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Senate Minutes

Kutztown University Senate

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Spring 4-20-1972

### **Senate Minutes 4-20-72**

Kutztown University of Pennsylvania

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Minutes of the Faculty Senate Meeting  
April 20, 1972

The Faculty Senate met in extra session April 20, 1972, in the Library Science Reading Room of the Rohrbach Library at 4:00 P.M.

Old Business

Dr. Dreisbach reported for the College Committee on Academic Affairs, and proposed a revision of the class withdrawal policy. He moved:

The latest date for withdrawal from a course without penalty is the last day of the sixth week of that semester. For any withdrawals after that date the withdrawal shall be marked W/P or W/F depending on whether the student is doing passing or failing work in the course as of the date of withdrawal. A W/F will be the same as a failing grade in computing the semester and cumulative average.

The motion was seconded by Prof. Mack and carried.

New Business

Action on the Student Bill of Rights resumed on 5.4, which had been left unresolved on March 16.

5.4 Student-Faculty Judiciary

5.4.1 Composition

- a. Four students shall be elected by the Student Government Board. They shall serve 2 year staggered terms with selections made in April-May each year. No students serving on the Student Judiciary or a Judicial Board shall be eligible for the Student-Faculty Judiciary unless the student resigns from the former position. A member may not be on academic probation.
- b. Students shall serve for two year terms, two being elected each year.
- c. Five faculty members shall be elected by the Faculty Senate. Faculty shall serve for three year staggered terms with selections made in April-May each year.
- d. Members shall take office in the fall semester of the year of their selection.
- e. The Chairman of the Student-Faculty Judiciary shall be elected by the membership from among the faculty membership of the Judiciary before September 30 of each year.
- f. Vacancies shall be filled by the appointing body within one month after they occur.

Amendment (1) Dr. Newman, (2) Prof. Ottinger: to add to a. the sentence "A member must disqualify himself if he is under penalty as listed under 4.4.6." PASSED.

Amended motion PASSED.

#### 5.4.2 Jurisdiction

- a. Cases of academic dishonesty if appealed from the decision made by the Vice President for Academic Affairs.
- b. Cases which arise related to student communication media.
- c. Requests made by the Student Government Board or an administrative officer through the Vice President for Student Affairs for an interpretation and an official opinion on any of the following: the Student Government Association Constitution, the by-laws of the Student Government Board, and of this document.
- d. Appeals from a decision of the Student Judiciary, an administrative hearing panel or a college official.

(1) Prof. Ottinger, (2) Dr. Collier. PASSED.

#### 5.5 Removal of a Member of a College Judiciary

- a. Upon petition of an absolute majority of the members of any judiciary, charges may be brought against a member of that judiciary, if he does not voluntarily resign. The petition shall be directed to the chairman of that judiciary.
- b. The judiciary shall hear the charges against the member and may remove him if it feels the charges warrant that action.
- c. Standard procedural due process shall be followed in all such cases. Appeals may be directed to the next higher judiciary.

(1) Prof. Ottinger, (2) Dr. Collier.

Amendment (1) Prof. Ottinger, (2) Dr. Mazzaferri: to insert the word "student" before "Member" in the title, before "member" and "members" in a., and before "member" in b. DEFEATED.

Considerable discussion concerning the removal of a faculty member from college judiciaries followed. Motion to refer to the Sub-committee on Student Affairs: (1) Dr. Newman, (2) Dr. Evans. PASSED.

#### 5.6 Traffic Court

##### 5.6.1 Jurisdiction

The Traffic Court shall have jurisdiction over traffic violations on the Kutztown State College campus.

##### 5.6.2 Composition and Procedure

- a. Seven students shall be appointed by the Student Government Board in September of each year. Vacancies shall be filled by the Student Government Board within three weeks.
- b. Two faculty members shall be appointed by the chairman of the Faculty Senate to be voting members for faculty and other college employee cases only; both faculty members must be present at these hearings.

- c. A chairman and a vice-chairman shall be elected by the student members from among the students comprising the Traffic Court. The chairman shall preside and perform the duties normally pertaining to that office. The vice-chairman shall act as secretary and shall forward all records and information to the appropriate administrative officer.
- d. Any member may be removed by a majority vote of the membership.
- e. Meetings may be set by the court and called by the chairman whenever necessary on 48 hours notice.
- f. A quorum shall consist of an absolute majority.
- g. All decisions shall be by a simple majority vote and shall be recorded.
- h. Any member who has a conflict of interest in a case may not vote and must disqualify himself.
- i. The court may propose to the appropriate administrative officer rules and procedures not established herein and not covered in other parts of this document.

Motion to approve 5.6, 5.6.1:(1) Prof. Ottinger, (2) Prof. Willits.

