

ASU FACULTY SENATE

MINUTES

March 2, 2001

FACULTY ASSOCIATION

Jeff Bailey, Chair (Library) absent

Mary Jean Rutherford, Past Chair (NHP) absent

Nonie Wiggins, Secretary/Treasurer (NHP)

COLLEGE OF AGRICULTURE

Paul Armah

COLLEGE OF ARTS AND SCIENCES

Roger Abernathy

Bob Bennett (Vice Chair)

Dick Freer

David Jimerson absent

Ernesto Lombeida absent

Bill Maynard

Joe Sartorelli

Victoria Spaniol

Richard Wang

COLLEGE OF BUSINESS

Chris Brown

Dan Marburger absent

Clint Relyea

Jim Washam

COLLEGE OF COMMUNICATIONS

Jack Zibluk

COLLEGE OF EDUCATION

Cindy Albright absent

Steve Haggbloom

Joe Justen

Veda McClain

Carl Vaupel

COLLEGE OF ENGINEERING

Charles Coleman

COLLEGE OF FINE ARTS

Bill Rowe

Molly Simpson

Theron Waddle

## COLLEGE OF NURSING & HEALTH PROFESSIONS

Terry Baggs absent  
Steve Guffey  
Laura Owens absent

## UNIVERSITY COLLEGE

Dee Layton

## LIBRARY

Myron Flugstad Proxy (Wendy Crist)

## MILITARY SCIENCE

Daniel Tiscareno absent

## COUNCIL OF ACADEMIC DEANS

Jan Duggar absent

## PARLIAMENTARIAN

Michael Morrell

## VISITORS

Greg Chance (KASU), Marlin Shipman (Journalism and Printing) Jerry Linnstaedter (AcademicAffairs)

## CALL TO ORDER

The meeting was called to order at approximately 3:05 by Vice Chair Bennett.

## APPROVAL OF THE MINUTES

Vice Chair Bennett called for corrections or additions to the February 16, 2001 minutes.

Secretary Layton reported that the wording "President Bailey" and "Past President Rutherford" has been changed to Chair Bailey and Past Chair Rutherford. Zibluk made the motion to accept the minutes as amended. (2nd Guffey)

## REPORTS

Vice Chair Bennett reported for Chair Bailey that SB448, The Public Employment Relations Act, is still in committee. Chair Bailey has heard from a number of legislators. The legislators report they have been receiving support for the bill from ASU faculty. Senator Wang added that the official university lobbyist is working against SB448. Senator Wang has been trying to contact President Wyatt. However, their schedules have not allowed them to have a discussion.

Vice Chair Bennett will contact and request Chair Bailey to ask for an

official university stand on the bill.

Vice Chair Bennett reported for Chair Bailey on the UTLC space renovation resolution. The resolution has gone to Dr. Rick McDaniel, Interim VPAA. He has not made a decision on this request as of yet.

Vice Chair Bennett reported from the Executive Committee Meeting. The Executive Committee decided under their granted power to reschedule the March 16 meeting for March 30.

## OLD BUSINESS

### Staff Senate Drug Testing Proposal

Faculty member, Marlin Shipman, Journalism and Printing, brought forth a petition opposing the adoption of a drug testing policy for Faculty members at ASU. Senator Freer made the motion to accept the petition. (Spaniol 2nd) The motion to accept the petition passed unanimously.

Vice Chair Bennett presented the resolution drafted by the ad hoc committee. The resolution is as follows:

Whereas, there has been no satisfactory demonstration of a compelling state interest in drug testing faculty or prospective faculty at ASU;  
and

Whereas, the Faculty Senate holds the opinion that drug testing of ASU employees without cause or a compelling state interest constitutes a violation of privacy rights protected under the U.S. Constitution and, as well, qualifies as an "unreasonable search and seizure", thus violating provisions of the 4th Amendment to the U.S. Constitution;

Now, Therefore, Be it Resolved that the Faculty Senate opposes the provisions of the Staff Senate's "Drug Free Workplace" proposal that would subject ASU faculty members, or, through "pre-employment" drug testing, prospective ASU faculty members, to drug testing of any kind.

Senator Freer made the motion to accept the resolution. Discussion followed. The question was called. The motion passed unanimously.

Senator Zublik brought forth his previous resolution in amended form.

Whereas monies budgeted for academics have steadily declined as a percentage of the total university education and general budget in recent years, and

Whereas the principal mission of Arkansas State University is an

academic one, be it resolved that the Faculty Senate recommends the administration re-examine its budget priorities with the goal of increasing academic expenditures as a proportion of total education and general expenditures.

Senator Haggbloom made the motion to accept the amended resolution. (Freer2nd) The motion Passed unanimously.

#### NEW BUSINESS

Senator Maynard asked for discussion about the possibility of constructing a resolution for opposing Senate Bill 448 if university faculty are withdrawn from the bill. The rules were suspended by vote to bring forth the following resolution.

If the University Administration or any party representing The University takes a position opposing SB 448, we the Senate Faculty of Arkansas State stand resolved that the Faculty Senate Chair is empowered to communicate to any relevant parties that such a position does not represent the views of the Arkansas State University Faculty Senate or Faculty Members.

After lengthy discussion Senator Maynard withdrew the resolution in lieu of the Senate requesting Chair Bailey to express the Senate's position to the Legislators.

#### ANNOUNCEMENTS

Vice Chair Bennett announced the time-line for Shared Governance Committee Appointments.

#### ADJOURNMENT

Meeting was adjourned at approximately 4:15.