

**MEETING AGENDA**  
**DIVISIONAL SENATE ASSEMBLY**  
**ACADEMIC SENATE, IRVINE DIVISION**

Thursday, May 2, 2019, 3:30-5:00 p.m.  
Senate Conference Room, 338 Aldrich Hall

<b>STATUS</b>	<b>ITEM</b>
	<b>1. Roll Call</b>
ACTION	<b>2. Minutes</b> <u>Proposed Action:</u> The Assembly will vote to accept or amend the minutes from the March 14, 2019 meeting.
ACTION	<b>3. Proposed Modifications to Appendix I, Chapter VI. School of Humanities</b> <u>Issue:</u> The School of Humanities has revised their School bylaws and the Senate Manual needs to be updated (the proposal is to modify Appendix I, Chapter VI. School of Humanities to match the newly implemented School bylaws).  <u>Proposed Action:</u> The Assembly will vote to approve or reject the proposed modifications to Appendix I, Chapter VI.
ACTION	<b>4. Proposed Modifications to Bylaw 60. Committees, Committee on</b> <u>Issue:</u> The Committee on Committees has proposed modifications to Bylaw 60. The proposed modifications would give the Committee on Committees (COC) the authority to remove members from Senate Committees.  <u>Proposed Action:</u> The Assembly will vote to approve or reject the proposed modifications to Bylaw 60.
ACTION	<b>5. Proposed Memorial on Fossil Fuel Divestment</b> <u>Issue:</u> The San Francisco Division of the Academic Senate has proposed a Memorial on Fossil Fuel Divestment, which would petition the Regents to divest the University's endowment portfolio of all investments in the 200 publicly traded fossil fuel companies with the largest carbon reserves.  <u>Proposed Action:</u> The Assembly will vote to approve or reject the proposed Memorial on Fossil Fuel Divestment and will forward the results of the vote to the Chair of the Assembly and Chairs of the other Divisions.
INFORMATION	<b>6. Academic Integrity</b> <u>Presented by:</u> Terry Dalton, Chair, Academic Integrity Review Board
INFORMATION	<b>7. Managing Student Distress</b> <u>Presented by:</u> Marcelle Hayashida, Associate Vice Chancellor, Wellness, Health and Counseling Services
	<b>8. Announcements by Chair Linda Cohen</b>
	<b>9. Announcements by Other Administrative Officers</b>
	<b>10. Reports of Special Committees</b>
	<b>11. Reports of Standing Committees</b>
	<b>12. Petitions of Students</b>

**13. Unfinished Business****14. University and Faculty Welfare****15. New Business**

Linda Cohen, Chair  
Academic Senate, Irvine Division

---

\* Agenda items deemed noncontroversial by the Chair of the Divisional Senate Assembly, in consultation with the Senate Cabinet, may be placed on a Consent Calendar under Special Orders. Approval of all business on the Consent Calendar requires a single unanimous vote. At the request of any Divisional Assembly member, any Consent Calendar item may be extracted for consideration under "New Business" later in the agenda. (from Bylaw 158[D])

**N.B. All members of the Academic Senate and of the University community shall have the privilege of attendance and the privilege of the floor at meetings of the Divisional Senate Assembly, but only members of the Divisional Senate Assembly may make or second motions or vote. However, the Chair (or designated representative) of a standing or special committee of the Division may move or second action on reports of that committee.**

**Note:** For Senate updates, visit our home page: [www.senate.uci.edu](http://www.senate.uci.edu).

Representatives to the Divisional Senate Assembly may access the agenda materials by logging into the Senate Document Management System (DMS) using their UCInetID:  
<https://dms.senate.uci.edu/~councils.and.committees/?Assembly>.

---

# Meeting Materials

<b>Draft Meeting Minutes (March 14, 2019 Meeting)</b>	0-1
---MEETING	0-1
---As Chair Linda Cohen and Chair Elect-Secretary James Steintrager were unable to attend, the Chair of the Committee on Committees, Veronica Vieira, called to order the regular meeting of the Irvine Divisional Senate Assembly. The meeting was called to ...	0-1
<b>IA- Proposed Modifications to Appx. I, Chapter VI. School of Humanities</b>	1-1
---Cabinet Final Response - Proposed Modifications to Appendix I, Chapter VI (SOH Bylaws) Final Review 4-8-2019	1-1
---CRJ Final Response - Proposed Modifications to Appendix I, Chapter VI (SOH Bylaws) Final Review 4-8-2019	1-2
---CRJ Request-for-Review-Form Appx I, Ch VI. School of Humanities	1-3
---CRJ Appx I, Ch VI School of Humanities (2.27.19 proposal redlined in response to CRJ's initial review)	1-4
---CRJ Appx I, Ch VI School of Humanities (revised proposed clean 3-25-19)	1-8
<b>IBL- Proposed Modifications to Bylaw 60. Committees, Committees on</b>	2-1
---Cabinet Final Response - Proposed Modifications to Bylaw 60. Committees, Committees on Final Review 3-25-2019	2-1
---CRJ Final Response - Proposed Modifications to Bylaw 60. Committees, Committee on Final Review 3-8-2019	2-2
---CRJ Request-for-Review-Form-COC Bylaw 60	2-3
---CRJ Bylaw 60. Committees Committee on (redline)-Second Review	2-4
---CRJ Bylaw 60. Committees Committee on (proposed clean)-Second Review	2-6
<b>Proposed Memorial on Fossil Fuel Divestment</b>	3-1
---Assembly Notification of Memorial to the Regents from UCSF	3-1
---Assembly Memorial to the Regents Packet	3-2
---Assembly Senate Bylaw 90 - Memorials	3-8

**UNIVERSITY OF CALIFORNIA, IRVINE  
DIVISIONAL SENATE ASSEMBLY  
Minutes of the Regular Meeting**

March 14, 2019

3:30 to 5:00 p.m.

Academic Senate Conference Room, Aldrich Hall 338

**MEETING**

As Chair Linda Cohen and Chair Elect-Secretary James Steintrager were unable to attend, the Chair of the Committee on Committees, Veronica Vieira, called to order the regular meeting of the Irvine Divisional Senate Assembly. The meeting was called to order at 3:30 p.m. on Thursday, March 14<sup>th</sup>, 2019, in the Academic Senate Conference Room in Aldrich Hall 338.

**1. Roll Call**

Quorum was met. Members of the Administration and the University community were present. No members of the press were present.

**2. Announcements by Provost Lavernia**

Provost Lavernia provided an update on principles for allocation of FTE over the next few years and answered questions about diversity and hiring. The Provost and Michael Dennin, Vice Provost for Teaching and Learning provided perspective on the extent to which the Administration sees the campus embracing online education and in what areas and answered questions about impacts of new online courses on in-person courses.

**3. Draft Minutes**

The Assembly unanimously voted to approve the minutes of January 31, 2019 as distributed.

