

## **Resolution B: Amendments regarding Senate Council Representation and Elections**

Resolved, that the Constitution and By-laws of the Faculty Senate shall be amended as follows. All punctuation shown inside quotation marks is to be included in the insertions and deletions.

### I. Amendments to the Constitution.

The following amendments to the Constitution of the Faculty Senate will take effect upon approval by the Board of Trustees.

#### Item 1. Change to Article I to reflect organizational change in Art and Architecture.

In the Constitution, Article I, delete the phrase “viz., Architecture, Art” and insert the word “namely”; and following “Business,” insert the phrase “Design and Visual Arts,”.

#### Item 2. Change to Article III to reflect organizational change in Art and Architecture.

In the Constitution, Article III, section 1, subsection a, delete the phrase “the School of Architecture, the School of Art,”; and following the word “Business,” insert the phrase “the Sam Fox School of Design and Visual Arts,”. Delete the phrase “the School of Medicine,”. Immediately before “Faculty of Arts and Sciences”, insert the phrase “School of Medicine and the”. In the same sentence, insert “each” following “shall” and “elect” following “entitled to”. Insert the following sub-subsection at the end of subsection a:

- i. The Senate shall provide in its By-laws for an orderly transition from the previous system of Senate representation of the Schools to the system described above.

#### Item 3. Change in term length for at-large members from two to three years.

In the Constitution, Article III, section 1, change subsection b to read as follows in its entirety:

- b. All council members, whether elected by schools or colleges or at-large, shall be elected for terms of three years.

#### Item 4. At-large members to be elected from particular Schools.

In the Constitution, Article III, section 1, change subsection c to read as follows in its entirety:

- c. Five members-at-large shall be elected by the Senate membership as a whole. Two of these members-at-large shall be members of the School of Medicine; two shall be members of the Faculty of Arts and Sciences; one shall be a member of one of the other schools.

## II. Amendments to the Senate By-laws.

The following amendments to the Senate By-laws will take effect upon approval of the constitutional amendments in Title I above by the Board of Trustees.

### Item 1. Vacancy of the position of secretary.

In Article Two, renumber the current section 2 as 2(a), and add the following subsection b:

“b. In the event the position of secretary becomes vacant, the Senate Council shall appoint an interim secretary to serve until the next meeting of the Senate, at which a new secretary shall be elected following the procedure in subsection 2(a) of this Article.”

### Item 2. Nominations for at-large members.

In the By-laws, Article Three, section 2, change subsection a and its sub-subsections to read as follows in their entirety:

- a. In January, February, or March, the faculties of the University shall nominate candidates for the members-at-large of the Senate Council as follows:
  - i. When a member of the Faculty of Arts and Sciences is to be elected, that Faculty shall nominate two of its members.
  - ii. When a member of the School of Medicine is to be elected, the faculty of that school shall nominate two of its members.
  - iii. When a member of one of the other schools is to be elected, one candidate shall be nominated from and by each of the faculties of the School of Engineering and Applied Science; the Sam Fox School of Design and Visual Arts; the John M. Olin School of Business; the School of Law; the George Warren Brown School of Social Work.

### Item 3. Instant run-off voting process for small schools' at-large representative.

In the By-laws, Article Three, section 2, change subsection c (formerly subsection b, in the By-laws as of April 2005), to read as follows in its entirety:

- c. During the first half of April, ballots containing the names of the nominees for each at-large position, arranged alphabetically and accompanied by the vita of each (received in accordance with the preceding subsection), shall be prepared and distributed by an appropriate University administrative official designated by the chair of the Senate Council, to all members of the Senate. In the case of a representative to be elected from the Faculty of Arts and Sciences as described in section 2a(i) above, or from the School of Medicine as described in section 2a(ii) above, ballots shall instruct voters to choose one candidate. In the case of the representative to be elected from the five schools as described in section 2a(iii)

above, ballots shall be accompanied by the following instructions to voters:

- i. The winner will be determined through an instant run-off procedure.
- ii. You may rank as many of the candidates as you wish, indicating at most one candidate as first choice, at most one candidate as second choice, and so on in order, skipping no ranks; but you may leave some candidates unranked.
- iii. If you assign identical or non-consecutive rankings to any candidates, such candidates, and all whom you rank below them, will be treated as unranked on your ballot. An unranked candidate receives no vote from you at any stage of the instant run-off counting process.

Item 4. Deletion of superseded election criterion.

In the By-laws, Article Three, section 2, subsection d (formerly subsection c, in the By-laws as of April 2005), delete the final phrase “the candidates who receive the largest number of votes shall be declared elected, and the name of the first runner-up shall be noted”.

Item 5. Ballot counting processes for at-large representatives.

