

MINUTES OF MEETING OF THE FACULTY SENATE OF THE UNIVERSITY OF ARIZONA
Monday, January 5, 1970 Room 350 Modern Languages

The Faculty Senate convened in regular session at 3:40 p.m. on Monday, January 5, 1970, in the Modern Languages Building auditorium (Room 350). Fifty-three members were present with Vice President McMillan presiding.

SENATE MEMBERS PRESENT: Anthony, Ares, Armstrong, Bannister, Barnes, Bartlett, Blecha, Brewer, Burton, Christopherson, Davis, Delaplane, Dewhirst, Dutt, Fahey, Forrester, Gegenheimer, Goodwin, Gould, Green, Herber, Hetrick, Higley, Hull, Kassander, Krebs, Krutzsch, Little, Lytle, Massengale, Mautner, McMillan, Mees, Miller, L. Myers, Paulsen, Paylore, Resnick, Rhodes, Richard, Robson, Saarinen, Selke, Siegel, Sigworth, Skinner, Sorensen, Spicer, Svob, W. Voris, Windsor, Wise, and Zwolinski. Student representatives attending were Mark Ginsberg, Bill White, and Alex Kelter.

SENATE MEMBERS ABSENT: Bingham, Blitzler, Bok, Carlson, DuVal, Gaines, Harvill, Houston, Johnson, Kemmerer, Lowe, Murphy, H. Myers, Nigh, Roy, Tomizuka, M. Voris, Yoshino, and Younggren.

APPROVAL OF MINUTES: The minutes of the meeting of December 1, 1969 were approved as distributed, with the following corrections: On page 1234 in the fourth line of the fifth paragraph Mr. Bill White should be identified as "one of the participants in the moratorium" rather than "one of the planners of..." On page 1235 the word "Thursday" should be inserted in the third line, following the words "the next day". The ninth sentence of the third paragraph should be revised to read, "He did not indicate that a University rule was being violated." The last three sentences of that same paragraph should be corrected to read as follows: "Mr. White said that in a short time he observed Sergeant Childs taking a picture of a University student passing out the schedule approved by Mr. Johnson that morning. At that point a woman student, the student whose picture had been taken, a German professor, and Mr. White converged simultaneously on Sergeant Childs. In response to an inquiry of why he was taking the pictures, Sergeant Childs answered, 'I am taking them for my scrapbook.'"

The first four words of the next paragraph should be replaced by, "Early in the morning of the following day..." The sentence in the fifth line of the last paragraph on page 1235 which begins, "He commented that ..." should be reworded to read, "He commented that responses such as 'I am taking them for my scrapbook' and 'You're here to get an education, not to demonstrate' were both in bad taste and an insult."

At the top of page 1236 at the end of the paragraph closing with the words, "...photographing was going on", the following sentence should be added: "Mr. Paxton then agreed to put the camera away, and indicated that the pictures were being taken to demonstrate to complaining University officials, off-campus police departments, and other concerned citizens that there were no violent incidents or any other activity that could be classified as a disruption occurring on campus." In the twentieth line of the next paragraph following the words, "... and he was not party to any such plan" the following sentence should be inserted:

"He was further puzzled at how a situation precipitated by the activities of the campus police could possibly be a part of a preconceived plan on the part of students."

The reference in the last sentence of that same paragraph to some of the Wildcat reporters, including Mr. Joe Gold, should be corrected to read, "...had talked to Mr. Houston on two occasions and, in trying to contact Mr. Paxton, had received a reply to the effect of 'We will not comment until we consult our lawyers.'"

AGENDA ORDER CHANGE: At this point Dr. Gegenheimer moved that the agenda order be revised so that consideration of a matter proposed by Mortar Board could be considered earlier in the afternoon's business. Several seconds to the motion were heard and it carried without dissenting vote.

CATALOG MATERIAL: The following catalog material was accepted:

New

History 264s, Slavic European Civilization (6) Summer Oswald

Changes

Biological Sciences 228, Genetics of Microorganisms (2) II Harris (Identical with Microbiology 228) change to
Microbiology 228, Genetics of Microorganisms (3) II Fee \$10 Mendelson
(Identical with Biological Sciences 228) Note: Home
department being changed from Biological Sciences to
Microbiology along with additional changes in units, fee, etc.

