



# Bethany

*A Small College of National Distinction*

POLICY MANUAL

VOLUME IV

## **Faculty Personnel Policies**

*Approved by the Bethany College Board of Trustees  
May 16, 2018*

**Policy dictates that the Officers of Bethany College are:**

**President of the College  
Chief Academic Officer  
Chief Financial Officer  
Chief Advancement Officer**

**Specific titles for the latter three may vary according to organizational structure. For the purpose of Bethany College policy documents for the 2018-19 academic year, the Chief Academic Officer is the Vice President for Academic Affairs and Dean of the Faculty; the Chief Financial Officer is the Vice President for Finance; and, the Chief Advancement Officer is the Senior Vice President. Titles for these three positions may change at the discretion of the President of the College.**

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## Volume IV Faculty Personnel Policies

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### 4.0 Introduction<sup>1</sup>

Volume IV contains general policies and procedures relating to faculty members and faculty status which are intended to guarantee for the institution a faculty of as high a quality as possible and for the individual faculty member a maximum degree of fairness. The policies and procedures herein result from action by the Board of Trustees, the Administration and the faculty acting through the Faculty Welfare Committee. It is expected that faculty members will be aware of the contents of Volume IV and will make a conscientious effort to abide by the information contained therein.

Effort has been made in this Volume IV to avoid duplication of information which appears in other documents, viz. Volumes II, III, V, VI and VII. Faculty members shall become familiar with the contents of those documents that have significance for their professional performance.

This Volume IV is incorporated by reference into the individual faculty appointment agreements of each faculty member. Where the terms and provisions of an individual appointment agreement of a faculty member are inconsistent with the general policies contained herein, the provisions of the individual appointment agreement shall control. Otherwise, the provisions of this Volume IV will remain in effect until changed by the procedures contained in this Volume IV. Should there be any misapplication, misinterpretation or violation of specific provisions in this Volume, the faculty member involved should report the circumstance to the Vice President for Academic Affairs and Dean of Faculty. The administrative or staff responsibilities of faculty members with administrative or staff duties are specified in the individual appointment letters of such faculty members.

### 4.1 Definition of Faculty Status, Faculty Rank and Criteria for Advancement in Rank

#### 4.1.1 Faculty Status

##### 4.1.1.1 Full-time Faculty

A full-time faculty member is an employee of Bethany College who is qualified for appointment to one of the academic ranks listed in Subsection 4.1.2. A full-time faculty member ordinarily has full-time teaching duties or has teaching and other duties (e.g., research, academic administration, counseling, library duties, athletic department duties) equivalent to a full-time teaching load and fulfills the duties and responsibilities of a faculty member.

A full-time faculty member who has continuously taught at Bethany College for at least six years is eligible to apply for sabbatical (see Subsection 4.10.2). A full-time faculty member is a full voting member of the faculty and may be appointed pursuant to a term, notice, or tenure agreement (see Subsection 4.2.1).

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<sup>1</sup> For purposes of Volumes IV and VI of the Bethany College Policy Manual, heads of academic units are referred to as Department Chairs. For all other volumes, these administrators are referred to as Department Heads.



#### **4.1.1.2 Pro-rata Faculty**

A pro-rata faculty member is a contractual employee of the College appointed pursuant to a term or notice appointment (see paragraphs 4.2.1.1 and 4.2.1.2, respectively), who is qualified for appointment to one of the academic ranks listed in Subsection 4.1.2, and teaches, but not full-time, as determined by the Department Chair and the Vice President for Academic Affairs and Dean of Faculty.

A pro-rata faculty member is not an Adjunct/Per-course faculty member. A pro-rata faculty member has pro-rata contractual rights to pro-rata advancement in rank and fringe benefits. A pro-rata faculty member is not eligible for sabbatical leave. A pro-rata faculty member may have, on a pro-rata basis, responsibilities for advising, serving on committees, and other responsibilities of full-time faculty members.

#### **4.1.1.3 Adjunct Faculty/Per Unit/Per Course Faculty**

An Adjunct, Per Unit, or Per Course faculty member is employed pursuant to a term appointment (see paragraph 4.2.1.1) and carries no rank. A Per-course faculty member carries six or fewer credit hours per a semester at the College (a full-time teaching/advising load is defined as at least 12 hours per semester). An Adjunct, Per Unit, or Per Course faculty member usually has no other faculty duties or responsibilities (i.e., committee obligations, advisement), except for those specified by the department. An Adjunct, Per Unit, or Per Course faculty member does not accrue time towards sabbatical.

