

**Agendum
Oakland University
Board of Trustees Formal Session
April 7, 2010**

**AMENDMENT TO SCHOOL OF EDUCATION & HUMAN SERVICES CONSTITUTION
A Recommendation**

1. **Division and Department:** Academic Affairs; School of Education and Human Services.

2. **Introduction:** The Board of Trustees (Board) has delegated full authority and responsibility for the governance of Oakland University (University) to the President, subject to Board limitations and policies. The Board has also recognized the University Senate as an organization to advise the President in regard to academic policies and programs.

The University Senate is organized and functions in accordance with a constitution that has been approved by the Board (Senate Constitution). The Senate Constitution provides that the University Senate must "approve, disapprove and make recommendations regarding the constitutions proposed by the various organized faculties of the University." "Organized faculties" refer to the various schools and colleges approved by the Board. The constitutions of the various schools and colleges require not only Senate approval, but also Board approval.

The Board approved a School of Education & Human Services (SEHS) Constitution on November 17, 1982 with amendments through April 10, 1991. SEHS now wishes to amend the SEHS Constitution to reflect membership on the Executive Committee, desired membership in the School Assembly, and the addition of a third standing committee. The Executive Committee will better represent all facets of SEHS and removes the need for the assistant dean to be a tenured faculty member. The School Assembly membership will include all members of SEHS while preserving the academic role of the faculty. The Elementary Teacher Preparation Governance Committee is added as a standing committee. At the same time, editorial changes are made to conform to standard practice. (See attached redline and final versions of a proposed, amended, SEHS Constitution; Attachments A and B.)

The proposed, amended, SEHS Constitution was approved by the University Senate on March 18, 2010, is acceptable to the Senior Vice President for Academic Affairs and Provost (Provost) and the President, and, has been reviewed and approved by the Office of Legal Affairs and complies with the limitations and policies established by the Board with regard to governance generally, and the constitutions of the Senate and organized faculties specifically.

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3. **Previous Board Action:** The Board approved the SEHS Constitution on November 17, 1982 with amendments through April 10, 1991.
4. **Budget Implications:** N/A
5. **Educational Implications:** N/A
6. **Personnel Implications:** N/A
7. **University Reviews/Approvals:** The proposed, amended, SEHS Constitution was: ratified by the SEHS Faculty Assembly on February 1, 2010; approved by the University Senate on March 18, 2010; is acceptable to the Provost and the President; and has been reviewed and approved by the Office of Legal Affairs.
8. **Recommendation:**

WHEREAS, the Constitution of the Oakland University Senate, as authorized by the Board of Trustees, provides for certain functions to be assigned to the organized faculties of the Schools and the College of Arts and Sciences; and

WHEREAS, the Board of Trustees has acted to approve internal constitutions in order to obtain the input and recommendations of faculty, staff, and students on matters relating to the programs of Oakland University, but has retained unto itself the full authority granted to it by law; now, therefore, be it

RESOLVED, that notwithstanding any provision of the proposed, amended, Constitution of the Oakland University School of Education & Human Services, the Board of Trustees reconfirms its legal authority to grant, modify and rescind internal constitutions when the Board of Trustees determines such action to be in the interest of the institution or required to comply with its legal obligations; and, be it further

RESOLVED, that the Board of Trustees, under the conditions set forth above, approves the amended Constitution of the Oakland University School of Education & Human Services, attached hereto, effective April 7, 2010.

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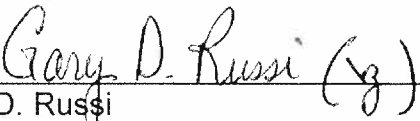
9. Attachments:

- A. Redline version of the proposed, amended SEHS Constitution.
- B. Final version of the proposed, amended SEHS Constitution.

