

PR 6

Members, Board of Trustees:

PROPOSED AMENDMENTS TO THE GOVERNING REGULATIONS

Recommendation: that the following proposed amendments to the Governing Regulations of the University of Kentucky which were received and tabled at the April 1, 1980 meeting of the Board of Trustees be removed from the table and approved.

(Note: Proposed additions are underlined; proposed deletions are bracketed.)

First Amendment -- Change the current fifth paragraph of Part VII,A,1 to read:

An institute is [a] an educational unit established for the administration of interdisciplinary programs that are primarily research in nature. The term "center" may, in some cases, be used as a synonym for research institute. [It] Such an educational unit is administratively responsible to the Dean of the Graduate School and Coordinator of Research, unless the administrative responsibility specifically has been delegated otherwise. The chief administrative officer of an institute is a director.

Background: In view of the common research focus of four centers (Appalachian Center, Center for Developmental Change, Sanders-Brown Research Center for Aging, and Multidisciplinary Center for Gerontology), this addition provides needed consistency between the Governing Regulations and current practice and has been recommended by the University Senate.

Second Amendment -- Add the following as a new fifth paragraph in Part VII,A,1:

A graduate center is an educational unit of an interdisciplinary or multidisciplinary nature, which is equivalent to a department, and is located administratively in the Graduate School. It is associated exclusively with graduate programs and their attendant courses and research. Its faculty have primary appointments within a college, or in some cases, within the center.

Background: The establishment of graduate centers as a new type of educational unit was authorized by the Board of Trustees on July 19, 1977. This addition provides needed consistency between the Governing Regulations and current practice and has been recommended by the University Senate.

Third Amendment -- Change the last paragraph of Part VIII,A,3 to read:

Recommendations of the search committees shall be transmitted to the President through the normal administrative channels along with the recommendations of the administrative officer responsible for the appointment. Recommendations on the appointment or reappointment of chairmen (chairpersons) of academic departments or divisions shall be accompanied by written statements from at least the tenured members of the department or division.

Background: Faculty inputs on both appointment and reappointments of chairmen (chairpersons) are important but some uncertainty has existed as to whether or not such inputs on reappointment have been required. This addition provides clarification of policy and has been recommended by the University Senate.

Fourth Amendment -- Replace the current fourth and fifth paragraphs of Part X,B,1 with the following paragraphs:

[A post-retirement appointment is a type of appointment which is used in a very limited number of retirement cases, when it is essential to a University program or office or when it is otherwise impossible practicably to fill a position with a fully qualified person. Such an appointment may be part-time or full-time, requires approval by the Board of Trustees, and is made for periods not to exceed one year each, but in no case will such an appointment extend beyond the fiscal year in which the employee attains age 70.

Notwithstanding the prohibition relating to appointments beyond age 70, however, a former employee who has attained age 70 may be employed, subject to conditions specified in the Administrative Regulations (Section II.B.2 of AR II-8.0-4), to perform duties for which fee schedules have been established and approved by the President of the University.]

Post-retirement appointments are of two types. One type is that in which retired employees may be appointed to perform duties for which fee schedules have been established and approved by the President of the University.

A second type of post-retirement appointment may be used in a very limited number of cases, when it is essential to a University program or office or when it is otherwise impossible practicably to fill a position with a fully qualified person. Such a part-time or full-time appointment is restricted to former employees who have elected to retire but have not reached the mandatory retirement age, requires specific prior approval by the Board of Trustees, and is made for a period not to exceed one year.

Background: This change brings the Governing Regulations into conformity with an amendment of Section V of the University of Kentucky Retirement Plan which was approved by the Board of Trustees on September 18, 1979.

Fifth Amendment -- Add the following as a new fourth paragraph in Part X,B,1:

The term "joint appointment" shall apply in any case in which an individual holds two or more intra-University faculty appointments. In such an instance, one of the appointments shall be designated as the primary appointment by the dean of the college if the individual's appointments are associated with educational units in the same college, by the appropriate academic vice president if the appointments are with educational units in different colleges but in the same academic sector (i.e., Division of Colleges, Medical Center, or Community College System) or by the President if the appointments are with educational units in different academic sectors. The constituent appointments relating to a joint appointment may be processed simultaneously or at different times; however, each appointment should be processed independently and considered on its own merits. An individual's academic rank, though usually the same, may differ in the constituent appointments. The possibility of tenure applies only to the primary appointment. In case of termination of the non-primary appointment(s) leaving only the primary appointment for a full-time faculty member, the individual's assignment associated with the primary appointment shall become full-time.

Background: This addition fulfills a need in the Governing Regulations relative to explaining the term "joint appointment" and describing certain policies and procedures pertinent to such an appointment.

Action taken: Approved xx Disapproved _____ Other _____

Date: May 6, 1980