#### **4.1.1.4 Administrators with Faculty Rank**

An Administrator with Faculty Rank is a full or pro-rata employee who functions in an instructional capacity outside the classroom (e.g., some librarians and learning resources faculty), or performs a combination of faculty, staff, and professional duties. An Administrator with Faculty Rank is subject to all responsibilities and standards of teaching performance that apply to other full-time or pro-rata faculty and receive the same academic freedom as other faculty members. With regard to the non-academic aspects of an administrator's duties, an administrator is governed by the provisions of Volume V (Personnel Policies for Staff) of the Policy Manual.

#### **4.1.1.5 Special Appointment Faculty**

##### **4.1.1.5.1 Artist/Writer/Scholar-in-Residence/Visiting Ranked Faculty**

Bethany College may appoint artists, writers, scholars, and other distinguished individuals to the special faculty status of Artist/Writer/Scholar-in-Residence/Visiting Ranked Faculty. Such appointments are awarded for a specific period of time and may be full-time or pro-rata depending upon the needs of Bethany College. An Artist/Writer/Scholar-in-Residence/Visiting Ranked faculty member is appointed by the President in consultation with the Vice President for Academic Affairs and Dean of Faculty. The appointment is made pursuant to a term agreement for a limited period of time with no intent of on-going employment. The appointment may be full-time, pro-rata, or per-course based on the needs of the College.

##### **4.1.1.5.2 Replacement Faculty**

The College may appoint a replacement faculty member to full-time status for a specific period of time. Time served under the appointment does not count towards promotion in rank or

sabbatical leave unless so indicated by the President of the College at the time of hire or at the time of conversion to a regular appointment. A temporary replacement may be appointed for a faculty member who is on sabbatical, on leave, or who has retired or resigned. The replacement faculty member may be appointed on a full-time, pro-rata, or per-course basis until such time as the regular faculty member returns or a permanent replacement is found.

#### **4.1.1.5.3 Emeriti Faculty**

In recognition of unusual and meritorious service to the College, on the recommendation of the Faculty, Retention, Tenure and Promotion Committee and the Vice President for Academic Affairs and Dean of the Faculty and the President of the College, and subject to the approval of the Board of Trustees, a faculty member upon retirement from active full-time faculty service may receive Emeritus rank.

1. Specific eligibility criteria and procedures for application may be found in 1.6.3.1.1
2. The following materials shall be reviewed by the Faculty, Retention, Tenure and Promotion Committee:
  - a. Nomination by a current faculty member, including a rationale for consideration, highlighting significant contributions to the College, and
  - b. Current vitae.
3. Emeritus Rank will entitle holders to the privileges listed in section 1.6.3.1.1.

#### **4.1.1.5.4 Visiting Appointments**

Visiting appointments are reserved for faculty members of other institutions, professors emeriti, and persons distinguished in their fields. Visiting faculty members are appointed by the President of the College after consultation with the Vice President for Academic Affairs and Dean of Faculty. Visiting faculty members will carry the rank they hold from their most recent employer or will be assigned a rank based on the criteria listed in Subsection 4.1.2. Visiting appointments may be held for no more than three consecutive academic years.

### **4.1.2 Faculty Rank and Criteria for Advancement in Rank**

#### **4.1.2.1 Faculty Rank**

The faculty consists of Professors, Associate Professors, and Assistant Professors. They are appointed by the President of the College. A person who holds the appropriate terminal degree or has substantially completed requirements for it, will usually be assigned the rank of Assistant Professor. A person who holds the terminal degree, has extensive teaching or professional experience, or has other outstanding professional qualifications may be assigned the rank of Associate Professor or Professor.

##### **4.1.2.1.1 Assistant Professor**

The rank of Assistant Professor is awarded to a faculty member at the time of initial appointment or by means of advancement from the rank of Instructor. An initial appointment may be made at this rank if the candidate holds an acceptable terminal degree in the field of specialization. In special instances, professional background may be considered equivalent to a doctorate. In such instances, it is the responsibility of the individual to justify this equivalence by documentation.

An Assistant Professor initially hired pursuant to a tenure track agreement must be considered for tenure in the sixth year of service. If tenure is awarded, advancement in rank to Associate Professor is concurrent. If tenure is not awarded, the faculty member will be appointed to a seventh year at rank with a one-year terminal appointment. The faculty member may not continue beyond a seventh grace year unless tenure has been granted.

