

Minutes of the
Sixth Regular Meeting of the Sixth Senate
Purdue University Fort Wayne
February 12 and 19, 2024
KT G46

Agenda
(as amended)

1. Call to order
2. Approval of the minutes of January 8 and January 22
3. Acceptance of the agenda – J. Johns
4. Reports of the Speakers of the Faculties
 - a. Deputy Presiding Officer – N. Younis
 - b. IFC Representative – B. Buldt
5. Report of the Presiding Officer – C. Lawton
6. Special business of the day
 - a. Memorial Resolution-Kenneth Lee Modesitt, SR 23-20 – A. Khalifa
 - b. Memorial Resolution-Margaret Gwen Kimble, SR 23-21 – V. Maloney
 - c. Administration Presentation on Persona Non Grata
7. New business
 - a. Indiana Senate Bill 202 to Amend the Indiana Code, SD 23-16 – A. Nasr
 - b. Amendment to SD 23-7, SD 23-17 – B. Buldt
8. Unfinished business
 - a. Academic Regulations in Regards to AI, SD 23-10 – EPC, S. Hanke (for discussion/action)
 - b. Policy on Deadnaming, SD 23-9 – EPC, S. Hanke (for discussion/action)
9. Committee reports requiring action
 - a. Approval of Filling Vacancy on MAAS, SD 23-12 – MAAS, J. Johns (for action)
 - b. Updating Senate Bylaws re EPC, SD 23-13 – EPC, S. Hanke (for discussion/action)
 - c. Change to Academic Regulations 9.4, SD 23-14 – EPC, S. Hanke (for discussion/action)
 - d. Expanding Class Scheduling Options, SD 23-15 – EPC, S. Hanke (for discussion/action)
10. Question time
11. Committee reports “for information only”
 - a. Formal Joint Appointment Policy Request, SR 23-22 – FAC, W. Sirk

12. The general good and welfare of the University

13. Adjournment*

*The meeting will adjourn or recess by 1:15 p.m.

Presiding Officer: C. Lawton
 Parliamentarian: C. Ortsey
 Sergeant-at-arms: S. Carr
 Assistant: J. Bacon

Attachments:

“Memorial Resolution-Kenneth Lee Modesitt” (SR No. 23-20)
 “Memorial Resolution- Margaret Gwen Kimble” (SR No. 23-21)
 “Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education” (SD 23-16)
 “Amendment to SD 23-7” (SD 23-17)
 “Updating Academic Regulations in Regards to Artificial Intelligence (AI)” (SD 23-10)
 “Responding to Concerns from Campus Climate Survey: Deadnaming” (SD 23-9)
 “Approval of Filling Vacancy on Mastodon Athletics Advisory Subcommittee” (SD 23-12)
 “Updating Educational Policy Committee (EPC) ByLaws to Expand Membership” (SD 23-13)
 “Change to Academic Regulations 9.4: Notice of Academic Probation, Dismissal, and Readmission” (SD 23-14)
 “Expanding Class Scheduling Options” (SD 23-15)
 “Formal Joint Appointment Policy Request” (SR No. 23-22)

Senate Members Present:

N. Adilov, J. Badia, K. Barker, B. Berry, S. Bischoff, B. Buldt, R. Burton, B. Dattilo, C. Drummond, R. Elsenbaumer, R. Friedman, M. Hammonds, S. Hanke, J. Johns, S. Johnson, M. Jordan, D. Kaiser, A. Khalifa, J. Leatherman, J. Li, D. Maloney, V. Maloney, E. Mann, J. McHann, D. Miller, A. Montenegro, G. Nakata, I. Nunez, J. O’Connell, H. Odden, E. Ohlander, H. Park, M. Perkins Coppola, L. Roberts, B. Rueger, P. Saha, R. Shoquist, W. Sirk, K. Stultz-Dessent, J. Toole, L. Whalen, M. Wolf, N. Younis

Senate Members Absent:

S. Cody, Y. Deng, S. Elfayoumy, C. Freitas, M. Kirchner, J. Lawton, J. Lewis, H. Luo, D. Momoh, A. Nasr, A. Pinan-Llamas, S. Schory, K. Surface, D. Tembras, Y. Zhang

Guests Present:

A. Bearman, A. Blackmon, N. Borbieva, S. Buttes, A. Dirksen, C. Huang, K. Fineran, T. Grady, K. Grannan, T. Lewis, A. Livschiz, C. Marcuccilli, A. Papaik

Acta

1. Call to order: C. Lawton called the meeting to order at 12:00 p.m.
2. Approval of the minutes of January 8 and January 22: The minutes were approved as distributed.
3. Acceptance of the agenda:

J. Johns moved to accept the agenda.

J. Johns moved to amend the agenda by adding Senate Document SD 23-16 (Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education) to new business.

Motion to amend the agenda passed on a voice vote.

B. Buldt moved to amend the agenda by adding Senate Document SD 23-17 (Amendment to SD 23-7) to new business.

Motion to amend the agenda passed on a voice vote.

B. Buldt moved to bring new business ahead of unfinished business on the agenda.

Motion to amend the agenda passed on a voice.

Agenda as amended passed on a voice vote.

4. Reports of the Speakers of the Faculties:

a. Deputy Presiding Officer:

N. Younis: Nothing to report.

b. IFC Representative:

B. Buldt: I have prepared some remarks, which I will give Josh for inclusion in the minutes because we are short of time today. All I want to say is that [West Lafayette] faculty leadership and our president are meeting on the main campus today, I believe right now at noon, and are discussing the repercussions of State Bill 202. If anything comes out of this meeting, I will post it on the AAUP listserv. Thank you! [later correction by BB: The meeting was Wednesday and confidential.]

(Remarks sent after meeting via email): Good afternoon, everyone!

There is not much to report from the system-wide Intercampus Faculty Council (IFC). The split of IUPUI is proceeding, and by now faculty should know where they will belong, ie, whether they will be Purdue WL faculty or will have PI as their tenure home, and what the conditions of their employment will be. A major challenge that has not been fully resolved is to coordinate teaching between the two institutions and to schedule classes. Despite all the unclarity, confusion, and deadlines not met, the good news is that no faculty were laid off AFAIK. Speaking of IUPUI, the inaugural chancellor of Indiana University Indianapolis, Latha Ramchand—she comes

from the University of Missouri where she served as executive vice chancellor and provost—will start in her new job today, February 12. Since January 8 PNW also has a new chancellor: Kenneth (Chris) Holford, who previously served as provost and vice chancellor of Academic Affairs at Purdue Northwest. As a reminder, David Umulis serves as senior vice provost and chief academic officer for Purdue University in Indianapolis.

Two more things are being currently discussed at IFC meetings. First, the rebranding and reorganization of the Purdue Graduate School. We will learn more on this this Wednesday. Second, SB 202, which is on our agenda today. I do not have any additional insights, but faculty leadership on main campus is meeting with President Mung Chiang this Wednesday; I'll let you know if anything should transpire from that meeting.

Thank you!

5. Report of the Presiding Officer:

C. Lawton: I also have really nothing to report as presiding officer, other than to say we normally do not like to operate in a chaotic fashion, but a couple of items have come up that seemed especially time sensitive and directly related to faculty interests, which is why this is happening.

6. Special business of the day:

a. Memorial Resolution (Senate Reference No. 23-20) – A. Khalifa

A Khalifa read the memorial resolution for Kenneth Lee Modesitt.

b. Memorial Resolution (Senate Reference No. 23-21) – V. Maloney

V. Maloney read the memorial resolution for Margaret Gwen Kimble.

c. Administration Presentation on Persona Non Grata

C. Lawton moved for unanimous consent to give speaking privileges to Ariana Papaik.

No objections to vote of unanimous consent.

Speaking privileges approved.

G. Nakata: I wanted to tell everybody a little bit today about our policy regarding persona non grata. I will be very quick. Our policies are based on the overall Purdue system policies on persona non grata. If it is something that relates to a student issue, Abby Blackmon and the Care team will be involved in discussions to determine if a

persona non grata should be issued to a student. If it is an employee issue with faculty and staff, we will work with Tina Grady and the HR team to make sure that they are involved to determine if a persona non grata is warranted. If it is a Title IX issue, we will work with Christine Marcucilli, our Title IX coordinator, to determine if it is a Title IX issue that requires persona non grata. If it is a criminal issue, obviously, our police department, UPD, will work to address it and determine if a PNG is warranted.

I know one of the questions was, how does somebody go about requesting a persona non grata? It is reported. If you see something that is a security safety issue, contact UPD, and then we will begin the process to determine if someone needs to be issued a persona non grata. If it is something else, we do interviews, we talk, we do investigations. It is very very thorough to determine. We do not issue persona non gratas lightly here. It is a very involved process. We want to be sure we are doing the right thing for the right reasons.

For your information, we issue 20-25 a year. Probably one or two of those are non-affiliated with the university. The rest are all affiliated. The majority of them are boyfriend and girlfriend or roommates. Things like that. "My roommates' boyfriend or girlfriend is here all the time, and I don't want them around here anymore." We will issue a persona non grata. It is a pretty basic process. It is something we take very seriously.

B. Buldt: We know that Purdue West Lafayette, for example, lists all of those who are currently banned from entering the premises on their webpage. I am not saying we should do it. All I am saying is what is your thinking about it, the pros and cons, and whether we should do it as well, or why not?

G. Nakata: Yeah, that was brought up the first time we discussed this. I am not sure yet. I am going to be very frank. I am not sure. There are definitely positives to it, with knowing people. But, really, it should come down to the police department if someone violates a persona non grata. I don't want to have to have a faculty member or staff member go online and look to see if Joe Smith is here on the PNG list. If you need to call then it is important to call the UPD. They will know immediately if there is a PNG related to the person. We are not going to have wanted posters all over the place. I am still kind of thinking about it. I don't know. I guess I agree with you that there are some positives and there are some negatives. We are going to have to have a little more discussion about this.

R. Friedman: Is there a limited time frame for this?

G. Nakata: They can be anywhere from a year to indefinitely. It depends on how much we can determine within that time frame based on the level that we feel is appropriate.

7. New business:

- a. (Senate Document SD 23-16) – A. Nasr

B. Buldt moved to approve Senate Document SD 23-16 (Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education).

C. Lawton moved for unanimous consent to give speaking privileges to Steve Carr.

No objections to vote of unanimous consent.

Speaking privileges approved.

Resolution passed on a voice vote.

- b. (Senate Document SD 23-17) – B. Buldt

B. Buldt moved to approve Senate Document SD 23-17 (Amendment to SD 23-7).

Resolution passed on a voice vote.

8. Unfinished business:

- a. Educational Policy Committee (Senate Document SD 23-10) – S. Hanke

L. Roberts moved to take Senate Document SD 23-10 (Updating Academic Regulations in Regards to Artificial Intelligence (AI)) off the table.

Motion to take Senate Document SD 23-10 (Updating Academic Regulations in Regards to Artificial Intelligence (AI)) off the table passed on a voice vote.

C. Lawton moved for unanimous consent to give speaking privileges to Steve Buttes.

No objections to vote of unanimous consent.

Speaking privileges approved.

Resolution passed on a voice vote.

- b. Educational Policy Committee (Senate Document SD 23-9) – S. Hanke

S. Hanke moved to take Senate Document SD 23-9 (Responding to Concerns from Campus Climate Survey: Deadnaming) off the table.

Motion to take Senate Document SD 23-9 (Responding to Concerns from Campus Climate Survey: Deadnaming) off the table passed on a voice vote.

The meeting is suspended at 1:15 until noon, Monday, February 19, 2024.

Session II
(February 19)

Acta

Senate Members Present:

N. Adilov, J. Badia, K. Barker, B. Buldt, B. Dattilo, Y. Deng, S. Elfayoumy, R. Friedman, S. Hanke, D. Kaiser, J. Lawton, J. Leatherman, H. Luo, V. Maloney, E. Mann, J. McHann, D. Miller, D. Momoh, A. Montenegro, A. Nasr, H. Odden, E. Ohlander, H. Park, M. Perkins Coppola, P. Saha, R. Shoquist, W. Sirk, K. Stultz-Dessent, J. Toole, L. Whalen, N. Younis, Y. Zhang

Senate Members Absent:

B. Berry, S. Bischoff, R. Burton, S. Cody, C. Drummond, R. Elsenbaumer, C. Freitas, M. Hammonds, J. Johns, S. Johnson, M. Jordan, A. Khalifa, M. Kirchner, J. Lewis, J. Li, D. Maloney, G. Nakata, I. Nunez, J. O'Connell, A. Pinan-Llamas, L. Roberts, B. Rueger, S. Schory, K. Surface, D. Tembras, M. Wolf

Guests Present:

A. Blackmon, S. Buttes, A. Dircksen, T. Grady, E. Hetrick, C. Huang, C. Kuznar, A. Livschiz

C. Lawton reconvened the meeting at 12:00 p.m. on February 19, 2024.

b. Educational Policy Committee (Senate Document SD 23-9) – S. Hanke

S. Hanke moved to amend Senate Document SD 23-9 (Responding to Concerns from Campus Climate Survey: Deadnaming) with the following:

On page two:

Adding “Whereas, we want to promote an inclusive classroom environment both as respect for our students’ humanity and important recruitment and retention tool.”

Adding “up to now.”

Adding “Whereas, a new Banner update that is currently scheduled to be implemented during Summer 2024 will make it possible for students’ preferred names to appear on the rosters that are accessible to faculty.”

Deleting “Whereas, certain reports and internal documents must include students’ legal names and thus a change to preferred names in all university documents is not possible.”

Adding “people not” and “legal and not preferred.”

Deleting “Whereas, we want to promote an inclusive classroom environment both as respect for our students’ humanity and important recruitment and retention tool.”

Deleting “Whereas, a common way for faculty to access rosters is through the university system that lists students’ legal names, without them necessarily realizing that this is the case.”

On page three:

Deleting “Whereas, Brightspace provides faculty with rosters with updated student information in them, but not all faculty are familiar with how to use Brightspace to generate usable rosters outside of Brightspace, nor do Brightspace-generated rosters include useful information like year in school or major, something that a Cognos report has.”

Deleting “Whereas, Cognos has a report that offers an easy way to ensure that faculty have a roster with preferred names, and this report can be found in the following way: Team Content > IPFW Shared Reports > Class Rosters > Class Roster by CRN with Email and Class Roster by Subject Code with Email.”

Deleting “BE IT RESOLVED, that senate votes to approve our recommendation that each department should ensure that every faculty member in a face-to-face class receives a class roster with students’ preferred names before the first class meeting of the semester.”

Adding “BE IT RESOLVED, that senate encourage academic units—departments and colleges—to discuss the importance of using the rosters with students’ indicated preferred names and the importance of fostering an inclusive classroom environment, which includes using students’ preferred names in the classroom setting.”

Deleting “BE IT FURTHER RESOLVED, that we encourage academic units—departments and colleges— to discuss the importance of using the rosters with students’ indicated preferred names and the importance of fostering an inclusive classroom environment, which includes using students’ preferred names in the classroom setting.”

Adding “BE IT FURTHER RESOLVED, that individuals and units that utilize COGNOS reports for student outreach and retention efforts, and other related activities, verify to make sure that the reports they are using include students’ preferred names rather than legal names.”

Deleting “BE IT FURTHER RESOLVED, that faculty pay attention to students who add their classes after the first day, and if necessary, request an updated class roster from their department’s administrative assistant.”

On page four:

Adding “accurate information on rosters that will be available by Fall 2024.”

Deleting “our proposed solution.”

Motion to amend passed on a voice vote.

Resolution passed on a voice vote.

9. Committee reports requiring action:

- a. Mastodon Athletics Advisory Subcommittee (Senate Document SD 23-12) – J. Johns

B. Buldt moved to approve Senate Document SD 23-12 (Approval of Filling Vacancy on Mastodon Athletics Advisory Subcommittee).

Resolution passed on a voice vote.

- b. Educational Policy Committee (Senate Document SD 23-13) – S. Hanke

S. Hanke moved to approve Senate Document SD 23-13 (Updating Educational Policy Committee (EPC) ByLaws to Expand Membership).

Resolution passed on a voice vote.

- c. Educational Policy Committee (Senate Document SD 23-14) – S. Hanke

S. Hanke moved to approve Senate Document SD 23-14 (Change to Academic Regulations 9.4: Notice of Academic Probation, Dismissal, and Readmission).

Resolution passed on a voice vote.

- d. Educational Policy Committee (Senate Document SD 23-15) – S. Hanke

S. Hanke moved to approve Senate Document SD 23-15 (Expanding Class Scheduling Options).

Resolution passed on a voice vote.

10. Question time: There were no questions for question time.

11. Committee reports “for information only”:

- a. Faculty Affairs Committee (Senate Reference No. 23-22) – W. Sirk

Senate Reference No. 23-22 (Formal Joint Appointment Policy Request) was presented for information only.

12. The general good and welfare of the University: There was no general good and welfare of the University.
13. Adjournment: The meeting adjourned at 12:29 p.m.

