

**Approved Minutes of the Meeting  
November 22, 2004**

**I. Vice Chair's Announcements****Cliff Brunk, Academic Council Vice Chair**

Academic Council Vice Chair Cliff Brunk chaired the meeting while the Academic Council Chair attended a meeting of the President's Cabinet. Vice Chair Brunk welcomed David McNeil, Chair of the California State University (CSU) Academic Senate, and the UC Santa Cruz Divisional Senate Director, Mary-Beth Harhen. Kate Clark, President of the California Community College Academic Senate who was also scheduled to attend, was unable to do so because of illness. Vice Chair Brunk announced that Regent Novack, the alumni regent, would join the meeting at 11:00 a.m. Regent Novack chairs the Regents' Audit Committee.

**II. Consent Calendar**

**Action:** The October 20, 2004 minutes were approved as amended

**Action:** A Special Meeting of the Assembly, to be scheduled for late January or early February, was approved.

**III. Update from The Board of Admissions and Relations with Schools (BOARS)****Michael Brown, Chair**

BOARS Chair Brown reported that this year BOARS would be undertaking a strategic re-examination of admission policies, and that faculty would be taking a more active role in designing the analytical agenda. For example, the BOARS' Analytical Subcommittee plans to examine such areas as: the relative utility of weighted and unweighted high school GPA; desegregated high school GPA; high school class rank; outcome criteria, such as academic engagement; access issues for alternative education programs, i.e., charter schools, home schools; and UC's Admissions by Exception policy. In addition, the issue of excellence will be explored in the context of the changing academic preparation environment. In anticipation of the implementation of the new curriculum based ACT and SAT, the BOARS' Testing Subcommittee has begun to develop the criteria for evaluating the new tests, and to consider possible adjustments to the eligibility index. BOARS will also be drafting a report for the Regents on last year's implementation of the comprehensive review admission policy. This report is an annual report, which The Regents requested at the time they approved the policy.

**Action:** BOARS Chair Brown agreed to provide the Academic Council with data on the percent of athletes per campus that are admitted by exception.

**Action:** BOARS Chair Brown suggested, and the Academic Council members agreed, that it would be helpful if BOARS prepared a series of brief white papers on admissions and eligibility issues that would foster a better understanding of these policies and procedures for faculty, parents and students. BOARS Chair Brown will bring some suggested topics to Council members and they will decide which ones they would like to have featured in a white paper. The drafts will be vetted by the Academic Council and then broadly distributed.

**IV. Update from University Committee on Faculty Welfare (UCFW)****John Oakley, Chair**

UCFW Chair Oakley reported that The Regents had requested the Office of the President (OP) to prepare a set of planning options for changing the structure of the University of California Retirement System (UCRS) for future employees. UCFW's Task Force on Investment and

Retirement (TFIR) is working to ensure that UCFW and the Senate will have a role in reviewing any proposed changes to UCRS that OP might put forward. With respect to the 2005 health care premiums, UC employees will see no change from their 2004 premiums, with the exception of Medicare recipients who will experience some reduction because of credits accrued by UC last year. This is a one-time only occurrence.

**Action:** UCFW's Health Care Task Force (HCTF) is currently preparing a primer on the cause of health care inflation, which UCWF Chair Oakley will distribute to members of the Academic Council when completed.

**Action:** UCFW Chair Oakley plans to ask the HCTF to prepare a simplified version of a paper it drafted several years ago explaining the use of risk adjustment and premium banding in UC's health care premium pricing. When the revision is completed, it will be made available to Council members.

**Action:** At the request of the Academic Council, the UCFW Chair will investigate whether the long-term care option once offered by PERS is still available.

## **V. Academic Council's Special Committee on the National Labs (ACSCONL)**

### **Cliff Brunk, ACSCONL Chair**

The Department of Energy has released an RFP for management of the Lawrence Berkeley National Laboratory. The University is reviewing this document and has 45 days to respond. The University expects an RFP for the LANL contract competition to be released soon. That contract expires on September 30, 2005. The release of an RFP for management of the Lawrence Livermore National Laboratory has been postponed. The LLNL contract also expires on September 30, 2005.

## **VI. Endowed Chairs**

### **George Blumenthal, Academic Council Chair**

Chair Blumenthal reported on a meeting attended by him and the Academic Council Vice Chair on two issues associated with endowed chairs. The first issue had to do with whether the review procedures for endowed chair proposals were consistent across the campuses, and whether there was adequate Senate involvement in the review process. One problem is that the criteria are sometimes not broad enough to provide the needed flexibility to keep a Chair filled over time. A related issue is that of unspent gift funds that are accumulating in unfilled chair endowments.

**Action:** Academic Council Chair Blumenthal asked the Division Chairs to review their campus policy on reviewing and accepting Endowed Chairs, and to provide him with a written description of their policy by February 11. This issue will be discussed at the February 23 meeting.