Community Medicine 501a, Community Medicine (2) Yr. change to (3)

Russian 175a-175b, Advanced Composition and Grammar (2-2) Yr. change to (3-3)

Sociology 399, Seminar (3) I, II change to (1-3)

CANCELLATION OF CLASSES FOR SPEAKER'S HOUR DURING MORTAR BOARD DISCOVERY '70

PROGRAM: Dr. Gegenheimer described for the Senate an activity being planned by Mortar Board, senior women's honor society, to be called Discovery '70. The program would be held campus-wide February 16-20, 1970, with the purpose of encouraging intellectual stimulation and meaningful discussion of worthwhile subjects between students and faculty. Hopefully a better understanding and appreciation of faculty members and students, each for the other, could be realized. Features of the program would include open auditing of courses the week concerned, a "Speaker's Hour" on a given day when during that hour all classes would be cancelled and students would be invited to attend any one of ten addresses by selected members of the faculty, "Apple-polishers' Dinners" in fraternity and sorority houses where faculty members would be guests of the students, and "Fireside Chats" in living units with faculty guests meeting the students and exchanging opinions, beliefs, and ideas. Dr. Gegenheimer explained that the matter to come before the Senate was only the proposed cancellation of classes in connection with the Speaker's Hour. The suggested

time was the 10:40 hour on Wednesday morning, February 18. Dr. Gegenheimer moved that classes be cancelled during that hour on Wednesday, February 18, and his motion was seconded by several persons. Dean Brewer pointed out that Pharmacy seniors that same hour on February 18 would be attending an address by an invited visitor from the East. The lecture would be open to other interested persons, however. Dr. Bartlett questioned setting the hour as 10:40 on Wednesday. He further asked where the campus had facilities for ten large groups to hear lectures simultaneously. Dr. Lytle said he felt faculty members had become resentful of classes being cancelled for various activities. He urged that classes not be cancelled during "prime time." Dr. Burton asked what assurance there was that the talks by the speakers would be well attended if classes were cancelled. Dr. Kassander said he did not think there were enough large rooms on the campus for ten well-attended lectures to take place simultaneously. Therefore he suggested that classes not be cancelled and the lectures be open only to persons who did not have classes during the scheduled hour or who wished to cut classes in order to attend one of the special lectures. Dr. Dutt said he doubted that this situation in principle was different from that of the requested cancellation of classes for participation in the Vietnam Moratorium observance. He said he did not approve cancelling classes for that occasion and he did not for this one.

Mr. McMillan then ruled that voting should proceed only on the part of the motion dealing with the principle of cancelling classes for the proposed Speaker's Hour, without designating a time or day.

Dr. Gegenheimer pointed out that the 10:40 hour on Wednesday had been suggested because there are large numbers of students on the campus on Wednesday morning and therefore greater attendance could be expected on that day. Dean Rhodes wondered why the schedule of lectures could not be staggered and why use could not be made of less popular hours. Dr. Gegenheimer said he believed the Mortar Board members thought that if all the talks were held at one hour greater focus on the Speaker's Hour event could be developed and the whole campus could be encouraged to participate in a special intellectual exercise.

The question was called for, it being pointed out that the Senate was voting on the question of whether or not classes should be cancelled in connection with the proposed Speaker's Hour without regard to a specific time or day. The Senate then voted to deny the request for the cancellation of classes for a Speaker's Hour.

FURTHER DISCUSSION OF THE PHOTOGRAPHING OF STUDENTS AT CAMPUS GATHERINGS BY UNIVERSITY POLICE: Mr. McMillan pointed out that at the time of adjournment at the December meeting the Senate was discussing the photographing of students at campus gatherings by University police and it had been agreed that discussion of this matter would continue at the next meeting.