**4. Special Orders - Consent Calendar:**

- a. **Proposal to Modify Bylaw 40. Faculties**
- b. **Proposal to Modify Bylaw 125. Rules and Jurisdiction, Committee on**

Action: The Assembly voted unanimously to approve items the consent calendar (28 to 0 with no abstentions). The modifications to Bylaw 40 clarify the parameters around Faculties' authority in determining their own bylaws, regulations, and government. The modifications to Bylaw 125 clarify the Senate's practice for reviewing Faculties' bylaws and align Bylaw 125 with current practice.

**5. Proposed Memorial on Fossil Fuel Divestment**

David Brownstone, Professor Emeritus of Economics, presented on the San Francisco Division of the Academic Senate's proposed Memorial on Fossil Fuel Divestment. The Memorial would petition the Regents to divest the University's endowment portfolio of all investments in the 200 publicly traded fossil fuel companies with the largest carbon reserves. Dr. Brownstone expressed that in his opinion, this would not be an effective

way to go about achieving a laudable goal. He suggested that partnering with likeminded institutions and putting forward a shareholder proposal or urging the Office of the UC Chief Investment Officer to support a carbon tax might be more effective. Members of the Assembly raised questions about proposing revisions to the Memorial and the Memorial process.

## **6. EEE/Canvas Transition**

Erik Kelly, Instructional Technology Support Manager, Office of Information Technology, and Briandy Walden, Associate Director, OIT Student & Academic Services presented on the campus transition from EEE to Canvas. Kelly shared information on multi-section course spaces, plans to consolidate TA management, Canvas integrations with third-party online homework tools, and submitting final grades to the Registrar. Kelly provided instructions on how to download historical grade records and upload syllabi to make them available to potential students. OIT is now offering individual Canvas appointments for faculty to ask questions. Kelly and Walden answered questions about Canvas course space creation and Gradebook. Members of the Assembly were encouraged to download their historical grades and to send in questions, concerns, and suggestions via email and to encourage their colleagues to do the same.

## **7. Outcome of UC Negotiations with Elsevier**

Lorelei Tanji, University Librarian and John Renaud, Associate University Librarian for Research Resources provided an update on the outcome of UC negotiations with Elsevier. UC continues to have online access to all Elsevier articles licensed prior to January 1, 2019. Tanji assured faculty that the UCI Libraries stand ready to assist faculty in accessing the articles they need for their research and teaching. Members of the Assembly raised questions about the motivations of negotiations and negotiations with other publishers.

## **8. Announcements by Chair Linda Cohen**

Chair Cohen was unable to attend. COC Chair Vieira shared Academic Council Chair Robert May and UC Provost Michael Brown's memo asking campuses to review the UC Transfer Admissions Guarantee and campus transfer pathways.

## **9. Announcements by Other Administrative Officers: None**

## **10. Reports of Special Committees: None**

## **11. Reports of Standing Committees: None**

## **12. Petitions of Students: None**

## **13. Unfinished Business: None**

## **14. University and Faculty Welfare: None**

## **15. New Business: None**

**16. Adjournment:** The meeting adjourned at 5:11 pm.

-----  
Minutes prepared by Laura Gnesda and Kate Brigman  
Attest: Veronica Vieira, Committee on Committees Chair  
Academic Senate, Irvine Division

DRAFT

April 8, 2019

Academic Senate  
Committee on Rules and Jurisdiction  
307 Aldrich Hall  
Irvine, CA 92697-1325  
(949) 824-7685  
[www.senate.uci.edu](http://www.senate.uci.edu)

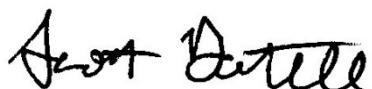
**LINDA COHEN, CHAIR  
ACADEMIC SENATE**

**RE: PROPOSED MODIFICATIONS TO APPENDIX I, CHAPTER VI. SCHOOL OF HUMANITIES**

The Committee on Rules and Jurisdiction (CRJ) reviewed the proposed modifications to the School of Humanities bylaws as contained in Appendix I, Chapter VI of the Irvine Senate Manual. Per the proposers, the modifications formalize updates that were previously approved by the School's Faculty Executive Committee in spring, 2018 specifically in regards to procedures around Chair and Vice Chair terms (Vice Chair serves one year as Vice Chair before becoming Chair for the second year of her/his two-year term) and preventing any Department from having more than two members as representatives to the Divisional Senate Assembly of the Irvine Division.

After review of the proposed modifications, to ensure consistency with the Code of the Senate, CRJ approves the proposed modifications to Bylaw 125 of the Irvine Senate Manual, but notes that if the number of representatives (as allotted in Appendix IV: Divisional Senate Assembly Scale of Apportionment), or number of Departments in the School, changes in such a way that the limitation of two representatives per Department as prescribed in Section 3, B.1 is no longer obtainable, the School's bylaws will need to be revised.

Respectfully,



**Scott Bartell, Chair**  
Committee on Rules and Jurisdiction

C: Glenn Levine, Chair, School of Humanities Faculty Executive Committee  
Victoria e. Johnson, Vice Chair, SOH Faculty Executive Committee  
Kate Brigman, Executive Director, Academic Senate  
Laura Gnesda, Committee Analyst



April 8, 2019

Academic Senate  
Committee on Rules and Jurisdiction  
307 Aldrich Hall  
Irvine, CA 92697-1325  
(949) 824-7685  
[www.senate.uci.edu](http://www.senate.uci.edu)

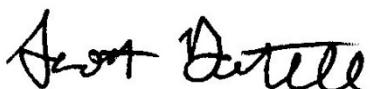
**LINDA COHEN, CHAIR  
ACADEMIC SENATE**

**RE: PROPOSED MODIFICATIONS TO APPENDIX I, CHAPTER VI. SCHOOL OF HUMANITIES**

The Committee on Rules and Jurisdiction (CRJ) reviewed the proposed modifications to the School of Humanities bylaws as contained in Appendix I, Chapter VI of the Irvine Senate Manual. Per the proposers, the modifications formalize updates that were previously approved by the School's Faculty Executive Committee in spring, 2018 specifically in regards to procedures around Chair and Vice Chair terms (Vice Chair serves one year as Vice Chair before becoming Chair for the second year of her/his two-year term) and preventing any Department from having more than two members as representatives to the Divisional Senate Assembly of the Irvine Division.

After review of the proposed modifications, to ensure consistency with the Code of the Senate, CRJ approves the proposed modifications to Bylaw 125 of the Irvine Senate Manual, but notes that if the number of representatives (as allotted in Appendix IV: Divisional Senate Assembly Scale of Apportionment), or number of Departments in the School, changes in such a way that the limitation of two representatives per Department as prescribed in Section 3, B.1 is no longer obtainable, the School's bylaws will need to be revised.

Respectfully,



**Scott Bartell, Chair**  
Committee on Rules and Jurisdiction

C: Glenn Levine, Chair, School of Humanities Faculty Executive Committee  
Victoria e. Johnson, Vice Chair, SOH Faculty Executive Committee  
Kate Brigman, Executive Director, Academic Senate  
Laura Gnesda, Committee Analyst



## REQUEST FOR REVIEW BY CRJ

*The proposal must adhere to the following specifications.*

*Failure to do so will result in the return of the proposal and a delay in the review process.*

Please send electronic copies to CRJ Analyst Laura Gnesda, [lgnesda@uci.edu](mailto:lgnesda@uci.edu), who will ensure the proposal meets guidelines and is ready to be forwarded to the Committee on Rules and Jurisdiction Chair.