Submitted to the President
on 4/2, 2010 by


Virinder K. Moudgil
Senior Vice President for
Academic Affairs and Provost

Recommended on 4/2, 2010
to the Board for approval by


Gary D. Russi
President

ATTACHMENT A

OAKLAND UNIVERSITY

SCHOOL OF EDUCATION

AND HUMAN SERVICES

CONSTITUTION

Ratified by the School Assembly February 1, 2010

Ratified by the University Senate March 18, 2010

Ratified by the Board of Trustees

CONSTITUTION OF THE SCHOOL OF EDUCATION AND HUMAN SERVICES

ARTICLE 1 THE SCHOOL OF EDUCATION AND HUMAN SERVICES

- 1.1 The School of Education and Human Services comprises the faculty of the School, its administration, staff, and those students pursuing degrees under the authority of the School.
- 1.2 The ~~Faculty~~Faculty shall exercise all powers accorded to organized, faculties by the Constitution of the University Senate, explicitly including authority (a) to provide educational programs placed under the jurisdiction of the School and (b) to present candidates for degrees to the University Senate and the Graduate Council, as appropriate.
- 1.3 The Dean of the School is the principal academic and administrative officer of the School ~~of Education and Human Services~~.
 - 1.~~313~~313.1 The Dean shall be a tenured member of the ~~faculty or Faculty of the School of Education and Human Services~~.
 - 1.~~323~~323.2 The Dean shall be appointed by the Board of Trustees upon recommendation of the President and the Provost. Before recommending the initial appointment of the Dean, the President, or the President's ~~representative~~designee, shall consult with and receive recommendations from the Committee on Appointments and Promotions of the School ~~of Education and Human Services~~.
 - 1.~~333~~333.3 The Dean shall be reviewed for reappointment by the President, or the President's ~~representative~~designee, at any time, but at least every five years, or upon written request of a majority of full-time faculty of the school. ~~Tenured~~Tenure-track faculty ~~members and special instructors~~ of the School, not on leave, shall be provided the option of submitting written comments or meeting individually with the President, or the President's ~~representative~~designee, as part of the review process. Reasonable effort shall be made to consult with ~~tenured~~tenure-track faculty and special instructors on leave prior to completion of the review. Administrative and clerical staff will be consulted as deemed necessary by the President or the President's designee.
 - 1.~~343~~343.4 The Dean shall assign leadership and coordination responsibilities for all programs of the School to appropriate faculty departments with the advice and counsel of the Executive Committee ~~and the consent of the Assembly~~.

Revised June, 1991

4.6.2

1.353.5 The Dean shall seek the advice and counsel of the Executive Committee before submitting budget requests and recommendations to Oakland. This budget shall include allocation of positions as well as general fund expenditures.

1.4 The Dean may propose establishment of associate or assistant dean positions.

1.414.1 Associate ~~or assistant~~ deans shall be tenured members of the faculty of the School of Education and Human Services.

1.424.2 Associate ~~or assistant~~ deans shall be appointed by the Board of Trustees after consideration of the recommendation of the President, the Provost and the Dean of the School of Education and Human Services. Before recommending an associate ~~or assistant~~ dean, the Dean shall consult with the Executive Committee and the Committee on Appointments and Promotions. The Dean ~~may~~must review an associate ~~or assistant~~ dean's appointment with the Executive Committee and the Committee on Appointments and Promotions at any time upon a petition of 40% of the tenure-track faculty and special instructors not on leave, but shall conduct a review at least once every three years.

1.4.3 Before recommending an assistant dean, the Dean shall consult with the Executive Committee. The Dean must review an assistant dean's appointment with the Executive Committee upon petition of 40% of the tenure-track faculty and special instructors not on leave, but shall conduct a review at least once every three years.

1.5 The Dean may propose to the President and Provost the establishment, reorganization, or elimination of any department or other administrative or instructional unit within the School, after seeking the advice ~~or~~and counsel of the Executive Committee and the advice and ~~concurrence~~counsel of the Assembly. Should the Assembly not concur, it may forward its written concerns or proposals to the Dean to accompany the Dean's proposal to the President and Provost. Departments are entrusted with planning, evaluation, instruction, research and service in one or more of the academic programs.

1.545.1 The Chairperson is the principal academic and ~~administrative officer~~coordinating faculty member of a department as defined in the Faculty Bargaining Agreement between Oakland University and the Oakland University Chapter of the American Association of University Professors.

~~1.525.2~~ The Chairperson shall be a tenured member of the faculty of that department, appointed by the Board of Trustees, upon recommendation of the President, the Provost, and the Dean. An Acting Chairperson shall be a member of the faculty of that department, with rank of assistant professor or higher.

~~1.535.3~~ Before recommending appointment or reappointment of the Chairperson or an Acting Chairperson, the Dean shall give all members of that department an opportunity of at least ten working days to consult with him or her. The department, by such processes as it shall determine, shall recommend to the Dean, a Chairperson and/or Acting Chairperson.

~~Revised June, 1991~~ ~~4.6.3~~

~~1.545.4~~ The Board of Trustees may withdraw the appointment of a Chairperson. Such withdrawal may occur only after the President, or Provost if designated, consults with the Dean and all faculty members not on leave in the department, and with other departmental Chairpersons in the School of Education and Human Services. Reasonable effort shall be made to consult with faculty on leave prior to taking such action.

ARTICLE 2 THE ASSEMBLY: POWERS

~~2.1~~ ~~The 2.1~~ Subject to the limitations in Article 3, the Assembly of the School of Education and Human Services should exercise all powers assigned to the organized Faculty of the School by the Constitution of the ~~Oakland~~ University Senate.