Amendment (1) Dr. Reeves, (2) Dr. Collier: to insert the word "student" before "traffic violations" in 5.6.1. DEFEATED.

DEFEATED.

Motion to delete all of section 5.6 from the Bill of Rights: (1) Prof. Ottinger, (2) Dr. Schatkowski. PASSED.

Motion (1) Prof. Kendall, (2) Prof. Willits: that a sub-committee of the Senate be appointed to meet with faculty, staff, and students, including graduate students, to devise an all-campus traffic court. PASSED.

The chairman, Dr. Warzeski, appointed for this purpose the Curricular Affairs Sub-committee of the Faculty Senate and instructed them to caucus following the meeting to elect a temporary chairman.

## 5.6 Summer Judiciary

- a. Nine students, five of whom must be summer school students, shall be appointed by the Student Government Board before the first of June.
- b. A quorum shall consist of an absolute majority.
- c. Vacancies shall be filled by the Student Government Board at its next summer meeting.
- d. A Chairman shall be elected by the members.
- e. A member of the student affairs staff shall be designated by the Vice President for Student Affairs to serve as an advisor in

ex-officio capacity with no vote. The advisor cannot be present during the formulation of the decision except upon request of the Judiciary.

f. The Summer Judiciary shall have jurisdiction over violations of regulations normally under the jurisdiction of the regular judiciaries.

g. Appeals shall be directed to the College President.

(1) Prof. Ottinger, (2) Prof. Willits. PASSED.

## 5.7 College Ombudsman

a. An Ombudsman shall be appointed by the College President.

b. The Ombudsman shall be available to any student.

c. The Ombudsman shall respect the privacy of all persons who seek his counsel and shall guide them in possible legal avenues of assistance.

d. The Ombudsman shall establish an orderly procedure for receiving requests of individual student or group grievances.

e. The Ombudsman may advise a student when a grievance lacks merit or from which college official or faculty member to seek further information, or the Ombudsman may assist the student or group in obtaining an informal settlement of the problem.

f. In this position the Ombudsman shall have broad investigating powers and ready access to all college officials.

g. The Ombudsman must be in position to report directly to the college President on problems for which no remedy has been found, as well as to make periodic reports to the President on the status of students' rights and responsibilities.

(1) Prof. Ottinger, (2) Prof. Foust.

Amendment (1) Prof. Ottinger, (2) Dr. Gutekunst: to insert "may advise" before "from which college official" in e. PASSED.

Amended motion PASSED.

## Article 6

### Communication Media

## 6 Student Communication

6.1 Student Communication media are a valuable aid in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. They are a means of bringing student concerns to the attention of the faculty and the institutional authorities and of formulating student opinion on various issues on the campus and in the world at large.

(1) Prof. Ottinger, (2) Prof. Engleson.

Amendment (1) Prof. Foust, (2) Prof. Willits: to insert the words "in the dissemination of information as well as" after "aid" in the first sentence of 6.1. PASSED.

Amended motion PASSED.

6.2 It shall be the responsibility of the Student Communication Media Advisory Board to provide assistance to all campus communications organizations and to encourage the freedom of expression, integrity, and aesthetic values in campus communications.

(1) Prof. Ottinger, (2) Dr. Gutekunst. PASSED.

6.3 As safeguards for the editorial freedom and responsibility of student communications the following provisions are necessary:

- a. The student communication media shall be free of censorship and advance approval of copy, and its editors and managers shall be free to develop their own editorial policies and news coverage. At the same time, the editorial freedom of student editors and managers entails corollary responsibilities to be governed by the canons of responsible journalism, such as the avoidance of libel, indecency, undocumented allegations, attacks on personal integrity, and the techniques of harassment and innuendo. In the delegation of editorial responsibility to students the institution must provide sufficient editorial freedom and financial autonomy for the student communication media to maintain their integrity of purpose as vehicles for free inquiry and free expression in the academic community.
- b. Editors and managers of student communication media shall be protected from arbitrary suspension and removal because of student, faculty, administrative, or public disapproval of editorial policy or content. The organization responsible for the appointment of editors and managers shall be the organization responsible for their removal. Only for proper and stated causes shall editors and managers be subject to removal, and then by orderly and prescribed procedures. Removal decisions are subject to appeal to the established judiciaries.
- c. All student communication media shall explicitly state that opinions expressed are not necessarily those of the college or student body.

(1) Prof. Ottinger, (2) Prof. Engleson.

At this point in the meeting, a check revealed that a quorum had been lost, and the meeting was declared adjourned.

Compiled November 3, 1972.

George K. Monroe  
George K. Monroe  
Chairman, Faculty Senate

Arnold E. Newman  
Arnold E. Newman  
Secretary, Faculty Senate