### **Main Contact Information**

**Name:** Victoria E. Johnson

**Phone:** (949) 824-3532

**Email:** v.e.johnson@uci.edu

**Title/Capacity:** Interim Chair, SOH HEC

**Date:** 2/27/2019

### **The Proposal**

- Title: Proposed Modifications to...** or (if new) **Proposed Bylaws for the...**  
Proposed Modifications to Appendix I, Chapter VI. School of Humanities
- Statement of rationale:** *Briefly explain why the proposed modifications are necessary to the existing legislation or organizational practice. It is also helpful to include when the executive committee or governing body approved these modifications.*

The accepted modification to HEC bylaws formalize updates approved by the committee in spring, 2018. The bylaws now reflect the procedure for Chair and Vice-Chair terms (Vice Chair serves one year as Vice Chair before becoming Chair for the second year of her/his 2-year term) as well as annotating that no more than two people from the same Department may serve on Divisional assembly.

Approved by the Humanities Executive Committee on January 24, 2019.

- Proposed Language (bylaws): Attached.**

*Document format should be in Microsoft Word (Letter size with 1" margins), Times New Roman Font, Size 11 (please do not change font size within the document). If this a proposal for new bylaws, just include the original copy. Please submit all documents in Word Doc and not as a PDF.*

*Please attach two copies:*

- One markup copy, indicating deletions by **~~strikeout type~~** and additions by **underline type**.
- One clean copy with the proposed modifications already in place (no mark ups).

### **SECTION BELOW IS FOR SENATE USE ONLY**

**Received by CRJ:**

**CRJ review:**

**Forward to Senate Chair:**

**Cabinet review:**

**Assembly review:**

**Effective date:**

**Manual upload date:**

THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE  
PART III – APPENDICES OF THE IRVINE DIVISION

**Appendix I: Bylaws of the Faculties**

**Chapter VI: School of Humanities**

(Am 15 Jun 09) (Am 11 Jul 11) (Am 7 Dec 17)

**Section 1: General Provisions**

**A. Membership and Duties**

The membership and duties of the faculty of the School of Humanities are those specified in Bylaw 45 and 50 of the UC Academic Senate.

**B. Officers**

There will be a Chair and Vice Chair/Chair-Elect of the Humanities Faculty, the Vice Chair will replace~~ing~~ the Chair when the Chair is absent or resigns. The ~~Chair and the~~ Vice Chair~~are~~ normally/Chair-Elect is elected for a two-year term; ~~in:~~ the first year the Vice Chair serves as serving as vice chair/Chair-elect; ~~In~~ In the second year she/he becomes and the second year as Chair.

1. At the beginning of the spring quarter of the preceding year, the Executive Committee nominates a minimum of ~~three~~two members of the faculty who are not in administrative positions which involve them in faculty personnel matters. Insofar as it is possible the slate will offer a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School.
2. ~~That~~ The slate will be published to the faculty by the end of the fourth week of the spring quarter. ~~At that time~~and the faculty will ~~at the time~~ be invited to add willing nominees to it. Ten days will be allowed for the gathering of additions to the slate, signatures and the submission of petitions.
3. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days. ~~Ballots~~ returned later will not be counted.
4. The Committee will declare elected ~~those nominees~~the candidate for Vice Chair/Chair-Elect getting the greatest number of votes. ~~, provided that all those elected~~the candidate will have gotten at least one third of the votes cast. The individual with the highest number of votes shall be declared Chair, and the one with the second highest number of votes will be Vice Chair.
5. In the event of a tie a runoff election will be conducted.

**C. Meetings**

The Chair of the faculty will call at least one meeting of the faculty each year. Other meetings may be called at any time by a written request of seven members of the faculty. Questions of order not covered by legislation are governed by Robert's Rules of Order.

**D. Quorum**

A quorum for faculty meetings will be twenty-five percent of the faculty of the School.

**Section 2: Executive Committee**

**A. Membership**

1. There will be an Executive Committee consisting of the Chair of the Humanities faculty (presiding), the Vice Chair/Chair-Elect, and six elected members. The Dean will sit as an ex

**Commented [VJ1]:** Why is the slate published twice? Shouldn't the solicitation for additional names happen prior to the publishing of the slate? In other words, why is it a two-step process? I've revised with the assumption that it will remain a two-step process, but I'm unclear on the value of this?

**Commented [GL2R1]:** I imagine this is to ensure that everyone has more than one opportunity to put themselves or others forward as nominees.

## MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE

### PART III – APPENDICES OF THE IRVINE DIVISION

officio non-voting member. The Associate Deans, the Assistant Dean, and relevant personnel will be invited to attend the meetings in an advisory capacity. The Vice Chair will serve as Secretary, with the responsibility of recording votes and providing the minutes of each meeting.

2. Elected members will normally hold a two-year term.
3. At the beginning of the spring quarter of the preceding year, the Executive Committee nominates for the following year a minimum of three members of the faculty who are not in administrative positions which involve them in faculty personnel matters. Insofar as it is possible, the slate will offer a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School. All nominees will run at large. That slate will be published to the faculty by the end of the fourth week of the spring quarter, and the faculty will at the time be invited to add willing nominees to it.
4. Emeritus professors may stand for election also, but only one emeritus may serve at one time on the committee. Thus, no emeritus may run if there is already an emeritus on the committee. Ten days will be allowed for the gathering of signatures and the submission of petitions.
5. Ten days will be allowed for the gathering of signatures and the submission of petitions additions to the slate.
6. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days. Ballots returned later will not be counted.
7. The Committee will declare elected those nominees getting the greatest number of votes. provided that all those elected will have gotten at least one third of the votes cast. However, a maximum of two faculty members from a single department or program may be seated on HEC in any term. Also, a maximum of one emeritus may be seated on HEC in any term.
8. In the event that all vacancies are not filled by nominees satisfying provisions above, the Humanities Executive Committee shall conduct a runoff election among the remaining eligible candidates. with the greatest number of votes, putting forward one more candidate than the number of unfilled positions. In the event of a tie, an additional runoff election will be conducted.
9. In the event that an elected representative cannot attend meetings for one or more quarters, the Chair of the faculty shall appoint an alternate. If possible, this will be the candidate who had the next highest number of votes in the previous election. In the case of resignations, the deficit will be remedied in the next election. Three members of the same department may never serve at the same time on HEC.

#### B. Duties

In matters not preempted by the jurisdiction of senate committees, the Executive Committee will:

1. Serve as a policy-recommending body, and represent the faculty and students in all aspects of the academic administration of the School.
2. Advise the Dean on matters of School policy.

**Commented [VJ3]:** This seems unnecessarily confusing? Why wouldn't the slate assure that "provisions" above were accommodated? Perhaps if two candidates from the same Department got the most votes and someone from that Department was already on HEC? So, maybe the following language?