2.2 The Assembly shall have the following rights to:

2.2.1 initiate proposals on all matters relevant to the general welfare of the School;

~~2.222.2~~ be consulted on all School academic matters;

~~2.232.3~~ advise the Dean on all matters brought before the Assembly;

~~2.242.4~~ take such actions as necessary to exercise responsibilities under this Constitution;

~~2.252.5~~ adopt resolutions on all matters of concern to the faculty of the School or to the University as a whole;

~~2.262.6~~ request action from other agencies of the University when such action affects the legitimate concerns of the School or its faculty; and

~~2.272.7~~ authorize the Executive Committee to coordinate the planning, implementation and evaluation of all academic programs, or portions thereof, offered by the School. Continuing authorization is subject to the approval of the Assembly.

2.3 The Assembly shall adopt By-Laws as required for the conduct of its business. By-laws may be proposed and/or amended by a simple majority vote of those present and voting at an Assembly meeting.

ARTICLE 3 THE ASSEMBLY: Membership and Organization

3.1 The Assembly of the School of Education and Human Services shall consist of:

~~Revised June, 1991~~ ~~4.6.4~~

~~3.11.1~~ professors, associate professors, ~~and~~ assistant professors, ~~other than those on visiting status, appointed in the School;~~

~~3.12~~ ~~instructors and special instructors who have served a minimum of two years in the School;~~

~~3.1.2~~ visiting professors, visiting associate professors, visiting assistant professors, and instructors;

~~3.13~~ ~~1.3~~ student representatives ~~who shall constitute at least ten percent (10%) of the faculty membership, but not to exceed fifteen percent (15%); two of whom will be selected by each department using its own procedures.~~ Student members must be in good academic standing and enrolled in a degree program in the School. Student representation ~~shall~~may include graduates and undergraduates; and ~~be further determined by the Executive Committee through procedures specified in the By-Laws.~~

~~3.1.4~~ Administrative professionals and clerical/technical staff.

~~3.2~~ Members ~~shall have full voting rights and~~ shall be eligible to serve on committees, except as committee membership may be restricted by stipulation in this Constitution or by action of the Assembly.

3.3 ~~Adjunct and visiting assistant~~Professors, associate, ~~and full professors and~~

~~administrative professionals appointed in the School, assistant professors, and special instructors~~ shall be invited to participate in discussions eligible to vote on matters of academic policy.

3.4 All members of the Assembly, ~~but without the right~~ shall be eligible to vote on matters not involving academic policy.

3.45 The Assembly shall meet at least twice during each of the Fall and Winter semesters. Additional meetings may be called at the discretion of the Executive Committee or upon written request to the Executive Committee by a minimum of twenty per cent (20%) of the Assembly members. The Executive Committee shall call all Fall and Winter meetings of the Assembly.

3.415.1 At all times other than the Fall and Winter semesters, the Assembly shall meet on call from the Executive Committee or the Dean. ~~At such meetings, the agenda shall be limited to the nomination of candidates for degrees and honors, unless if~~ the Assembly, during the preceding Winter semester, explicitly authorizes additional ~~items for the agenda~~ meetings.

~~3.5~~

3.6 The Dean shall present the proposed agenda for the Assembly meeting for advice and consent to the Executive Committee at its meeting prior to the Assembly meeting.

3.7 The presiding officer of the Assembly shall be the Dean or the Dean's designee. At the start of each regular ~~meeting of the~~ Assembly meeting, preceding the approval of ~~the~~ minutes of the previous meeting, a period not to exceed one-half hour shall be devoted to informal reports from, and questions addressed to, the Dean. ~~This automatic agenda item may be waived in the absence of questions from the floor or report items from the Dean; time limits may be waived by a majority vote of those present.~~

3.68 Forty per cent (40%) of those members of the Assembly in a given semester or term shall constitute a quorum. A majority shall be defined as a majority of those present and voting. ~~All members of the Assembly, including those on duty or not leave,~~ have the right to vote on ~~Constitutional~~ constitutional changes by absentee ballot.

Revised June, 1991 ~~4.6.5~~

3.79 All meetings will be governed by the latest edition of Robert's Rules of Order except as stated otherwise in this Constitution.

3.810 Every motion shall require two readings in the Assembly, one at each of two separate meetings with one exception: The Assembly may proceed directly from the first to the second reading of a motion included on the agenda by affirmative vote of 3/4 of those present and voting. ~~The Assembly shall~~

~~authorize the Executive Committee to determine the placement and timing of all motions on the agenda.~~

3.11 The official record of the actions and decisions of the Assembly shall be incorporated into the minutes of the meeting. Minutes of the previous meeting shall be available to all Assembly members at least 10 working days prior to each Assembly meeting. The minutes shall be subject to the approval by a majority of the Assembly members present.