Joshua S. Bacon
Assistant to the Faculty

Memorial Resolution

Kenneth Lee Modesitt, Ph.D., a well-respected Computer Science educator, passed away on December 11, 2023, at the age of 82. He was born in Chicago, IL, on March 8, 1941, to C. Keith and Lorene Modesitt. Ken spent his career at IPFW, where he gained recognition for his innovative teaching methods. He introduced the PLATO system and emphasized student-led research and software engineering, which had a significant impact on the Computer Science curriculum. Ken was known for his enthusiasm, approachability, and philosophy of TEAM (Together Each Achieves More), which inspired intellectual curiosity and teamwork in his students.

Ken was not only a great professional but also a committed member of Messiah Lutheran Church (ELCA) in Fort Wayne. He was married to Jan K. Modesitt for 47 years and was a loving father to Kent David Tobias and the late Kamarie Modesitt Livingston. Ken's sister, Janet K. Modesitt of Clarkston, MI, survives him. He was preceded in death by his brother Donald E. Modesitt. Ken's legacy goes beyond his academic accomplishments.

Ken's contributions as a teacher and a role model in the field of Computer Science continue to inspire many, and his memory lives on through his family, students, and the countless lives he touched.

Memorial Resolution-Margaret Gwen Kimble

Margaret G. Kimble, a tenured instructor of Chemistry at IPFW, passed away on November 8, 2023. Marge was destined to be a chemistry teacher from an early age as her grandfather, a high school chemistry teacher, would sit and talk with her for hours about chemistry and science. Being inspired by these talks, she was determined to pass that inspiration on to others.

Marge obtained a Bachelor of Science degree as a Chemistry major from Purdue West Lafayette in 1973 and did graduate work at the University of Virginia, Quantico. She then served as both an instructor of chemistry and of mathematics while developing the Chemistry Resource Room at Purdue West Lafayette. She furthermore taught at Saint Francis College and ITT Technical Institute before starting as an IPFW Chemistry Instructor in 1990, receiving tenure in 2005 and retiring in 2011.

Marge was instrumental in the development of the Chemistry course ‘Living Chemistry’, required for nursing majors. For her work on this class and also for her use of technology in the classroom, she was awarded the ‘Enhancement of Learning’ Award from the College of Arts and Sciences in 2003. In the Living Chemistry course, students were fascinated by and benefitted from the way she was able to weave her previous experiences as the Allen County Deputy Coroner, Crime Lab Director for the Fort Wayne Police Department, Exxon Research Chemist, and Lutheran College of Health Professions instructor into the classroom.

Marge was routinely entrusted by the Chemistry Department to teach large-enrolling classes, typically teaching over 300 students each semester. Student classroom evaluations applaud her organizational skills, sense of humor, incredible patience, and use of technology; for examples, students wrote:

“I have a B.S. degree. I have done all the course work for my M.A. —I have taken lots of courses and I think this instructor is one of the best I have had—very organized, knowledgeable, positive attitude and assigns appropriate labs and course work to aid in understanding material!! Very good instructor and great course—thought I’d never enjoy chemistry—surprise, surprise.”

“I could name countless other moments that Mrs. Kimble has been a friend, a cheerleader, a huge resource person, a great teacher, and an even better role model as a human being, I can only hope that through my daily life I can give back just a smidgen of what Mrs. Kimble gives daily to her students.” and

“My brain hurts thinking about all that she knows.”

Marge also was the faculty advisor for the Chemistry Club and served as chairperson of the Academic Computing and Information Technology Advisory Subcommittee. She contributed professionally as an author of student study guides and Interactive Learning Ware that accompanied several chemistry textbooks.

Marge is survived by her devoted husband Edward, loving children Jennifer and John, and her grandchildren Jamie, Alex and Sarah.

Please join me in a moment of silence before this body, for which she also served as a Faculty Senator for multiple years.

MEMORANDUM

TO: Fort Wayne Senate
FROM: Assem Nasr, COM Senator
Steve Carr, Voting Faculty
DATE: February 2, 2024
SUBJ: Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education

Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education

WHEREAS Purdue University Fort Wayne already has established and promoted our [principles](#) concerning academic freedom and freedom of speech as being “the lifeblood of our academic community” that requires “an atmosphere of mutual respect among diverse persons, groups, and ideas”;¹ and,

WHEREAS [Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education](#) proposes to subject tenured and non-tenured faculty alike to a politicized review process that will terminate or demote faculty based on adherence to strict ideological orthodoxy; and,

WHEREAS Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education will set up a state commission to evaluate and police faculty adherence to this orthodoxy, adding a superfluous and counterproductive layer of bureaucracy that only further removes Indiana students from the free flow and diverse exchange of ideas making up the quality education they deserve; and,

WHEREAS Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education will turn students, staff, and faculty into informants to ensure members of the academic community follow strict ideological orthodoxy, creating a surveillance system antithetical to core democratic values shared across the political spectrum in Indiana and throughout the U.S.; and,

WHEREAS Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education will restrict pursuit of diversity, equity, and inclusion goals including statements made in support of these goals, despite longstanding American traditions to embrace diversity, equity, and inclusion not in spite but because of deeply held principles and values embodied within the U.S. Constitution, the Bill of Rights, and the Indiana Constitution; and,

WHEREAS Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education will restrict admissions, enrollment, employment, promotion, and tenure decisions based on ideological purity tests given to individuals to disavow their support for diversity, equity, and inclusion goals; and,

WHEREAS Indiana Senate Bill 202 to Amend the Indiana Code Concerning Higher Education will only impair and hobble Indiana universities from recruiting, evaluating and determining the best-qualified candidates based on their individual merits and accomplishments, rather than candidates’ personal beliefs or political affiliations, to fill faculty positions in both STEM and

¹ Purdue University Fort Wayne, “Academic Freedom and Freedom of Speech,” <https://www.pfw.edu/about-pfw/mission-vision-values-principles>, accessed 9 Feb. 2024.

non-STEM disciplines alike;

BE IT RESOLVED that the Purdue University Fort Wayne Senate oppose Indiana Senate Bill 202 and join Ball State's AAUP chapter in endorsing its [Statement](#) against this legislation; and,

BE IT FURTHER RESOLVED that Fort Wayne Senate calls upon Fort Wayne Chancellor Ron Elsenbaumer, Purdue President Mung Chiang, the Purdue Board of Trustees, and all university faculty, employees, and students at Purdue University Fort Wayne to oppose Indiana Senate Bill 202.



AAUP Statement on Indiana SB 202

Ball State's AAUP chapter calls upon President Geoff Mearns, Provost Anand R. Marri, the Presidents and Provosts of Indiana's other state universities, all State Senators and Representatives, and all university faculty, employees, and students of Indiana to **oppose the government overreach and restriction of academic freedom of expression inherent to [Senate Bill 202](#)**.

This bill proposes to:

- Subject faculty to politicized review every five years, thus interfering in long-held norms of tenure recommendations by academic experts (giving the non-academic Boards of Trustees the right to demote or fire "tenured" faculty for ideological reasons) (Article 39.5-2-§2);
- Abolish academic freedom by setting up a commission to assess faculty's adherence to arbitrary ideological criteria (§23-30);

- Impose political/legal restriction on academic discourse;
- Establish a complaints mechanism whereby students and even fellow employees are encouraged to inform on faculty members for a perceived failure to showcase ideological and political diversity (Article 39.5-2-§4);
- Restrict the use of statements on diversity, equity, and inclusion (“or related topics”), curtailing the university’s own decision-making in framing inclusive excellence, imposing governmental limits on the way in which admission, enrollment, employment, promotion, or tenure decisions are made (Article 39.5-3-§1).

The Board of Trustees at Ball State University have affirmed their support of academic freedom of expression through their adoption of a modified version of the Chicago Principles on January 31, 2020, which—among other principles advancing the protection of free speech and inquiry—pledges to “keep inclusive excellence at the highest level of institutional importance and as the foundation of all that we do” ([BSU Freedom of Expression Statement](#)). Aspects of SB 202 hamper free expression and inquiry by subjecting faculty to ideological review conducted by politically appointed personnel with no subject matter expertise, and explicitly bar faculty and applicants to Ball State University from making statements of inclusivity.

Ultimately, SB 202 is a direct attack on academic freedom, tenure, and universities’ own admissions and hiring

practices. While the bill attempts to use the language of academic freedom and intellectual diversity, it determinedly aims to limit academic freedom and transform the process and protections of tenure. This bill will severely limit faculty members' ability to fulfill their duty to impart knowledge and promote learning in higher-education classrooms. It will undermine the climate of trust and basic faith that are required for mentoring and collaboration. Rather than promoting a "neutral" environment, this bill will introduce a layer of political bias in higher education where none existed before, particularly as the proposed 5-year review makes no exception for apolitical fields, like STEM disciplines (the bill specifies that ideological/political scholarship should be applicable to the field, but there are no alternative review mechanisms for apolitical fields). The lauded network of state institutions in Indiana will become sterile places merely credentialing rather than creating environments for cultivating critical thinking, professionalization, and democratization, as the fear of failing a review by not exposing students to an undefined range of political/ideological scholarship—and the fear of reporting—will dampen freedom of inquiry.

Equally disturbing is the infeasibility of granting Boards of Trustees the power to supersede faculty members' expertise through additional reviews of tenure. Such acts are in violation of the cherished values of academia, and the AAUP opposes the idea of a politically based post-tenure review, as laid out in "Post-Tenure Review: An AAUP Response" ([here](#)). As this document states, while ongoing faculty development is certainly beneficial, any such post-tenure review must be developed and carried

out by faculty and must not be a reevaluation of tenure itself. In the proposed bill, however, there is no stipulation for Board members to have expertise in the academic fields that they are evaluating. Further ensuring the political slant of Boards, the law stipulates that additional Trustees will be appointed by the legislature. Alarming and in contradiction to the norms of academia, the bill would allow for tenured faculty to now face “termination; demotion; salary reduction; [or] other disciplinary action” if they do not live up to the hazy ideological stipulations of the bill.

By removing the protections—particularly that of free expression and research—of tenure from the auspices of faculty oversight, the evaluation of discipline-specific criteria, and the century-old value of shared governance, the bill contributes to government overreach by placing curriculum and retention decisions in the hands of politically appointed personnel rather than scholars who are in principle committed to two preeminent values: truth and academic ethics. That higher education has been a public good, for which the United States and Indiana have acquired global reputations, is of no consequence in the text of this bill.

In direct contrast to such political oversight stands John Dewey’s 1915 “Declaration of Principles” of academic freedom, which states that “The term ‘academic freedom’ has traditionally had two applications—to the freedom of the teacher and to that of the student . . . Academic freedom in this sense comprises three elements: freedom of inquiry and research; freedom of teaching within the university or college; and freedom of extra-mural utterance and action. . . An adequate discussion of

academic freedom must necessarily consider three matters: (1) the scope and basis of the power exercised by those bodies having ultimate legal authority in academic affairs; (2) the nature of the academic calling; (3) the function of the academic institution or university.” These principles have provided the basic operative values of the university for well over a century. Overturning them would result in chaos.

Further, the bill interferes with universities’ ability to make their own policy regarding inclusive excellence on campus, intervening in what the bill refers to as diversity, equity, and inclusion statements. It mandates that “If an institution receives a pledge or statement described in subsection (b), including any statement regarding diversity, equity, and inclusion, or related topics, the institution may not award: (1) admission, enrollment, or employment; (2) benefits; (3) hiring, reappointment, or promotion; or (4) granting tenure; to an applicant, an employee, or a person described in subsection (a) on the basis of the viewpoints expressed in the pledge or statement.” This could limit the university’s ability to attract and retain a diverse student and faculty body, and this is especially relevant given Ball State’s concerns about enrollment generally and about growing its enrollment of underrepresented students in particular, fundamentally undercutting the inclusiveness that is articulated as one of our “enduring values.” In so doing, it hampers the university’s right to make its own decisions regarding hiring and admission processes, as well as its ability to emphasize the commitment “to respect and embrace equity, inclusion, and diversity in people, ideas, and opinions” (as stated in Ball State’s current [Inclusive Excellence Plan](#)). Ultimately, while the bill uses the

language of “intellectual and cultural diversity,” it creates impediments on faculty and institutions by stigmatizing expressions and statements of diversity or inclusivity, whether intellectual or cultural.

With Ball State Faculty Council having voted in favor of the BSU AAUP’s Statement on the Teaching of Race and Gender (2022) ([here](#)), we note accordingly that BSU faculty as a body has spoken out against such legislative interference as SB 202 now represents. The resolution passed by BSU Faculty Council affirms the AAUP, AAC&U, PEN America, et al.’s Joint Statement on Legislative Efforts to Restrict Education about Racism and American History (2021) ([here](#)). The resolution passed by Ball State’s Faculty Council also affirms that “in a nation that has for centuries struggled with issues of racial inequity and injustice...the Faculty Council resolutely affirms the values of freedom of inquiry, imparting knowledge, and advancing the frontiers of knowledge, all for the purpose of bettering society and individuals. We stand firm against encroachment on these aforementioned values, in particular as they impact student learning and matters related to racial and social justice.” Thus, Ball State faculty has already come out against such legislative attempts to interfere with teaching and curricula, and specifically affirms the right to teach and discuss the kinds of issues enumerated above, without the government overreach of a bill like SB 202. Now, we urge the university administration and all right-thinking people to do the same.

In light of all of the above, it is eminently clear that SB 202 will wreak havoc on Ball State’s and the other Indiana state universities’ operations, teaching, and student affairs, as well as the climate/morale in academia in Indiana more

generally. We already know what this looks like, based on recent developments in Florida and Texas. The results will be undemocratic, stifle academic freedom, and will ultimately push faculty out of higher education and leave our students underserved, particularly when Indiana is in great need of an educated workforce to contribute to its economic development. We therefore reiterate the urgent call to oppose and defeat Indiana bill SB 202.

(Statement Date: January 31, 2024)

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January 26, 2024

SENATE BILL No. 202

DIGEST OF SB 202 (Updated January 24, 2024 5:37 pm - DI 110)

Citations Affected: IC 21-19; IC 21-20; IC 21-21; IC 21-22; IC 21-23; IC 21-24; IC 21-25; IC 21-27; IC 21-38; IC 21-39; IC 21-39.5; IC 21-49.

Synopsis: State educational institution matters. Amends the duties of state educational institutions' diversity committees. Provides that certain offices or individuals established or employed by a state educational institution (institution) regarding diversity programming must include within the mission of the office or position programming that substantially promotes both cultural and intellectual diversity. Establishes various requirements and restrictions for institutions regarding free inquiry, free expression, and intellectual diversity that does the following: (1) Requires the establishment of certain policies regarding: (A) disciplinary actions for certain persons that materially and substantially disrupt protected expressive activity; (B) limiting or restricting the granting of tenure or a promotion if certain conditions related to free inquiry, free expression, and intellectual diversity are not
(Continued next page)

Effective: July 1, 2024.

Deery, Raatz, Johnson T, Byrne

January 9, 2024, read first time and referred to Committee on Education and Career Development.
January 25, 2024, amended, reported favorably — Do Pass.

SB 202—LS 6786/DI 110



Digest Continued

met; and (C) disciplinary actions that will be taken if, after a review, a determination has been made that a tenured faculty member has failed to meet certain criteria related to free inquiry, free expression, and intellectual diversity. (2) Requires the review and consideration, at least every five years, of certain criteria related to free inquiry, free expression, and intellectual diversity. (3) Requires the establishment of a procedure that allows students and employees to submit complaints that a faculty member or contractor is not meeting certain criteria related to free inquiry, free expression, and intellectual diversity and establishes requirements regarding the procedure and submitted complaints. (4) Establishes consideration requirements before an institution renews an employment agreement or other contract with, makes a bonus decision regarding, or completes a review or performance assessment of a faculty member or contractor. (5) Prohibits requiring an applicant, employee, or contractor to pledge allegiance to or make a statement of personal support for: (A) certain policies or actions; or (B) political or ideological movements. (6) Establishes restrictions regarding awarding admission, enrollment, employment, benefits, hiring, reappointment, promotion, or granting tenure to an applicant, employee, or contractor on the basis of the viewpoints expressed in a submitted pledge or statement. (7) Requires certain information be included in an institution's programming for new students. (8) Requires the adoption of a statement on neutrality that makes a distinction between the official positions of an institution from the individual viewpoints of the institution's employees, contractors, students, and alumni. (9) Allows the commission for higher education (commission) to establish a survey that attempts to collect information from students regarding the current perceptions of whether free speech and academic freedom are recognized and fostered by an institution in a manner that welcomes expression of different opinions and ideologies and requires an institution to promote and provide the survey to students. (10) Establishes various reporting requirements by institutions or the commission concerning the following: (A) Complaints submitted regarding faculty members or contractors who are not meeting certain criteria related to free inquiry, free expression, and intellectual diversity. (B) Institutions' budget allocations for diversity, equity, and inclusion initiatives. (11) Provides that certain individuals may request the commission to review a final decision by an institution concerning a violation of these provisions. Adds member appointments by the legislative council to the board of trustees of institutions (board of trustees). Provides that a board of trustees member who is a state employee is not entitled to per diem but is entitled to reimbursement for traveling expenses and other certain expenses. Removes certain criteria requirements for members of boards of trustees. Requires each institution to report certain information at the time the institution submits its legislative budget request.

