

TO: The Board of Regents Addendum IX-A-1

Academic Affairs

MEETING DATE: November 3, 2006

SUBJECT: Adoption of new Section 4.4.8 of the *Bylaws of the Board of Regents*.

RECOMMENDED ACTION: Approve adoption of Section 4.4.8 of the *Bylaws of the Board of Regents* relating to Faculty Practice Appointments and Faculty Research Appointments.

PREVIOUS ACTION: None.

EXPLANATION: It is proposed that the Board of Regents approve the following amendment of the *Bylaws of the Board of Regents* by adding a new Section 4.4.8. This amendment, if adopted by the Board of Regents, would provide for the establishment of Faculty Practice Appointments and Faculty Research Appointments as part of the faculty at the University of Nebraska-Lincoln. The text of the proposed new section is as follows:

4.4.8 Faculty Practice and Faculty Research Appointments, University of Nebraska-Lincoln.

Notwithstanding the contrary provisions of Section 4.4.1, members of the full-time, permanent faculty at the University of Nebraska-Lincoln may be employed by a Faculty Practice Appointment or a Faculty Research Appointment. Such faculty appointments shall be for a stated term not to exceed five years and shall carry no presumption of renewal. Any Faculty Practice or Faculty Research Appointment may be renewed for succeeding terms not to exceed five years each. Except for termination of a Faculty Research Appointment on shorter notice due to lack of funding as provided below in subparagraph (g), each such appointment will terminate at the end of its stated term if written notice of non-reappointment is given to the appointee by the appropriate administrative officer in accordance with the following standards:

- (a) If the stated term of the appointment on a Faculty Practice Appointment or a Faculty Research Appointment expires at the end of one year of service or sooner, notice shall be given by an appropriate administrative officer not less than three (3) months in advance of the termination date.

(b) If the stated term of the appointment expires after one year of continuous service, but not later than two years of continuous service on a Faculty Practice Appointment or a Faculty Research Appointment, notice shall be given by an appropriate administrative officer not less than six (6) months in advance of the termination date.

(c) If the stated term of the appointment expires after two years of continuous service on a Faculty Practice Appointment or a Faculty Research Appointment, notice shall be given by an appropriate administrative officer not less than twelve (12) months in advance of the termination date.

(d) As used in this section, the term "continuous service" shall include consecutive service from one academic year to the next succeeding academic year.

(e) If written notice is not given to the appointee by the appropriate administrative officer in the manner herein provided and within the time specified in subsection (a), (b), or (c) of this section, as appropriate, the appointment shall be extended for a period of twelve (12) months. Any appointment extended as provided in this section shall be considered to be an appointment for one year of service, and subject to reappointment in accordance with the provisions specified above.

(f) All notices required by this section shall be deemed to have been properly given if mailed to the appointee's home address, as reflected by the records of the University, by certified mail, with sufficient postage attached.

(g) Notwithstanding the contrary provisions of subparagraphs (a), (b), (c), and (e) of this Section, in the event a Faculty Research Appointment is funded in whole or in part by funds from a specific source external to the University, such as a research grant, and such funds are reduced or discontinued, then the Faculty Research Appointment may be terminated by the University by giving the appointee at least 90 days written notice of the date of termination.

This proposed new section to the *Bylaws* will permit UNL to employ non-tenured faculty at the rank of Assistant Professor and above on appointments for a specified term not exceeding five years which carry no presumption of renewal beyond the stated term of the appointment. These appointments are similar to the Health Professions Appointment which now exists at UNMC as provided in Section 4.4.7 of the *Bylaws*.

SPONSORS:

Barbara Couture
Senior Vice Chancellor for Academic Affairs

Harvey S. Perlman, Chancellor
University of Nebraska-Lincoln

Linda Ray Pratt
Interim Executive Vice President and Provost

RECOMMENDED:

James B. Milliken
President

DATE:

October 12, 2006

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