ARTICLE 4 THE EXECUTIVE COMMITTEE

4.1 The Executive Committee ~~shall be established by the Assembly~~ is authorized to conduct and coordinate the necessary business of the Assembly ~~and, to give advice and counsel to the Dean of the School, and conduct the business of the Assembly regarding matters that necessitate immediate action and fall between the Assembly meetings.~~

4.2 Its membership shall consist of the Dean ~~(ex officio and voting), an Associate Dean (ex officio and voting) and the Chairperson of each Department, the associate dean(s), each department chairperson, the Executive Director of Professional Development, a representative chosen by the clerical/technical staff, a representative chosen by the administrative professionals, the lead development officer assigned to the School (non-voting), and the assistant dean (non-voting).~~ Votes on academic issues will be restricted to members with faculty standing; all others will be decided by all voting members. The Dean shall serve as the Chairperson of the Committee.

4.2.1 The official record of the actions and decisions of the Executive Committee shall be incorporated into minutes of the meeting.

4.3 In carrying out its responsibilities to the Assembly and the Dean, the Executive Committee shall:

~~4.313.1~~ call meetings of the Assembly;

~~4.32—prepare~~ 3.2 develop the agenda for the Assembly meeting, including the call ~~of for~~ all matters from the committees;

~~4.333.3~~ propose ad hoc committees necessary to carry out ~~its~~ the Executive Committee's responsibilities to the Assembly ~~for approval~~, designate the charge and membership (including students if deemed appropriate) and fix the terms of such committees;

~~4.343.4~~ refer ~~measures~~ matters to the standing and ad hoc committees of the Assembly; _____

~~4.353.5~~ receive reports and recommendations from the ~~standing and ad hoc~~ committees to be placed on the agenda of the Assembly meeting, with authority to request one reconsideration of any action recommended by the committees. After reconsideration, a second recommendation from

a committee must be placed on a subsequent Assembly meeting agenda, with or without the endorsement of the Executive Committee;

4.363.6 have authority to originate motions for consideration by the Assembly;

Revised June, 1991 _____ 4.6.6

4.374.3.7 appoint replacements for such School seats in the University Senate as may fall vacant in the course of a Senate term, as well as for vacated seats on all standing and ad hoc committees of the Assembly, after obtaining the recommendations from departments, where appropriate;

4.383.8 advise the Dean on all matters brought before it; place before the Dean such matters as it deems necessary; receive information from the Dean on matters which are pertinent to the interests of the faculty School;

4.393.9 transmit to the University Senate such matters as concern it; and receive communications from the University Senate;

4.403.10 appoint a secretary and parliamentarian for the Assembly meetings;

4.41—3.11 give the Dean its advice and counsel as to the appropriate faculty group (departmental or interdepartmental) which will have leadership and/or coordination curriculum development responsibilities for each academic program offered by the School;

ARTICLE 5 STANDING COMMITTEES OF THE ASSEMBLY

5.1 Each standing committee department shall have one representative from on each department standing committee except the Elementary Teacher Preparation Governance Council. Each department, by its own procedures, will select its representative to each committee. If a department chooses not to have representation on a committee, the Executive committee may make the appointment further appointments from the membership of the Assembly in order to have adequate membership on a committee.

5.2 The Committee on Instruction: The School shall have a Committee on Instruction (COI) composed of the Dean (ex officio, but voting only in case of ties), or the Dean's designee; a member of the Advising Office (ex officio and non-voting) one faculty member from each department serving a two-year term; and two student representatives, each serving a one year renewable

~~term,~~ who shall be tenure-track members of the Assembly.

The ~~Committee on Instruction~~COI shall:

5.21 ~~formulate and 2.1~~ review curricular and instructional policies for all programs offered by the School ~~of Education~~. The ~~Committee~~COI shall bring to the Assembly recommendations for action concerning such matters as it deems require Assembly action or as the Assembly directs it to ~~consider~~bring for consideration;

5.22 2.2 rule on petitions of exception and requests for grade changes; The COI may direct the chair or the Dean (or the Dean's designee) to act on its behalf regarding Petitions of Exception or grade changes that fall between meetings.

5.23 2.3 make recommendations to the Dean on findings and resolution of programmatic complaints appealed to the ~~Committee~~COI, or requested by the Dean;

Revised June, 1991 ~~4.6.7~~

5.24 2.4 advise the Dean on any matters of academic concern brought to it; raise questions of academic concern with the Dean;

5.25 2.5 consider and make appropriate recommendations on problems brought to it by faculty and students;

5.26 2.6 elect a chairperson, other than the Dean or designee, who shall be a committee member.

5.27 Prepare an annual report as to its activities to be presented at the September Assembly meeting.

5.3 The Committee on ~~Appointments~~Appointment and ~~Promotions~~Promotion: The School shall have a Committee on ~~Appointments~~Appointment and ~~Promotions~~Promotion (CAP) composed of the Dean (ex officio and non-voting) or the Dean's designee, and one tenured faculty member from each department. Service on the ~~Committee~~CAP will be for a three-year term. Faculty members may not serve on the ~~Committee~~CAP during the year in which they are being reviewed for promotion, but will continue their term subsequent to the year of review.

