

## Brothers, Sheila C

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**From:** Grossman, Robert B  
**Sent:** Sunday, October 03, 2010 12:44 PM  
**To:** Brothers, Sheila C; Jones, Davy; senateouncil  
**Cc:** Pienkowski, David; Wood, Connie; Blonder, Lee; Kelly, Thomas  
**Subject:** Re: proposal for rule regarding vacancies

After much discussion, here is the language for the rule that will be discussed on Monday. (Senate Council members: Please note that this discussion is NOT related to the discussion of how many absences or "unexcused" absences a senator should be permitted before being required to vacate his or her seat.)

Current rule regarding vacancies:

### **D. Vacancy**

If an elected faculty representative in the Senate should at any time during his or her term become ineligible to serve (e.g., by reason of assuming an administrative title of dean or above, loss of status as a faculty employee, resignation, official leave which precludes attendance, or failure to attend Senate meetings), the seat shall be vacant. The dean of the represented college shall report vacancies to the Senate Council Chair. That eligible member of the college faculty who at the last election received the next highest number of votes shall serve for the duration of the elected representative's ineligibility. If that person (or those persons in case of a tie) declines or is no longer eligible, the unit shall within thirty days select a replacement by an election process.

Proposed replacement for last two sentences:

### **D. Vacancy**

... The candidate in the college's last election who received the most votes, who is currently eligible to fill a vacant Senate seat, and who is willing to serve shall take the seat for the duration of the originally elected representative's term. If no such person is available, then the faculty of the college, or a representative faculty body to which the faculty has delegated the authority to make decisions about elections, shall choose one of the following options:

1. Leave the seat vacant either until the faculty elect a replacement in the next regularly scheduled election or until the originally elected representative is eligible to serve again, whichever is sooner.
2. Appoint an eligible faculty member until the faculty elect a replacement in the next regularly scheduled election.
3. Hold a special election to fill the vacancy.

When a vacancy is filled by an election, the term of the newly elected representative expires when the term of the originally elected representative would have expired.

If a senator vacates a seat twice in a three-year period, than that person is ineligible to serve in the Senate for three years following the second vacation.