Dr. Lytle said that some faculty members were anxious to cooperate in developing regulations governing the identifying of students at campus gatherings including the photographing of students by University police, but wished to have student participation in the deliberations and also wanted to consult with Vice President Houston. Because of the Christmas recess the interested faculty members had not been able to meet with either student representatives or Mr. Houston. He therefore moved to table the matter until a later time. There were several seconds to the motion and it carried unanimously.

FURTHER DISCUSSION OF REPORT OF AD HOC COMMITTEE TO DEVELOP STATEMENT RE FREEDOM OF EXPRESSION: The Senate was reminded that at its November meeting it had been considering the report of the ad hoc Faculty Senate committee on a policy statement on freedom of expression at the University of Arizona. The final sentence of the preamble to that statement had been deleted by Senate action. Dr. Sigworth had moved to amend the portion of the document headed "Rules and Regulations for Public Lectures" by rewording that section. At the time the November meeting adjourned the Senate had voted to table the main motion to accept the report and the Sigworth amendment to that motion, with the understanding that the report and the proposed amendment would be the first order of business at the next Faculty Senate meeting. At the next (December) meeting, however, the Senate had voted to alter the agenda and take up another matter which consumed all of the time of the meeting and so only now was it possible to return to consideration of the ad hoc committee's report.

Dean Ares said that he thought the entire question of freedom of expression on the campus should be referred by the Senate to a broadly representative committee. He emphasized that he intended no criticism of the ad hoc committee or its report. He realized the committee had not seen it as its job to revise certain regulations concerning campus procedures. However, he felt there was real need for a fundamental re-evaluation of procedures on this campus concerning the appearance of outside speakers, the distribution of printed matter, and other matters. He felt that the proposed rewording of one section of the report by Dr. Sigworth did not reach the basic issues he was concerned about. Further he said he felt uncomfortable about accepting a report that the students had not had considerable voice in preparing. He did not think the Senate chamber itself was the proper place to hammer out the wording of such a document. It was for these reasons that he thought a new committee including faculty, administration, and student representatives should be created. They should, of course, re-examine all existing regulations as well as consider proposals for new ones. The report when it came to the Senate should be accompanied by a well written explanatory statement giving the background of the problems studied and stating just how the proposed resolutions of the problems had been determined. Such a report should reach all members of the Senate well in advance of the meeting at which it would be considered on the Senate floor. He said he was willing to make a motion to the effect of his remarks, if this was in order. There then followed rather inconclusive discussion of whether a motion from Dean Ares would be parliamentarily correct at this point. Some senators claimed that a motion was needed to lift the matter of the ad hoc committee's report from the table so that it in fact could be discussed. Others felt this was not necessary since the action at the November meeting had indicated that the matter should come from the table at a specific subsequent time.

At this point Mr. McMillan recognized Dr. Massengale, chairman of the ad hoc committee whose report was under discussion. Dr. Massengale said he felt that because there are now some members of the Senate who were not members in March 1969, and since there has been a period of ten months since creation of the ad hoc committee was requested by the Senate, some persons may have forgotten or misunderstood the charge that the Senate had given his committee at the March meeting. Therefore the background leading to the appointment of the committee, he felt, should be reviewed. He pointed out that concern about the protection of freedom of expression on this campus had originated with the AAUP chapter some months earlier, and this group had

recommended that the matter be presented to the Faculty Senate. At its March 1969 meeting an AAUP committee chaired by Dr. Lytle had presented to the Senate certain recommendations on freedom of expression at the University of Arizona.

In dealing with the AAUP recommendations the Senate had first approved the idea of the preparation and distribution of a pamphlet which would be a policy statement on freedom of expression at this university. The Senate had then adopted as the preamble for such a policy statement a proposed preamble recommended by the AAUP committee. After considerable discussion about items in the AAUP report and how they might relate to the work of the Johnson Committee studying student rights, Dr. Gegenheimer had moved that a special Senate committee be appointed to prepare a policy statement with the understanding that it would coordinate such parts of the statement as need be with any recommendations coming later from the Johnson Committee. Dr. Wilson had seconded this motion. In answer to the question how such coordination could take place until after the Johnson Committee had completed its work, Dr. Gegenheimer had said he felt the new committee could proceed with its work in certain areas, delaying action on points being studied by the Johnson Committee. Mr. Johnson had then explained that his committee, rather than waiting until a complete final report had been prepared for presentation in total to the Senate, would be submitting recommendations on various topics "piece meal" to the Senate. He had said further that in considering the AAUP recommendations he saw the only area of overlap to be that of the procedure to be followed in recognizing student groups. This was item E in the list of AAUP recommendations A through F. The special committee proposed by Dr. Gegenheimer could go ahead with deliberations on other points, not giving attention to point E. In this way neither group would be second-guessing the other.