**Action:** Chair Blumenthal will provide the Division Chairs with a list of the unspent gift funds that are causing the most concern, and the total amount available in each fund.

## **VII. Chair's Announcements**

### **George Blumenthal, Academic Council Vice Chair**

Chair Blumenthal summarized the agenda for the day's meeting, and mentioned some of the guests whom he had invited to future Academic Council meetings. The Vice Chair of the Regents, Richard Blum, will attend the December meeting, and the Chair of The Regents, Gerald Parsky, will come to the January meeting. The Student Regent and Student Regent Designate have been invited to the February meeting, and dates are currently being arranged for three other Regents to attend future meetings.

**President Cabinet Update.** UC San Diego's policy on electronic reserves has come under scrutiny by the American Publishers' Association because the library makes needed articles

available electronically to all students in a course. The American Publishers' Association regards this as an abuse of fair use and has threatened a lawsuit against UCSD. In a meeting with the General Counsel, representatives of the American Publishers' Association agreed that before further action was taken, the electronic reserve policies of all the UC campuses would be examined. This is an area of law that has not yet been tested.

**November 17-18 Regents Meeting.** Regent Connerly's proposed addition of a multiracial designation on the undergraduate admissions application was rejected in a 19 to 1 vote. The Regents approved the 2005-06 Budget. The most controversial issue with respect to the budget was the proposed 50% return to aid for graduate students versus the 25% for undergraduates. There was further discussion from a previous meeting on the issue of a staff advisor to The Regents. The UCSF Chancellor gave an informative presentation on stem cell research, and New Mexico Governor Richardson attended to urge The Regents to compete for the Los Alamos National Lab.

**Action:** Chair Blumenthal noted that the issue of the administrative salary structure would be on Council's December agenda.

### **VIII. Joint Academic Council and Executive Vice Chancellors (EVCs) Meeting**

**Action:** The Senate/Administrative joint meeting has been confirmed for Thursday, March 31, 2005. It will be scheduled from 10:00 a.m. to Noon or 1:00 p.m. Suggested topics for discussion are Crisis in Graduate Education, Interdisciplinary Activities at UC, and the Budget Process. Chair Blumenthal plans to discuss Council's suggested topics with the Convener of the EVCs before the December meeting.

**Action:** Chair Blumenthal asked Academic Council members to send him any additional suggestions within the next several weeks.

### **IX. Consultation with the Office of the President – Senior Management**

- **Robert C. Dynes, President**
- **M.R.C. Greenwood, Provost and Senior Vice President-Academic Affairs**
- **Lawrence C. Hershman, Vice President-Budget**

#### **President Dynes**

President Dynes commented on the 2005-06 Budget, which had just been approved by the Regents. The budget was based on the new Higher Education Compact that UC had negotiated with the Governor. President Dynes noted that as the budget process goes forward, UC would be working closely with CSU, as it has in the past. The Long Range Planning effort continues. The President and Provost plan to meet with members of the UC community, including The Regents, senior administrators, Academic Council members and students to explore "next steps" in this process. Construction has begun on the facilities for three of the California Institutes for Science and Innovation (CAL ISIs). These are CITRIS (UCB campus), CAL (IT)2 (Irvine campus), and QB3 (Santa Cruz Campus). The search for a UC Santa Cruz chancellor is in its last stages. President Dynes also announced that the London Times had recently published a ranking of the top 200 universities worldwide. Four UC campuses were included in the top 26, with UC Berkeley ranked at number two.

#### **M.R.C. Greenwood**

**California Stem Cell Research Bond Initiative.** The constitution of the 29-member Independent Citizens' Oversight Committee (ICOC), which will govern the California Institute for Regenerative Medicine, was stipulated in the Stem Cell Initiative. Representatives from the

five UC medical school campuses will serve 8-year terms on the ICOC. Eight representatives of other California universities and academic research institutions will serve six-year terms. As many as two of the eight can be selected from UC's non-medical school campuses, and UCB Chancellor Birgeneau was recently appointed to fill one of those. The ICOC will also include 12 representatives of various disease advocacy groups. Provost Greenwood emphasized that all UC campuses will have the opportunity to compete for the stem cell funding. OP will soon publish a Q/A sheet on this initiative for systemwide distribution. This initiative has the potential to establish California as a lead state in stem cell research. Provost Greenwood added, however, that at least five other states have declared their intention to pass similar legislation.

**Action:** Provost Greenwood asked Academic Council members to send her the names of individuals who could serve as disease advocates for the ICOC, together with background information. The advocates may not be faculty members (though she will take the names of emeritus faculty), must be California residents, and have a demonstrable connection to a disease advocacy network.