The ~~Committee on Appointments and Promotions~~CAP shall:

5.31 3.1 advise the Dean on all tenure, job security, and reappointment recommendations to be submitted to the Faculty Re-Employment and Promotion Committee;

5.323.2 recommend candidates for appointment in any department in the School ~~at~~for initial ranks above that of assistant professor prior to the tendering of offers. ~~In cases where~~Where such offers ~~had~~have to be made without the recommendation of ~~the~~ CommitteeCAP, such recommendation shall be obtained before the recommendation for appointment is submitted to the Provost;

5.333.3 advise the Dean on the operation of appointment, promotion, and tenure procedures and recommend to the Assembly changes in such procedures;

5.343.4 function within the guidelines ~~of~~as prescribed in the Oakland/AAUP Faculty Bargaining Agreement between Oakland University and the Oakland University Chapter of the American Association of University;

5.353.5 elect a chairperson, other than the Dean, who shall be a committee member.

5.3.6 establish other necessary and proper operating procedures and/or guidelines not in conflict with this Constitution.

5.4 Elementary Teacher Preparation Governance Council (ETPGC): The School shall have a committee composed of three members from Teacher Development and Educational Studies; two members from Human Development and Child Studies; two members from Reading and Language Arts; the Director or designee of the Office of Professional Development; the director of SEHS Office of Field Placement; a member of the SEHS Advising Office (non-voting); the Dean of SEHS or the Dean's designee (non-voting); the Dean of the College of Arts and Sciences or the CAS Dean's designee (voting); a representative of public school administration (non-voting); and a representative of the Michigan Education Association (MEA) (non-voting). The term of appointment is three years.

The ETPGC shall provide:

5.4.1 input to and from the various participating units as needed regarding the many decisions needed to keep elementary education programs viable and noteworthy;

5.4.2 information to stakeholders regarding the elementary education programs operation and the quality of the teachers they produce;

5.4.3 ~~review~~ and approval of programmatic changes in elementary education programs leading to certification. The ETPGC may recommend courses to be included in the curriculum; changes to courses remain under the control of the departmental faculty;

5.4.4 review of reports on assessment done by the University, SEHS, the

ETPGC or departments:

5.4.5 coordination between departments regarding the elementary teacher preparations programs and oversight responsibility for the operation of the programs.

5.5 The School Assembly may form additional standing committees and ad hoc committees when deemed appropriate. All such committees shall have and make available operating procedures and provide annual reports.

ARTICLE 6 AMENDMENTS

6.1 Proposed Constitutional amendments may emanate from the Executive Committee or individual faculty members and must be submitted in writing to the faculty ten (10) working days prior to the first reading. All proposals for amendment must have two readings prior to a final vote. A second reading may not be waived.

6.2 _____

6.2 All members of the Assembly, including those on leave, have the right to vote on constitutional changes by absentee ballot. Absentee ballots may be cast on amendments to this Constitution only. An absentee ballot provided by the Executive Committee must be submitted to the Office of the Dean prior to the beginning of the Assembly meeting at which the second reading is to occur. Sixty per cent (60%) of those voting must vote in the affirmative to pass an amendment.

Revised June, 1991 _____ 4.6.8

6.3 All amendments must be approved by the University Senate and the Board of Trustees.

ARTICLE 7 REVISION

7.1 The Constitution shall remain in effect until superseded by a revised Constitution ratified by the Assembly, the University Senate and the Board of Trustees.

Revised June, 1991 4.6.9

ATTACHMENT B

OAKLAND UNIVERSITY

SCHOOL OF EDUCATION

AND HUMAN SERVICES

CONSTITUTION

Ratified by the School Assembly

February 1, 2010

Ratified by the University Senate

March 18, 2010

Ratified by the Board of Trustees

CONSTITUTION OF THE SCHOOL OF EDUCATION AND HUMAN SERVICES

ARTICLE 1 THE SCHOOL OF EDUCATION AND HUMAN SERVICES

- 1.1 The School of Education and Human Services comprises the faculty of the School, its administration, staff, and those students pursuing degrees under the authority of the School.
- 1.2 The Faculty shall exercise all powers accorded to organized, faculties by the Constitution of the University Senate, explicitly including authority (a) to provide educational programs placed under the jurisdiction of the School and (b) to present candidates for degrees to the University Senate and the Graduate Council, as appropriate.
- 1.3 The Dean of the School is the principal academic and administrative officer of the School.
 - 1.3.1 The Dean shall be a tenured member of the Faculty of the School.
 - 1.3.2 The Dean shall be appointed by the Board of Trustees upon recommendation of the President and the Provost. Before recommending the initial appointment of the Dean, the President, or the President's designee, shall consult with and receive recommendations from the Committee on Appointments and Promotions of the School.
 - 1.3.3 The Dean shall be reviewed for reappointment by the President, or the President's designee, at any time, but at least every five years, or upon written request of a majority of full-time faculty of the school. Tenure-track faculty and special instructors of the School, not on leave, shall be provided the option of submitting written comments or meeting individually with the President, or the President's designee, as part of the review process. Reasonable effort shall be made to consult with tenure-track faculty and special instructors on leave prior to completion of the review. Administrative and clerical staff will be consulted as deemed necessary by the President or the President's designee.
 - 1.3.4 The Dean shall assign leadership and coordination responsibilities for all programs of the School to appropriate faculty departments with the advice and counsel of the Executive Committee.
 - 1.3.5 The Dean shall seek the advice and counsel of the Executive Committee before submitting budget requests and recommendations to Oakland. This budget shall include allocation

of positions as well as general fund expenditures.