(Points A through F had been:

- A. A general statement of freedom of expression at the University of Arizona.
- B. The procedures for inviting a speaker to campus when the speech is to be open to the public.
- C. The rules and regulations for political meetings.
- D. The rules of the University concerning the distribution of handbills, petitions, posters, displays, etc.
- E. The procedure and regulations concerning the organization of student groups on campus.
- F. The Board of Regents Ordinance regulating the use of and conduct upon properties of the universities of the State of Arizona.)

Dr. Robson had then moved an amendment to Dr. Gegenheimer's motion providing that the proposed committee be asked to give attention at least to all items listed in the AAUP recommendations A through F, but excluding E. Dr. Damon had seconded this motion which had then carried unanimously. The motion as amended had then carried.

Dr. Massengale said his committee had discussed the ordinance regulating the use of and conduct upon properties of the universities of the State of Arizona as adopted by the Board of Regents, and that they did not find instances in their work to take exception to this ordinance. The committee had recommended a few changes in the Regents' policy on political meetings. They felt they had liberalized the procedure for public lectures somewhat, as well as the regulations on the distribution of printed material. He said perhaps the Senate now was of a mind to adopt something considerably broader than his committee had felt its responsibility should include, under the limits of its charge. Within the limits of what it understood its responsibilities were, however, he felt his committee had reviewed all existing material relating to the topics under discussion.

Dr. Dewhirst reminded the Senate that the so-called Johnson committee had been at work now for several years. It was this committee that had submitted the proposed Student Bill of Rights which had been approved by the Senate. To implement this bill it had been felt by the Senate that additional study should be given to specified areas. These had included protecting students from improper academic evaluation, establishing an appropriate hearing procedure, re-evaluation of policies regarding student records, recognition of student organizations, standards of behavior, and delineation of search and seizure policies relating to University housing occupied by students. He pointed out that a report had been forthcoming on one of these areas, the establishing of an appropriate hearing procedure. Two additional reports, the standards of behavior report and report on the delineation of search and seizure policies relating to University housing occupied by students, should reach the Senate shortly. The three remaining areas are still under study.

Dr. Dewhirst said he believed that at this point it would be appropriate to thank Dr. Massengale and his committee for what they had done. Their report could be accepted, "acceptance" being different from "adoption". Then he suggested the Senate do as Dean Ares had suggested, that is, establish a University-wide committee to study the matter of freedom of expression and all relationships that are involved. He suggested that Senate members also urge the Johnson Committee to proceed with its study of the other questions listed above.

Professor Green said he thought Dean Ares' suggested procedure would be a good one. He said he did not think the University of Arizona faculty believes in freedom of expression. There is no tradition of freedom of expression on this campus. He said that freedom of expression is not the same thing as freedom of speech. What a student may say and do in the classroom is completely distinct from what he may say and do on the campus. This relates to the old fashioned view of what the community is, he said. We cannot legislate student conduct outside the classroom. But students do not have and should not have complete freedom of expression in the classroom, he emphasized.

At this point Dean Rhodes said that if he understood the original motion correctly it was to accept the report of the Massengale Committee. Therefore, he thought that the Sigworth proposed amendment was out of order. How can we amend someone else's written report? There then followed further discussion on parliamentary procedure. Dr. Kassander said perhaps the simplest thing would be "to start over". Mr. McMillan then ruled that the next step should be to vote on the Sigworth amendment. Dr. Sigworth said he did not feel his proposal was out of order. He said he would hate to see the report

even accepted as drafted. Dr. Siegel asked that if a report in the process of being accepted could not be altered, had the Senate acted improperly in deleting the last sentence of the preamble? That action had been taken at the November meeting.

