

AGENDA
FACULTY SENATE
THE WICHITA STATE UNIVERSITY

Room 126 CH

3:30 p.m.

Meeting Notice: Monday, December 4, 1989

Order of Business:

- I. Calling of the Meeting to Order
- II. Informal Proposals and Statements
- III. Approval of Minutes
- IV. Old Business
 - * 1. Senate Rules Change (Att. A)
 - * 2. At-Large Senator Election Change
- V. New Business
 1. Policy for Investigation and Resolution of Allegations of Misconduct in Resarch - (first reading) (Att. B)

EXECUTIVE COMMITTEE

Elmer Hoyer, Senate President	Box 44	3415
Sally Kitch, Senate Vice President	Box 82	3358
A. J. Mandt, Senate Secretary	Box 74	3125
David Alexander, Senate President-Elect	Box 32	3190
Mark Dotzour, Elected by Senate	Box 88	3219
Diane Huntley, Elected by Senate	Box 144	3614
Karen Brown, Appointed by Senate President	Box 26	3114

* Indicates action required

The Rules Committee proposes the following changes to the Constitution and Rules of the Faculty Senate:

Add the following section after section 19 of the present Faculty Senate Rules:

The Executive Committee may schedule motions to appear for discussion on the agendas of at least two Senate meetings. The requirement for a second discussion can also be imposed from the floor by a one-third vote of the Senate. For motions scheduled for a second discussion, no binding vote will be taken until after the second discussion unless the second discussion is waived by a separate motion passed by a two-thirds majority of the Senate.

The discussion of issues in the Senate often brings out new and unanticipated information. When a vote is taken at the end of such a discussion, senators must evaluate this new information "on the fly." With the change suggested here, senators will have at least two weeks to consider information brought out in the first discussion of an important issue before they must vote on the issue. During this interval, they can consult with colleagues, corroborate information presented, obtain additional information, and thoughtfully consider the arguments in preparation for the second discussion and vote on the issue.

Amend section 4 of Article I of the Faculty Senate Constitution:

In an attempt to gain greater participation in the election process for at-large senators, especially from less well known faculty, it is recommended that the phrase "from a total of three areas" be dropped from the second sentence of Section 4 of Article I of the Faculty Senate Constitution. The sentence would then read, "A total of six nominations is required to place a nominee on the At Large ballot." This change would then allow persons to be nominated for an at-large position if they are named on six nominating ballots, without regard to the area from which those ballots came.

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SUBJECT: Policy for Investigation and Resolution of Allegations of Misconduct in Research

INITIATING AUTHORITY: EVPAA, Faculty Senate Executive Committee

ACCOUNTABILITY: Chief Administrative Officer in Charge of Research

PURPOSE: The Wichita State University is committed to a research agenda which depends on objective inquiry and uncompromising pursuit of knowledge. Integrity in the performance and reporting of research is essential and it must be scrupulously and vigorously maintained.

This policy provides a procedure for investigating and resolving allegations of misconduct in research.

POLICY STATEMENT: For the purposes of this policy, the definition of "misconduct in research" means fabrication, falsification, plagiarism, or other practices that seriously deviate from those that are commonly accepted within the scientific community for proposing, conducting, or reporting research. It does not include honest error or honest differences in interpretations or judgments of data.

PROCEDURE: When a specific allegation is made in good faith or when evidence of possible misconduct in research is discovered, the Assistant Dean of Faculties/Affirmative Action Officer (henceforth referred to as the Asst. Dean) shall immediately conduct an inquiry. Written notification of the allegation will be provided to the individual suspected and to the chief administrative officer in charge of research (henceforth referred to as the Research Officer). Information will be gathered to determine whether an allegation or apparent instance of misconduct warrants an investigation. To the maximum extent possible, the privacy of those who in good faith report apparent misconduct will be protected. The inquiry will be conducted in such a way as to provide the affected individual(s) confidential treatment to the maximum extent possible.

An inquiry must be completed within 60 days of its initiation unless circumstances clearly warrant a longer period. A written report shall be prepared by the Asst. Dean that summarizes the evidence reviewed and relevant interviews, and states the conclusions of the inquiry. The individual(s) against whom the allegation was made shall be given a copy of the report of the inquiry. If suspected individual(s) comment(s) on the report, those comments will be made part of the record. If the inquiry takes longer than 60 days to complete, the suspected individual and the Research Officer will be notified in writing and the record of the inquiry shall include documentation of the reasons for exceeding the 60-day period.

If the Asst. Dean's inquiry does not substantiate the allegation, the written report and supporting files will be kept for three years in a secure location designated by the Research Officer and then destroyed.

If the Asst. Dean's inquiry does uphold the allegation, the Asst. Dean will submit his/her written report on the inquiry to the Research Officer for initiation of an investigation. The investigation will commence within 30 days of the completion of the inquiry and will be completed in totality within 120

days. If federally funded research is involved, a written report will be made to the appropriate federal agency on or before the date the investigation begins. All investigations initiated by the University must comply with guidelines issued by the Office of Scientific Integrity.

The Research Officer in consultation with the President of the Faculty Senate, will appoint an ad hoc committee of not fewer than three members chosen for their objectivity and competence to conduct an investigation. The investigation shall provide for due process for the suspected individual. The ad hoc committee will be responsible for:

1. examining all documentation relevant to the allegation and conducting interviews with individuals involved in the allegation,
2. securing necessary expertise to carry out the evaluation of the relevant evidence,
3. taking precautions against real or apparent conflicts of interest on the part of those involved,
4. preparing and maintaining the documentation necessary to substantiate the investigation's findings, and
5. making a final recommendation to the Research Officer as to validity of the allegation.

RESOLUTION: If the investigation does not substantiate the allegation, no further action will take place and the suspected individual will be notified in writing of the findings. Records from the investigation will be retained in a secure location designated by the Research Officer for three years and then destroyed.

If the investigation supports the allegations, the Research Officer will notify the Executive Vice President of Academic Affairs. The Executive Vice President for Academic Affairs will make a determination as to whether the case should be the basis for dismissal for cause as provided for in the Faculty Handbook, section 3.20, or if other appropriate sanctions will be imposed. Documentation associated with a substantiated investigation will be retained by the University and a summary of the actions of the Executive Vice President for Academic Affairs will be placed in the individual's Personnel Record.

The University will undertake to restore the reputation of innocent individuals and to protect the positions and reputation of those persons who in good faith make an accusation.

When federally funded research is involved, interim reports (when required) and a final report of the investigation will be sent to the Office of Scientific Integrity. At all stages of the process, applicable federal requirements under the Public Health Service Act will be followed.