

**Recommendations and Comments on
Proposed Regulation Changes Affecting Faculty
Constitution Committee
February 10, 2016**

The Constitution Committee has reviewed the proposed regulation changes that will be noticed for March public hearings and makes the following recommendations. The Committee has adopted a color-coded key for easily identifying the regulation changes that it feels need further consideration.

- **Red** – These regulation changes have elements that are disliked by the Constitution Committee, are perhaps against faculty interests, and probably require full Faculty Senate discussion and consideration.
- **Yellow** – These regulation changes have elements that concern a limited group of faculty and we recommend that those faculty examine the rule changes closely and express their views both to the Senate and to the administration through the public hearings if they feel it is appropriate.
- **Green** – These regulation changes had some impact on faculty but generally made only stylistic or technical changes.

Caveat: while the Constitution Committee has attempted to review every regulation in light of its potential impact on faculty, we are only a small group with limited knowledge of the specific workings of every aspect of the University. Our recommendations should not substitute for individual examination of each regulation change.

Summary of regulations in numeric order:

6C1-2.001	Green
6C1-3.007	Green
6C1-3.008	Green
6C1-3.009	Green
6C1-3.010	Green
6C1-3.0376	Green
6C1-5.076	Yellow
6C1-5.076[1]	Yellow

GREEN – These Regulations seem acceptable

2.001 – This Regulation amends the University’s firearms policy to define firearms consistently with Florida statute, to add antique firearms to the policy, and it mandates that firearms being transported to or from storage must be unloaded. The wording of the regulation could be improved to make it more consistent, but the changes to the current regulation are not momentous.

Recommendation: OK.

3.007 – This Regulation effects the annual parking permit fee increase across campus.

Recommendation: OK

3.008 – This Regulation makes minor changes to the miscellaneous provisions of the traffic and parking rules to explicitly provide that visitors who use metered or pay parking facilities do not also need to obtain a visitor’s permit. The regulation also provides that construction workers working on campus will be granted parking permits at the discretion of the University, not automatically.

Recommendation: OK.

3.009 – This Regulation amends the transportation access fees students pay for their share of the RTS bus system. You will note that pharmacy and physical therapy students are now being treated like medical students and will pay a set fee (not a fee based on credit hours taken) because their tuition is calculated based on semester blocks, not on credit hours. The Provost’s office uses an algorithm to determine the amount of the fee.

Recommendation: OK

3.010 – This Regulation amends the student health, athletic, and activity fees students pay. Again, you will note that pharmacy and physical therapy students are now being treated like medical students and will pay a set fee.

Recommendation: OK.

3.0376 – This Regulation amends the miscellaneous fees charged by the libraries, the registrar’s office, and the admissions office. The only major change is that the library will have the discretion to charge more than \$.25 per day per item for recalled items, course reserves, and short loan materials like DVDs.

Recommendation: OK.

YELLOW – These Rules should be examined by those individuals directly affected

The Committee chose to yellow-flag the following two rules because they directly affect important rights of medical residents, but are likely to have little impact on the rest of the faculty. Faculty Senators from the College of Medicine should look at these regulations and raise questions with the General Counsel’s office if they have any questions or concerns.

5.076 – This change entirely deletes the College of Medicine policies and procedures for discipline, grievances, nonrenewal, suspension, or dismissal of a resident on the basis that the regulation is redundant. The rights identified in this regulation are spelled out in very extensive contracts with all residents on an individual basis. The removal of the general regulation allows the parties to negotiate different terms in their contracts and may result in better, worse, or no change to the protections provided here. The Constitution Committee has no knowledge as to whether the particular rights being deleted here are mandated by a relevant governing body to be uniform in the contracts of all residents or whether these terms could be negotiated differently.

Recommendation: OK

5.076[1] – This regulation deletes the College of Medicine appointments, fringe benefits and leave policies for residents (and renumbers the regulations because of the deletion of the item above), again on the grounds that they are redundant. These rights are also spelled out in lengthy contracts with each resident on an individual basis. Again, the Committee has the same concerns about the ability (if it exists) for individual residents to negotiate for different terms and, if they could, the wisdom of allowing residents to be bound by different contract terms.

Recommendation: OK.