Dr. Gegenheimer said that inasmuch as the Senate now seemed to find itself at a chaotic juncture in its procedure, he would, with the consent of his second, withdraw his original motion to accept the Massengale report. Dr. Zwolinski, who had seconded Dr. Gegenheimer's original motion, consented to this maneuver. There then being no motion before the Senate, no action could be taken on the Sigworth amendment to that motion. Dean Rhodes said he thought most members of the Senate had been under the impression that what they had been doing at the November meeting had been approving the Massengale Committee report. Dr. Lytle said he suggested that Mr. McMillan declare that all motions currently lying about, on and off the table, be declared out of order.

Dean Ares said he did not want the Massengale report to be left in limbo. He then moved that the Massengale report be received by the Senate; and that further, the entire matter of freedom of expression in all its aspects on the University of Arizona campus be referred to a broadly constituted committee, to be appointed by the President, made up of faculty, administrative, and student representatives. The committee should be charged to re-examine all regulations in existence, as well as any proposals any groups are making about this subject, the committee to report to the Senate as soon as possible. The committee's goal should be to develop in any appropriate way the means of fostering and encouraging freedom of expression at this university. All existing documents or reports on this matter should be examined. The committee should work closely with the Johnson Committee. Further, the committee should be requested to submit its report in writing to all members of the Senate well in advance of the meeting at which the report would be considered. The committee's report should include a discussion of all questions and problems considered by the committee, with a full explanation of all proposed resolutions to these problems. Dean Ares further stipulated in his motion that the committee in its deliberations consider Student Senate Act No. 320, the Associated Students' Policy Statement on Freedom of Expression, and Student Senate Act No. 321, a memorial to the Faculty Senate requesting implementation of the provisions of Senate Act No. 320. Dean Ares said that the committee should in its work have the widest possible consultation with all segments of the campus, but especially with students.

Dr. Sigworth seconded Dean Ares' motion and it carried with no dissenting vote.

FACULTY SENATE REPRESENTATIVE ON STUDENT SENATE: Mr. McMillan reminded the senators that by action of the Student Senate, both the Committee of Eleven and the Faculty Senate had been invited to name one of its members to represent the faculty in the Student Senate. Pending more formal establishment of the relationship, they would be guests of the Student Senate, but the faculty representatives would hold a seat and enjoy full participation rights, except that they could not vote. This arrangement would be similar to that whereby three student representatives now sit in the Faculty Senate, with full floor privileges but no vote.

Dean Svob pointed out that the Dean of Men, the Dean of Women, the Director of the Student Union, and the Director of Associated Student Affairs

are advisers to the Student Senate. He asked if it was the wish of the students to have faculty representatives in addition to the advisers. Mr. White answered in the affirmative. He said that the students would prefer that the faculty representatives be teaching personnel. The Committee of Eleven representative is Dr. Edward Spicer, he said.

Mr. Ginsberg said he felt there was a difference between the role of a participating senator and that of an adviser. The students intended the Committee of Eleven and Faculty Senate representatives to be participating senators.

Dr. Gegenheimer then moved that the Senate accept the invitation of the Student Senate. There were many seconds to the motion and it carried with no opposing vote.

Dean Forrester stated that he hoped we were not again going to get bogged down in vague language. Would the representative simply be a guest of the students, or would he be a participating member with full seat and voice? Mr. White assured the Senate that the students wished the representative to come as a full participating member with all privileges except an actual vote. Dr. Gegenheimer said he had intended this interpretation to be the sense of his motion.

Dr. Gould asked if advisers did not in fact have a seat and voice but no vote. Dean Svob said the advisers spoke when asked to speak. Dr. Spicer said that he as the representative of the Committee of Eleven attends the Student Senate meetings each Wednesday evening. He is provided a folder containing information on business to come before the group. He feels he is a fully participating member. He said he had not seen any of the advisers in attendance at meetings he had attended so far. Dean Svob said that in the year 1968-69 he had attended almost every meeting of the Student Senate. Since the Student Senate meets weekly, this year he and Dean Carlson have asked Dean Foster and Dean Smith to share the responsibility with them of attending the Student Senate meetings.

