MINUTES OF MEETING DATE: Sept 12, 2012

REGULAR MEMBERS (_X_ IN ATTENDANCE):

EX-OFFICIO MEMBERS (_X_ IN ATTENDANCE):
Sheila Bunch, Chancellor’s Rep _X_, Marilyn Sheerer, Provost & VCAA _X_, Ron Mitchelson, VCRGS _X_, Mark Sprague, Faculty Chair _X_, Cheryl McFadden, Fac Sen Rep _X_

ABSENT: Andrew Morehead, Phyllis Horns

OTHERS IN ATTENDANCE: Linda Ingalls, Donna Payne, Lori Lee

PERSON PRESIDING: Prof Sprague called the meeting to order at 3:08

ACTIONS OF MEETING

**Agenda Item 1:** Approval of Minutes of the 9/29 meeting

Discussion: Prof Walker offered several amendments

**Action taken:** (see 08/29 amended minutes, attached)

**Agenda Item 2:** Review of Interim Regulation (for formal faculty advice) – 10.45.02

[http://www.ecu.edu/PRR/10/45/02/](http://www.ecu.edu/PRR/10/45/02/)

Discussion and Action:

PHS has mandated through federal regulations that we have policy in place to govern {management plans for} conflicts of financial interest arising on the part of federally funded investigators

2. Definitions 2.1 discussed at some length.

Agreed that “the institution’s committee” might be misleading – COI committee composition varies with each case, according to variation in expertise required to evaluate issues at hand.

Amend to” “When a committee advises the OI, it will consist of at least seven faculty members …three are specified… add “Four or more additional faculty members shall be appointed so that the majority of the committee’s personnel will be faculty members without administrative appointment.”

Consideration must be given to the previously existing Research Ethics committee..

..purpose is to develop a ‘conflict of interest management plan’

Note required disclosures may be annual and/or ad hoc

Question arises of which committee/s should vet and prepare formal faculty advice: FGC and/or (newly charged) Research (and Creative Activities Grants) Committee? for now – FGC; bring Research along as they grow into their new charges
6.2 Disciplinary Action 6.2.1 question arises about ...investigator’s “failure to comply” ... We do not find that [how this is determined/identified] is defined clearly enough, with particular respect to the extremely disruptive sanctions/remedies that are proposed. ... find that it is outlined in 1.4

Question of due process arises ... faculty members must be able to understand what is happening and how they might protect their reputations, careers and lives ... University officials must be able to understand the power of the sanctions available to them and their responsibility for fairness. There must be added a new Section 7, concerning what will be required of the University in the way of Restoration/Reparations in case of error in declaring a faculty member noncompliant and the Draconian sanctions that they might impose.

**Action Taken**: Prof Mitchelson will write that new 7. All amendments will be back for the 9/26 meeting, to ratify its inclusion in the agenda for the October Senate meeting.

**Agenda Item**: 3. Review of Part II, Section IV (Graduate School Governance)
**Discussion**: Discussed letter from Dean Gemperline re recommended modifications.
**Action Taken**: approved the recommendations and forwarded to Faculty Senate as formal faculty advice.

**Agenda Item 4**: Preparation for revisions to Part VII, Section III (Research Misconduct)
**Discussion**: this is expected to go back into format for the Faculty Manual. Policy Manual should include a PRR to cover affected non-faculty individuals.
Deep concern: works for physicists and their ilk; not at all clear how it could work for sculptors - is not presently suitable to cover non-science ‘creative activities’ and non-hard-science ‘research’. Need to move toward integration with old Part VII, section III. Ethics in Research and Creative Activity, or some approximation thereto (which is also heavily skewed to hard-science kinds of ‘research’).
**Action Taken**: Prof Walker will reformat for re-entry to Faculty Manual; expect to discuss 9/26

New Business: none

**NEXT MEETING**: September 26

**ITEMS TO BE DISCUSSED**: final resolution and forwarding of today’s items 2 and 4

Adjourned: 4:35