**Federal Cuts in Student Financial Aid.** In answer to a question about planned cuts in Federal student financial aid programs and how UC will address this issue in the coming year, Provost Greenwood said that while the University was prohibited by the Department of Education to offer loans to undergraduate students, some consideration was being given to establishing UC as a loan provider at the graduate level. As a system, UC can also use its power to leverage the commercial entities to offer the most advantageous loan terms for its students. Those that are unwilling to negotiate favorable terms will be dropped from UC's list of preferred lenders.

**Update on the National Research Council (NRC) Survey.** The NRC is experiencing some funding difficulties that may delay its survey of research doctorates until next year.

**Student-Related Data Collection.** UC has received a proposal from the National Center for Educational Statistics to collect student-related data at the level of the individual student. UC is still exploring the intent of this proposal.

**Action:** Provost Greenwood agreed to share with the Academic Council and the campuses the slide presentation that she gave to The Regents on K-12 Academic Preparation.

#### **Lawrence C. Hershman, Vice President - Budget**

Vice President Hershman reported that The Regents approved UC's 2005-06 Budgets for operations and capital improvements, and the proposed increases in student fees of 8% for undergraduates and 10% for graduate students. The budget is consistent with the Compact negotiated with the Governor. It includes a general 3% increase to cover cost of living and merit increases, and funding for enrollment growth.

**Graduate Education.** The consultation with senior management ended with an in-depth discussion on UC's increasing inability to attract top graduate students due in part to the current fee structure. How this trend might be reversed was discussed.

**Action:** At a future meeting of the Academic Council and in consultation with UCD Divisional Chair Simmons, the Provost agreed to present some data on graduate education. The exact nature of the data is to be determined. At the request of the Academic Council, data will be included on the number of UC campus academic programs that have increased their graduate enrollments since the mid-nineties, and the number of out-of-state and international graduate students who remain in California after earning their degrees.

#### **X. Regent Gary Novack**

Following introductions, Regent Novack provided some information on his background. He is founder and President of Pharma.Logic Development, Inc. and has over 24 years of

pharmaceutical industry experience in both pre-clinical and clinical drug development. As Vice President of the UC Alumni Associations, Regent Novack serves as an ex-officio Regent for a one-year term. Regent Novack is the Chair of the Regents' Audit Committee and is a member of the Committee on Educational Policy and the Committee on Health Services. As Chair of the Audit Committee, Regent Novack noted that about two years ago UC brought in consultants to identify some of the best practices in the Sarbanes-Oxley Act that could be applied to the University. To date, UC has executed almost all of their recommendations. Both the internal auditor and the external auditor report to the Regents through the Audit Committee. The Committee on Audit is also responsible for implementing the whistleblower policies. Regent Novack has been exploring with OP a more regular reporting system on budget expenditures, which could potentially result in substantial cost savings to the University. He has recommended that UC move to a quarterly reporting system. Regent Novack said that he was personally interested in corporate governance. As such, he believes that The Regents and UC's senior management could be much more efficient and effective with respect to budget management. Another area of interest to Regent Novack is technology transfer because of his role in the pharmaceutical industry. He has been working with UC management to make some improvements in that area. Following his remarks, Regent Novack took questions from the floor.

**XI. Kate Clark, President of the Academic Senate for California Community Colleges, and Davis O. McNeil, Chair of the Academic Senate, California State University.**

[Professor Clark was unable to attend the meeting due to illness.]

CSU Senate Chair McNeil noted that one of the important things that CSU and UC have in common is a commitment to faculty governance. Chair McNeil described the CSU Senate organizational structure. Each of the CSU campus Senates sends two to three representatives to the statewide Senate, which consists of 60 members. The faculty is unionized but the Senate is not involved in the collective bargaining. CSU shares UC's concern about the preparation of high school students, and the system is very committed to teacher education and the improvement of the K-12 system. This year, CSU implemented an Early Assessment Program (EAP) of high school seniors in English and math to identify those students who may need remediation. An English course and an on-line math tutorial have been developed to specifically prepare these students for course work at the CSU. Currently about half of the all students admitted to a CSU have to take remedial classes. Three-quarters of CSU students work in addition to going to school, and half work 25 hours a week or more. Since CSU takes about 80% of all community college transfer students, the success of these students is also important. CSU has just initiated a lower division transfer program with the CCC whereby the curriculum for specific majors will be accepted for transfer by the CSU system. Thirty majors are currently included in the program. Forty-five of the units in the major are statewide and the other 15 units are campus-specific. The CSU Senate is very interested in pursuing graduate education. CSU produces over one-half of the Masters Degrees in the State. Almost 90% of CSU's funding comes directly from the State. With respect to applied Doctorates, the CSU faculty is only interested in granting those degrees to the extent that there is adequate funding. At present, CSU's graduate programs are funded from undergraduate monies, and this is a concern. Insofar as higher education has to do with workforce preparation, graduate degrees are important and the CSU Senate would be interested in supporting legislative action in this area.