SB 202—LS 6786/DI 110



January 26, 2024

Second Regular Session of the 123rd General Assembly (2024)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2023 Regular Session of the General Assembly.

SENATE BILL No. 202

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 21-19-3-2, AS ADDED BY P.L.2-2007, SECTION
2 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2024]: Sec. 2. The board of trustees is composed of ~~nine (9)~~ **the**
4 **following eleven (11)** members:
5 (1) **Nine (9) members** appointed by the governor as follows:
6 (1) ~~(A)~~ **(A)** Six (6) members who must be at large.
7 (2) ~~(B)~~ **(B)** Two (2) members who must be alumni of Ball State
8 University.
9 (3) ~~(C)~~ **(C)** One (1) member who must be a Ball State University
10 student.
11 (2) **Two (2) at-large members appointed by the legislative**
12 **council who are not members of the general assembly.**
13 SECTION 2. IC 21-19-3-3 IS REPEALED [EFFECTIVE JULY 1,
14 2024]. Sec. 3. ~~Not more than six (6) of the nonstudent members of the~~
15 ~~board of trustees may be of the same sex.~~

SB 202—LS 6786/DI 110



1 SECTION 3. IC 21-19-3-9, AS ADDED BY P.L.2-2007, SECTION
 2 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2024]: Sec. 9. A vacancy occurring on the board of trustees from
 4 death, incapacitation, or resignation shall be filled by appointment of
 5 the ~~governor~~ **appropriate appointing authority** for the unexpired
 6 term. Vacancies in offices held by alumni members shall be filled from
 7 nominees submitted by the Ball State University alumni council.

8 SECTION 4. IC 21-20-3-2, AS ADDED BY P.L.2-2007, SECTION
 9 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2024]: Sec. 2. The board of trustees has ~~nine (9)~~ **eleven (11)**
 11 members.

12 SECTION 5. IC 21-20-3-3 IS REPEALED [EFFECTIVE JULY 1,
 13 2024]. Sec. 3: ~~This section does not apply to the student trustee~~
 14 ~~appointed to the board of trustees. Not more than:~~

15 ~~(1) one (1) of the trustees elected to the board of trustees; and~~
 16 ~~(2) two (2) of the trustees appointed to the board of trustees;~~
 17 ~~may reside in the same county.~~

18 SECTION 6. IC 21-20-3-12, AS AMENDED BY P.L.29-2012,
 19 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2024]: Sec. 12. (a) The governor shall appoint five (5)
 21 members of the board of trustees. ~~for~~

22 **(b) The legislative council shall appoint two (2) at-large**
 23 **members of the board of trustees who are not members of the**
 24 **general assembly.**

25 **(c) The members appointed under this section shall serve** terms
 26 of three (3) years.

27 ~~(b)~~ (d) Whenever a vacancy occurs in the membership of the board
 28 of trustees who are appointed by the governor **or legislative council**
 29 because of death or resignation or for any other reason, the vacancy
 30 shall be filled by an appointment of the **governor original appointing**
 31 **authority** for the unexpired term.

32 SECTION 7. IC 21-21-3-2, AS ADDED BY P.L.2-2007, SECTION
 33 262, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
 34 1, 2024]: Sec. 2. The board of trustees is composed of ~~nine (9)~~ **the**
 35 **following eleven (11)** trustees:

36 **(1) Nine (9) members** appointed by the governor as follows:

37 ~~(1)~~ **(A)** Seven (7) competent individuals, one (1) of whom
 38 must be a student.

39 ~~(2)~~ **(B)** Two (2) competent individuals who are alumni of
 40 Indiana State University nominated by the alumni council of
 41 Indiana State University.

42 **(2) Two (2) at-large members appointed by the legislative**



1 **council who are not members of the general assembly.**

2 SECTION 8. IC 21-21-3-8 IS REPEALED [EFFECTIVE JULY 1,
3 2024]. ~~Sec. 8: At least one (1) woman must be on the board of trustees.~~

4 SECTION 9. IC 21-21-3-9, AS ADDED BY P.L.2-2007, SECTION
5 262, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
6 1, 2024]: Sec. 9. (a) The ~~governor~~ **appropriate appointing authority**
7 shall fill a vacancy occurring in the board of trustees from death,
8 resignation, or removal from the state for the unexpired term of the
9 retiring trustee.

10 (b) The alumni council of Indiana State University shall nominate
11 the appointee to fill a vacancy caused by the loss of an alumni member.

12 SECTION 10. IC 21-22-3-1, AS ADDED BY P.L.2-2007,
13 SECTION 263, IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2024]: Sec. 1. Ivy Tech Community College
15 shall be governed by a state board of trustees appointed by the governor
16 **and the legislative council as provided under section 3 of this**
17 **chapter.**

18 SECTION 11. IC 21-22-3-3, AS AMENDED BY P.L.174-2018,
19 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2024]: Sec. 3. (a) The number of members of the state board
21 of trustees must equal the number of regions established by the state
22 board of trustees plus ~~one (1)~~ **three (3)** additional ~~member,~~ **members,**
23 but shall not exceed ~~fifteen (15)~~ **seventeen (17)** total members.

24 (b) **The legislative council shall appoint two (2) at-large**
25 **members to the state board of trustees who are not members of the**
26 **general assembly. The governor shall appoint the remaining**
27 **members described in subsection (a).**

28 (c) The state board of trustees shall divide the state of Indiana into
29 regions. Each region shall be represented by one (1) trustee **appointed**
30 **by the governor.**

31 (d) Each member of the state board of trustees **appointed by the**
32 **governor** must have knowledge or experience in one (1) or more of the
33 following areas:

- 34 (1) Manufacturing.
- 35 (2) Commerce.
- 36 (3) Labor.
- 37 (4) Agriculture.
- 38 (5) State and regional economic development needs.
- 39 (6) Indiana's educational delivery system.

40 (e) One (1) member **appointed by the governor** must serve as an
41 at-large member. Appointments shall be for three (3) year terms, on a
42 staggered basis.



1 ~~(b)~~ (f) An individual who holds an elective or appointed office of
 2 the state is not eligible to serve as a member of the state board of
 3 trustees. A member of a campus board may be appointed to the state
 4 board of trustees but must then resign from the campus board.

5 SECTION 12. IC 21-22-3-4, AS AMENDED BY P.L.174-2018,
 6 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2024]: Sec. 4. The ~~governor~~ **appropriate appointing**
 8 **authority** shall fill all vacancies on the state board of trustees. All
 9 members of the state board of trustees who are serving on July 1, 2018,
 10 are entitled to serve until the ~~ends~~ **end** of their terms. At the end of a
 11 trustee's term or otherwise upon the occurrence of a vacancy, the
 12 ~~governor~~ **appropriate appointing authority** may appoint a trustee in
 13 accordance with section 3 of this chapter.

14 SECTION 13. IC 21-23-3-1, AS ADDED BY P.L.2-2007,
 15 SECTION 264, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2024]: Sec. 1. The board of trustees consists of
 17 ~~ten (10)~~ **twelve (12)** members, to be appointed for the term of service
 18 and in the manner provided by this chapter. The terms of all trustees
 19 terminate on July 1 of the year in which their terms of office expire.

20 SECTION 14. IC 21-23-3-2, AS AMENDED BY P.L.213-2015,
 21 SECTION 237, IS AMENDED TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) The governor shall appoint
 23 ten (10) trustees, **which includes the Purdue University alumni**
 24 **selected under section 3 of this chapter**, for Purdue University for the
 25 term beginning on July 1 in conformity with this chapter.

26 (b) The general assembly urges the governor to appoint at least one
 27 (1) resident of Allen County to the board of trustees of Purdue
 28 University.

29 (c) **Two (2) at-large members shall be appointed to the board of**
 30 **trustees by the legislative council. The members appointed under**
 31 **this subsection may not be members of the general assembly.**

32 SECTION 15. IC 21-23-3-4 IS REPEALED [EFFECTIVE JULY 1,
 33 2024]. Sec. 4. ~~Seven (7) of the trustees shall be appointed by the~~
 34 ~~governor.~~

35 SECTION 16. IC 21-23-3-8, AS ADDED BY P.L.2-2007,
 36 SECTION 264, IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2024]: Sec. 8. In case any vacancy occurs on
 38 the board of trustees by reason of the resignation, removal from the
 39 state, expiration of the term of office, or otherwise of any of the trustees
 40 appointed by the ~~governor~~, **applicable appointing authority**, the
 41 vacancy shall be filled by the ~~governor~~ **applicable appointing**
 42 **authority** from the respective classes as provided in this section to



1 serve only for the unexpired term.

2 SECTION 17. IC 21-23-3-9, AS ADDED BY P.L.2-2007,
3 SECTION 264, IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2024]: Sec. 9. **(a)** The acceptance of an
5 appointment by the governor **or legislative council** signifies that the
6 appointee will give the appointee's best efforts to the interests of
7 Purdue University and that the appointee will regularly attend the
8 meetings of the board of trustees.

9 **(b)** The secretary of the board of trustees shall report the attendance
10 of each meeting of the board of trustees to the governor **and legislative**
11 **council regarding the respective members appointed by the**
12 **governor or legislative council.** If a member is absent for two (2)
13 consecutive meetings without sufficient excuse, it shall be considered
14 sufficient cause for the governor **or legislative council** to ask for the
15 resignation of the member **whom the governor or legislative council**
16 **appointed.**

17 SECTION 18. IC 21-24-3-2, AS ADDED BY P.L.2-2007,
18 SECTION 265, IS AMENDED TO READ AS FOLLOWS
19 [EFFECTIVE JULY 1, 2024]: Sec. 2. The board of trustees consists of
20 ~~nine (9)~~ **eleven (11)** members who shall serve terms of four (4) years.
21 However, the term of a student member of the board of trustees is two
22 (2) years.

23 SECTION 19. IC 21-24-3-4, AS ADDED BY P.L.2-2007,
24 SECTION 265, IS AMENDED TO READ AS FOLLOWS
25 [EFFECTIVE JULY 1, 2024]: Sec. 4. The **members of the** board of
26 trustees **appointed by the governor** must include at least the
27 following:

28 (1) One (1) member who is an alumnus of the University of
29 Southern Indiana or an alumnus of the regional campus.

30 (2) One (1) member who is a full-time student in good standing
31 enrolled in the University of Southern Indiana.

32 ~~(3) One (1) member who is a resident of Vanderburgh County.~~

33 SECTION 20. IC 21-24-3-5, AS ADDED BY P.L.2-2007,
34 SECTION 265, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) The governor shall appoint
36 **nine (9)** of the members of the board of trustees.

37 **(b) The legislative council shall appoint two (2) at-large**
38 **members to the board of trustees. The members appointed under**
39 **this subsection may not be members of the general assembly.**

40 ~~(b)~~ (c) If a vacancy occurs during the term of any member, the
41 **governor appointing authority** shall appoint an individual to serve the
42 unexpired term of the vacating member.



1 SECTION 21. IC 21-25-3-1, AS ADDED BY P.L.2-2007,
 2 SECTION 266, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2024]: Sec. 1. The board of trustees consists of
 4 ~~ten (10)~~ **twelve (12)** trustees.

5 SECTION 22. IC 21-25-3-2, AS ADDED BY P.L.2-2007,
 6 SECTION 266, IS AMENDED TO READ AS FOLLOWS
 7 [EFFECTIVE JULY 1, 2024]: Sec. 2. **(a)** Nine (9) members of the
 8 board of trustees shall be appointed by the governor, ~~one (1) of whom~~
 9 ~~must be a resident of Knox County and~~ one (1) **of whom** must be an
 10 alumnus of Vincennes University. In addition, the governor shall
 11 appoint one (1) trustee who is a full-time student of Vincennes
 12 University during the student's term.

13 **(b) The legislative council shall appoint two (2) at-large**
 14 **members to the board of trustees. The members appointed under**
 15 **this subsection may not be members of the general assembly.**

16 SECTION 23. IC 21-27-3-5, AS ADDED BY P.L.167-2007,
 17 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2024]: Sec. 5. (a) The board of trustees shall create a diversity
 19 committee to do the following:

- 20 (1) Review and recommend faculty employment policies
 21 concerning **cultural and intellectual** diversity issues.
- 22 (2) Review faculty and administration personnel complaints
 23 concerning **cultural and intellectual** diversity issues.
- 24 (3) Make recommendations to promote and maintain **cultural and**
 25 **intellectual** diversity among faculty members.
- 26 (4) Make recommendations to promote recruitment and retention
 27 of **minority underrepresented** students.

28 (b) The diversity committee shall issue an annual report stating the
 29 findings, conclusions, and recommendations of the committee to the
 30 board of trustees.

31 SECTION 24. IC 21-27-4-4, AS ADDED BY P.L.167-2007,
 32 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2024]: Sec. 4. (a) The board of trustees shall create a diversity
 34 committee at the home campus and at each regional campus to do the
 35 following:

- 36 (1) Review and recommend faculty employment policies
 37 concerning **cultural and intellectual** diversity issues.
- 38 (2) Review faculty and administration personnel complaints
 39 concerning **cultural and intellectual** diversity issues.
- 40 (3) Make recommendations to promote and maintain **cultural and**
 41 **intellectual** diversity among faculty members.
- 42 (4) Make recommendations to promote recruitment and retention



1 of **minority underrepresented** students.

2 (b) The diversity committee shall issue an annual report stating the
3 findings, conclusions, and recommendations of the committee to the
4 board of trustees.

5 SECTION 25. IC 21-27-5-4, AS ADDED BY P.L.167-2007,
6 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2024]: Sec. 4. (a) The board of trustees shall create a diversity
8 committee to do the following:

9 (1) Review and recommend faculty employment policies
10 concerning **cultural and intellectual** diversity issues.

11 (2) Review faculty and administration personnel complaints
12 concerning **cultural and intellectual** diversity issues.

13 (3) Make recommendations to promote and maintain **cultural and**
14 **intellectual** diversity among faculty members.

15 (4) Make recommendations to promote recruitment and retention
16 of **minority underrepresented** students.

17 (b) The diversity committee shall issue an annual report stating the
18 findings, conclusions, and recommendations of the committee to the
19 board of trustees.

20 SECTION 26. IC 21-27-6-7, AS AMENDED BY P.L.174-2018,
21 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2024]: Sec. 7. (a) The board of trustees shall create a diversity
23 committee at the home campus and at each campus to do the following:

24 (1) Review and recommend faculty employment policies
25 concerning **cultural and intellectual** diversity issues.

26 (2) Review faculty and administration personnel complaints
27 concerning **cultural and intellectual** diversity issues.

28 (3) Make recommendations to promote and maintain **cultural and**
29 **intellectual** diversity among faculty members.

30 (4) Make recommendations to promote recruitment and retention
31 of **minority underrepresented** students.

32 (b) The diversity committee shall issue an annual report stating the
33 findings, conclusions, and recommendations of the committee to the
34 state board.

35 SECTION 27. IC 21-27-7-6, AS ADDED BY P.L.167-2007,
36 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2024]: Sec. 6. (a) The board of trustees shall create a diversity
38 committee at the home campus and at each regional campus to do the
39 following:

40 (1) Review and recommend faculty employment policies
41 concerning **cultural and intellectual** diversity issues.

42 (2) Review faculty and administration personnel complaints



1 concerning **cultural and intellectual** diversity issues.

2 (3) Make recommendations to promote and maintain **cultural and**
3 **intellectual** diversity among faculty members.

4 (4) Make recommendations to promote recruitment and retention
5 of **minority underrepresented** students.

6 (b) The diversity committee shall issue an annual report stating the
7 findings, conclusions, and recommendations of the committee to the
8 board of trustees.

9 SECTION 28. IC 21-27-8-7, AS ADDED BY P.L.167-2007,
10 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2024]: Sec. 7. (a) The board shall create a diversity committee
12 to do the following:

13 (1) Review and recommend faculty employment policies
14 concerning **cultural and intellectual** diversity issues.

15 (2) Review faculty and administration personnel complaints
16 concerning **cultural and intellectual** diversity issues.

17 (3) Make recommendations to promote and maintain **cultural and**
18 **intellectual** diversity among faculty members.

19 (4) Make recommendations to promote recruitment and retention
20 of **minority underrepresented** students.

21 (b) The diversity committee shall issue an annual report stating the
22 findings, conclusions, and recommendations of the committee to the
23 board.

24 SECTION 29. IC 21-27-9-6, AS ADDED BY P.L.167-2007,
25 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2024]: Sec. 6. (a) The board of trustees shall create a diversity
27 committee at the home campus and at each regional campus to do the
28 following:

29 (1) Review and recommend faculty employment policies
30 concerning **cultural and intellectual** diversity issues.

31 (2) Review faculty and administration personnel complaints
32 concerning **cultural and intellectual** diversity issues.

33 (3) Make recommendations to promote and maintain **cultural and**
34 **intellectual** diversity among faculty members.