#### **4.1.2.1.2 Associate Professor**

The rank of Associate Professor is awarded to a faculty member who has served a minimum of five years (ten years for Assistant Professors who do not hold a terminal degree) at the rank of Assistant Professor, meets the formal criteria for appointment as, or advancement to, Associate Professor, and is recommended for such rank by the Department Chair. The President of the College may, upon recommendation of the Vice President for Academic Affairs and Dean of Faculty, award the rank of Associate Professor for the faculty member's initial appointment. An Associate Professor holds terminal academic credentials in the individual's discipline. In special instances, professional background may be considered equivalent to a doctorate. In such instances, it is the responsibility of the individual to justify this equivalence by documentation

Advancement to the rank of Associate Professor is concurrent with the award of tenure unless the initial rank is at the rank of Associate Professor.

#### **4.1.2.1.3 Professor**

The rank of Professor is awarded to a faculty member who has, except in unusual circumstances, a minimum of five years of full-time college teaching at the rank of Associate Professor (fifteen years for Associate Professors who do not hold a terminal degree), meets the formal criteria for appointment as, or advancement to, Professor; and is recommended for such rank by the Department Chair. A Professor holds terminal academic credentials in the individual's discipline. In special instances, professional background may be considered equivalent to a doctorate. In such instances, it is the responsibility of the individual to justify this equivalence by documentation. The rank of Professor is not normally granted to a regular full-time faculty member upon initial appointment, even if the faculty member had served in that rank at previous institutions.

Because "Professor" is the highest honor accorded a full-time faculty member, advancement to that rank is neither perfunctory nor automatic. In keeping with the stated terms of the formal criteria for promotion, an Associate Professor is eligible to make application for advancement and will be considered by the appropriate bodies and academic officers of the College. Should the Associate Professor not attain that rank in that evaluation, the individual will receive feedback from the Vice President for Academic Affairs and Dean of Faculty in order to improve the individual's ability to apply at a later date.

#### **4.1.2.1.4 Endowed Chair/Professor**

Appointments to Endowed Chairs/Professor, made by the President of the College upon the approval of the Board of Trustees, recognize distinguished accomplishments in a variety of fields. Although there is not a prescribed way of making such appointments - of filling new or vacant positions - the President of the College consults appropriate Department Chairs and senior

members of the faculty before making recommendations to the Board of Trustees. Occasionally, the President of the College may agree to use an endowed professorship to attract a particularly distinguished person to Bethany College.

#### **4.1.2.2 Criteria for Advancement in Rank**

Eligibility for advancement in rank is based on the following items:

1. The total years of full-time college teaching experience, at least three of which must have been completed at Bethany. Time on sabbatical leave does count toward the time required for advancement in rank, while time on leave of absence does not count toward the time required for advancement in rank. Faculty may receive credit for their time spent at previous institutions, if so negotiated at the time of hire.
2. Years spent at the previous academic rank. It is expected that a faculty member will spend at least five years at each rank before advancement, or more if they do not hold a terminal degree (see below).
3. Evidence of accomplishments in the same areas evaluated for tenure: teaching, advising, service to the College, professional growth, professional relationships, and participation in College and community life. This evidence will consist of documents submitted by the candidate, as well as any information gathered by the Vice President for Academic Affairs and Dean of Faculty or Faculty, Retention, Tenure, and Promotion Committee, such as teaching evaluations or annual reviews.
4. Recommendation of the Department Chair.

The advancement in rank review is conducted by the Department Chair, the Faculty, Retention, Tenure, and Promotion Committee, the Vice President for Academic Affairs and Dean of Faculty, and the President of the College. The Department Chair and Faculty, Retention, Tenure, and Promotion Committee submit their recommendations to the Vice President for Academic Affairs and Dean of Faculty. The Vice President for Academic Affairs and Dean of Faculty in turn sends a recommendation to the President, who makes the final decision. This review takes place after the faculty member has served a requisite period of time, as spelled out below.

It should not be assumed that advancement in rank is automatic. On the other hand, a faculty member whose accomplishments are sufficiently meritorious may be recommended for advancement in rank before the end of the stated periods of time.

In cases where a faculty member is eligible for advancement in rank while being considered for tenure, the faculty member will be automatically considered for advancement in rank at the same time.