- 1.4 The Dean may propose establishment of associate or assistant dean positions.
 - 1.4.1 Associate deans shall be tenured members of the faculty of the School of Education and Human Services.
 - 1.4.2 Associate deans shall be appointed by the Board of Trustees after consideration of the recommendation of the President, the Provost and the Dean of the School of Education and Human Services. Before recommending an associate dean, the Dean shall consult with the Executive Committee and the Committee on Appointments and Promotions. The Dean must review an associate dean's appointment with the Executive Committee and the Committee on Appointments and Promotions upon a petition of 40% of the tenure-track faculty and special instructors not on leave, but shall conduct a review at least once every three years.
 - 1.4.3 Before recommending an assistant dean, the Dean shall consult with the Executive Committee. The Dean must review an assistant dean's appointment with the Executive Committee upon petition of 40% of the tenure-track faculty and special instructors not on leave, but shall conduct a review at least once every three years.
- 1.5 The Dean may propose to the President and Provost the establishment, reorganization, or elimination of any department or other administrative or instructional unit within the School, after seeking the advice and counsel of the Executive Committee and the advice and counsel of the Assembly. Should the Assembly not concur, it may forward its written concerns or proposals to the Dean to accompany the Dean's proposal to the President and Provost. Departments are entrusted with planning, evaluation, instruction, research and service in one or more of the academic programs.
 - 1.5.1 The Chairperson is the principal academic and coordinating faculty member of a department as defined in the Faculty Bargaining Agreement between Oakland University and the Oakland University Chapter of the American Association of University Professors.
 - 1.5.2 The Chairperson shall be a tenured member of the faculty of that department, appointed by the Board of Trustees, upon recommendation of the President, the Provost, and the Dean. An Acting Chairperson shall be a member of the faculty of that department, with rank of assistant professor or higher.

- 1.5.3 Before recommending appointment or reappointment of the Chairperson or an Acting Chairperson, the Dean shall give all members of that department an opportunity of at least ten working days to consult with him or her. The department, by such processes as it shall determine, shall recommend to the Dean, a Chairperson and/or Acting Chairperson.
- 1.5.4 The Board of Trustees may withdraw the appointment of a Chairperson. Such withdrawal may occur only after the President, or Provost if designated, consults with the Dean and all faculty members not on leave in the department, and with other departmental Chairpersons in the School of Education and Human Services. Reasonable effort shall be made to consult with faculty on leave prior to taking such action.

ARTICLE 2 THE ASSEMBLY: POWERS

- 2.1 Subject to the limitations in Article 3, the Assembly of the School of Education and Human Services should exercise all powers assigned to the organized Faculty of the School by the Constitution of the University Senate.
- 2.2 The Assembly shall have the following rights to:
 - 2.2.1 initiate proposals on all matters relevant to the general welfare of the School;
 - 2.2.2 be consulted on all School academic matters;
 - 2.2.3 advise the Dean on all matters brought before the Assembly;
 - 2.2.4 take such actions as necessary to exercise responsibilities under this Constitution;
 - 2.2.5 adopt resolutions on all matters of concern to the faculty of the School or to the University as a whole;
 - 2.2.6 request action from other agencies of the University when such action affects the legitimate concerns of the School or its faculty; and
 - 2.2.7 authorize the Executive Committee to coordinate the planning, implementation and evaluation of all academic programs, or portions thereof, offered by the School. Continuing authorization is subject to the approval of the Assembly.

- 2.3 The Assembly shall adopt By-Laws as required for the conduct of its business. By-laws may be proposed and/or amended by a simple majority vote of those present and voting at an Assembly meeting.