35 (4) Make recommendations to promote recruitment and retention
36 of **minority underrepresented** students.

37 (b) The diversity committee shall issue an annual report stating the
38 findings, conclusions, and recommendations of the committee to the
39 board of trustees.

40 SECTION 30. IC 21-38-2-1, AS ADDED BY P.L.2-2007,
41 SECTION 279, IS AMENDED TO READ AS FOLLOWS
42 [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) This section applies to the



1 boards of trustees of the following state educational institutions:

- 2 (1) Indiana University.
 3 (2) Purdue University.
 4 (3) Indiana State University.
 5 (4) Ball State University.

6 (b) **Except as provided in section 7 of this chapter**, each member
 7 of the board of trustees of a state educational institution is entitled to
 8 the minimum salary per diem provided by IC 4-10-11-2.1(b). The
 9 member is also entitled to reimbursement for traveling expenses as
 10 provided under IC 4-13-1-4 and other expenses actually incurred in
 11 connection with the member's duties as provided in the state policies
 12 and procedures established by the Indiana department of administration
 13 and approved by the budget agency.

14 SECTION 31. IC 21-38-2-3, AS AMENDED BY P.L.3-2008,
 15 SECTION 145, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) **Except as provided in**
 17 **section 7 of this chapter**, a member of the board of trustees of Ivy
 18 Tech Community College is entitled to the minimum salary per diem
 19 provided by IC 4-10-11-2.1(b), unless the member holds another
 20 position that is considered a lucrative office within the meaning of
 21 Article 2, Section 9 of the Constitution of the State of Indiana.

22 (b) A member of the board of trustees of Ivy Tech Community
 23 College is entitled to reimbursement for travel expenses and other
 24 expenses actually incurred in connection with the member's duties as
 25 provided in the state policies and procedures established by the Indiana
 26 department of administration and approved by the budget agency.

27 SECTION 32. IC 21-38-2-5, AS ADDED BY P.L.2-2007,
 28 SECTION 279, IS AMENDED TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2024]: Sec. 5. **Except as provided in section**
 30 **7 of this chapter**, each member of the board of trustees of the
 31 University of Southern Indiana is entitled to the minimum salary per
 32 diem provided by IC 4-10-11-2.1(b). Each member is also entitled to
 33 reimbursement for traveling expenses and other expenses actually
 34 incurred in connection with the member's duties, as provided in the
 35 state travel policies and procedures established by the department of
 36 administration and approved by the budget agency.

37 SECTION 33. IC 21-38-2-6, AS ADDED BY P.L.2-2007,
 38 SECTION 279, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2024]: Sec. 6. **Except as provided in section**
 40 **7 of this chapter**, the members of the board of trustees of Vincennes
 41 University shall serve without compensation, except that each member
 42 is entitled to the salary per diem as provided by IC 4-10-11-2.1 and to



1 reimbursement for travel, lodging, meals, and other expenses as
2 provided in the state travel policies and procedures established by the
3 Indiana department of administration and approved by the budget
4 agency.

5 SECTION 34. IC 21-38-2-7 IS ADDED TO THE INDIANA CODE
6 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
7 1, 2024]: **Sec. 7. Any member of a board of trustees of a state
8 educational institution who is a state employee:**

9 **(1) is not entitled to a minimum salary per diem provided by
10 IC 4-10-11-2.1; and**

11 **(2) is entitled to reimbursement for traveling expenses as
12 provided under IC 4-13-1-4 and other expenses actually
13 incurred in connection with the member's duties as provided
14 in the state policies and procedures established by the Indiana
15 department of administration and approved by the budget
16 agency.**

17 SECTION 35. IC 21-38-10 IS ADDED TO THE INDIANA CODE
18 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
19 JULY 1, 2024]:

20 **Chapter 10. Diversity Programming**

21 **Sec. 1. A state educational institution that establishes, supports,
22 sustains, or employs an office or individual whose primary duties
23 include coordinating, creating, developing, designing,
24 implementing, organizing, planning, or promoting noncredit
25 earning diversity programming shall include within the mission of
26 the office or position programming that substantially promotes
27 both cultural and intellectual diversity.**

28 SECTION 36. IC 21-39-8-12, AS ADDED BY P.L.145-2022,
29 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2024]: **Sec. 12. A state educational institution shall:**

31 **(1) create student protected expressive activity policies that are
32 consistent with this chapter;**

33 **(2) create a policy that includes a range of disciplinary actions
34 with regard to an employee, student, student organization, or
35 contractor of the state educational institution that materially
36 and substantially disrupts the protected expressive activity of
37 another employee, student, student organization, or
38 contractor of the state educational institution;**

39 **(2) (3) make protected expressive activity policies created under
40 subdivisions (1) and (2) public in the state educational
41 institution's handbooks, on the state educational institution's
42 ~~Internet web site~~, ~~website~~, and at the state educational institution's**



1 student orientation programs; and
 2 ~~(3)~~ (4) develop materials, programs, and procedures to ensure that
 3 individuals who are responsible for disciplining and educating
 4 students, including administrators, campus police officers,
 5 residence life officials, and professors, understand the policies,
 6 regulations, and duties of the state educational institution
 7 regarding protected expressive activity on campus.

8 SECTION 37. IC 21-39.5 IS ADDED TO THE INDIANA CODE
 9 AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2024]:

11 **ARTICLE 39.5. STATE EDUCATIONAL INSTITUTIONS:**
 12 **THE PROTECTION OF FREE INQUIRY, FREE EXPRESSION,**
 13 **AND INTELLECTUAL DIVERSITY**

14 **Chapter 1. Definitions**

15 **Sec. 1. The definitions in this chapter apply throughout this**
 16 **article.**

17 **Sec. 2. "Board of trustees" refers to the board of trustees of**
 18 **each of the following:**

- 19 (1) Ball State University.
- 20 (2) Indiana State University.
- 21 (3) Indiana University.
- 22 (4) Ivy Tech Community College.
- 23 (5) Purdue University.
- 24 (6) University of Southern Indiana.
- 25 (7) Vincennes University.

26 **Sec. 3. "Faculty member" means an employee of an institution**
 27 **whose employment duties include teaching or mentoring students**
 28 **of the institution.**

29 **Sec. 4. "Institution" refers to a state educational institution.**

30 **Sec. 5. "Intellectual diversity" means multiple, divergent, and**
 31 **varied scholarly perspectives on an extensive range of public policy**
 32 **issues.**

33 **Sec. 6. "Promotion" means the advancement of a faculty**
 34 **member's employment position to a higher rank, level, or**
 35 **distinction within an institution.**

36 **Sec. 7. "Tenure" means a status of continuous employment**
 37 **granted to a faculty member of an institution in which the faculty**
 38 **member may not be dismissed except for good cause or in**
 39 **accordance with one (1) or more of the following:**

- 40 (1) The policies and procedures adopted by the institution.
- 41 (2) An employment agreement entered into between the
- 42 institution and faculty member.



1 **Chapter 2. Tenure, Promotion, Employment, Complaints, and**
 2 **Disciplinary Actions**

3 **Sec. 1. (a) This section applies to an institution that grants**
 4 **tenure or promotions to faculty members.**

5 **(b) Each board of trustees of an institution shall establish a**
 6 **policy that provides that a faculty member may not be granted**
 7 **tenure or a promotion by the institution if, based on past**
 8 **performance or other determination by the board of trustees, the**
 9 **faculty member is:**

10 **(1) unlikely to foster a culture of free inquiry, free expression,**
 11 **and intellectual diversity within the institution;**

12 **(2) unlikely to expose students to scholarly works from a**
 13 **variety of political or ideological frameworks that may exist**
 14 **within and are applicable to the faculty member's academic**
 15 **discipline; or**

16 **(3) likely, while performing teaching or mentoring duties**
 17 **within the scope of the faculty member's employment, to**
 18 **subject students to political or ideological views and opinions**
 19 **that are unrelated to the faculty member's academic**
 20 **discipline or assigned course of instruction.**

21 **Sec. 2. (a) Not later than five (5) years after the date that a**
 22 **faculty member is granted tenure by an institution and not later**
 23 **than every five (5) years thereafter, the board of trustees of an**
 24 **institution shall review and determine whether the faculty member**
 25 **has:**

26 **(1) helped the institution foster a culture of free inquiry, free**
 27 **expression, and intellectual diversity within the institution;**

28 **(2) introduced students to scholarly works from a variety of**
 29 **political or ideological frameworks that may exist within the**
 30 **faculty member's academic discipline or within courses the**
 31 **faculty member has taught;**

32 **(3) while performing teaching or mentoring duties within the**
 33 **scope of the faculty member's employment, refrained from**
 34 **subjecting students to views and opinions concerning matters**
 35 **not related to the faculty member's academic discipline or**
 36 **assigned course of instruction;**

37 **(4) adequately performed academic duties and obligations;**
 38 **and**

39 **(5) met any other criteria established by the board of trustees.**

40 **(b) If the board of trustees of an institution reviews and makes**
 41 **a determination that a faculty member meets the criteria under**
 42 **subsection (a), the board of trustees shall certify that the board**



1 reviewed and made a determination that the faculty member met
2 the criteria.

3 (c) In determining whether a faculty member has adequately
4 performed academic duties and obligations under subsection (a)(4),
5 the board of trustees of an institution may not consider the
6 following actions by a faculty member:

7 (1) Expressing dissent or engaging in research or public
8 commentary on subjects.

9 (2) Criticizing the institution's leadership.

10 (3) Engaging in any political activity conducted outside the
11 faculty member's teaching or mentoring duties at the
12 institution.

13 (d) The institution shall adopt a policy that establishes
14 disciplinary actions, including:

15 (1) termination;

16 (2) demotion;

17 (3) salary reduction;

18 (4) other disciplinary action as determined by the institution;

19 or

20 (5) any combination of subdivisions (1) through (4);

21 that the institution will take if the board of trustees determines in
22 a review conducted under subsection (a) that a tenured faculty
23 member has failed to meet one (1) or more of the criteria described
24 in subsection (a)(1) through (a)(5).

25 (e) The board of trustees of each institution shall, at least every
26 five (5) years, review and renew or amend:

27 (1) the process for reviewing and making a determination
28 under subsection (a); and

29 (2) any criteria established under subsection (a)(5).

30 Sec. 3. (a) This section applies to the following:

31 (1) A faculty member.

32 (2) A person with whom the institution contracts to teach or
33 mentor a student of the institution.

34 (b) Before an institution:

35 (1) renews an employment agreement or other contract with;

36 (2) makes a bonus decision regarding; or

37 (3) completes a review or performance assessment of;

38 a faculty member or person described in subsection (a), the
39 institution shall give substantial consideration to the faculty
40 member's or person's performance regarding the criteria
41 described in section 2(a)(1) through 2(a)(5) of this chapter.

42 Sec. 4. (a) Each institution shall do the following:



- 1 (1) Establish a procedure that allows both students and
 2 employees to submit complaints that a faculty member or
 3 person described in section 3(a) of this chapter is not meeting
 4 the criteria described in section 2(a)(1) through 2(a)(5) of this
 5 chapter.
 6 (2) Provide information regarding the procedure established
 7 under subdivision (1):
 8 (A) at student orientations;
 9 (B) on the institution's website; and
 10 (C) during employee onboarding programs.
 11 (3) Refer complaints submitted under subdivision (1) to
 12 appropriate human resource professionals and supervisors
 13 for consideration in employee reviews and tenure and
 14 promotion decisions.
 15 (4) Make complaints submitted under subdivision (1) and any
 16 relevant documents, summaries, or investigations available to
 17 the board of trustees of the institution.
 18 (5) Not later than April 1, 2025, and not later than April 1
 19 each year thereafter, submit a report to the commission for
 20 higher education that summarizes the following:
 21 (A) The procedure that the institution established under
 22 subdivision (1) for the submission of complaints.
 23 (B) How and when the institution has provided or made
 24 available the information concerning the submission of
 25 complaints procedure to students, faculty members, other
 26 employees, and contractors of the institution.
 27 (C) The number of complaints submitted, disaggregated by
 28 a brief description of the types or categories of complaints
 29 submitted, during the previous calendar year.
 30 (b) The commission for higher education shall do the following:
 31 (1) Prepare a report that provides the following information:
 32 (A) The total number of complaint submissions that each
 33 institution received as provided by the institution under
 34 subsection (a)(5).
 35 (B) The number of complaint submissions as described in
 36 clause (A), disaggregated by a brief description of the types
 37 or categories of complaints submitted.
 38 (2) Not later than July 1, 2025, and not later than July 1 of
 39 each odd-numbered year thereafter, submit the report
 40 described in subdivision (1) to the following:
 41 (A) The legislative council in an electronic format under
 42 IC 5-14-6.



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(B) The budget committee.

(c) An institution and the commission for higher education may not include information in a report submitted under this section that identifies the following:

- (1) A student or employee who submits a complaint under this section.
- (2) A faculty member or person described in section 3(a)(2) of this chapter against whom a complaint was submitted.

Sec. 5. If an institution is unable to fully comply with this chapter due to an employment agreement entered into with a faculty member or person described in section 3(a) of this chapter before July 1, 2024, the institution shall attempt to comply with this chapter to the extent possible under the employment agreement with the faculty member or person.

Sec. 6. Nothing in this chapter prohibits or restricts a board of trustees of an institution from establishing additional policies or criteria.

Chapter 3. Requirements Regarding Students, Employees, Contractors, and Applicants

Sec. 1. (a) This section applies to the following:

- (1) An applicant for admission, enrollment, or employment at an institution.
- (2) An employee of the institution.
- (3) A person with whom the institution contracts to teach or mentor a student of the institution.

(b) An institution may not require an applicant, an employee, or a person described in subsection (a) to pledge allegiance to or make a statement of personal support for any:

- (1) policy or action that would treat similarly situated people or groups of people differently based on the race, color, national origin, sex, sexual orientation, or religion; or
- (2) political or ideological movement.

(c) If an institution receives a pledge or statement described in subsection (b), including any statement regarding diversity, equity, and inclusion, or related topics, the institution may not award:

- (1) admission, enrollment, or employment;
- (2) benefits;
- (3) hiring, reappointment, or promotion; or
- (4) granting tenure;

to an applicant, an employee, or a person described in subsection (a) on the basis of the viewpoints expressed in the pledge or statement.



1 **Sec. 2. An institution shall include the following information in**
2 **the institution's programming for new students:**

3 **(1) The importance of:**

4 **(A) free inquiry and free expression; and**

5 **(B) intellectual diversity of viewpoints.**

6 **(2) The appropriate and inappropriate responses to speech**
7 **that a student finds offensive or disagreeable.**

8 **Chapter. 4. Policy on Neutrality**

9 **Sec. 1. The board of trustees of each institution shall adopt a**
10 **policy on the neutrality of the institution that makes a distinction**
11 **between the official positions of the institution, including its**
12 **schools, colleges, and departments, from the individual viewpoints**
13 **of the institution's employees, contractors, students, and alumni.**

14 **Sec. 2. A policy adopted under section 1 of this chapter must**
15 **limit the circumstances in which an employee or group of**
16 **employees from the institution may establish an official institution,**
17 **school, college, or department position on political, moral, or**
18 **ideological issues to only those circumstances that affect the core**
19 **mission of the institution and its values of free inquiry, free**
20 **expression, and intellectual diversity.**

21 **Sec. 3. Nothing in this chapter may be construed to limit the:**

22 **(1) free speech of any individual beyond any employment**
23 **requirements established by the institution; or**

24 **(2) ability of an institution to advocate for state funding or**
25 **educational policies to the state or federal government.**

26 **Chapter 5. Reporting Requirements**

27 **Sec. 1. The commission for higher education may establish a**
28 **student survey that attempts to collect information from students**
29 **of an institution regarding the current perceptions of whether free**
30 **speech and academic freedom are recognized and fostered by the**
31 **institution in a manner that welcomes expression of different**
32 **opinions and ideologies with respect to, but not limited to, classes,**
33 **faculty members and other instructors, peer interactions, speakers,**
34 **and campus groups.**

35 **Sec. 2. If the commission for higher education establishes a**
36 **student survey under section 1 of this chapter, each institution may**
37 **promote and provide to students the survey established under**
38 **section 1 of this chapter.**

39 **Sec. 3. If the commission for higher education establishes a**
40 **student survey under section 1 of this chapter, the commission for**
41 **higher education may do the following:**

42 **(1) Prepare a biennial report that summarizes, for each**



- 1 institution, the information collected from the student survey
 2 responses.
- 3 (2) Submit the report described in subdivision (1) to the
 4 legislative council in an electronic format under IC 5-14-6.
- 5 (3) Post the report on the commission for higher education's
 6 website.
- 7 **Sec. 4. (a) Not later than May 1, 2025, and not later than May 1**
 8 **of each odd-numbered year thereafter, each institution shall**
 9 **submit data to the commission for higher education describing the**
 10 **institution's budget allocations for diversity, equity, and inclusion**
 11 **initiatives.**
- 12 (b) The commission for higher education shall do the following:
- 13 (1) Prepare a report that summarizes the information in the
 14 reports submitted by the institutions under subsection (a).
- 15 (2) Not later than July 1, 2025, and not later than July 1 of
 16 each odd-numbered year thereafter, submit the report
 17 described in subdivision (1) to:
- 18 (A) The legislative council in an electronic format under
 19 IC 5-14-6.
- 20 (B) The budget committee.
- 21 (c) The commission for higher education shall do the following:
- 22 (1) Establish guidelines for institutions regarding initiatives
 23 that are considered diversity, equity, and inclusion initiatives
 24 under subsection (a).
- 25 (2) Post the guidelines established under subdivision (1) on the
 26 commission for higher education's website.
- 27 **Sec. 5. An institution and the commission for higher education**
 28 **may not include information in a report submitted under this**
 29 **chapter that identifies an individual student.**
- 30 **Chapter 6. Construction and Enforcement**
- 31 **Sec. 1. Nothing in this article may be construed to do the**
 32 **following:**
- 33 (1) Preclude efforts to gauge an applicant's commitment,
 34 plans, or past performance in fostering intellectual diversity.
- 35 (2) Prohibit an institution from:
- 36 (A) requiring a student, faculty member, contractor, or
 37 any other employee of the institution to comply with
 38 federal or state antidiscrimination laws; or
- 39 (B) taking action against a student, faculty member,
 40 contractor, or any other employee of the institution for a
 41 violation of federal or state antidiscrimination laws.
- 42 (3) Limit or restrict the academic freedom of faculty members



1 or prevent faculty members from teaching, researching, or
2 writing publications about diversity, equity, and inclusion or
3 other topics.