##### **4.1.2.2.1 Assistant Professors with a Terminal Degree to Associate Professor**

An Assistant Professor who holds a terminal degree will be eligible to be considered for advancement in rank to Associate Professor during the individual's sixth year of full-time college teaching, at least three of which have been completed at Bethany.

##### **4.1.2.2.2 Assistant Professors without a Terminal Degree to Associate Professor**

An Assistant Professor who does not hold a terminal degree will be eligible to be considered for advancement in rank to Associate Professor during or after the individual's tenth year of full-time college teaching, at least three of which have been completed at Bethany.

#### **4.1.2.2.3 Associate Professors with a Terminal Degree to Professor**

An Associate Professor who holds a terminal degree will be eligible to be considered for advancement in rank to Professor during or after the individual's tenth year of full-time college teaching, at least three of which have been completed at Bethany, and after spending at least five years at the rank of Associate Professor.

#### **4.1.2.2.4 Associate Professors without a Terminal Degree to Professor**

An Associate Professor who does not hold a terminal degree will be eligible to be considered for advancement in rank to Professor during or after the individual's fifteenth year of full-time college teaching, at least three of which have been completed at Bethany, and after spending at least five years at the rank of Associate Professor.

### **4.2 Policies Pertaining to Faculty Appointments**

#### **4.2.1 Types of Faculty Appointments**

##### **4.2.1.1 Term Appointments**

Term appointments are issued for a clearly defined, limited period to pro-rata, adjunct/per-unit/per-course, visiting and special appointment faculty members. There is no right or expectation of appointment renewal. Term appointments may also be issued to full-time faculty members in special circumstances with the approval of the President of the College for short-term curricular needs of the College.

##### **4.2.1.2 Notice Appointments**

Faculty members with notice appointments may expect the appointment to be renewed pursuant to the progressive schedules described below unless otherwise notified pursuant to the terms of the applicable appointment agreement. The initial appointment is for one year.

All notice appointments are subject to the policies and procedures found in Section 4.8 (Separation) of the Policy Manual.

##### **4.2.1.2.1 Notice Appointment, Tenure Track**

A full-time faculty member with a terminal degree or a professional background that may be considered equivalent to a doctorate, who is hired into a tenure track position, may expect the appointment to be renewed annually unless otherwise notified pursuant to the terms of the applicable appointment agreement. A person on a tenure track appointment is eligible to apply for tenure after completing a tenure track period of six years (See Section 4.7). The tenure track period may be reduced by the President of the College after receiving the recommendation of the Faculty, Retention, Tenure, and Promotion Committee and the Vice President for Academic Affairs and Dean of Faculty. A faculty member on a tenure track appointment is subject to annual review according to established procedures and criteria outlined under Section 4.5 – Faculty Evaluation.

If tenure is not granted or the faculty member elects not to apply for tenure after completing a tenure track period of six years, the faculty member is to be given notice of release and a one-year terminal appointment.

#### **4.2.1.2.2 Notice Appointment, Non-tenure Track**

A faculty member with a notice appointment who is not on a tenure-track may expect the appointment to be renewed unless otherwise notified pursuant to the terms of the applicable appointment. A notice appointment is for a period of one academic year. Thereafter, a second one-year appointment, followed by a two-year appointment, followed by a second two-year appointment may be granted. Non-tenure track faculty members continuing beyond the first six years of service at the College (or as otherwise set forth in the appointment) are eligible to receive successive three-year notice appointments beginning in their seventh year of employment at the College. All notice appointments are subject to the policy and procedures found in Section 4.8 (Separation) of this Policy Manual. Non-tenure track faculty members are also subject to the evaluation provisions of Section 4.5.

#### **4.2.1.2.2.1 Moving to Tenure Track**

If an appropriate tenure-track position opens at Bethany, a non-tenure track faculty member may apply for that position. The position is to be filled in accordance with the Search and Appointment procedures as specified in Subsection 4.3.1. If the faculty member is hired into a tenure track position after a good faith search has been conducted, some or all of the faculty member's years of service at the College may, at the discretion of Vice President for Academic Affairs and Dean of Faculty, on written notice from the faculty member, count toward the time by which a tenure decision is due.

#### **4.2.1.3 Tenure**

Tenured faculty members are entitled to annual appointment renewal and shall be subject to the terms and conditions of employment that exist at the time of each annual renewal and are further subject to the separation policies in Section 4.8.

