in the Faculty Manual. Discussion began before the motion was seconded. Senator Wooders pointed out that motions are to be made and seconded before being discussed. The Parliamentarian announced that the quorum had been lost. Discussion continued. Senator Wooders asked the Chair to go back to the screen showing the definition of Institutional Responsibilities. The Chair declined. The following motion is the motion that Senator Wooders attempted to present.

Motion on Institutional Responsibilities

Preface

In the definition of terms in Part III, Chapter 3, Institutional Responsibilities (for the purposes of disclosure) are defined as follows:

**Institutional Responsibilities: For purposes of the disclosure and assessment of potential Conflicts of Interest and Conflicts of Commitment,** Institutional Responsibilities shall be defined as a Member of the University Community’s activities and duties on behalf of the University or which fall within the scope of employment by the University: (e.g., such as research, consultation related to the scope of Vanderbilt employment, teaching, professional practice, institutional committee memberships, and service on panels at Vanderbilt or as assigned by Vanderbilt.). (Emphasis mine and deletion mine.)

According to the Cambridge Oxford Dictionary a responsibility is defined as something that is your job or duty to deal with. Thus, the above definition is not a definition of responsibilities to the University (except responsibilities to disclose).

This is a definition of Institutional Responsibilities (IR) for the purposes of disclosure. According to the above definition, our “institutional responsibilities” include activities not on behalf of the University.

Note: Institutional responsibilities are a subset of activities within the scope of our employment. The “or” should be “and”.

The following motion simply asks that we have a definition of what our institutional responsibilities actually are and a separate statement of disclosure requirements.

A suggested definition of institutional responsibilities for faculty: The Institutional Responsibilities of a faculty member are those duties which he or she is assigned by supervisor(s), especially the primary duties of teaching, research, being available to colleagues, those in his or her letter of appointment, and in the Faculty Manual, including the Standards of Conduct.

**Motion - Institutional Responsibilities**
Whereas our institutional responsibilities consist of our responsibilities to the university, including our duties assigned by our supervisors,

Whereas our duties to disclose include any of our professional activities that may involve a potential conflict of commitment or a conflict of interest,

Whereas the current definition of Institutional Responsibilities for the purposes of disclosure and assessment conflates the two notions of our responsibilities to Vanderbilt and activities requiring disclosure;

Be it resolved that the University Conflicts Committee, whose responsibility (since Spring 2012) is to review Part III, Chapter 3, clarify the definitions of institutional responsibilities and activities requiring disclosure and bring their proposed revisions to the Faculty Senate to allow the Senate to express its voice on any proposed revision by the end of the fall semester of 2019.

Respectfully submitted by Senator Myrna Wooders

There was concern that the Senate should not define the responsibility of the University. It was commented that the institutional responsibilities policy should be more school specific. The deans should be left with more discretion.

The motion asked the UCC to review the policy.

New Business

Professor Wooders did not have the opportunity to discuss the motion on COI-COC.

There was a discussion, not debate of the motion. This topic has been important for the Faculty Manual Committee since 2014. They have not been able to bring a motion to the UCC. It was stated that the motion asked the UCC to consider revising the policy. Chancellor Zeppos was concerned with the loss of ability to converse with the deans as this goes to the core rights of faculty members. There was concern about using the word “supervisor” when referring to faculty. “Supervisor” was not the correct nomenclature.

Chair Greene proceeded to the next item of business.

Scheduled Speaker

Susan R. Wente, Provost and Vice Chancellor for Academic Affairs
Faculty Athletics Representative (FAR)

Provost Wente discussed her role as FAR. The requirements of the role is limited. She informed the Senate that Vanderbilt will host the SEC leadership program in October 2019. The Provost speaks with a different voice as the Provost and as the FAR. Vanderbilt has 330 athletes, which is
small compared to many of the other schools. There are 3 meetings per year. She attends 2 of the 3 meetings and voting is done in May. The FAR’s work synergizes with the Provost’s work. As the FAR, Provost Wente:

Oversees academic integrity of the athletics program

1. Reviews policies regarding student-athlete academic performance and support
2. Reviews and approves waivers, accommodations, and reinstatements for student-athletes, teams and coaches
   - 2017
     o 7 - Legislative Relief Waivers, 1 – DI and DII Two-Year College Transfer Waiver, 1 - Hardship Waiver Appeal, 1 - Progress Toward Degree Waiver
   - 2018
     o 7 - Legislative Relief Waivers, 1 - Graduate Participation Request for Transfer
   - 2019 to date
     o 2 - Legislative Relief Waivers

Attends VU Athletics Committee meetings

1. Provides updates
2. Holds meetings/phone calls with Chair
3. Consults with the Chancellor and Vice Chancellor for Athletics

Advocates for student-athletes

1. Checks-in with the Student-Athlete Advisory Council Chair
2. Teams and Student-Athletes Honors and Awards notifications
   - College Swimming & Diving Coaches Association of America
   - 1A Faculty Athletics Representatives Academic Excellence Award

Represents Vanderbilt at the SEC and other organizations

1. Attends meetings of the conference: 3 times per year
2. Reviews legislation: SEC/NCAA Proposals
   - Legislation of note from the May 2018 SEC Meeting agenda for FARs

Having our Chief Academic Officer as FAR carries a lot of weight. It sends a powerful message and a powerful voice. Vanderbilt needs a powerful person in the room to stand up for integrity and the student athlete. Provost Wente advocates for the best student experiences possible on a continual basis.

Chair Greene thanked Provost Wente and proceeded to the next item of business.
Good of the Senate

The next Senate meeting is Monday, May 6. Please make every attempt to be there.

Chair Greene proceeded to the next item of business.

Adjournment

A motion was made to adjourn. The motion was seconded.

The meeting adjourned at 5:24 pm.

Respectfully submitted,
Jeremy Wilson
Vice Chair