4 (4) Prohibit an institution from considering the subject matter
5 competency of any candidate for employment, reappointment,
6 tenure, or promotion when the subject matter is germane to
7 the candidate's or faculty member's field of scholarship.

8 (5) Prohibit an institution from considering the candidate's or
9 faculty member's past or potential for future contributions to
10 fostering a culture of intellectual diversity at the institution.

11 (6) Prohibit an institution from complying with federal
12 requirements to be eligible for federal grants.

13 Sec. 2. (a) As used in this chapter, "petitioner" means any of the
14 following:

- 15 (1) A student of an institution.
- 16 (2) An employee of an institution.
- 17 (3) A contractor of an institution.
- 18 (4) An applicant for admission, enrollment, or employment
19 with the institution.

20 (b) After completing any applicable complaint process
21 established by the institution regarding a violation of this article,
22 a petitioner who is not satisfied with a final decision by the
23 institution regarding a complaint of a violation of this article, may
24 submit a request to the commission for higher education, on a form
25 prescribed by the commission for higher education, to review any
26 complaint by the petitioner and decision by the institution, as
27 applicable.

28 (c) The commission for higher education shall review the
29 request submitted under subsection (b) and issue a final order
30 regarding the request not later than sixty (60) days after the date
31 that the commission for higher education receives the request.

32 SECTION 38. IC 21-49-4 IS ADDED TO THE INDIANA CODE
33 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2024]:

35 **Chapter 4. State Educational Institution Information Reporting**

36 **Sec. 1.** Each state educational institution shall, at the time the
37 state educational institution submits its legislative budget request,
38 submit to the budget committee a report that includes the following
39 information:

- 40 (1) For each academic year, beginning with the 2000-2001
41 academic year, the total number of state educational
42 institution:



- 1 **(A) full-time and tenured professors;**
- 2 **(B) adjunct instructors;**
- 3 **(C) other contingent faculty; and**
- 4 **(D) nonacademic support or administrative employees.**
- 5 **(2) For each academic year, the total number of employees at**
- 6 **the state educational institution whose primary or secondary**
- 7 **job duties or job titles include diversity, equity, and inclusion.**
- 8 **(3) For each academic year, the total number of state**
- 9 **educational institution adjudications or proceedings**
- 10 **regarding violations of policies regarding diversity, equity,**
- 11 **and inclusion or harassment.**
- 12 **(4) A list and description of what the state educational**
- 13 **institution does to ensure free speech rights of students.**
- 14 **(5) A list and description of what the state educational**
- 15 **institution does to ensure intellectual freedom for professors.**
- 16 **(6) A list and description of what the state educational**
- 17 **institution does to ensure intellectual and ideological diversity**
- 18 **of professors.**



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 202, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 21-19-3-2, AS ADDED BY P.L.2-2007, SECTION 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. The board of trustees is composed of ~~nine (9)~~ **the following eleven (11)** members:

(1) **Nine (9) members** appointed by the governor as follows:

(~~1~~) (A) Six (6) members who must be at large.

(~~2~~) (B) Two (2) members who must be alumni of Ball State University.

(~~3~~) (C) One (1) member who must be a Ball State University student.

(2) **Two (2) at-large members appointed by the legislative council who are not members of the general assembly.**

SECTION 2. IC 21-19-3-3 IS REPEALED [EFFECTIVE JULY 1, 2024]. Sec. 3: ~~Not more than six (6) of the nonstudent members of the board of trustees may be of the same sex:~~

SECTION 3. IC 21-19-3-9, AS ADDED BY P.L.2-2007, SECTION 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 9. A vacancy occurring on the board of trustees from death, incapacitation, or resignation shall be filled by appointment of the ~~governor~~ **appropriate appointing authority** for the unexpired term. Vacancies in offices held by alumni members shall be filled from nominees submitted by the Ball State University alumni council.

SECTION 4. IC 21-20-3-2, AS ADDED BY P.L.2-2007, SECTION 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. The board of trustees has ~~nine (9)~~ **eleven (11)** members.

SECTION 5. IC 21-20-3-3 IS REPEALED [EFFECTIVE JULY 1, 2024]. Sec. 3: ~~This section does not apply to the student trustee appointed to the board of trustees. Not more than:~~

(~~1~~) one (~~1~~) of the trustees elected to the board of trustees; and

(~~2~~) two (~~2~~) of the trustees appointed to the board of trustees;

~~may reside in the same county.~~

SECTION 6. IC 21-20-3-12, AS AMENDED BY P.L.29-2012,



SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 12. (a) The governor shall appoint five (5) members of the board of trustees. ~~for~~

(b) The legislative council shall appoint two (2) at-large members of the board of trustees who are not members of the general assembly.

(c) The members appointed under this section shall serve terms of three (3) years.

~~(b)~~ (d) Whenever a vacancy occurs in the membership of the board of trustees who are appointed by the governor **or legislative council** because of death or resignation or for any other reason, the vacancy shall be filled by an appointment of the **governor original appointing authority** for the unexpired term.

SECTION 7. IC 21-21-3-2, AS ADDED BY P.L.2-2007, SECTION 262, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. The board of trustees is composed of ~~nine (9)~~ **the following eleven (11)** trustees:

(1) Nine (9) members appointed by the governor as follows:

~~(1)~~ **(A)** Seven (7) competent individuals, one (1) of whom must be a student.

~~(2)~~ **(B)** Two (2) competent individuals who are alumni of Indiana State University nominated by the alumni council of Indiana State University.

(2) Two (2) at-large members appointed by the legislative council who are not members of the general assembly.

SECTION 8. IC 21-21-3-8 IS REPEALED [EFFECTIVE JULY 1, 2024]. ~~Sec. 8: At least one (1) woman must be on the board of trustees.~~

SECTION 9. IC 21-21-3-9, AS ADDED BY P.L.2-2007, SECTION 262, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 9. (a) The ~~governor~~ **appropriate appointing authority** shall fill a vacancy occurring in the board of trustees from death, resignation, or removal from the state for the unexpired term of the retiring trustee.

(b) The alumni council of Indiana State University shall nominate the appointee to fill a vacancy caused by the loss of an alumni member.

SECTION 10. IC 21-22-3-1, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. Ivy Tech Community College shall be governed by a state board of trustees appointed by the governor **and the legislative council as provided under section 3 of this chapter.**

SECTION 11. IC 21-22-3-3, AS AMENDED BY P.L.174-2018,



SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) The number of members of the state board of trustees must equal the number of regions established by the state board of trustees plus ~~one (1)~~ **three (3)** additional ~~member,~~ **members**, but shall not exceed ~~fifteen (15)~~ **seventeen (17)** total members.

(b) The legislative council shall appoint two (2) at-large members to the state board of trustees who are not members of the general assembly. The governor shall appoint the remaining members described in subsection (a).

(c) The state board of trustees shall divide the state of Indiana into regions. Each region shall be represented by one (1) trustee appointed by the governor.

(d) Each member of the state board of trustees appointed by the governor must have knowledge or experience in one (1) or more of the following areas:

- (1) Manufacturing.
- (2) Commerce.
- (3) Labor.
- (4) Agriculture.
- (5) State and regional economic development needs.
- (6) Indiana's educational delivery system.

(e) One (1) member appointed by the governor must serve as an at-large member. Appointments shall be for three (3) year terms, on a staggered basis.

~~(b)~~ **(f) An individual who holds an elective or appointed office of the state is not eligible to serve as a member of the state board of trustees. A member of a campus board may be appointed to the state board of trustees but must then resign from the campus board.**

SECTION 12. IC 21-22-3-4, AS AMENDED BY P.L.174-2018, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. The ~~governor appropriate appointing authority~~ shall fill all vacancies on the state board of trustees. All members of the state board of trustees who are serving on July 1, 2018, are entitled to serve until the ~~ends end~~ of their terms. At the end of a trustee's term or otherwise upon the occurrence of a vacancy, the ~~governor appropriate appointing authority~~ may appoint a trustee in accordance with section 3 of this chapter.

SECTION 13. IC 21-23-3-1, AS ADDED BY P.L.2-2007, SECTION 264, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. The board of trustees consists of ~~ten (10)~~ **twelve (12)** members, to be appointed for the term of service and in the manner provided by this chapter. The terms of all trustees



terminate on July 1 of the year in which their terms of office expire.

SECTION 14. IC 21-23-3-2, AS AMENDED BY P.L.213-2015, SECTION 237, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) The governor shall appoint ten (10) trustees, **which includes the Purdue University alumni selected under section 3 of this chapter**, for Purdue University for the term beginning on July 1 in conformity with this chapter.

(b) The general assembly urges the governor to appoint at least one (1) resident of Allen County to the board of trustees of Purdue University.

(c) Two (2) at-large members shall be appointed to the board of trustees by the legislative council. The members appointed under this subsection may not be members of the general assembly.

SECTION 15. IC 21-23-3-4 IS REPEALED [EFFECTIVE JULY 1, 2024]. ~~Sec. 4. Seven (7) of the trustees shall be appointed by the governor.~~

SECTION 16. IC 21-23-3-8, AS ADDED BY P.L.2-2007, SECTION 264, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. In case any vacancy occurs on the board of trustees by reason of the resignation, removal from the state, expiration of the term of office, or otherwise of any of the trustees appointed by the ~~governor~~, **applicable appointing authority**, the vacancy shall be filled by the ~~governor~~ **applicable appointing authority** from the respective classes as provided in this section to serve only for the unexpired term.

SECTION 17. IC 21-23-3-9, AS ADDED BY P.L.2-2007, SECTION 264, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 9. **(a)** The acceptance of an appointment by the governor **or legislative council** signifies that the appointee will give the appointee's best efforts to the interests of Purdue University and that the appointee will regularly attend the meetings of the board of trustees.

(b) The secretary of the board of trustees shall report the attendance of each meeting of the board of trustees to the governor **and legislative council regarding the respective members appointed by the governor or legislative council**. If a member is absent for two (2) consecutive meetings without sufficient excuse, it shall be considered sufficient cause for the governor **or legislative council** to ask for the resignation of the member **whom the governor or legislative council appointed**.

SECTION 18. IC 21-24-3-2, AS ADDED BY P.L.2-2007, SECTION 265, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2024]: Sec. 2. The board of trustees consists of ~~nine (9)~~ **eleven (11)** members who shall serve terms of four (4) years. However, the term of a student member of the board of trustees is two (2) years.

SECTION 19. IC 21-24-3-4, AS ADDED BY P.L.2-2007, SECTION 265, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. The **members of the** board of trustees **appointed by the governor** must include at least the following:

- (1) One (1) member who is an alumnus of the University of Southern Indiana or an alumnus of the regional campus.
- (2) One (1) member who is a full-time student in good standing enrolled in the University of Southern Indiana.
- ~~(3) One (1) member who is a resident of Vanderburgh County.~~

SECTION 20. IC 21-24-3-5, AS ADDED BY P.L.2-2007, SECTION 265, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) The governor shall appoint **nine (9)** of the members of the board of trustees.

(b) The legislative council shall appoint two (2) at-large members to the board of trustees. The members appointed under this subsection may not be members of the general assembly.

~~(b)~~ (c) If a vacancy occurs during the term of any member, the **governor appointing authority** shall appoint an individual to serve the unexpired term of the vacating member.

SECTION 21. IC 21-25-3-1, AS ADDED BY P.L.2-2007, SECTION 266, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. The board of trustees consists of ~~ten (10)~~ **twelve (12)** trustees.

SECTION 22. IC 21-25-3-2, AS ADDED BY P.L.2-2007, SECTION 266, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. **(a)** Nine (9) members of the board of trustees shall be appointed by the governor, ~~one (1) of whom must be a resident of Knox County and~~ one (1) **of whom** must be an alumnus of Vincennes University. In addition, the governor shall appoint one (1) trustee who is a full-time student of Vincennes University during the student's term.

(b) The legislative council shall appoint two (2) at-large members to the board of trustees. The members appointed under this subsection may not be members of the general assembly."

Page 4, between lines 9 and 10, begin a new paragraph and insert:
"SECTION 30. IC 21-38-2-1, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2024]: Sec. 1. (a) This section applies to the boards of trustees of the following state educational institutions:

- (1) Indiana University.
- (2) Purdue University.
- (3) Indiana State University.
- (4) Ball State University.

(b) **Except as provided in section 7 of this chapter**, each member of the board of trustees of a state educational institution is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 31. IC 21-38-2-3, AS AMENDED BY P.L.3-2008, SECTION 145, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) **Except as provided in section 7 of this chapter**, a member of the board of trustees of Ivy Tech Community College is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b), unless the member holds another position that is considered a lucrative office within the meaning of Article 2, Section 9 of the Constitution of the State of Indiana.

(b) A member of the board of trustees of Ivy Tech Community College is entitled to reimbursement for travel expenses and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 32. IC 21-38-2-5, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. **Except as provided in section 7 of this chapter**, each member of the board of trustees of the University of Southern Indiana is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Each member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the department of administration and approved by the budget agency.

SECTION 33. IC 21-38-2-6, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. **Except as provided in section 7 of this chapter**, the members of the board of trustees of Vincennes University shall serve without compensation, except that each member



is entitled to the salary per diem as provided by IC 4-10-11-2.1 and to reimbursement for travel, lodging, meals, and other expenses as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 34. IC 21-38-2-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 7. Any member of a board of trustees of a state educational institution who is a state employee:**

- (1) is not entitled to a minimum salary per diem provided by IC 4-10-11-2.1; and**
- (2) is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency."**

Page 12, after line 24, begin a new paragraph and insert:

"SECTION 39. IC 21-49-4 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:

Chapter 4. State Educational Institution Information Reporting

Sec. 1. Each state educational institution shall, at the time the state educational institution submits its legislative budget request, submit to the budget committee a report that includes the following information:

- (1) For each academic year, beginning with the 2000-2001 academic year, the total number of state educational institution:**
 - (A) full-time and tenured professors;**
 - (B) adjunct instructors;**
 - (C) other contingent faculty; and**
 - (D) nonacademic support or administrative employees.**
- (2) For each academic year, the total number of employees at the state educational institution whose primary or secondary job duties or job titles include diversity, equity, and inclusion.**
- (3) For each academic year, the total number of state educational institution adjudications or proceedings regarding violations of policies regarding diversity, equity, and inclusion or harassment.**
- (4) A list and description of what the state educational institution does to ensure free speech rights of students.**



(5) A list and description of what the state educational institution does to ensure intellectual freedom for professors.

(6) A list and description of what the state educational institution does to ensure intellectual and ideological diversity of professors."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 202 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 9, Nays 4.



Senate Document SD 23-17
Approved, 2/12/2024

MEMORANDUM

TO Fort Wayne Senate

FROM: Bernd Buldt,
IFC Representative and Speaker

DATE: 02/08/2024

SUBJ: Amendment to SD 23-7

WHEREAS, Senate approved of SD 23-7 “Amendments to the Constitution of the Fort Wayne Senate” in its November 2023 meeting after it has been amended three times on the floor; and

WHEREAS, one the three amendments was the additional be-it-resolved clause that reads:

“that elections according to the revised Constitution can be held in February 2024 and that everyone currently filling an elected position may choose to serve out their term and the Faculty Speaker who serves as IFC representative to **become Chair-Elect** of the Senate”

which does not match the orally stated intention, namely, that the Faculty Speaker who serves as IFC representative to become Past Chair; and

WHEREAS, elections should be held according to the intention not the actual wording of the amendment;

BE IT RESOLVED, that Senate amend the last be-it-resolved clause to read as originally intended:

“that elections according to the revised Constitution can be held in February 2024 and that everyone currently filling an elected position may choose to serve out their term and the Faculty Speaker who serves as IFC representative to **become Past Chair** of the Senate.”