ARTICLE 3 THE ASSEMBLY: Membership and Organization

- 3.1 The Assembly of the School of Education and Human Services shall consist of:
- 3.1.1 professors, associate professors, assistant professors, and special instructors;
 - 3.1.2 visiting professors, visiting associate professors, visiting assistant professors, and instructors;
 - 3.1.3 student representatives, two of whom will be selected by each department using its own procedures. Student members must be in good academic standing and enrolled in a degree program in the School. Student representation may include graduates and undergraduates; and
 - 3.1.4 Administrative professionals and clerical/technical staff.
- 3.2 Members shall be eligible to serve on committees, except as committee membership may be restricted by stipulation in this Constitution or by action of the Assembly.
- 3.3 Professors, associate professors, assistant professors, and special instructors shall be eligible to vote on matters of academic policy.
- 3.4 All members of the Assembly shall be eligible to vote on matters not involving academic policy.
- 3.5 The Assembly shall meet at least twice during each of the Fall and Winter semesters. Additional meetings may be called at the discretion of the Executive Committee or upon written request to the Executive Committee by a minimum of twenty per cent (20%) of the Assembly members. The Executive Committee shall call all Fall and Winter meetings of the Assembly.
- 3.5.1 At all times other than the Fall and Winter semesters, the Assembly shall meet on call from the Executive Committee or the Dean if the Assembly, during the preceding Winter semester, explicitly authorizes additional meetings.

- 3.6 The Dean shall present the proposed agenda for the Assembly meeting for advice and consent to the Executive Committee at its meeting prior to the Assembly meeting.
- 3.7 The presiding officer of the Assembly shall be the Dean or the Dean's designee. At the start of each regular Assembly meeting, preceding the approval of minutes of the previous meeting, a period not to exceed one-half hour shall be devoted to informal reports from, and questions addressed to, the Dean. This automatic agenda item may be waived in the absence of questions from the floor; time limits may be waived by a majority vote of those present.
- 3.8 Forty per cent (40%) of those members of the Assembly in a given semester or term shall constitute a quorum. A majority shall be defined as a majority of those present and voting. All members of the Assembly, including those on leave, have the right to vote on constitutional changes by absentee ballot.
- 3.9 All meetings will be governed by the latest edition of Robert's Rules of Order except as stated otherwise in this Constitution.
- 3.10 Every motion shall require two readings in the Assembly, one at each of two separate meetings with one exception: The Assembly may proceed directly from the first to the second reading of a motion included on the agenda by affirmative vote of 3/4 of those present and voting.
- 3.11 The official record of the actions and decisions of the Assembly shall be incorporated into the minutes of the meeting. Minutes of the previous meeting shall be available to all Assembly members at least 10 working days prior to each Assembly meeting. The minutes shall be subject to the approval by a majority of the Assembly members present.

ARTICLE 4 THE EXECUTIVE COMMITTEE

- 4.1 The Executive Committee is authorized to conduct and coordinate the necessary business of the Assembly, to give advice and counsel to the Dean of the School, and conduct the business of the Assembly regarding matters that necessitate immediate action and fall between the Assembly meetings.
- 4.2 Its membership shall consist of the Dean, the associate dean(s), each department chairperson, the Executive Director of Professional Development, a representative chosen by the clerical/technical staff, a representative chosen by the administrative professionals, the lead development officer assigned to the School (non-voting), and the assistant dean (non-voting). Votes on academic issues will be restricted to members

with faculty standing; all others will be decided by all voting members. The Dean shall serve as the Chairperson of the Committee.

4.2.1 The official record of the actions and decisions of the Executive Committee shall be incorporated into minutes of the meeting.

4.3 In carrying out its responsibilities to the Assembly and the Dean, the Executive Committee shall:

4.3.1 call meetings of the Assembly;

4.3.2 develop the agenda for the Assembly meeting, including the call for all matters from the committees;

4.3.3 propose ad hoc committees necessary to carry out the Executive Committee's responsibilities to the Assembly, designate the charge and membership (including students if deemed appropriate) and fix the terms of such committees;

4.3.4 refer matters to the standing and ad hoc committees of the Assembly;

4.3.5 receive reports and recommendations from the committees to be placed on the agenda of the Assembly meeting, with authority to request one reconsideration of any action recommended by the committees. After reconsideration, a second recommendation from a committee must be placed on a subsequent Assembly meeting agenda, with or without the endorsement of the Executive Committee;

4.3.6 have authority to originate motions for consideration by the Assembly;

4.3.7 appoint replacements for such School seats in the University Senate as may fall vacant in the course of a Senate term, as well as for vacated seats on all committees of the Assembly, after obtaining the recommendations from departments, where appropriate;

4.3.8 advise the Dean on all matters brought before it; place before the Dean such matters as it deems necessary; receive information from the Dean on matters which are pertinent to the interests of the School;

4.3.9 transmit to the University Senate such matters as concern it; and

receive communications from the University Senate;

4.3.10 appoint a secretary and parliamentarian for the Assembly meetings;

4.3.11 give the Dean its advice and counsel as to the appropriate faculty group (departmental or interdepartmental) which will have leadership and/or curriculum development responsibilities for each academic program offered by the School;

ARTICLE 5 STANDING COMMITTEES OF THE ASSEMBLY

5.1 Each department shall have a representative on each standing committee except the Elementary Teacher Preparation Governance Council. Each department, by its own procedures, will select its representative to each committee. If a department chooses not to have representation on a committee, the Executive committee may make further appointments from the membership of the Assembly in order to have adequate membership on a committee.