"In the event that all vacancies are not filled by nominees satisfying provisions above, the Humanities Executive Committee shall conduct a runoff election of the remaining eligible candidates. In the event of a tie, a runoff election will be conducted."

**Commented [GL4R3]:** I agree and have modified the language accordingly.

**Commented [VJ5]:** I think this last clause is unnecessary as the 2-person rule is stated clearly, above.

**Commented [GL6R5]:** I agree with the deletion.

**MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART III – APPENDICES OF THE IRVINE DIVISION**

3. Authorize the Dean to appoint, after consultation with the Chair of the faculty, all committees of the School not otherwise provided for.

**C. Officers**

The Chair and Vice Chair of the Faculty will serve as Chair and Vice Chair of the Humanities Executive Committee respectively.

**D. Quorum**

A quorum for the Executive Committee meetings will be a majority of the members of the committee.

**Section 3: Election of Representatives from the School to the Irvine Division Representative Assembly of the Academic Senate**

- A.** At the beginning of the spring quarter of the preceding year, the Executive Committee will prepare a slate including at least two willing candidates for each vacant position, insuring, insofar as it can, that the slate offers a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School. All nominees will run at large.

- B.** ~~That~~ The slate will be published to the faculty by the end of the fourth week of the spring quarter. ~~At that time, and~~ the faculty will ~~at the time~~ be invited to add willing nominees to it. Ten days will be allowed for the gathering of ~~nominees from the faculty~~ additions to the slate. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days. ~~Ballots returned later will not be counted.~~

1. The Committee will declare elected those nominees getting the greatest number of votes, provided that all those elected will have gotten at least one third of the votes cast. ~~-Nominees may self-nominate; whether to allow these candidates on the final ballot will be at the sole discretion of the sitting HEC and based on the breadth of the lineup of nominees from the wider process.~~ A maximum of two faculty members from a single department or program may serve as divisional assembly representative in any term.

2. Emeritus professors may stand for election also, but only one emeritus may serve at one time on the committee. Thus, no emeritus may run if there is already an emeritus on the committee.

- C.** ~~Ten days will be allowed for the gathering of nominees from the [faculty].~~

**Commented [VJ7]:** Strike this—redundancy from above.  
Make D., below C.

- D.** In the event that an elected representative cannot attend meetings for one or more quarters, the Chair of the faculty shall appoint an alternate. If possible, this will be the candidate who had the next highest number of votes in the previous election. In the case of resignations, the deficit will be remedied in the next election.

**Section 4: Amendments to the Bylaws**

A motion to amend the Bylaws can be introduced by any faculty member at a general meeting. A motion to amend the Bylaws can also be introduced by a member of the Executive Committee at an Executive Committee meeting. Such a motion, whether introduced at a general meeting or an Executive Committee meeting, will be referred to the Executive Committee for discussion. This committee will make a formal recommendation that will be accompanied by a brief explanation of the change. A two-thirds majority is required.

**Section 5: Student Participation in School Affairs**

**MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART III – APPENDICES OF THE IRVINE DIVISION**

The faculty and administration of the School of Humanities encourage student participation in the decision-making process on all departmental and School levels. The undergraduate and graduate students from each department or program shall elect annually (or appoint, if necessary, on an ad hoc basis) at least two undergraduate and two graduate representatives to each department or program. Each department or program shall provide reasonable assistance for the implementations of these elections. Representatives shall be able to attend and have opinions recorded on all pertinent departmental and program committees. Departments and programs shall be obliged to solicit and record such opinions whenever appropriate and/or possible.

The Chair will request that ASUCI and AGSUCI send representatives to attend the Humanities Executive Committee meetings in a non-voting capacity. Students may be present for general business matters but not for the confidential advising of the Dean on personnel matters.

**THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART III – APPENDICES OF THE IRVINE DIVISION**

**Appendix I: Bylaws of the Faculties**

**Chapter VI: School of Humanities**

(Am 15 Jun 09) (Am 11 Jul 11) (Am 7 Dec 17) (Proposed changes March 2019)

**Section 1: General Provisions**

**A. Membership and Duties**

The membership and duties of the faculty of the School of Humanities are those specified in Bylaw 45 and 50 of the UC Academic Senate.

**B. Officers**

There will be a Chair and Vice Chair/Chair-Elect of the Humanities Faculty, the Vice Chair will replace the Chair when the Chair is absent or resigns. The Vice Chair/Chair-Elect is elected for a two-year term; in: the first year the Vice Chair serves as Chair-elect; in the second year she/he becomes Chair.

1. At the beginning of the spring quarter of the preceding year, the Executive Committee nominates a minimum of two members of the faculty who are not in administrative positions which involve them in faculty personnel matters. Insofar as it is possible the slate will offer a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School.
2. The slate will be published to the faculty by the end of the fourth week of the spring quarter. At that time the faculty will be invited to add willing nominees to it. Ten days will be allowed for the gathering of additions to the slate.
3. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days.
4. The Committee will declare elected the candidate for Vice Chair/Chair-Elect getting the greatest number of votes.
5. In the event of a tie a runoff election will be conducted.

**C. Meetings**

The Chair of the faculty will call at least one meeting of the faculty each year. Other meetings may be called at any time by a written request of seven members of the faculty. Questions of order not covered by legislation are governed by Robert's Rules of Order.

**D. Quorum**

A quorum for faculty meetings will be twenty-five percent of the faculty of the School.

**Section 2: Executive Committee**

**A. Membership**

1. There will be an Executive Committee consisting of the Chair of the Humanities faculty (presiding), the Vice Chair/Chair-Elect, and six elected members. The Dean will sit as an ex officio non-voting member. The Associate Deans, the Assistant Dean, and relevant personnel will be invited to attend the meetings in an advisory capacity. The Vice Chair will serve as Secretary, with the responsibility of recording votes and providing the minutes of each meeting.

**MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART III – APPENDICES OF THE IRVINE DIVISION**

2. Elected members will normally hold a two-year term.
3. At the beginning of the spring quarter of the preceding year, the Executive Committee nominates for the following year a minimum of three members of the faculty who are not in administrative positions which involve them in faculty personnel matters. Insofar as it is possible, the slate will offer a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School. All nominees will run at large. That slate will be published to the faculty by the end of the fourth week of the spring quarter, and the faculty will at the time be invited to add willing nominees to it.
4. Emeritus professors may stand for election also, but only one emeritus may serve at one time on the committee. Thus, no emeritus may run if there is already an emeritus on the committee.
5. Ten days will be allowed for the gathering of additions to the slate.
6. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days. Ballots returned later will not be counted.
7. The Committee will declare elected those nominees getting the greatest number of votes. However, a maximum of two faculty members from a single department or program may be seated on HEC in any term.
8. In the event that all vacancies are not filled by nominees satisfying provisions above, the Humanities Executive Committee shall conduct a runoff election among the remaining eligible candidates. In the event of a tie, a runoff election will be conducted.
9. In the event that an elected representative cannot attend meetings for one or more quarters, the Chair of the faculty shall appoint an alternate. If possible, this will be the candidate who had the next highest number of votes in the previous election. In the case of resignations, the deficit will be remedied in the next election.