#### **4.2.1.4 Terminal Appointment**

A terminal appointment is the final appointment issued to a faculty member in the case of denial of tenure, non-renewal, or resignation.

#### **4.2.2 Locus of Appointment**

All faculty appointment agreements have as the locus of their appointment the Department of Bethany College that is stated in the appointment agreement.

#### **4.2.3 Issuance and Receipt of Appointment Agreements**

All ranked, full-time faculty appointment offers for any academic year are generally issued on or before April 15 and become void if not signed and returned within ten working days.

All pro-rata appointments are issued on an individual basis as the necessity arises. All per-course term appointments are issued on an individual basis by the President of the College.

Salaries of the members of the faculty other than the President of the College shall be fixed by the President of the College within the Board of Trustees' approved budget. The appointment becomes official when the written agreement offered by the President of the College to the prospective faculty member is signed in triplicate by both parties. A copy is retained on file in the Office of Human Resources, the second copy is retained on file in the Office of the Vice

President for Academic Affairs and Dean of Faculty, and the third copy is returned to the appointee.

### **4.3 Guidelines<sup>2</sup> for Search, Appointment, and Orientation of Faculty**

Procedures described in this Section 4.3 were formulated by the faculty in the context of the 1940 Statement of Principles on Academic Freedom and Tenure (and its subsequent modification) prepared jointly by the Association of American Colleges and the American Association of University Professors.

Procedures outlined for appointment, advancement in rank, reappointment, and tenure specify particular responsibilities for chairs of departments. Whenever a candidate is the chair of a department, these responsibilities are to be assumed by the Vice President for Academic Affairs and Dean of Faculty. (A summary of important deadline dates relevant to Reappointment, Advancement in Rank, and Tenure appears in Appendix 4.3.1).

It is the College's policy that appointment, advancement in rank, reappointment, and tenure decisions be made without regard to an individual's race, religion, color, national origin, gender, sex, sexual orientation, age, disability, veteran status, or on any other basis that would be in violation of any applicable federal, state, or local law.

#### **4.3.1 Search and Appointment of Full-time Faculty**

1. When a vacancy or the need for a new position in a department occurs, the Department Chair presents to the Vice President for Academic Affairs and Dean of the Faculty a justification for the position, together with a job description. The request shall include:
  - a. Substantial justification for the position in terms of curriculum need and departmental productivity;
  - b. A description of the person being sought to fill the position in terms of qualifications and rank; and
  - c. The proposed duties that the new person would have within the department.
2. If the Vice President for Academic Affairs and Dean of the Faculty agrees there is justification for the position, the Dean shall forward the written justification and job description to the President of the College for approval.
3. If the President of the College approves, the position is advertised in appropriate academic media. All advertisements are to be in accordance with Affirmative Action and Equal Opportunity guidelines (see Volume II, Subsection 2.1.1).
4. The Department Chair screens applications, examines dossiers, conducts interviews at professional meetings (if possible), and recommends to the Vice President for Academic Affairs and Dean of the Faculty the two or three best qualified applicants to be invited to the campus for a visit of at least twenty-four hours.
5. After a date for a visit is agreed upon, the Department Chair prepares a schedule of the candidate's activities. (Time should be allowed for interviews with the Vice President for Academic Affairs and Dean of Faculty, and, if possible, the President of the College, the Director of Human Resources, the Department Chair, department members, students, and

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<sup>2</sup> Guidelines are not grievable.

the Faculty, Retention, Tenure, and Promotion Committee.) The Department Chair provides the Vice President for Academic Affairs and Dean of Faculty and the Faculty, Retention, Tenure, and Promotion Committee with the schedule of the applicant's visit, the job description, and a copy of the candidate's dossier. When possible, the candidate shall be asked to make a presentation to members of the department, other interested faculty, and/ or to a regularly scheduled class.