MEMORANDUM

TO: Fort Wayne Senate

FROM: Steven Hanke, Chair of the Education Policy Subcommittee

DATE: 11/6/23

SUBJ: Updating Academic Regulations in Regards to Artificial Intelligence (AI)

WHEREAS, the impact of Artificial Intelligence (AI) continues to become more prevalent within most (perhaps all) academic disciplines; and

WHEREAS, PFW Academic Regulations currently do not explicitly address student usage of AI; and

WHEREAS, course instructors are in the best position to determine AI usage policies appropriate for their course; and

WHEREAS, course instructors should be responsible for clearly communicating specific course-level AI usage policies to their students; and

WHEREAS, PFW Academic Regulations should be clarified in regards to the usage of unauthorized materials being materials identified by the course instructor as unauthorized for use in their course; and

WHEREAS, PFW Academic Regulations should be clarified in regards to the procedures to be followed by instructors when there is a reasonable suspicion a student has committed an act of academic dishonesty involving AI in the course; and

WHEREAS, to avoid redundancy the procedures described in the PFW Academic Regulations and the PFW Student Code should be the same; therefore

BE IT RESOLVED that PFW Academic Regulations for Academic Honesty be updated with the changes noted on the following pages.

Academic Regulations: Academic Honesty

4.0: Academic Honesty

4.1: Definitions -Students are expected and required to abide by the laws of the United States, the State of Indiana, and the rules and regulations of PFW. Students are expected to exercise their freedom to learn with responsibility and to respect the general conditions that maintain such freedom. PFW has developed the following general regulations concerning student conduct which safeguard the right of every individual student to exercise fully the freedom to learn without interference. Purdue University Fort Wayne (FW) may discipline a student for committing acts of academic or personal misconduct.

4.1.2: Academic Misconduct: This type of misconduct is generally defined as any act that tends to compromise the academic integrity of the University or subvert the educational process. At PFW, specific forms of academic misconduct are defined as follows:

1. Using or attempting to use unauthorized materials, information, or study aids in any academic exercise. The term "academic exercise" includes all forms of work submitted for credit or hours. **The term “unauthorized materials” includes those identified by the instructor.**
2. Falsifying or fabricating any information or citation in an academic exercise.
3. Helping or attempting to help another in committing acts of academic dishonesty.
4. Submitting the work of someone else as if it were one's own by adopting or reproducing the ideas and opinions of others without acknowledgment. Such instances of plagiarism may be intentional or unintentional, and may involve isolated words, formulas, sentences, paragraphs, entire works, or other intellectual property; either copied from other published sources, or from unpublished work such as those of other students.
5. Submitting work from one course to satisfy the requirements of another course unless submission of such work is permitted by the faculty member.
6. Serving as or permitting another student to serve as a substitute (or 'ringer') in taking an exam.
7. Altering of answers or grades on a graded assignment without authorization of the faculty member.
8. Engaging in activities that unfairly place other students at a disadvantage, such as taking, hiding, or altering resource material.
9. Violating professional or ethical standards of the profession or discipline for which a student is preparing (declared major and/or minor) as adopted by the relevant academic program. The instructor must thoroughly investigate signs of academic dishonesty, take appropriate actions, and report such actions properly to prevent repeated offenses and to ensure equity.

4.2: Policy

4.2.1: Student's responsibilities. Academic honesty is expected of all students. The student is responsible for knowing how to maintain academic honesty and for abstaining from cheating, the appearance of cheating, and permitting or assisting in another's cheating.

4.2.2: Instructor's responsibilities. The instructor is responsible for fostering the intellectual honesty as well as the intellectual development of students, and should apply methods of teaching, examination, and assignments which discourage student dishonesty. **If necessary, The instructor should explain clearly any specialized meanings of cheating and plagiarism as they apply to a specific course. The instructor is responsible for providing students with a written course-level policy regarding the authorized/unauthorized usage of Artificial Intelligence (AI).** The instructor must thoroughly investigate signs of academic dishonesty, take appropriate actions, and report such actions properly per procedures described in Part III.A **Procedures for Academic Misconduct in the Code of Student Rights, Responsibilities and Conduct in the Catalog** to prevent repeated offenses and to ensure equity.

4.3: Procedures: **For all procedures related to Academic Misconduct, see Part III.A Procedures for Academic Misconduct in the Code of Student Rights, Responsibilities and Conduct in the Catalog.** In order to ensure that the highest standards of professional and ethical conduct are promoted and supported at Purdue University Fort Wayne (FW), academic departments should establish a written policy/statement, addressing the professional or ethical standards of their discipline, which is distributed to all students who are preparing in the discipline. Students have the responsibility to familiarize themselves with the academic department's policy/statement. (For additional information, see the Student Disciplinary Procedures Section of the Code of Students Rights, Responsibilities and Conduct in the Catalog).

~~4.3.1: Initial decision. An instructor who has evidence of cheating shall initiate the process of determining the student's guilt or innocence and the penalty, if any, to be imposed. An instructor shall make initial findings only after informing the student, during an informal conference held within ten business days of discovering the alleged cheating, of charges and evidence, and allowing the student to present a defense. The instructor may assign a grade of Incomplete to any student whose case cannot be resolved before the course grades are due in the Registrar's Office.~~

~~4.3.2: Reporting. During the period in which the student is permitted to drop or withdraw from courses, the instructor shall inform the Chair/Director promptly to place an academic hold on the student's account in order to prevent the accused student from dropping or withdrawing from the course. The instructor who makes an initial finding that academic dishonesty has been practiced shall impose an academic sanction. Then, within seven business days, the instructor shall supply a written report to the student, the chair of the student's department, the dean or director of the student's school or division, and the dean of students. This report shall summarize the evidence and the penalties assessed.~~

~~4.3.3: Appeal. If a student's course grade is affected by the penalty, the student has the right to appeal the penalty imposed by an instructor through the Purdue University Fort Wayne (PFW) **grade appeals system.** (See Appendix B).~~

Part II. Student Conduct Subject to University Action

Students are expected and required to abide by the laws of the United States, the State of Indiana, and the rules, regulations, policies, and procedures of Purdue University Fort Wayne (PFW). Students are expected to exercise their freedom to learn with responsibility and to respect the general conditions that maintain such freedom. The university has developed the following general regulations concerning student conduct which are intended to safeguard the right of every individual student to exercise fully the freedom to learn without interference. The university may hold a student responsible for his or her behavior, including for academic or personal misconduct.

A. Academic Misconduct

Student's responsibilities. Academic honesty is expected of all students. The student is responsible for knowing how to maintain academic honesty and for abstaining from cheating, the appearance of cheating, and permitting or assisting in another's cheating.

Instructor's responsibilities. The instructor is responsible for fostering intellectual honesty as well as the intellectual development of students, and should apply methods of teaching, examination, and assignments which discourage student dishonesty. **If necessary, The** instructor should explain clearly any specialized

meanings of cheating and plagiarism as they apply to a specific course. **The instructor is responsible for providing students with a written course-level policy regarding the authorized/unauthorized usage of Artificial Intelligence (AI).** The instructor must thoroughly investigate signs of academic dishonesty, take appropriate actions, and report such actions properly per procedures described in Part III.A **Procedures for Academic Misconduct in the Code of Student Rights, Responsibilities and Conduct in the Catalog** to prevent repeated offenses and to ensure equity.

This type of misconduct is generally defined as any act that tends to compromise the academic integrity of the university or subvert the educational process. At Purdue University Fort Wayne (PFW), specific forms of academic misconduct are defined as follows:

1. Using or attempting to use unauthorized materials, information, or study aids in any academic exercise. The term “academic exercise” includes all forms of work submitted for grade or hours. **The term “unauthorized materials” includes those identified by the instructor.**
2. Falsifying or fabricating any information or citation in an academic exercise.
3. Helping or attempting to help another student in committing acts of academic dishonesty, including, but not limited to, sharing papers and assignments.
4. Adopting or reproducing ideas or statements of another person as one’s own without acknowledgment (plagiarism).
5. Submitting work from one course to satisfy the requirements of another course unless submission of such work is permitted by the faculty member.
6. Serving as or permitting another student to serve as a substitute in taking an exam.
7. Altering of answers or grades on a graded assignment without authorization of the faculty member.
8. Engaging in activities that unfairly place other students at a disadvantage, such as taking, hiding, or altering resource material.
9. Violating professional or ethical standards of the profession or discipline for which a student is preparing (declared major and/or minor) as adopted by the relevant academic program.

In order to ensure that the highest standards of professional and ethical conduct are promoted and supported at the university, academic departments should establish a written policy/statement addressing the professional or ethical standards for their discipline, which if developed, must be available to all students who are preparing in the discipline. Students have the responsibility to familiarize themselves with the academic department’s policy/statement.

A. Procedures for Academic Misconduct

When a student allegedly commits an act of academic misconduct, the faculty member teaching the course has the authority to initiate academic misconduct proceedings against the student in accordance with the following procedures.

Hold

Once a faculty member decides to initiate an academic misconduct proceeding against a student, the instructor shall inform the Chair/Director promptly to place an academic hold on the student’s account in order to prevent the accused student from dropping or withdrawing from the course. If the student is found not responsible, the hold should be removed after the proceeding has concluded. If the student is found responsible, the hold shall be removed after the point which the student would have been able to drop or withdraw from the course.

Academic Misconduct Conference

The faculty member of the course in which the student has allegedly violated the Code, is required to hold a conference with the student concerning the matter within 10 business days of discovering the alleged misconduct. The faculty member must advise the student of the alleged act of misconduct and afford the student the opportunity to address the information supporting the allegation. At minimum, the requirement for the student to have the opportunity to be heard must include the following:

notice of the nature of the alleged misconduct

notice of the date, time, location, and general procedure of the review of the allegation

notice of the potential outcomes of the review

opportunity to address the information supporting the allegation

Any action that must be performed by faculty under these procedures may be performed by the faculty chair or next highest administrator.

Finding and Sanctions

If after the conference, the faculty member finds that the student did commit the act of misconduct as alleged, the faculty member is authorized to impose an appropriate academic sanction related to the particular course involved. An appropriate academic sanction for such misconduct is limited to one or more of the following:

The student may be given a lower grade than the student would otherwise have earned or a failing grade for any assignment, course work, examination, or paper involved in the act of misconduct.

The student may be required to repeat the assignment, complete some additional assignment, or resubmit any assignment, course work, examination, or paper involved in the act of misconduct.

The student may be given a lower grade than the student would otherwise have earned or a failing grade for the course.

Notification Requirements

After imposing an academic sanction, the faculty member is required to report the matter and action taken within 10 business days in writing to the following parties:

- the student

- the chair of the department in which the course is offered

- the dean/director of the college/school/division in which the course is offered

- the chair of the student's department (if different from above)

- the dean/director of the student's college/school/division (if different from above)

-the dean of students.

The student has the right to appeal the faculty member's findings and/or sanction through the procedures specified in Part III.A.I of this Code.

Additional Sanctions from the Department

The chair of the student's department has the authority to initiate additional academic sanctions against the student if the chair concludes that additional sanctions may be warranted by the nature of the act or because the student has committed previous acts of academic misconduct.

The chair of the student's department must notify the student in writing within 10 business days of the date of the faculty member's report if additional sanctions are to be assigned at the department level. If additional sanctions are contemplated, the student shall be provided an opportunity to be heard in accordance with the standards articulated in the opening paragraph of Part III, Section A.

The chair must report any decision to initiate additional sanctions in writing to the student, the student's college/school/division dean/director, and the dean of students within 10 business days of the student's opportunity to be heard.

Additional sanctions imposed at the department level may include academic probation, denial of future admission, or dismissal from the department. The student may appeal the chair's decision about additional sanctions through the procedures specified in Part III.A.I-VI. of this Code.

Additional Sanctions from the College/School/Division

The dean/director of the student's college/school/division also has the authority to initiate additional academic sanctions against the student if the dean/director concludes, in consultation with the dean of students, that additional sanctions may be warranted by the nature of the act or because the student has committed previous acts of academic misconduct. The dean/director must notify the student in writing within 10 business days of the date of the chair's report if additional sanctions are contemplated at the college/school/division level. If additional sanctions are contemplated, the student shall be provided an opportunity to be heard in accordance with the standards articulated in the opening paragraph of Part III, Section A.

The dean/director must report any decision to initiate additional sanctions in writing to the student, the original faculty member, the chair, and the dean of students within 10 business days of the student's opportunity to be heard.

Additional sanctions imposed at the college/school/division level may include academic probation, denial of future admission, or dismissal from the college/school/division. The student may appeal the dean's/director's decision about additional sanctions through the procedures specified in Part III.A.I-VI. of this Code.

Procedures for Specialty/Other Cases of Academic Misconduct

When a student is alleged to have committed an act of academic misconduct that is not related to a course in which the student is enrolled, the chair of the student's department has the authority to initiate a review of the allegation.

After discovering the alleged academic misconduct, the chair must notify the dean of students and the student in writing within 10 business days if action is contemplated at the department level and provide the student an opportunity to be heard in accordance with the standards articulated in the opening sentence of Part III, Section A.

The chair must report the decision, including any sanctions imposed, in writing to the student, the student's college/school/division dean/director, and the dean of students within 10 business days of the student's opportunity to be heard.

Sanctions imposed at the department level may include, and are limited to, one or more of the following: academic probation, denial of future admission, or dismissal from the department. The student may appeal the chair's decision (including sanctions) through the procedures specified in Part III.A.I-VI. of this Code.

Similarly, the dean/director of the student's college/school/division has the authority to initiate additional academic sanctions against the student if the dean/director concludes that additional sanctions may be warranted

by the nature of the act or because the student has committed previous acts of academic misconduct in accordance with the procedures above.

The dean/director must report any decision to initiate additional sanctions in writing to the student, the chair, and the dean of students within 10 business days of the student's opportunity to be heard.

Additional sanctions imposed at the college/school/division level may include, and are limited to, one or more of the following: academic probation, denial of future admission, or dismissal from the college/school/division. The student may appeal the dean's/director's decision about additional sanctions through the procedures specified in Part III.A.I-VI. of this Code.

Sanction Restrictions

A student may not be placed on disciplinary probation, suspended, or expelled from the university because of an act of academic misconduct unless the dean of students concludes that such a sanction is justified by the nature of the act or because the student has committed previous acts of misconduct. If the dean of students concludes that additional disciplinary sanctions are warranted, the proceedings will be governed by the same procedures that apply to acts of personal misconduct (Part III.B) and may be commenced when notified of the outcome from the faculty member.

I. Appeals for Academic Misconduct

The Campus Appeals Board (CAB) may hear the following types of appeals from students:

- appeals of academic misconduct findings imposed by faculty members, department chairs, or academic deans or division directors
- appeals of SGA Judicial Court rulings
- appeals of faculty/staff decisions claimed to violate student rights recognized in Part I of the Code. Extension to any time limits specified below must be approved by the chair of the board.

II. Campus Appeals Board

Composition. The Campus Appeals Board (CAB) shall consist of nine members selected in the following manner: four students appointed by the president of Purdue University Fort Wayne Student Government Association subject to confirmation by the SGA Senate; three faculty members elected by the Faculty Senate; and two administrative staff members appointed by the chancellor, one of whom shall be designated as chair of the Campus Appeals Board. An equal number of alternates from each constituent group shall be appointed at the same time and in the same manner as the regular members. From the members and alternates, the chair shall designate a hearing panel consisting of a minimum of three members including at least one student. A minimum of three panel members including at least one student is required for quorum.

Terms of Office. The term of office for student members and their alternates shall be one year, and for the faculty and administrative members, it shall be two years, except that members shall continue to have jurisdiction of any case under consideration at the expiration of their term. The terms of office for all members shall begin at the start of the fall semester. No member shall serve more than two consecutive terms. If any appointing authority fails to make its prescribed appointments to the Campus Appeals Board, or to fill any vacancy on the panel of alternates within seven calendar days after being notified to do so by the chancellor, or if at any time the Campus Appeals Board cannot function because of the refusal of any member or members to serve, the chancellor may make appointments, fill vacancies, or take such other action as deemed necessary to constitute the Campus Appeals Board with a full complement of members.

III. Criteria for Appeal

Appeals may only be requested for one or more of the following reasons:

Failure to follow an established policy or procedure

The assigned sanction is unduly harsh or arbitrary

New information has become available since the conclusion of the process

Bias has been exhibited through the process.

The purpose of an appeal shall not be simply to hold a rehearing of the original matter.

IV. Filing the Petition

Students who wish to request Campus Appeals Board action shall complete the online form within 10 business days of the date of the sanction letter or within 10 business days of the conclusion of the previous step in the appeal process, as applicable. The dean shall in turn forward properly filed appeals to the chair of the Campus Appeals Board.