**B. Duties**

In matters not preempted by the jurisdiction of senate committees, the Executive Committee will:

1. Serve as a policy-recommending body and represent the faculty and students in all aspects of the academic administration of the School.
2. Advise the Dean on matters of School policy.
3. Authorize the Dean to appoint, after consultation with the Chair of the faculty, all committees of the School not otherwise provided for.

**C. Officers**

The Chair and Vice Chair of the Faculty will serve as Chair and Vice Chair of the Humanities Executive Committee respectively.

**D. Quorum**

A quorum for the Executive Committee meetings will be a majority of the members of the committee.

**MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART III – APPENDICES OF THE IRVINE DIVISION**

**Section 3: Election of Representatives from the School to the Irvine Division Representative Assembly of the Academic Senate**

- A. At the beginning of the spring quarter of the preceding year, the Executive Committee will prepare a slate including at least two willing candidates for each vacant position, insuring, insofar as it can, that the slate offers a reasonable balance of ranks, departments and programs, and minorities represented in the faculty of the School. All nominees will run at large.
- B. The slate will be published to the faculty by the end of the fourth week of the spring quarter. At that time, the faculty will be invited to add willing nominees to the slate. Ten days will be allowed for the gathering of nominees from the faculty. Ballots will be distributed at the end of the sixth week of the quarter and will be returned to the Committee within ten days. Ballots returned later will not be counted.
  - 1. The Committee will declare elected those nominees getting the greatest number of votes, provided that all those elected will have gotten at least one third of the votes cast. Nominees may self-nominate; whether to allow these candidates on the final ballot will be at the sole discretion of the sitting HEC and based on the breadth of the lineup of nominees from the wider process. A maximum of two faculty members from a single department or program may serve as divisional assembly representative in any term.
  - 2. Emeritus professors may stand for election also, but only one emeritus may serve at one time on the committee. Thus, no emeritus may run if there is already an emeritus on the committee.
- C. In the event that an elected representative cannot attend meetings for one or more quarters, the Chair of the faculty shall appoint an alternate. If possible, this will be the candidate who had the next highest number of votes in the previous election. In the case of resignations, the deficit will be remedied in the next election.

**Section 4: Amendments to the Bylaws**

A motion to amend the Bylaws can be introduced by any faculty member at a general meeting. A motion to amend the Bylaws can also be introduced by a member of the Executive Committee at an Executive Committee meeting. Such a motion, whether introduced at a general meeting or an Executive Committee meeting, will be referred to the Executive Committee for discussion. This committee will make a formal recommendation that will be accompanied by a brief explanation of the change. A two-thirds majority is required.

**Section 5: Student Participation in School Affairs**

The faculty and administration of the School of Humanities encourage student participation in the decision-making process on all departmental and School levels. The undergraduate and graduate students from each department or program shall elect annually (or appoint, if necessary, on an ad hoc basis) at least two undergraduate and two graduate representatives to each department or program. Each department or program shall provide reasonable assistance for the implementations of these elections. Representatives shall be able to attend and have opinions recorded on all pertinent departmental and program committees. Departments and programs shall be obliged to solicit and record such opinions whenever appropriate and/or possible.

The Chair will request that ASUCI and AGSUCI send representatives to attend the Humanities Executive Committee meetings in a non-voting capacity. Students may be present for general business matters but not for the confidential advising of the Dean on personnel matters.

March 25, 2019

**DIVISIONAL SENATE ASSEMBLY****RE: Proposed Modifications to Bylaw 60. Committees, Committees on**

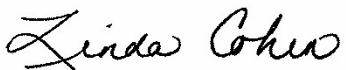
At its meeting of March 19, 2019, the Senate Cabinet reviewed the proposal to modify Bylaw 60. Committees, Committees on. Per the proposers, the modifications give the Committee on Committees (COC) the authority to remove members from Senate Committees (currently, members can only be removed by a meeting of the Division as stipulated in Bylaw 155).

The Cabinet unanimously voted to endorse the modifications to Bylaw 60.

ENDORSEMENT HISTORY	
COMMITTEE ON RULES & JURISDICTION	March 8, 2019
SENATE CABINET	March 19, 2019

The complete proposal and relevant documents are enclosed for your review and consideration.

Sincerely,



Linda Cohen, Chair  
Academic Senate, Irvine Division



March 8, 2019

Academic Senate  
Committee on Rules and Jurisdiction  
307 Aldrich Hall  
Irvine, CA 92697-1325  
(949) 824-7685  
[www.senate.uci.edu](http://www.senate.uci.edu)

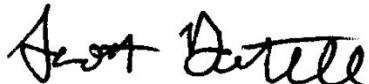
**LINDA COHEN, CHAIR  
ACADEMIC SENATE**

**RE: PROPOSED MODIFICATIONS TO BYLAW 60. COMMITTEES, COMMITTEE  
ON**

The Committee on Rules and Jurisdiction (CRJ) reviewed the revised proposed modifications to Bylaw 60. Committees, Committee on, which were received February 19, 2019. Per the proposers, the modifications give the Committee on Committees (COC) the authority to remove members from Senate Committees (currently, members can only be removed by the Divisional Senate Assembly as stipulated in Bylaw 155).

After review of the revised proposed modifications, to ensure consistency with the Code of the Senate, CRJ approves the proposed modifications to Bylaw 60 of the Irvine Senate Manual.

Respectfully,



**Scott Bartell, Chair**  
Committee on Rules and Jurisdiction

C: James Steintrager, Chair Elect-Secretary, Academic Senate, Irvine Division  
Veronica Vieira, Chair, Committee on Committees  
Christine Aguilar, Committee Analyst  
Kate Brigman, Executive Director  
Laura Gnesda, Committee Analyst



## REQUEST FOR REVIEW BY CRJ

*The proposal must adhere to the following specifications.*

*Failure to do so will result in the return of the proposal and a delay in the review process.*

Please send electronic copies to CRJ Analyst Laura Gnesda, [lgnesda@uci.edu](mailto:lgnesda@uci.edu), who will ensure the proposal meets guidelines and is ready to be forwarded to the Committee on Rules and Jurisdiction Chair.

### **Main Contact Information**

**Name:** Christine Aguilar

**Phone:** 949-824-7458

**Email:** cmaguil1@uci.edu

**Title/Capacity:** COC Analyst

**Date:** 11/16/2018

### **The Proposal**

**Title: Proposed Modifications to... or (if new) Proposed Bylaws for the...**

Proposed Modifications to Bylaw 60. Committees, Committee on

**Statement of rationale:** *Briefly explain why the proposed modifications are necessary to the existing legislation or organizational practice. It is also helpful to include when the executive committee or governing body approved these modifications.*

The Committee on Committees is updating Bylaw 60 in order to give COC the authority to remove members from Senate Committees. At the moment, the only bylaw that allows member removal is Bylaw 155 which allows for the Assembly to remove members. COC would like the ability to remove members from Senate Committees without first having to go through the Assembly. With this bylaw change COC would have the ability to remove members, and if the member in question refuses to step down then the case would be sent to the Assembly. The purpose of this change is not to remove the authority of the Assembly, but rather give COC the ability to remove members at a lower level without it automatically going to Assembly for review. Also, we've added a period at the end of Section B, Number 2, and capitalized the B on "bylaw" in Section B, Number 3 so that it matches the rest of the Bylaw. COC approved these changes at the November 16, 2018 meeting.