5.2 The Committee on Instruction: The School shall have a Committee on Instruction (COI) composed of the Dean (ex officio, but voting only in case of ties), or the Dean's designee; a member of the Advising Office (ex officio and non-voting) one faculty member from each department serving a two-year term who shall be tenure-track members of the Assembly.

The COI shall:

5.2.1 review curricular and instructional policies for all programs offered by the School. The COI shall bring to the Assembly recommendations for action concerning such matters as it deems require Assembly action or as the Assembly directs it to bring for consideration;

5.2.2 rule on petitions of exception and requests for grade changes. The COI may direct the chair or the Dean (or the Dean's designee) to act on its behalf regarding Petitions of Exception or grade changes that fall between meetings.

5.2.3 make recommendations to the Dean on findings and resolution of programmatic complaints appealed to the COI, or requested by the Dean;

5.2.4 advise the Dean on any matters of academic concern brought to it; raise questions of academic concern with the Dean;

5.2.5 consider and make appropriate recommendations on problems

brought to it by faculty and students;

5.2.6 elect a chairperson, other than the Dean or designee, who shall be a committee member.

5.2.7 Prepare an annual report as to its activities to be presented at the September Assembly meeting.

5.3 The Committee on Appointment and Promotion: The School shall have a Committee on Appointment and Promotion (CAP) composed of the Dean (ex officio and non-voting) or the Dean's designee, and one tenured faculty member from each department. Service on the CAP will be for a three-year term. Faculty members may not serve on the CAP during the year in which they are being reviewed for promotion, but will continue their term subsequent to the year of review.

The CAP shall:

5.3.1 advise the Dean on all tenure, job security, and reappointment recommendations to be submitted to the Faculty Re-Employment and Promotion Committee;

5.3.2 recommend candidates for appointment in any department in the School for initial ranks above that of assistant professor prior to the tendering of offers. Where such offers have to be made without the recommendation of the CAP, such recommendation shall be obtained before the recommendation for appointment is submitted to the Provost;

5.3.3 advise the Dean on the operation of appointment, promotion, and tenure procedures and recommend to the Assembly changes in such procedures;

5.3.4 function within the guidelines as prescribed in the Faculty Bargaining Agreement between Oakland University and the Oakland University Chapter of the American Association of University;

5.3.5 elect a chairperson, other than the Dean, who shall be a committee member.

5.3.6 establish other necessary and proper operating procedures and/or guidelines not in conflict with this Constitution.

5.4 Elementary Teacher Preparation Governance Council (ETPGC): The School shall have a committee composed of three members from Teacher

Development and Educational Studies; two members from Human Development and Child Studies; two members from Reading and Language Arts; the Director or designee of the Office of Professional Development; the director of SEHS Office of Field Placement; a member of the SEHS Advising Office (non-voting); the Dean of SEHS or the Dean's designee (non-voting); the Dean of the College of Arts and Sciences or the CAS Dean's designee (voting); a representative of public school administration (non-voting); and a representative of the Michigan Education Association (MEA) (non-voting). The term of appointment is three years.

The ETPGC shall provide:

- 5.4.1 input to and from the various participating units as needed regarding the many decisions needed to keep elementary education programs viable and noteworthy;
 - 5.4.2 information to stakeholders regarding the elementary education programs operation and the quality of the teachers they produce;
 - 5.4.3 review and approval of programmatic changes in elementary education programs leading to certification. The ETPGC may recommend courses to be included in the curriculum; changes to courses remain under the control of the departmental faculty;
 - 5.4.4 review of reports on assessment done by the University, SEHS, the ETPGC or departments;
 - 5.4.5 coordination between departments regarding the elementary teacher preparations programs and oversight responsibility for the operation of the programs.
- 5.5 The Assembly may form additional standing committees and ad hoc committees when deemed appropriate. All such committees shall have and make available operating procedures and provide annual reports.

ARTICLE 6 AMENDMENTS

- 6.1 Proposed Constitutional amendments may emanate from the Executive Committee or individual faculty members and must be submitted in writing to the faculty ten (10) working days prior to the first reading. All proposals for amendment must have two readings prior to a final vote. A second reading may not be waived.
- 6.2 All members of the Assembly, including those on leave, have the right to vote on constitutional changes by absentee ballot. Absentee ballots may

be cast on amendments to this Constitution only. An absentee ballot provided by the Executive Committee must be submitted to the Office of the Dean prior to the beginning of the Assembly meeting at which the second reading is to occur. Sixty per cent (60%) of those voting must vote in the affirmative to pass an amendment.

- 6.3 All amendments must be approved by the University Senate and the Board of Trustees.

ARTICLE 7 REVISION

- 7.1 The Constitution shall remain in effect until superseded by a revised Constitution ratified by the Assembly, the University Senate and the Board of Trustees.