To be properly filed, the appeal must be submitted within the established time limits, identify the action or decision being appealed, name the party whose decision or action is being appealed (sometimes referred to below as the “named party”), and identify one or more of the criteria identified in the Criteria for Appeal set forth above. If the above criteria are not met, the CAB chair shall dismiss the appeal.

V. Investigation of Appeals

Within 10 business days of the chair’s receipt of the appeal, the CAB chair will assign a board member or alternate who is a faculty member or administrator to investigate the appeal and notify the party named that an appeal has been filed. Notification will include a copy of the appeal and the identity of the student who filed the appeal. The party whose action or decision is being appealed will be requested to respond in writing within 10 business days from the date of notification. To protect both the student and the named party, CAB appeals will be treated with the greatest degree of confidentiality possible.

As soon as practicable following appointment, the investigator will interview the student who filed the appeal. The student may have an advisor or legal counsel (at the student’s own expense) present at meetings with the investigator. However, the advisor or counsel may not stand in place of the student or otherwise participate in the investigation process.

Within 10 business days following completion of the interview with the student, the investigator will notify the chair as to whether or not the allegations set forth in the appeal, if substantiated, would support the basis for the appeal and, if so, whether the action or decision being appealed would constitute a violation of one or more student rights recognized in Part I of the Code. If in such notification the investigator answers these inquiries in the negative, the chair may dismiss the appeal, and the decision shall be final. The chair shall provide the student and named party with written notice of such dismissal. In all other cases, the investigator will conduct a thorough fact-finding investigation, and will meet separately with the student and named party, interview pertinent witnesses, and review relevant documents regarding the appeal. The investigation shall be completed within 10 business days following the assignment of the appeal to the investigator.

Within 10 business days following conclusion of the investigation, the investigator will prepare and deliver a report to the chair, the student filing the appeal, and the named party. The report will include a finding based upon a preponderance of information that the appeal shall be upheld or denied. The “preponderance of information” standard requires that the information supporting the finding is more convincing than the information offered in opposition to it. The report will include the basis upon which the investigator reached the finding and recommendation for remedy, if any.

VI. Determination

Within 10 business days of receipt of the investigator's report, the chair will convene a meeting of the CAB hearing panel. The student and the named party will be notified of the date, time, and location of the meeting. Prior to the meeting, the student, named party, and panel members shall be furnished with a copy of the investigator's report and copies of the appeal and response. The student may have an advisor or legal counsel (at the student's own expense) present at the meeting. However, the advisor or counsel may not stand in place of the student or otherwise participate in the hearing process. At the meeting the panel will be afforded the opportunity to ask questions of the investigator. The student who filed the appeal and the named party will be afforded the opportunity to make a brief statement to the panel, after which the panel members may ask questions. The panel shall meet separately with the student and the named party.

Within 10 business days following the final meeting with the panel, the chair shall render the written recommendation of the hearing panel and include a brief explanation of the recommendation setting forth the findings upon which the recommendation is based. The chair shall furnish copies of the recommendation to the chancellor, the student who filed the appeal, the party whose decision is being appealed, and to others within the university with a need to know as determined by the panel. The chancellor shall render a written and final decision within 10 business days of receiving the panel's recommendation.

VII. Student Complaint Procedures

The following student complaint procedures are designed to ensure that students have an identified and well-understood mechanism for registering and resolving complaints of the types described below.

A. Students having complaints concerning alleged violations of the Anti-Harassment Policy should use the Purdue University Procedures for Resolving Complaints of Discrimination and Harassment.

B. Students having complaints concerning actions or decisions which are claimed to violate other rights recognized in Part I of the Code must first make a reasonable effort to resolve the complaints informally with the faculty/staff member whose action or decision is the basis for the complaint.

The effort to resolve the complaint informally with the faculty/staff member must be initiated by the student in a documented manner no later than within 21 calendar days the action or decision occurred. The documentation only needs to be dated and indicate that the student has made a good faith effort at initiating the conversation with the responsible faculty/staff member. For a complaint to continue to receive consideration under these procedures, the student must initiate each successive step in the process within 21 calendar days of conclusion of the previous step. In addition, it is expected that each step in the process will be concluded within 21 calendar days of initiation.

If the complaint is not resolved informally between the student and the responsible faculty/ staff member, the student may pursue the complaint informally with the faculty/ staff member's department head, who shall investigate, mediate, and suggest a resolution.

If the complaint remains unresolved after the department head's attempt to mediate a resolution, the student may continue to pursue the complaint with the head of the next highest administrative level (e.g., the college/school/division dean/director), who shall investigate, mediate, and suggest a resolution.

Only after all such remedies have been exhausted may the student petition for a hearing before the Campus Appeals Board. To petition for a hearing before the Campus Appeals Board, the student must complete the online form. The complaint must describe the action or decision claimed to violate one or more of the student rights recognized in Part I of the Code, identify the right(s) claimed to have been violated, and specify the remedy sought. The dean shall direct properly received complaints to the chair of the Campus Appeal Board.

The Campus Appeals Board shall have the authority and duty to reach findings and to convey recommendations to the chancellor. If necessary, the chancellor may present such recommendations to the university president and Board of Trustees for their consideration.

MEMORANDUM

Amended and Approved,

TO: Fort Wayne Senate 2/19/2024
FROM: Steven A. Hanke, Chair of the Education Policy Committee
DATE: 11/14/2023
SUBJ: Responding to Concerns from Campus Climate Survey: Deadnaming

WHEREAS, the Educational Policy Committee (EPC) is the parent committee of the Senate Advising Subcommittee; and

WHEREAS, the Senate Advising Subcommittee requested that EPC review a resolution to respond to concerns from the Campus Climate Survey regarding “Deadnaming”; and

WHEREAS, EPC completed the review and voted in support of the document going forward;

BE IT RESOLVED, That the attached resolution be considered by the Senate.

MEMORANDUM

TO: Steven Hanke, Chair
Educational Policy Committee

FROM: Ann Livschiz, Chair
Senate Advising Subcommittee

DATE: 3 November 2023

SUBJECT: Responding to Concerns from Campus Climate Survey: “Deadnaming”

Whereas, Diversity, Equity, and Inclusion are one of PFW’s stated strategic goals;

Whereas, PFW’s diversity commitment statement states that

“Each member of the department/school is committed to working to build and sustain an equitable and inclusive work environment where cultural diversity is celebrated and valued. We believe diversity benefits and enriches the development of all of our students, staff, and faculty in our department.”

And

“Diversity is a core value at Purdue University Fort Wayne and in the Office of Diversity, Equity, and Inclusion. We are passionate about building and sustaining an inclusive and equitable working and learning environment for all students, staff, and faculty. We believe every member on our team enriches our diversity by exposing us to a broad range of ways to understand and engage with the world, identify challenges, and to discover, design and deliver solutions.”

Whereas, PFW defines inclusion as “A welcoming culture in which differences are celebrated and everyone is valued, respected, and able to reach their full potential,”

Whereas, PFW has a statement about civility, which states that

“Prominent among the values that define the academic community is civility, which includes mutual respect, fairness, and politeness. Membership in any community requires a concern for the common good for all who belong to that community. Each individual may possess different ideas, as well as different ways of communicating those ideas, particularly in a community as varied and diverse as a university. Because of these differences, respect and civility are integral to maintaining the quality of the academic environment and free inquiry. Respect and civility should therefore be afforded to all individuals regardless of race, ethnicity, gender, age, sexual orientation, disability, religion, family status, socioeconomic level, educational background, veteran status, or position at the university.”

Whereas, during the discussions of the results of campus climate survey, deadnaming of students by instructors in class was identified as a significant student concern;

Whereas, “deadnaming” refers to incidents of using the name someone was assigned at birth, rather than the name they choose to identify by in class or in writing, or using a name that the individual no longer uses;

Whereas, the practice of “deadnaming” can be invalidating and traumatic, a sign of disrespect, and in some cases even dangerous as it potentially outs an individual;

Whereas, studies show that use of chosen names helps lower mental health risks;

Whereas, studies show that deadnaming can result in avoidance of certain situations, people, and places, attention to this problem and efforts to reduce deadnaming is an important retention and student success initiative;

Whereas, the university has taken important steps in reducing the risk of deadnaming by allowing students to enter preferred name in addition to legal name in the university system;

Whereas it is Purdue University policy that students (and staff and faculty) may use their preferred names on campus regardless of whether it matches their legal name;

Whereas, we want to promote an inclusive classroom environment both as respect for our students’ humanity and important recruitment and retention tool;

Whereas, up to now different interfaces and reports in the university system include students’ preferred name, or legal name, or both;

Whereas, a new Banner update that is currently scheduled to be implemented during Summer 2024 will make it possible for students’ preferred names to appear on the rosters that are accessible to faculty;

Whereas, we believe that at least part of the problem of deadnaming can be attributed to people not realizing that different reports may give them legal and not preferred names;

Whereas, Office of Institutional Research has been working hard to update the reports to include students’ preferred names or ensure that the column headings on the reports specify “legal name” or “preferred name,” rather than “first name,”

BE IT RESOLVED, that senate encourage academic units—departments and colleges—to discuss the importance of using the students’ preferred names and the importance of fostering an inclusive classroom environment, which includes using students’ preferred names in the classroom setting;

BE IT FURTHER RESOLVED, that since not all students take advantage of the option to enter preferred name into the system (for example, if they live at home and do not want their preferred name to appear on the mail that they receive), we encourage faculty to respect and honor students' requests to use their preferred names that may be transmitted to faculty through means other than the up-to-date class roster;

BE IT FURTHER RESOLVED, that once Office of Institutional Research finishes updating current reports in COGNOS, a list of updated reports will be made available to faculty and staff, who would be encouraged to look at whether their reports are using preferred or legal names;

BE IT FURTHER RESOLVED, that individuals and units that utilize COGNOS reports for student outreach and retention efforts, and other related activities, verify to make sure that the reports they are using include students' preferred names rather than legal names;

BE IT FURTHER RESOLVED, that since accurate information on rosters that will be available by Fall 2024 only addresses the problem of faculty deadnaming due to inaccurate information, we ask the OAA to look into clarifying and promoting policies that will protect students from being deadnamed, in particular clarifying the distinction between "free speech" and commitment to an inclusive classroom environment, and making sure that students understand their rights in these situations.

MEMORANDUM

TO: Executive Committee

FROM: Michelle Parker, Chair
Mastodon Athletics Advisory Subcommittee

DATE: January 10, 2024

SUBJECT: Approval of filling vacancy on Mastodon Athletics Advisory Subcommittee

WHEREAS, The Bylaws of the Senate provide (5.1.5.1.) that “Senate subcommittees shall have the power to fill subcommittee vacancies for the remainder of an academic year, subject to Senate approval at its next regular meeting and to the guidelines established in sections 5.1.2 and 5.1.5.”; and

WHEREAS, The Bylaws of the Senate provide (5.1.2.) that “No one may serve on more than four Senate committees and/or subcommittees in a given academic year”; and

WHEREAS, The Bylaws of the Senate provide (5.1.5.) that “Voting Faculty must comprise at least 2/3 of the voting membership of any subcommittee”;

WHEREAS, there is one vacancy on the Mastodon Athletic Advisory Subcommittee; and

WHEREAS, Julia Smith (School of Education) is a voting faculty and is not already serving on more than three Senate committees and/or subcommittees in the current academic year;

BE IT RESOLVED, That the Executive Committee requests that the Senate approve Julia Smith for this appointment.

MEMORANDUM

Approved, 2/19/2024

TO: Fort Wayne Senate
 FROM: Steven A. Hanke, Chair of the Education Policy Committee
 DATE: 12/11/2023
 SUBJ: Updating Educational Policy Committee (EPC) ByLaws to expand membership

WHEREAS, The Director of the Student Conduct and the Care Team is an important stakeholder in several issues that are included the Educational Policy Committee Bylaws (5.3.3.2.1.);

WHEREAS, the Educational Policy Committee would benefit from membership being expanded to include the Director of the Student Conduct and the Care Team as a nonvoting member.

BE IT RESOLVED, that Senate accept Educational Policy Committee revised bylws:

Older Version	Proposed Version
<p><u>5.3.3. Educational Policy Committee</u></p> <p>5.3.3.1. Membership: The Educational Policy Committee shall consist of the Chief Academic Officer, who may send, when unable to attend committee meetings, a designee to serve as a nonvoting member, the Registrar (nonvoting), six Senators and Voting faculty elected by the Senate in such manner that at least four of the Major Units shall be represented.</p>	<p><u>5.3.3. Educational Policy Committee</u></p> <p>5.3.3.1. Membership: The Educational Policy Committee shall consist of the Chief Academic Officer, who may send, when unable to attend committee meetings, a designee to serve as a nonvoting member, the Registrar (nonvoting), the Director of Student Conduct and the Care Team (nonvoting), six Senators and Voting faculty elected by the Senate in such manner that at least four of the Major Units shall be represented.</p>

MEMORANDUM

TO: Fort Wayne Senate

FROM: Steven Hanke, Chair of the Educational Policy Committee

DATE: 12/11/2023

SUBJ: Change to Academic Regulations 9.4: Notice of Academic probation,
dismissal, and readmission

WHEREAS, the current academic regulation 9.4 articulates criteria for academic probation, dismissal, or readmission; and

WHEREAS, the term dismissal is not viewed as the best term to use as students can reapply to PFW after a specified period of time has passed and is also inconsistent with PWL terminology; and

WHEREAS, the current policy states that students must appeal any academic probation standing with the academic department of their major; and

WHEREAS, the current practice is for Academic Advisors, Department Chairs, and Deans to have an opportunity to “save” students from being placed on the dismissal list; and

WHEREAS, the practices were not consistent from department/unit to department/unit and that could result in inequities between students; and

BE IT RESOLVED, that PFW Academic Regulations 9.4 Academic notice, separation, and readmission be updated with the changes noted on the following pages.

Proposed Changes to PFW Academic Regulations 9.4 (9.0 Academic Standing)

- **9.4:** Academic ~~probation~~notice, ~~dismissal~~separation, and readmission. The following ~~probation~~Academic notice, ~~dismissal~~separation, and readmission criteria are minimums for PFW; academic units may set higher standards which shall become effective upon publication in the Bulletin-Catalog or its supplement. ~~A student dismissed from a program for failure to meet the higher standards imposed by an academic unit must be accepted in another program before registering for a subsequent academic session.~~
- **9.4.1:** Academic Probation Notice. A student shall be placed on academic ~~probation notice~~ if ~~his/her~~their fall or spring semester or cumulative GPA at the end of any fall or spring semester is less than a 2.0. A student on academic probation shall be removed from that standing at the end of the first subsequent fall or spring semester in which ~~he/she~~they achieves semester and cumulative GPA's equal to or greater than 2.0.
 1. IF: Semester GPA or Cumulative GPA is <2.0= ACADEMIC PROBATION
 2. IF: On academic probation and Cumulative GPA is <2.0 but Semester GPA is \geq 2.0= CONTINUED PROBATION
 3. IF: On academic probation and Semester GPA is <2.0 but Cumulative GPA is \geq 2.0= CONTINUED PROBATION
 4. Any grade change due to a reporting error will result in a recalculation of the GPA and determination of probation standing.
 5. Academic standing will not be assessed in summer sessions.
 - ~~6. A student who wishes to appeal an academic probation standing should contact the academic department of their major for guidance in the appeal process.~~
- **9.4.2:** Academic ~~Dismissal~~Suspension. A student on academic ~~probation notice~~ shall be ~~dismissed~~placed on the suspension list at the close of any fall or spring semester in which ~~his/her~~their semester and cumulative GPA is less than a 2.0. Each case will be reviewed by Academic Advisors, Chairs, and Deans. The review will be carried out using shared criteria. If the criteria show reason why a student should be removed from the suspension list, the Chair/Dean will notify the Registrar's office of that decision. Otherwise,

Proposed Changes to PFW Academic Regulations 9.4 (9.0 Academic Standing)

- IF: On academic probation and both the Semester GPA and Cumulative GPA are <2.0=ACADEMIC ~~DISMISSAL~~SUSPENSION
- Any grade change ~~due to a reporting error~~ will result in a recalculation of the index and redetermination of the ~~dismissal~~suspension status.
- A student who wishes to appeal an academic ~~dismissal~~suspension standing should follow the directions provided by the Registrar's office in the Notice of Suspension~~contact the academic department of their major for guidance in the appeal process.~~
- **9.4.3:** Readmission. A student who has been ~~dismissed~~suspended from ~~IPFW~~ or from another campus of Purdue University may not enroll at ~~IPFW~~ until one fall or spring semester has passed. All readmissions are into probationary status and are subject to stipulations in effect as a condition of readmission. Readmissions shall be reported to the Registrar, and an appropriate entry shall be made on the student's academic record. A student who is academically ~~dismissed~~suspended more than once for a second time is not eligible to enroll for at least one year.
 - A student ~~dismissed~~suspended by this policy must apply to ~~the appropriate office or PFW for~~ readmission ~~committee~~. A fee is assessed for processing the readmission application. Readmission is not guaranteed.
 - When a student is suspended from a program with academic standards higher than the university standards, they may be eligible to continue in another program and are encouraged to seek guidance from their Academic Advisor.