**Proposed Language (bylaws): Attached.**

*Document format should be in Microsoft Word (Letter size with 1" margins), Times New Roman Font, Size 11 (please do not change font size within the document). If this a proposal for new bylaws, just include the original copy. Please submit all documents in Word Doc and not as a PDF.*

*Please attach two copies:*

- One markup copy, indicating deletions by **~~strikeout type~~** and additions by **underline type**.
- One clean copy with the proposed modifications already in place (no mark ups).

**SECTION BELOW IS FOR SENATE USE ONLY**

**Received by CRJ:**

**CRJ review:**

**Forward to Senate Chair:**

**Cabinet review:**

**Assembly review:**

**Effective date:**

**Manual upload date:**

THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE  
PART I – BYLAWS OF THE IRVINE DIVISION

**Chapter III: Organization**

**Section 5: Standing Committees**

**Bylaw 60. Committees, Committee on**

(Am 5 Jun 03) (CC 15 May 06) (Am 7 June 07) (Am 5 June 08) (Am 13 Jan 09)

**A. Membership**

The Committee on Committees of the Irvine Division shall consist of the Chair of the Division, ex officio, and one member elected at large from each faculty named in Bylaw 40 (A), except that three members shall be elected at large from the Susan and Henry Samueli College of Health Sciences, representing respectively the clinical medical departments, the basic science medical departments and faculty who are part of the Susan and Henry Samueli College of Health Sciences, but outside of the School of Medicine. -No member may be elected for consecutive terms. (Am 8 Jun 95)

**B. Duties**

1. Nominate members for election to the elected committees and offices as described in Chapter V and appoint members of other standing and special committees of the Division. -The Committee on Committees shall make every effort, consistent with UC policies, to seek a balance with respect to diversity in the makeup of appointed council and committee memberships, election slates, and representation on all nomination lists that are the responsibility of the committee.
2. Appoint chairs of committees of the Division except for those whose method of appointment is otherwise specified in these Bylaws.
3. Fill by appointment any permanent vacancy that may occur in a Senate office or committee for the balance of the vacated term, except for the Council on Academic Personnel and the Committee on Committees. ~~for the balance of the vacated term. Temporary vacancies should be filled by appointment until the occupant of that position is again available for service. Such a temporary appointment ordinarily will have a term of one or more complete academic quarters.~~ Vacancies for the Council on Academic Personnel shall be conducted in accordance with Bylaw 181 of the Manual of the Irvine Division of the Academic Senate. Vacancies for the Committee on Committees shall be conducted in accordance with Bylaw 182 of the Manual of the Irvine Division of the Academic Senate.
- 3.4. Temporary vacancies should be filled by appointment until the occupant of that position is again available for service. Such a temporary appointment ordinarily will have a term of one or more complete academic quarters.
5. Request the resignation of any appointee who has failed or is unable to execute their responsibilities, and as needed initiate the process of revocation per Bylaw 155 (D) of the Manual of the Irvine Division of the Academic Senate.
  - a. When requesting a resignation, the Committee on Committees shall give notice to the appointee, including the reasons for the proposed revocation, and provide the appointee with an opportunity to respond within ten (10) calendar days. The Committee on Committees will also notify the Chair of the committee on which the appointee serves, and the Chair of the Division.
  - b. If after reviewing the appointee's response, the Committee on Committees still deems it appropriate to request a resignation, or if the appointee declines to resign, then the matter will

THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE  
PART I – BYLAWS OF THE IRVINE DIVISION

be brought to the Division per Bylaw 155 (D) of the Manual of the Irvine Division of the Academic Senate.

- c. Reasons for removal may include, but are not limited to, holding an administrative title as defined in Bylaw 35 (F) of the Manual of the Irvine Division of the Academic Senate, lack of participation or poor attendance, and conflicts of interest not previously known to the committee.

**4.6.** Maintain liaison with the University Committee on Committees.

**THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART I – BYLAWS OF THE IRVINE DIVISION**

**Chapter III: Organization**

**Section 5: Standing Committees**

**Bylaw 60. Committees, Committee on**

(Am 5 Jun 03) (CC 15 May 06) (Am 7 June 07) (Am 5 June 08) (Am 13 Jan 09)

**A. Membership**

The Committee on Committees of the Irvine Division shall consist of the Chair of the Division, ex officio, and one member elected at large from each faculty named in Bylaw 40 (A), except that three members shall be elected at large from the Susan and Henry Samueli College of Health Sciences, representing respectively the clinical medical departments, the basic science medical departments and faculty who are part of the Susan and Henry Samueli College of Health Sciences, but outside of the School of Medicine. No member may be elected for consecutive terms. (Am 8 Jun 95)

**B. Duties**

1. Nominate members for election to the elected committees and offices as described in Chapter V and appoint members of other standing and special committees of the Division. The Committee on Committees shall make every effort, consistent with UC policies, to seek a balance with respect to diversity in the makeup of appointed council and committee memberships, election slates, and representation on all nomination lists that are the responsibility of the committee.
2. Appoint chairs of committees of the Division except for those whose method of appointment is otherwise specified in these Bylaws.
3. Fill by appointment any permanent vacancy that may occur in a Senate office or committee for the balance of the vacated term, except for the Council on Academic Personnel and the Committee on Committees. Vacancies for the Council on Academic Personnel shall be conducted in accordance with Bylaw 181 of the Manual of the Irvine Division of the Academic Senate. Vacancies for the Committee on Committees shall be conducted in accordance with Bylaw 182 of the Manual of the Irvine Division of the Academic Senate.
4. Temporary vacancies should be filled by appointment until the occupant of that position is again available for service. Such a temporary appointment ordinarily will have a term of one or more complete academic quarters.
5. Request the resignation of any appointee who has failed or is unable to execute their responsibilities, and as needed initiate the process of revocation per Bylaw 155 (D) of the Manual of the Irvine Division of the Academic Senate.
  - a. When requesting a resignation, the Committee on Committees shall give notice to the appointee, including the reasons for the proposed revocation, and provide the appointee with an opportunity to respond within ten (10) calendar days. The Committee on Committees will also notify the Chair of the committee on which the appointee serves, and the Chair of the Division.
  - b. If after reviewing the appointee's response, the Committee on Committees still deems it appropriate to request a resignation, or if the appointee declines to resign, then the matter will be brought to the Division per Bylaw 155 (D) of the Manual of the Irvine Division of the Academic Senate.

**THE MANUAL OF THE IRVINE DIVISION OF THE ACADEMIC SENATE**  
**PART I – BYLAWS OF THE IRVINE DIVISION**

- c. Reasons for removal may include, but are not limited to, holding an administrative title as defined in Bylaw 35 (F) of the Manual of the Irvine Division of the Academic Senate, lack of participation or poor attendance, and conflicts of interest not previously known to the committee.
- 6. Maintain liaison with the University Committee on Committees.