6. After the candidate is interviewed by the Faculty, Retention, Tenure, and Promotion Committee, the Committee submits its recommendation in writing to the Vice President for Academic Affairs and Dean of Faculty and the Department Chair. The Vice President for Academic Affairs and Dean of Faculty submits the Department Chair's recommendation, the Vice President for Academic Affairs and Dean of Faculty's own, and that of the Faculty, Retention, Tenure, and Promotion Committee to the President of the College who makes the decision. In determining whether an applicant is to be recommended for appointment, the Vice President for Academic Affairs and Dean of Faculty, the Department Chair, and the Faculty, Retention, Tenure, and Promotion Committee consider the person's accomplishments or potential contributions in the areas of teaching and advising, service to the College (committees, academic obligations, etc.), professional growth (participation in professional organizations, publication, progress toward a degree, etc.), professional relationships, and participation in College and community life.
7. The President of the College's invitation to join the faculty shall include a letter indicating the conditions of employment, any special financial agreements, any agreements concerning the number of years of college teaching that will be credited toward tenure eligibility, and an employment contract.
8. When a faculty position has been filled, all materials used in the process (including the completed applications and supporting documents of all candidates, evaluations by student interviewing groups, Department Chairs, departmental faculties, and/or search committees, and recommendations of the Vice President for Academic Affairs and Dean of Faculty and the Faculty, Retention, Tenure, and Promotion Committee) are placed in a sealed file to be opened only if necessary as part of a legal action.

#### **4.3.2 Search and Appointment of Special Appointment Faculty**

From time to time a department may find it necessary to request special appointments (see paragraph 4.1.1.5 above) to accommodate sabbaticals, special subjects outside the competence of regular faculty, or the like. In such cases, the Department Chair will confer with the Vice President for Academic Affairs and Dean of Faculty regarding the need. If the Vice President for Academic Affairs and Dean of Faculty confirms that the funding can be made available, the Department Chair and the Vice President for Academic Affairs and Dean of Faculty will mutually agree on the necessary qualifications, and will seek an appropriate candidate. Such are recognized by a letter from the Vice President for Academic Affairs and Dean of Faculty, accompanied by a special appointment agreement.

In certain special situations it may be necessary to make a full-time appointment under circumstances which do not permit a normal search, such as an unexpected death, illness, or resignation of a faculty member. In such cases the Vice President for Academic Affairs and Dean of Faculty and the Department Chair will confer and attempt to fill the vacancy with the



best-qualified person available. Such an appointment will be on a fixed-term basis, and will be recognized by a term appointment agreement.

If a situation arises in which an appointment originally filled by a special academic appointment (as outlined in paragraph 4.1.1.5) is changed to the status of normal full-time academic appointment, the Department Chair, the Vice President for Academic Affairs and Dean of Faculty, the President of the College, and the Faculty, Retention, Tenure, and Promotion Committee will meet to decide on the procedures to be followed when implementing this change of status.

### **4.3.3 Orientation Process**

See Volume III, Subsection 3.1.1.

## **4.4 Faculty Personnel Records**

Because appointment as a ranked faculty member may lead to a continuing relationship with the College, it is essential that there be adequate and detailed documentation to support those actions pertaining to appointment, advancement in rank, layoff, and dismissal. These official records will be kept in strictest confidence. The material set forth below constitutes the official file of each faculty member. (See also Volume III, Section 3.2 Personnel Records).

### **4.4.1 Official Faculty File**

A faculty member's file is comprised of two types of documents: human resource documents and faculty-specific documents. Basic documents to be found in each faculty member's file are:

1. In the Office of Human Resources:
  - a. Personal data information (race, gender, date of birth, marital status, religion, etc.);
  - b. Hiring transaction documents (payroll notices, etc.);
  - c. Payroll change documents (salary increases or changes, changes in status);
  - d. Salary and fringe benefit data; and
  - e. Other documents required by law.
  
2. In the Office of the Vice President of Academic Affairs:
  - a. The faculty member's portfolio
  - b. Appointment and acceptance agreements;
  - c. Current appointment agreement;
  - d. Performance reviews and evaluations;
  - e. Official transcripts;
  - f. Faculty Activity Report (see 4.4.1.1 below);
  - g. Current vita.

#### **4.4.1.1 Faculty Activity Reports**

Faculty members are requested to cooperate in keeping their records up to date; specifically, information regarding degrees, publications, professional background, accomplishments,

addresses, and telephone numbers shall be kept current.

Each year all faculty shall submit a Faculty Activity Report and a current curriculum vita containing up-to-date information on teaching, advising, service to the college, professional development, and service to the community to the Office of the Vice President for Academic Affairs and Dean of Faculty no later than the third Friday of April each academic year. The Faculty Activity Report provides a brief listing of activities in the areas of teaching, scholarship/creativity, and service for the current academic year. These records may be used for evaluation, promotion, tenure, and dismissal decisions and shall assist the College in maintaining records that are required for accreditation purposes.

