

University Counterproposal
December 29, 2015

MEMORANDUM OF AGREEMENT No. 3

TENURE APPEAL

In the event that a vote in favor of tenure for a faculty member by a departmental PTR committee, a Dean's Advisory Council, and the Provost's Faculty Review Board are all overturned by the Provost of the University and the faculty member has evidence that the Provost's decision may have been arbitrary and capricious, the Provost's decision may be appealed to a Select Committee chosen by the Senate Executive Committee. The appeal must be made within thirty seven (37) calendar days of the faculty member receiving the decision of the Provost denying his/her tenure.

The Senate Executive Committee shall nominate nine (9) tenured members of the faculty who are in the bargaining unit to serve on the committee and the University and the AAUP may each strike two (2) names from the list of nominees. In the event that more than five (5) names remain after the completion of the process, the Senate Executive Committee shall designate five (5) persons to serve as the Select Committee. The parties understand that time is of the essence in this process.

If the five-member Select Committee finds, after hearing the evidence from each side, that arbitrary and capricious action was, in fact, the basis for the Provost's decision, the aggrieved faculty member shall be recommended for tenure through the Provost to the Board of Trustees.

No bargaining unit member may pursue a tenure appeal pursuant to this Article if he/she has also pursued, or is in the process of pursuing, a tenure appeal pursuant to the University's Bylaws (dated August 5, 2015). No bargaining unit member may pursue a tenure appeal pursuant to the University's Bylaws (dated August 5, 2015) if he/she has also pursued, or is in the process of pursuing, a tenure appeal pursuant to this Article.

Tentative Approval



AAUP

12 / 29 / 15

Date



University of Connecticut

12 / 29 / 15

Date

*This does not prejudice the University from its current position in other Articles regarding "Bylaws, as amended"