**Office of the Academic Senate**  
 500 Parnassus Ave, MUE 230  
 San Francisco, CA 94143-0764  
 Campus Box 0764  
 tel: 415/514-2696  
[academic.senate@ucsf.edu](mailto:academic.senate@ucsf.edu)  
<https://senate.ucsf.edu>

David Teitel, MD, Chair  
 Sharmila Majumdar, PhD, Vice Chair  
 Vineeta Singh, MD, Secretary  
 Jae Woo Lee, MD, Parliamentarian

February 27, 2019

DIVISIONAL ACADEMIC SENATE CHAIRS

Re: Memorial to the Regents – Fossil Fuel Divestment

Dear Divisional Academic Senate Chairs:

On February 15, 2019, the San Francisco Division of the UC Academic Senate initiated and voted to approve a Memorial to the Regents pursuant to Senate Bylaw 90 and [Regents Bylaw 40.1](#).

The Memorial petitions the Regents to divest the University's endowment portfolio of all investments in the 200 publicly traded fossil fuel companies with the largest carbon reserves.

**Count of votes**

Approved	238 (78.81%)
Rejected	58 (19.21%)
Abstained	6 (1.99%)
Total	302 (100%)

Enclosed, please find the Memorial to the Regents, a brief account of its history, an explanation of its provisions, and a succinct statement of the arguments for and against it.

We are including Bylaw 90 with the Memorial packet. Most relevant to you at this time is [Bylaw 90.D.](#), which provides:

- Each Division shall have ninety calendar days from receipt of the Memorial to vote upon it.
- [A] Division may vote to approve, to disapprove, or to decline to act, but may not amend the proposal as submitted.
- The Chair of the division shall within seven calendar days forward to the Chair of the Assembly and to the Chairs of all other Division the results of the Divisional vote on the proposed Memorial
- If at least three Divisions representing at least thirty-five percent of the membership of the Academic Senate have notified the Chair of the Assembly that the Memorial has been approved by their Divisions, the proposed Memorial shall be voted upon in accordance with the procedure set forth in Article E of this [Bylaw](#).

Thank you for your consideration of this Memorial to the Regents.

Sincerely,

David Teitel, MD, 2017-19 Chair  
 UCSF Academic Senate

Encl.

From: U.C. Academic Senate  
To: President of the University of California, for transmission to the Regents  
Re: Memorial to the Regents

---

The U.C. Academic Senate petitions the Regents to divest the University's endowment portfolio of all investments in the 200 publicly traded fossil fuel companies with the largest carbon reserves.

### History of the Memorial to the Regents

On January 17, 2019 the UCSF Academic Senate Ad-hoc Committee on Sustainability held a vote to approve the Memorial to the Regents. The Memorial was approved.

On January 24, 2019 the UCSF Academic Senate Executive Council held a vote to approve the Memorial. The vote passed.

On February 15, 2019 the UCSF Academic Senate voted to approve the Memorial. 238 voted to approve, 58 voted to reject, and 6 abstained. The Memorial was approved.

## **Explanation of the Provisions of the Memorial to the Regents**

The Memorial states: "The U.C. Academic Senate petitions the Regents to divest the University's endowment portfolio of all investments in the 200 publicly traded fossil fuel companies with the largest carbon reserves."

**The Carbon Underground 200 list identifies the largest owners of carbon reserves.**

Fossil Free Indexes identifies the top 100 coal and the top 100 oil and gas publicly-traded reserve holders worldwide.

**The Memorial petitions the Regents to divest UC's endowment portfolio of all investments in companies on the Carbon Underground 200 list.**

UC currently owns shares in companies on the Carbon Underground 200 list. UC's holdings of securities in oil and gas drilling and refining firms is approximately three percent of UC's public equity holdings. In contrast, oil and gas drilling and refining firms represent six to seven percent of the global economy. The Memorial would have the Regents divest entirely from all companies currently on that list.

## Arguments in Favor of the Memorial to the Regents

Ensuring that our planet does not undergo catastrophic climate change requires that fossil fuels be phased out in the near future. Thus, being co-owners of corporations devoted to producing fossil fuels is both morally and financially unwise.

### **Global warming will have catastrophic consequences.<sup>i</sup>**

If current trends continue, major cities will be destroyed, and trillions of dollars in assets will be lost due to sea level rise and extreme weather events. Droughts, floods, and climate changes will cause crops to fail resulting in mass starvation. Ecosystems will be devastated, which combined with other anthropogenic disruptions, will drive millions of species extinct.

### **Prudence requires that we secure ‘planet insurance.’<sup>ii</sup>**

A rapid evolution to a largely carbon-free energy system is essential within the next 15 to 30 years. This is technically possible and affordable.

### **The greatest impact of climate change will be on those least responsible for it, and with the least power to affect it.**

The effects of climate change will be greatest on the youth, and future generations for hundreds of years; on poorer countries who contributed the least atmospheric pollution; and on other species. We who benefited most from the last 300 years of cheap energy, and who control the most resources, must act for them as well as ourselves.

### **Fossil fuel companies are a primary cause for insufficient action countering global warming.**

Fossil fuel companies continue to spend billions of dollars to extract fossil fuels that should never be burned based on a business model assuming continued high fossil fuel use. They have hidden their research predicting global warming due to atmospheric carbon dioxide for decades. They have donated millions of dollars to think tanks which spread misinformation. Their direct and indirect support has helped elect climate denying senators, representatives, governors and presidents.

### **Fossil fuel stocks will experience volatility if international agreements such as the Paris Agreement are followed.<sup>iii</sup>**

In the Paris Agreement, 197 countries committed to taking the action necessary to limit global temperature rise this century to  $<2^{\circ}\text{C}$ , and aim for a rise of  $<1.5^{\circ}\text{C}$ . This requires that  $<20\%$  of existing fossil fuel reserves can be burned. However, the value of fossil fuel companies is heavily dependent on the value of these proven reserves. If these reserves cannot be burned then those companies may undergo significant devaluation. Increased volatility of fossil fuel investments means we cannot assume that the historic returns from fossil fuel stocks will continue into the future.

---

<sup>i</sup> Current scientific consensus regarding global warming from the US gov., IPCC and World Bank

<https://science2017.globalchange.gov/>

---

<http://www.nature.com/nclimate/journal/v7/n1/full/nclimate3179.html>  
<https://www.nature.com/nature/journal/v427/n6970/full/nature02121.html>  
<http://science.sciencemag.org/content/344/6187/1246752>  
<http://www.nature.com/nature/journal/v471/n7336/full/nature09678.html>

**<sup>ii</sup> Sustainable energy is economically and technically viable**

[https://link.springer.com/chapter/10.1007/978-3-319-38919-6\\_12](https://link.springer.com/chapter/10.1007/978-3-319-38919-6_12)  
[https://link.springer.com/chapter/10.1007/978-3-319-38919-6\\_11](https://link.springer.com/chapter/10.1007/978-3-319-38919-6_11)

**<sup>iii</sup> The Paris Agreement:**

[http://unfccc.int/paris\\_agreement/items/9485.php](http://unfccc.int/paris_agreement/items/9485.php)

## Arguments in Opposition to the Memorial to the Regents

The University of California is taking meaningful steps to minimize the risk and reduce the impact of climate change. While the UC Office of Chief Investment Officer has adopted a Framework for Sustainable Investing, it must also fulfill its fiduciary duty to current and former employees. The Memorial would impose an extreme and one-sided solution to a complex problem while simultaneously threatening the financial health of UC's investments portfolio.