#### **4.4.1.2 File Inclusion Process**

The originator of any document other than student evaluations to be included in the file must sign and date the document. A copy of the material will be sent to the faculty member by the Vice President of Academic Affairs at the same time that the item is deposited in the file with the exception that when the size, shape, weight, or other physical characteristic of such material makes it infeasible or impractical to copy and send the same to the faculty member, the Vice President of Academic Affairs may notify the faculty member in writing of the new deposit in the file. This notice shall contain a brief and concise summary or description of the content or character of such new material.

Before a negative document becomes a part of a record, the faculty member involved will be advised of the existence of the document. The faculty member shall have the right to submit a written answer, which shall be placed in the faculty member's file. Only the written material in the file for which such notice and opportunity has been given shall be considered for evaluation purposes, along with the other normal criteria.

A letter notifying the faculty member of the faculty member's right to submit a letter of explanation if desired will accompany the material. This response letter, if received, shall be attached to the original document within the file.

#### **4.4.1.3 File Inclusion Appeal Process**

The faculty member may appeal the inclusion of material to a Faculty Grievance Committee (See Section 4.13) for the following reasons:

1. Procedural error;
2. Factual error; or
3. If credibility of the source is at issue.

#### **4.4.1.4 Access to File**

Faculty member files are kept and maintained in the Office of Human Resources (i.e., benefit elections, personal data information, hiring transaction documents, etc.) and the Office of the Vice President for Academic Affairs and Dean of Faculty (i.e., portfolio, letters of appointment, performance reviews and evaluations, transcripts). The official files are available on a need-to-know basis only to the individual faculty member, the Board of Trustees, the President of the College, the Vice President for Academic Affairs and Dean of Faculty, appropriate financial

officer(s), legal counsel, the Director of Human Resources, the appropriate Department Chair, or others specifically designated by the President of the College and/or faculty member in writing.

The College may permit access to and copying from such files pursuant to lawful requests and identification of federal or state agencies relevant to investigations, hearings, or other proceedings pending before such agencies or the courts to the extent permitted by law.

## **4.5 Faculty Evaluation**

### **4.5.1 General Evaluation Criteria**

Full-time faculty will be reviewed on the basis of the following criteria ranked in the order of importance: Teaching Effectiveness; Academic Advising; Service to the College; Scholarly, Creative and Professional Activities; and Service to the Community.

Pro-rata faculty support teaching in a number of unique ways and will be reviewed on the basis of their specific job description.

#### **4.5.1.1 Teaching Effectiveness**

The College recognizes that excellence in teaching is the most important attribute of a faculty member. Teaching effectiveness involves the interplay of many qualities.

Some examples are:

1. Command of the subject;
2. Knowledge of current developments within the discipline taught and in pedagogy;
3. Ability to relate the subject taught to other areas of knowledge;
4. Ability to plan and execute a substantive, well-organized course;
5. Skill in communicating with students;
6. Ability to challenge students;
7. Use of effective teaching methods and strategies;
8. Integrity, open-mindedness and objectivity in presenting material;
9. Punctuality and effective use of class time;
10. Promptness, objectivity and care in grading students' written work and assessing the students' overall performance in a course;
11. Knowledge of the relationship of the discipline taught to the liberal arts curriculum;
12. Ability to stimulate and broaden student interest in the subject matter;
13. Accessibility for advising outside of class;
14. Willingness to listen and assist the student respectfully and patiently to achieve academic success;

15. The regular conduct of classes assigned and the use of effective teaching methods;
16. The construction and revision of curriculum;
17. Establishing standards for determining the proficiency of the students in the courses taught.

#### **4.5.1.2 Academic Advising**

Advising students on academic matters is an integral part of the duties of the members of the Bethany Faculty. Academic Advisors assist students in developing their semester schedules, selecting and preparing for their fields of concentration, proposing and evaluating internships, dropping, and adding courses, and generally resolving problems concerning academic matters. Advisors may also counsel students on personal matters, but should always be conscious of their limitations in this area and refer students to the college's counseling staff whenever appropriate. Some examples are:

1. Assisting students with semester schedules;
2. Assisting in decisions regarding major, minor and career choices;
3. Providing students with information on policies, procedures and programs of the College;
4. Assisting students in choosing educational and career objectives well suited to their interests and abilities;
5. Assisting students in exploring possible short and long-range consequences of their choices;
6. Making students aware of the wide range of services and educational opportunities pertinent to their educational objectives;
7. First year seminar advising and counseling;
8. Providing students with information regarding academic internships, study abroad opportunities and benefits to be derived from such activities.