MEMORANDUM

TO: Fort Wayne Senate

FROM: Steven A. Hanke, Chair of the Educational Policy Committee

DATE: 01/08/2024

SUBJ: Expanding Class Scheduling Options

WHEREAS, The Bylaws of the Senate provide (5.3.3.2.1.) that the Educational Policy Committee shall be concerned with “policies for scheduling classes”; and

WHEREAS, the PFW Strategic Plan states that our Students First core value should lead us to consider all strategic decisions from the perspective of student impact; and

WHEREAS, data from the 2023 Class Schedule Satisfaction Survey (CSSS) students prefer to attend classes 4 days a week, and Friday was the day most students work,

WHEREAS, eleven Monday/Wednesday (MW) morning sections were piloted in the FA23 semester and no sections were cancelled due to low enrollment, with positive feedback from faculty,

WHEREAS, survey data from students in the MW pilot sections, 56% (n=43) would like to see more Monday/Wednesday morning classes offered in the future,

WHEREAS, offering MW morning sections would help flatten the class schedule, giving students more class options, and help alleviate the Tuesday/Thursday compression on the class schedule,

WHEREAS, offering MW morning sections the start times of MWF sections need to be adjusted to better align with the MW times for room efficiency,

WHEREAS, PFW Student Experience Division endorse having MW morning sections,

BE IT RESOLVED beginning in the Fall 2025 semester, the Class Scheduling Patterns include MW from 9:00-10:15 am, and 10:30-11:45 am,

BE IT FURTHER RESOLVED, beginning in the Fall 2025 semester, the Class Scheduling Patterns MWF be: 8:00-8:50 am, 9:00-9:50am, 10:30-11:20 am, 1:30-2:20 pm, and 3:00-3:50 pm,

BE IT FURTHER RESOLVED beginning in the Fall 2025 semester, the Class Scheduling Patterns include Friday 9:00 – 11:50 am,

BE IT FURTHER RESOLVED, beginning in the Fall 2025 semester, the Class Scheduling Patterns be updated with the changes noted on the following pages.

CLASS SCHEDULING PATTERNS FALL AND SPRING SEMESTERS

last reviewed by Faculty Senate March 2017

document updated February 2023

These patterns should be used for all classes according to the number of contact hours for the class. Laboratory sections should be scheduled in unique patterns when necessary to provide optimum use of the laboratory.

No classes will be scheduled during the *FREE PERIOD* - Monday, 12:00-1:00 PM.

I. One-Hour Classes

- A. ~~May meet~~ Meet one day per week ~~within in any an~~ approved ~~three-hour schedule pattern~~ 50-minute ~~s per week, time period.~~
- B. ~~May meet~~ Meet ~~two days one day~~ per week ~~within in any approved two hour time period an approved three-hour schedule pattern~~ for eight weeks ~~(100 minutes per week).~~

II. Two-Hour Classes

- A. ~~May meet~~ Meet ~~within any~~ approved three-hour class ~~pattern period~~ for ~~reduced time (100 minutes per week, total).~~
- B. ~~May meet one day per week in the time periods listed below:~~

<u>M or W</u>	<u>T or R</u>	<u>F</u>
8:00-9:50 AM	2:30-4:20 PM	2:00-3:50 PM
5:30-7:20 PM	5:30-7:20 PM	
7:30-9:20 PM	7:30-9:20 PM	

III. Three-Hour Classes

- A. ~~may meet at~~ ~~within an approved schedule pattern any time~~ listed below ~~(150 minutes per week).~~
- B. ~~For classes using a single-day schedule pattern, a 150minute break is included in the times listed. :~~

<u>MWF</u>	<u>TR or WF</u>	<u>MW or TR or</u>	<u>F</u>
8:00-8:50 AM	7:30-8:45 AM	<u>WF</u>	<u>9:00-11:45 AM</u>
9:00-9:50 AM	<u>9:00-10:15 AM</u>	<u>7:30-8:45 AM</u>	<u>12:30-3:15 PM</u>
10:30-11:25 AM	<u>10:30-11:45 AM</u>	<u>9:00-10:15 AM</u>	
11:00-11:50 AM	12:00-1:15 PM	<u>10:30-11:45 AM</u>	
1:30-2:20 PM	<u>WF</u>	<u>AM</u>	<u>WEEKEND COLLEGE CLASSES</u>
<u>2:30-3:20 PM</u>	<u>12:00-1:15 PM</u>	1:30-2:45 PM	<u>S</u>
3:00-3:50 PM	<u>1:30-2:45 PM</u>	3:00-4:15 PM	9:00-11:45 AM
PM	<u>3:00-4:15 PM</u>	4:30-5:45 PM	12:30-3:15 PM
		6:00-7:15 PM	
		7:30-8:45 PM	
		9:00-10:15 PM	
<u>M or T or W or R or F</u>	<u>TWR</u>	<u>U</u>	
4:30-7:15 PM	<u>3:00</u>	<u>1:00-3:50 PM</u>	
6:00-8:45 PM	<u>3:50</u>	<u>4:00-6:50 PM</u>	
7:30-10:15 PM	<u>PM</u>		

III.IV. Four-Hour Classes

- A. ~~May meet~~ Meet MTWR or TWRF ~~12:00-12:50 PM~~ within an approved three-hour schedule pattern for 200 minutes per week.
- B. ~~May meet~~ Meet ~~TWR 3:00-4:10 or TWRF 3:00-3:50~~
- C. ~~May meet in any approved five-hour class period for reduced time (200 min. total).~~
- D. ~~May meet two days per week in the time periods listed below:~~

<u>MW</u>	<u>TR</u>
8:00-9:50 AM	2:30-4:20 PM
5:30-7:20 PM	5:30-7:20 PM
7:30-9:20 PM	7:30-9:20 PM

V. Eight Week Classes

- A. Meet within back-to-back approved schedule patterns to double the contact hours per week.
- B. Meet two days per week, within an approved single-day pattern, to double the contact hours per week.

IV.VI. Five-Hour Classes Meeting Pattern Exceptions

A. ~~May meet in any time period listed below:~~ The meeting patterns are based on classes scheduled for the entire semester, unless stated. Exceptions to the approved meeting times need approval by the Associate Vice Chancellor for Academic Programs and should align with the start time.

Daily (M-F)

~~8:00-8:50 AM
9:00-9:50 AM
11:00-11:50 AM
1:30-2:20 PM
3:30-4:20 PM~~

Others

~~MWF 10:00-10:50 and TR 10:30-11:20 AM
MWF 1:30-2:20 and TR 1:30-2:20 PM
MWF 2:30-3:20 and TR 3:00-3:50 PM
TWRf 12:00-1:05 PM
TWRf 3:00-4:05 PM~~

B. ~~May meet in any approved Weekend College time period by delaying ending time.~~

**CLASS SCHEDULING PATTERNS
SIX WEEK SUMMER SESSIONS**

These patterns should be used for all classes, according to the number of contact hours for the class. Laboratory portions of a general class may be scheduled in unique patterns when necessary to provide optimum use of the laboratory.

A.	Weekday Classes	<u>MTR (3 day option)</u>	<u>MTWR (4 day option)</u>
	1. 3-hour classes	7:30-9:50 AM 10:00 AM-12:20 PM 12:30-2:50 PM 3:00-5:20 PM 5:30-7:50 PM 8:00-10:20 PM	7:30-9:15 AM 10:00-11:45 AM 12:30-2:15 PM 3:00-4:45 PM 5:30-7:15 PM 8:00-9:45 PM
	2. 4-hour classes	<u>MTWR</u> 7:30-9:50 AM 10:00 AM-12:20 PM 12:30-2:50 PM 3:00- 5:20 PM 5:30- 7:50 PM 8:00-10:20 PM	
	3. 5-hour classes	<u>MTWRF</u> 7:30-9:50 AM 10:00 AM-12:20 PM 12:30-2:50 PM 3:00-5:20 PM 5:30-7:50 PM 8:00-10:20 PM	

- B. Weekend Classes** Must be listed as Summer I
 Will meet for eight weeks.
 Saturdays only, 9:00-11:45 AM and 12:45-3:30 PM

CLASS SCHEDULING PATTERNS FALL AND SPRING SEMESTERS

last reviewed by Faculty Senate March 2017

document updated February 2023

These patterns should be used for all classes according to the number of contact hours for the class. Laboratory sections should be scheduled in unique patterns when necessary to provide optimum use of the laboratory.

No classes will be scheduled during the *FREE PERIOD* - Monday, 12:00-1:00 PM.

I. One-Hour Classes

- A. Meet one day per week within an approved three-hour schedule pattern for 50 minutes per week.
- B. Meet two days per week, within an approved three-hour schedule pattern for eight weeks (100 minutes per week).

II. Two-Hour Classes

- A. Meet within an approved three-hour schedule pattern for 100 minutes per week.

III. Three-Hour Classes

- A. Meet within an approved schedule pattern listed below (150 minutes per week).
- B. For classes using a single-day schedule pattern, a 15-minute break is included in the times listed.

<u>MWF</u>	<u>TR or WF</u>	<u>MW or TR or</u>	<u>F</u>
8:00 - 8:50 AM	12:00-1:15 PM	<u>WF</u>	9:00 – 11:45 AM
9:00 - 9:50 AM		7:30-8:45 AM	12:30-3:15 PM
10:30-11:20 AM		9:00-10:15 AM	
1:30-2:20 PM		10:30-11:45 AM	
3:00-3:50 PM		1:30-2:45 PM	
		3:00-4:15 PM	
		4:30-5:45 PM	
		6:00-7:15 PM	
		7:30-8:45 PM	
		9:00-10:15 PM	

WEEKEND COLLEGE CLASSES

<u>M or T or W or R or F</u>
4:30-7:15 PM
6:00-8:45 PM
7:30-10:15 PM

<u>S</u>
9:00-11:45 AM
12:30-3:15 PM

IV. Four-Hour Classes

- A. Meet MTWR or TWRF within an approved three-hour schedule pattern for 200 minutes per week.

V. Eight Week Classes

- A. Meet within back-to-back approved schedule patterns to double the contact hours per week.
- B. Meet two days per week, within an approved single-day schedule pattern, to double the contact hours per week.

VI. Meeting Pattern Exceptions

- A. The meeting patterns are based on classes scheduled for the entire semester, unless stated. Exceptions to the approved meeting times need approval by the Associate Vice Chancellor for Academic Programs, and should align with the start time.

CLASS SCHEDULING PATTERNS SIX WEEK SUMMER SESSIONS

These patterns should be used for all classes, according to the number of contact hours for the class. Laboratory portions of a general class may be scheduled in unique patterns when necessary to provide optimum use of the laboratory.

- A. Weekday Classes**
- | | | |
|--------------------------|--|---|
| | <u>MTR (3 day option)</u> | MTWR (4 day option) |
| 1. 3-hour classes | 7:30-9:50 AM
10:00 AM-12:20 PM
12:30-2:50 PM
3:00-5:20 PM
5:30-7:50 PM
8:00-10:20 PM | 7:30-9:15 AM
10:00-11:45 AM
12:30-2:15 PM
3:00-4:45 PM
5:30-7:15 PM
8:00-9:45 PM |
| 2. 4-hour classes | <u>MTWR</u>
7:30-9:50 AM
10:00 AM-12:20 PM
12:30-2:50 PM
3:00- 5:20 PM
5:30- 7:50 PM
8:00-10:20 PM | |
| 3. 5-hour classes | <u>MTWRF</u>
7:30-9:50 AM
10:00 AM-12:20 PM
12:30-2:50 PM
3:00-5:20 PM
5:30-7:50 PM
8:00-10:20 PM | |
- B. Weekend Classes** Must be listed as Summer I
Will meet for eight weeks.
Saturdays only, 9:00-11:45 AM and 12:45-3:30 PM

MEMORANDUM

TO: Fort Wayne Senate

FROM: Deborah Bauer and Wylie Sirk, Co-Chair
Faculty Affairs Committee

DATE: January 25, 2024

SUBJ: Formal Joint Appointment Policy Request

The Executive Committee has tasked the Faculty Affairs Committee with reviewing the question of whether to create a formal Joint Appointment policy for our campus. After discussion and review of similar policies at other universities, the Faculty Affairs Committee has concluded that at this time, no formal policy is necessary. Rather, we encourage colleges and schools who plan to hire a faculty member jointly to come to an agreement on a policy that works best for them, as the recent example of a joint appointment between the School of Education (SOE) and the College of Science (COS). See attached SR23-2.

In so doing, each division will follow SD 14-36, which states: “The appointment letter of a faculty member to more than one academic unit shall identify that department whose tenure/promotion process shall apply to the appointee”. Procedures for evaluation and promotion that include a role for the minority department will be based on the agreement by all parties.

Approving:	Not Approving:	Abstain:	Absent:	Non-Voting:
Deborah Bauer Hui Hanke Jay Johns Mark Jordan Promothes Saha Wylie Sirk				Kimberly O'Connor

MEMORANDUM

TO: Fort Wayne Senate

FROM: Wylie Sirk, Chair
Faculty Affairs Committee

DATE: April 24, 2023

SUBJ: Joint Appointment Policy

The Faculty Affairs Committee approved on April 24, 2023 the attached documents regarding the Joint Appointment Policies from the School of Education and College of Science. The committee finds the attached documents requires no Senate review and this is for information only.

Approving:
Bin Chen
Aranzazu Pinan-Llam
Hui Hanke
Mark Jordan
Wylie Sirk

Not Approving:

Abstain:

Absent:

Non-Voting:
Marcia Dixon

For addition to School of Education Governance Document

V. FACULTY AND LECTURERS

c. JOINT FACULTY APPOINTMENTS

Joint faculty **academic** appointments to one or more departments in the SOE shall be governed by a written agreement signed by both department chairs, their respective dean(s), and the faculty member, and amendable and/or dissolvable by all parties.

That agreement should explain:

1. The majority and minority department, and percentages of appointment.
2. Which department provides office space, clerical support, professional development funds, voting privileges, Senate apportionment, award eligibility, etc.
3. Teaching responsibilities to each department.
4. Research expectations of each department.
5. Service contributions and meeting attendance for each department.
6. **SD 14-36: "The appointment letter of a faculty member to more than one academic unit shall identify that department whose tenure/promotion process shall apply to the appointee"**. Procedures for evaluation and promotion that include a role for the minority department **based on the agreement by all parties**.

COS

5.0 APPORTIONMENT, ELECTION, AND REPLACEMENT OF SENATORS

General Allocation

Of the Senate seats allocated to the College, one shall be elected from each department and the remainder shall be distributed proportionally to departments rounding down to the nearest integer according to the number of voting faculty members as defined by the College of Science. If there are two or more departments of equal size, the final selection of Senators will be determined randomly.

Per SD98-16, the Dean is an additional member of the Senate.

Names of incoming Senators shall be reported by the chair of the Strategic and Innovations Committee to the Senate Secretary by March 1.

Vacancies

If a seat is being vacated, it shall be filled by a member of the same department as the faculty member who is vacating the seat.

6.0 NOMINEES FOR CAMPUS PROMOTION AND TENURE COMMITTEE

Four COS nominees for the Campus Promotion and Tenure Committee shall be elected by preferential ballot, at least two of whom shall be full professors. The ballot shall identify each candidate's academic rank. If the College has more than three Senior Lecturers, then at least one nominee shall be a Senior Lecturer. Nominees shall be faculty who have served on the Promotion and Tenure Committee at the college level.

7.0 JOINT FACULTY APPOINTMENTS

Joint faculty academic appointments involving one or more departments in the College of Science shall be governed by a written agreement signed by both department chairs, their respective dean(s), and the faculty member, and amendable and/or dissolvable by all parties. Any joint appointment agreement should be consistent with applicable existing policies and should explain:

- The majority and minority department, and percentages of appointment.
- Which department provides office space, clerical support, professional development funds, voting privileges, Senate apportionment, award eligibility, etc.
- Teaching responsibilities in each department.
- Research expectations in each department.
- Service contributions and meeting attendance in each department.

- Procedures for evaluation and promotion that include a role for the minority department based on the agreement by all parties so that the joint appointment is in accord with SD 14-36 which states: “The appointment letter of a faculty member to more than one academic unit shall identify that department whose tenure/promotion process shall apply to the appointee”.

8.0 AMENDMENTS AND PROPOSALS

Amendments to the Governance Document or College policies, such as promotion and tenure, shall be subject to a vote of the Faculty, as coordinated by the Strategic and Innovations Committee. A final vote will take place by a secret ballot sent to all voting faculty. Consent by two-thirds of the respondents is required.

Proposals for amendments or new policies may be requested by a petition from the Faculty if it is signed by at least twenty percent of the Faculty. Such a referendum must be directed to the chair of the Strategic and Innovations Committee who shall subject it to a vote of the Faculty in accordance with the rules stated in the previous paragraph.

The results of Faculty votes shall be transmitted to the Faculty within 7 days of the deadline to vote.

Votes of the whole faculty may take place electronically.

Approved December 3, 2020

Amended April 9, 2021

Amended April 18, 2022