



Faculty Senate Meeting 531
October 25, 2012
12:45 p.m. in SC 109

Present: *Wai Mok, Chris Allport, Charles Hickman, Jeet Gupta, Keith Jones, Eletra Gilchrist, Derrick Smith, Angela Balla, David Neff, Kwaku Gyasi, Christine Sears, Carolyn Sanders, Deborah Heikes, Anne Marie Choup, Eric Seemann, Bhavani Sitaraman, Mitch Berbrier, Ramon Cerro, David Pan, Sherri Messimer, Kader Frendi, Jeff Evans, Faye Anderson, Ina Warboys, Anna Benton, Marlena Primeau, Peggy Hays, Phillip Bitzer, Luciano Matzkin, James Baird, Debra Moriarity, Tim Newman, Peter Slater, Claudio Morales, Leonard Choup, Richard Miller, Jakobus le Roux, Nikolai Pogorelov, Vistasp Karbhari, Brent Wren*

Absent with Proxy: *Mohamed Ashour, Carmen Scholz*

Guests: *Robert Altenkirch*

- Meeting Number 531 was called to order at 12:45 p.m.
- Dr. Richard Miller handled ongoing business as first on the agenda. Rules suspended and it was so moved and seconded.
- **President Altenkirch's Report** – Dr. Altenkirch reported that the City's Mayor set up the Community Committee

The Board of Trustees to meet next week to appoint a Financial Advisor and Bond Counsel

The Sale and purchase agreement with University Place School was approved by Huntsville City Board of Education, with \$4.7 million purchase price and closing about October 1, 2014. \$2.857 million will come from University Plant Fund and \$1.843 million from UAH foundation. Closing extensions to October 1, 2018 with 180 days notice. Should have the property between 2014 and 2018.

It was asked if UAH would use the building and Dr. Altenkirch said they had no plans to use the building, but to use for parking.

Patent Policy was addressed. Bayh-Dole Act (1980) and Amendments (1984). Prior to Bayh-Doyle Act, Federal government owned federally funded inventions.

Post Bayh-Dole Act, universities permitted to own inventions made under federal funding; universities obligated to have agreements with faculty and staff requiring disclosure and assignment, and develop in whole or in part utilizing university resources. Dr. Altenkirch said if you invent something at cost to the university, then it is assigned to the university. If related to your field of work, it too is assigned to the university.

Gave an example of Stanford v Roche. Faculty member made invention while at a private company. The company was sold to Roche and Roche made a product using the invention. Stanford sued for patent infringement and the Supreme Court ruled in favor of Roche. It said that the agreement with Stanford was a promise (“I agree”) to assign, whereas the agreement with Roche was authentic (“I do hereby assign”). Legal counsel to recommend change in language in Board Rule 509.

It was discussed that this could be a problem for consultants to a company, and the use of **and/or** in the clause. President pointed out that the policy is not changing, intent continues but Supreme Court has us to change word to “**hereby**” assign.

- **Dr. Vistasp Karbhari, Provost**

Coming back for final approvals for the Master of Education Degree in Differential Instruction and the BS in Economics and Computational Analysis.

Dr. Karbhari said we have approval to send the designation change to Bachelor of Science in Mechanical, Electrical, Aerospace, Industrial, etc. to ACHE. Certificate in Foreign Languages and Global Studies to go as an information item to ACHE.

Discussed briefly on-line training for Sexual Harassment.

Board of Trustees and Chancellor asked about our policy on child protection? Camp or organized events on campus. He stated we will adopt the UA Policy because it is broad and easy, and will review it as well. Dr. Karbhari stated we **must** report child abuse if we see it, because it is a criminal offense.

Diploma printing was discussed and that it will have BSN and the major listed. Card has already gone out to students.

- **Acceptance of 18 October 2012 Faculty Senate Executive Committee Minutes**

- **Senate reports – 2 items**

President formed Enrollment Management Committee, more of an operational committee and designed for recruitment and retention.

Will be transitioning to electronic keeping, for dossiers, etc., and should be useful for merging information. Software was purchased from Digital Measures and encouraged everyone to check it out through Google.

- **Senate Officer Reports** – no reports
- **Senate Committee Reports** – VPR search moving forward
- **University Committee Reports**
- **Ongoing Senate Business**
Email parliamentary changes. Email proposed changes 24-hours prior in writing so it can be displayed and reviewed.
- **Consideration of Faculty Handbook Revision**
Chapter 9 Remaining
Paragraph 3 of 9.16 summer teaching was asked to be removed, motion was moved and seconded. It was proposed to add one sentence: Teaching assignments in summer do not obligate faculty members for service responsibilities. Approved, and denied by 4. Motion passes.

Motion to Adjourn: Adjourned at 2:05pm and did not complete other issues below:

- Consideration of Faculty Senate By-laws Revision
 - Senate Bill 361: Disease Policy (2nd reading)
 - Senate Bill 363: Differential Tuition Analysis (3rd reading)
 - Senate Bill 365: Performance Criteria for Tuition Remission (2nd reading)
 - Senate Bill 367: Eligibility for Senate Officer Elections (2nd reading)
7. New Business
- None
8. Adjournment