In the By-laws, Article Three, section 2, subsection d (formerly subsection c, in the By-laws as of April 2005), append the following sub-subsections:

- i. For representatives to be elected from the Faculty of Arts and Sciences as described in section 2a(i) above, or from the School of Medicine as described in section 2a(ii) above, the candidate receiving the highest number of votes cast shall be declared the winner. In case of a tie, the winner is to be determined by random choice.
- ii. For the representative to be elected from the five schools as described in section 2a(iii) above, the person receiving a majority of all first-choice votes cast shall be declared the winner.
  - (a) If no person receives such a majority, an instant run-off shall be held between the two candidates receiving the highest numbers of first-choice votes, as follows: The remaining candidates are eliminated, and each ballot indicating one of the eliminated candidates as first choice shall now be counted instead as a first choice for whichever of the two remaining candidates is listed as the higher choice on that ballot. Any ballot not listing either of the two remaining candidates as being a higher choice than the other shall be disregarded. If a ballot leaves a candidate

unranked under the criteria described in section 2c(iii) above, that candidate receives no vote from that ballot. The candidate in the run-off stage whose total of such re-counted first-choice votes plus original first-choice votes is higher shall be declared the winner. If a tie occurs at this stage, the runoff is resolved by random choice.

- (b) If, because of a tie in the first-choice vote totals, more than two candidates qualify for the instant run-off, then the second-choice votes cast for all candidates involved in the tie shall be used to resolve it. Counting all second-choice votes for the tied candidates that are valid according to the instructions in sections 2c(ii) and 2c(iii) above, the candidates receiving the smallest numbers of valid second-choice votes shall be successively eliminated until only two candidates remain for the run-off. Any ties remaining after the counting of second-choice votes shall, by an identical procedure, be resolved by the valid third-choice votes cast for the candidates involved, and so on, until the number of instant run-off candidates is reduced to two, or until all choices on all ballots are exhausted. Any ties remaining after this process shall be resolved by removing tied candidates through random choice, one at a time. Once the set of candidates for the instant run-off is reduced to two, the procedure in section 2d(ii)(a) above determines the winner.

Item 6. Initiation of new divisional representative seats.

In the By-laws, Article Three, section 3, following the phrase “representing the various schools and colleges of the University”, insert “, as described in Article III, section 1a of the Senate Constitution,” set off by commas as shown. Append to this section the following subsections:

- a. The election of the second member from the Medical School will begin with the 2006 election, upon the expiration of the regular term of the current member from the School of Architecture.
- b. Upon the seating of new members following the 2006 election, the continuing member from the School of Art shall be re-designated as the member from the Sam Fox School of Design and Visual Arts. Upon expiration of that member’s regular term in 2007, the faculty of the Sam Fox School of Design and Visual Arts shall elect its first new representative to a full three-year term.

Item 7. Superseded procedure for filling vacancies in at-large seats.

In the By-laws, Article Three, section 6 (as numbered following the passage of Resolution A: Technical Changes), delete all the text (as amended by Resolution A) beginning “an appropriate University administrative official designated by the chair of the Senate Council” and ending with “after two such vacancies have been filled in the above manner.”. This was originally section 8 in the By-laws as of April 2005, prior to passage of Resolution A; and the phrase to be deleted began “the University Registrar shall certify”.

Item 8. Vacancy of the position of Chair of the Senate Council.

In Article Three, section 6 (which was numbered 8 in the By-laws as of April 2005), add the following sentence to the end: “If the position of chair becomes vacant prior to completion of the annual term, the members of the Senate Council shall elect a replacement to serve out the remainder of that term.”

Item 9. Transition to new procedure for election of at-large members.

In the By-laws, at the end of Article Three, add the following new section, to be denumerated 8 (following the section formerly denumerated section 8, in the By-laws as of April 2005):

8. The terms of office of the five member-at-large seats shall be determined as follows:
  - a. Of the three seats that expire in 2006, one each shall be filled according to the procedures in subsections 2a(i) (from the Faculty of Arts and Sciences), 2a(ii) (from the School of Medicine), and 2a(iii) (from the other faculties) above.
    - i. The seats of the representatives elected in 2006 through the procedures in subsections 2a(i) and 2a(ii) shall each expire in 2008, and subsequently in 2011, 2014, and so on every three years.
    - ii. The seat of the representative elected in 2006 through the procedure in subsection 2a(iii) shall expire in 2009, 2012, and so on every three years.
  - b. Of the two seats that expire in 2007, one each shall be filled according to the procedures in subsection 2a(i) (from the Faculty of Arts and Sciences) and subsection 2a(ii) (from the School of Medicine), each to expire subsequently in 2010, 2013, and so on every three years.

Item 10. Retention of Past Chair on Council.

In the By-laws, at the end of Article Three, add the following new section, to be denumerated 9 (following the section formerly denumerated section 8, in the By-laws as of April 2005, and following the section added by the previous Item of this Resolution):

9. After serving as Chair of the Senate Council, the Chair becomes the Past Chair for one year. If the Past Chair's original term on the Senate Council has ended, the Past Chair shall serve as an ex officio, and hence non-voting, member of the Senate Council.