Dean Rhodes asked if it were possible to ascertain who of the teaching senators would be able to devote the necessary time to attending all Student Senate meetings. There would be no point in electing someone who could not or would not go. In other words, the person elected should be both willing and able to attend.

Mr. Ginsberg said that it was not the students' wish to burden anyone with a tedious responsibility. Perhaps something could be worked out on a rotating basis, although he saw real advantage in the continuity of the same person's attending regularly. This individual then could feel the sense of currency of student government in operation.

Mr. McMillan then suggested that any member of the Senate who was interested in participating in the Student Senate as the Faculty Senate representative submit his name to Mr. Windsor. The election of a representative or representatives could take place at the next Faculty Senate meeting. This arrangement seemed agreeable to the Senate. Dr. Bartlett asked that notification of this procedure be distributed to members of the Senate absent from today's meeting.

PROPOSAL FROM STUDENT SENATE THAT THE FACULTY SENATE STUDY FEASIBILITY OF ESTABLISHING THE CHRISTMAS RECESS AS THE INTERIM PERIOD BETWEEN THE FIRST AND SECOND SEMESTERS OF THE ACADEMIC YEAR: The Senate gave attention to a memorial from the Student Senate that the Faculty Senate study the feasibility of establishing the Christmas recess as the interim period between the first and second semesters of the regular academic year.

Dr. Gegenheimer said he had felt for some years that the period in which the University at this moment is, is probably the worse time of the year. He knew a number of institutions had made an adjustment of the sort proposed by the students, completing the first semester before the Christmas recess. Some then begin the second semester soon after the vacation and finish the school year quite early in the spring. Others have an interim short term during the month of January for special activities and open the spring semester at the usual time, approximately February 1.

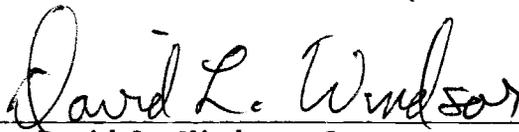
He then moved that the President be asked to appoint a committee to study this question, taking into account both the experience of other institutions and what the effects would be of such a change at this institution, the committee to report back to the Senate when possible. A number of seconds were heard and the motion carried unanimously.

APPROVAL OF POLICY WHEREBY STUDENTS WISHING TO CHANGE THEIR REGISTRATION FROM CREDIT TO NO CREDIT AFTER THE SIXTH WEEK WOULD BE PERMITTED TO DO SO ONLY IF THEY WERE DOING PASSING WORK: Mr. Windsor reported to the Senate that it had been discovered that some students wishing to drop a course, upon learning that the drop grade they would be awarded would be a 5, have avoided receiving the 5 by changing their registration from credit to non-credit. They then have discontinued attending class but the mark of record in the course has been a 0 (no credit) rather than a 5. He pointed out that the Faculty Senate had recently voted to lengthen the period during which a student dropping a course would automatically receive a passing withdrawal mark of 8 from two weeks to six weeks. He said the Advisory Council had recently approved establishing a policy, subject to approval by the Faculty Senate, whereby students wishing to change their registration from credit to no credit after the sixth week would be permitted to do so only if they were doing passing work. He then moved that this policy be authorized by the Senate and the motion was seconded by Dean Forrester and carried unanimously.

EXPRESSION OF NEED FOR PARLIAMENTARIAN: Dean Rhodes stated he would like to urge that the officers of the Senate give serious attention to arranging for the services of a parliamentarian for Senate meetings as soon as possible. A body such as the Senate cannot do its business well when it gets bogged down in the uncertainties of questionable parliamentary procedure as has happened at this meeting and at others in the past. It was emphasized that the parliamentarian need not be a member of the Senate.

Vice President McMillan assured Dean Rhodes his suggestion would be given careful consideration.

The meeting adjourned at 5:00 p.m.


David L. Windsor, Secretary