## **XII. Concurrent Resolution on Graduate Education**

**Issue:** The Academic Council was asked to approve, in concept, a concurrent resolution on the importance of graduate education that could be introduced in both houses of the Legislature this year, and to approve a proposal for this resolution, which Chair Blumenthal can submit in response to a call he received for UC-sponsored legislation from UC's Office of State Governmental Relations (SGRs).

**Overview:** Over the past several years, many UC faculty have expressed their concern about the general lack of understanding of graduate education that exists among legislative leaders, and the consequences this misunderstanding may have on the future of graduate education at the University of California. This is demonstrated by the current fee structure, which is eroding UC's ability to attract the very best graduate students. The purpose of this resolution is to focus the attention of the Legislature on the issue of graduate education -- the significant contributions it makes to California's economy, and the importance for UC to remain competitive in its ability to attract the very best students.

**Action:** By unanimous vote, the Academic Council approved, in concept, a concurrent resolution on the importance of graduate education to the State's economy, and endorsed Chair Blumenthal's proposal.

**Action:** Chair Blumenthal will submit the proposal to SGR on behalf of the Academic Council.

**Action:** Academic Council members were asked to send Chair Blumenthal their revisions to a working draft of the resolution (found on agenda page 22) by December 10. A final draft will be prepared based on the responses received, and brought to the Academic Council for final review and approval at the December 15 meeting. Once approved, the proposed legislation will be sent forward to SGR.

**Action:** In a parallel action, the Academic Council will ask the Assembly to endorse the resolution at its next scheduled meeting.

## **XIII. Proposed Guidelines for Establishing a New Division**

**Issue:** The Academic Council was asked to approve a proposed set of guidelines for establishing a new division. Since the proposal includes changes to Senate Bylaws 116A and B, and 125B5, this proposal will also require Assembly approval.

**Action:** The Academic Council unanimously approved the Proposed Guidelines for Establishing a New Division pending several clarifications in wording and some editorial changes.

**Action:** The proposal will be brought to the Assembly for approval at its next scheduled meeting.

## **XIV. The Western Association of Schools and Colleges (WASC) Review.**

**George Blumenthal, Academic Council Chair**

**Don Tuzin, UCSD Division Chair**

**Issue:** The Academic Council was asked to consider whether it should advocate for making the WASC accreditation procedure a systemwide process.

**Overview:** UCSD Division Chair Tuzin gave an overview of the current protracted and expensive WASC accreditation process. He called into question the value to the university of this process, especially when judged within a cost-benefit comparison. He suggested that the review process would be more efficient and less expensive if the UC system were to be reviewed as a single entity with OP taking on the oversight role. UCSD Division Chair Tuzin further suggested that the CSU system might also wish to consider this approach.

**Action:** The Academic Council decided to send this issue to the Intersegmental Council of Academic Senates (ICAS) for consideration, since the idea of a systemwide review may also be of interest to the CSU system.

**Action:** Chair Blumenthal and UCSD Division Chair Tuzin will hold a conference call with Aimee Dorr and Christina Maslach, who serve on the WASC Review Board, to get their views on this issue. Their responses will be reported back to the Academic Council.

**XV. California Institutes for Science and Innovation (Cal ISIs)**

**Issue:** Provost Greenwood has drafted a proposal in response to the Academic Council's request for a proposed review process of the Cal ISIs that would include Senate involvement.

**Action:** The Academic Council will send the Provost's proposal to CCGA, UCORP and UCPB for preliminary review and comment. Their responses are due to the Council Chair by January 14, 2005. As part of the preliminary review, the Academic Council Chair suggested that the UCORP and UCPB Chairs meet with Assoc. Vice Provost Huttner to discuss any proposed additions/revisions that they might have on the proposal.

**Action:** When CCGA, UCORP and UCPB have completed their preliminary review, their comments will be sent to the Provost so that she will have an opportunity to revise the proposal before it is sent out for Senate review.

**Action:** The Academic Council Chair asked UCPB to continue to monitor the funding issue for ongoing Institute operations.

**XVI. 05-06 Academic Council/Assembly Vice Chair Nomination**

**Action:** January 2 is the deadline for Senate members to submit their nominee/s for the 2005-06 Academic Council Vice Chair. All nominees will have the opportunity to address the Academic Council at the January 26 meeting.

**XVII. Draft Proposal to Streamline the UC Major Preparation Articulation Process**

**Action:** This proposal will be discussed at the January meeting.

The meeting was adjourned at 4:30 p.m.

Attest:

George Blumenthal, Chair  
Academic Council

Minutes drafted by:  
Betty Marton, Policy Analyst