**Solutions to global warming will require a variety of strategies and tactics if they are not to drastically disrupt global economic systems.**

While climate change threatens widespread catastrophe to cities and ecosystems, the solutions to address climate change must not threaten to upend economic systems upon which communities depend. Fossil fuels are still a viable source of energy on which economies rely. Thus, solutions to global warming must utilize a variety of strategies and tactics including but not limited to investment in carbon reducing technologies and carbon alternatives. However, until those technologies and alternatives are fully developed and sufficient substitutes to fossil fuel, we cannot completely abandon the use of fossil fuel.

**University of California has already taken action against climate change.**

UC has made a commitment to be carbon neutral by 2025 on its ten campuses, five medical centers, and three national labs. UC joined Mission Innovation, a global initiative, to increase investment in energy research and development. UC entered into an agreement to purchase 80 megawatts of solar power.

**The UC Office of Chief Investment Officer has a fiduciary duty to over 500,000 current and former employees.**

The UC Office of Chief Investment Officer has a fiduciary duty to protect and increase UC's investment assets. Maintaining the financial health of UC's endowment is a moral and legal responsibility of UC.

**UC currently considers the impact of climate change when making investment decisions.**

Based on feedback from the UC Board of Regents, UC students, faculty, staff, and stakeholders, UC established a Framework for Sustainable Investing. The Framework for Sustainable Investing sets out a process for evaluating environmental sustainability, social responsibility, and governance into investment decisions.

**Divestment from fossil fuel companies would result in a forfeiture of UC's influence over those companies as an institutional investor.**

UC currently can exercise its rights as a shareholder of fossil fuel companies to advocate for solutions to global climate change including investments in alternatives to fossil fuel.

Divestment would mean forfeiting UC's right to influence corporate governance of those fossil fuel companies.

## 90. Memorials (Am 13 May 97; Am 12 May 2004)

### A. Definitions

1. The term "Memorial to the Regents" means a declaration or petition addressed to the President for transmission to The Regents, as provided for in Standing Order of the Regents 105.2.e.
  2. The term "Memorial to the President" means a declaration or petition to the President not intended for transmission to The Regents.
  3. Memorials are not legislation within the meaning of [Bylaw 311.A](#).
- B. Memorials to the Regents on matters of Universitywide concern to be submitted to The Regents through the President may be initiated by the Assembly or by a Division. Written arguments in favor of and against a proposed Memorial to the Regents shall be submitted to the Assembly or the Division at least seven calendar days prior to the time that either body votes on the proposal.
- C. Memorials to the Regents that have been approved by the Assembly shall be voted upon in accordance with the procedure set forth in Article E of this Bylaw.
- D. Memorials to the Regents that have been approved by a Division shall be submitted within **thirty calendar days** to the Chair of the Assembly and the Chairs of all other Divisions.
1. The Memorial shall be accompanied by the count of votes, a brief account of its history, an explanation of its provisions, and a succinct statement of the arguments for and against it specified in Article B of this Bylaw.
  2. Each Division shall have **ninety calendar days** from receipt of the Memorial to vote upon it. The time required to submit the proposal to a mail ballot, if such balloting is required, shall be included within ninety days.
  3. Upon receipt of the Memorial the Chair of the Division shall promptly submit it to a vote of the division. *The Division may vote to approve, to disapprove, or to decline to act, but may not amend the proposal as submitted. The vote may proceed according to any method authorized by the Bylaws of the Division,* including town meetings, representative assembly, or mail ballot. Except as may otherwise be provided in the Divisional Bylaws, the choice of the method of voting shall be determined by the Chair of the Division, in the light of the circumstances, and of advice from any duly constituted advisory bodies the Chair may consult. In no event shall the Chair submit the Memorial at a time that is too late for the division to comply with the ninety-day limitation set forth in paragraph 2 of this Article.
  4. The Chair of the division shall within seven calendar days forward to the Chair of the Assembly and to the Chairs of all other Division the results of the Divisional vote on the proposed Memorial.
  5. As soon as the ninety-day period set forth in Paragraph 2 of this Article has ended, or as soon as all Divisions have reported the results of their divisional votes, whichever comes first, the Chair of the Assembly shall notify all Divisions

of the results. If at least three Divisions representing at least thirty-five percent of the membership of the Academic Senate have notified the Chair of the Assembly that the Memorial has been approved by their Divisions, the proposed Memorial shall be voted upon in accordance with the procedure set forth in Article E of this Bylaw.

6. A Division that has voted upon a proposed Memorial in accordance with the provisions of Paragraph 3 of the Article, may subsequently vote to reconsider its action, provided that any such reconsideration must be completed within the ninety calendar days specified in Paragraph 2 of this Article.
  7. If the number of approvals received within the time prescribed by Article D.2 of this Bylaw does not satisfy the requirement set forth in Article D.5 of this Bylaw, the proposed Memorial shall be deemed disapproved and no further action can be taken upon it.
- E. Memorials that have been approved in accordance with either Articles C or D of this Bylaw shall, within sixty calendar days of such approval, be submitted by the Secretary/Parliamentarian of the Senate to mail ballot of all voting member of the Senate.
1. The ballot shall be accompanied by a brief account of its history, an explanation of its provisions, and a succinct statement of the arguments in its favor and against it. The materials shall be compiled by the Chair of the Assembly, who may rely in whole or in part upon the materials originally submitted by the initiating Division.
  2. The Chair of the Assembly may appoint an ad hoc committee of Senate members who support the proposed Memorial and an ad hoc committee of Senate members who oppose it to draft arguments for and against the proposal, respectively. Arguments drafted by such committees shall be based on the materials specified in Article B of this Bylaw. Each set of arguments shall consist of no more than 1,000 words. The Chair of the Assembly may direct each ad hoc committee to draft rebuttals to the arguments of its counterpart committee; such rebuttals shall consist of no more than 500 words. Arguments and rebuttals drafted by ad hoc committees shall be submitted to the Chair of the Assembly within 45 calendar days following approval of the proposed Memorial as provided in Article C or in Paragraph 5 of Article D of this Bylaw.
  3. The Chair of the Assembly, with the concurrence of the Academic Council, shall retain final authority to make judgments as to the appropriateness of arguments and rebuttals and to revise them accordingly. (Am 5 May 88)
- F. A Memorial that has received a majority of the valid ballots cast in the election described in Article E of this Bylaw shall be sent by the Chair of the Assembly to the President for submission to The Regents. A tabulation of the votes cast in this election shall accompany the Memorial. (Am 9 May 84)
- G. Either the Assembly or any division may submit Memorials not intended for transmission to the Regents directly to the President.