#### **4.5.1.3 Service to the College**

A faculty member will be expected to make some contribution towards the operation of the College by participating in service activities listed below. Involvement in some voluntary service activities is also expected, but faculty members are free to choose what type of service they will provide.

##### **4.5.1.3.1 Expected Service Activities**

1. Faculty Meetings: Faculty meetings are the forum for ordinary faculty involvement in the affairs of the College, and all faculty are expected to attend unless some circumstances prevent it.'
2. Department Meetings: Department meetings are held on a scheduled basis to discuss the concerns of the department, to suggest methods of improving the curriculum, and to explore new endeavors and determine progress of students studying within the department.

3. Academic Functions: Members of the full-time faculty are expected to be present at all College faculty meetings and convocations. Faculty members are encouraged to attend lectures, concerts, dramatic productions and other educational activities sponsored by the College or departmental organizations.
4. Other Service Activities:
  - a. Effective participation on College committees;
  - b. Participation in the functioning of the Faculty body and its committees;
  - c. Service as Department Chair; or
  - d. Acting as representative of the College to the larger community or participating in activities outside the College that are of benefit to the College.
5. Service to the Student Body: The quality of education at Bethany requires that faculty members have formative contact with students not only in a purely academic setting.

The following are examples of such contact, though the listing is not exhaustive:

- a. Service as advisor to a student organization;
- b. Service to student activities;
- c. Planning/participation in enrichment activities related to the curriculum; and
- d. Participation by full-time faculty in orientation, testing and registration of students.

#### **4.5.1.4 Scholarly, Creative, and Professional Activities**

A faculty member is expected to engage in scholarly, creative, and professional activities as these are intrinsic elements of academic life at the College. Such intellectual contributions constitute an essential component of a faculty member's duties, notwithstanding the importance of excellence in teaching, as it ensures that the faculty member is contemporary in his/her knowledge of the field and is able to draw upon the intellectual richness to enhance and improve his/her teaching. The form and level of scholarly, creative and professional activity may vary across departments depending on the requirements of the various disciplines.

Some examples are:

1. Depth and breadth of knowledge in one's discipline and demonstrated growth in this regard;
2. Continued progress in current or ongoing research or creativity not yet resulting in publication, presentation, performance or display;
3. Attendance at academic and professional conferences and meeting; leadership positions in academic and professional organizations and societies;
4. Presentation of papers at academic and professional conferences; discussant and panelist at academic and professional conferences;
5. Scholarly activities applied to teaching, developing of new courses and enhancement

- of existing ones through introduction of new curriculum or curricular materials;
6. Publications, including papers in academic and professional journals and magazines; books; monographs; textbooks; articles; bibliographies; cases; production or direction of non-print media work;
  7. Production and display of musical compositions; recitals; stage design; stage construction; choreography; conducting or performing;
  8. Production and display of paintings; sculpture; ceramics; film and videotape materials; photographs; graphics; production of television, radio, and print media;
  9. Editing and reviewing of articles, books, and monographs for academic and professional publications;
  10. Development and publication of instructional materials; conducting workshops on innovative teaching methods; publications about pedagogy and methodology;
  11. Grants written for research activities, creative projects, instructional advancement etc.;
  12. Invitations to conduct scholarly activities, lecture, or display works at other academic institutions or research/government agencies;
  13. Invitation to prepare questions for academic or professional examinations; serving as grader for various academic and professional examinations;
  14. Participation on the editorial board of various academic and professional publications;

#### **4.5.1.5 Service to the Community**

The College strongly encourages faculty members to become involved in service to the community outside the strictly academic field, and values the work of faculty members who are so involved. Some examples are:

1. Lectures to non-professional community groups;
2. A leadership position in political, church, or community activities;
3. Participation in non-profit organizations which serve the general public;
4. Service to community groups in a professional capacity;
5. Volunteering time and effort to community events, charities, and public service organizations;
6. Organizing a community event that educates the general public; and
7. Organizing an event that allows the community to reach out to a broader population.

#### **4.5.2 The Evaluation Process**

In an effort to promote faculty self-growth and institutional growth, the appropriate Department Chair will evaluate all non-tenured full-time faculty members (4.1.1.1) formatively on an annual basis. The evaluation process at Bethany College gives faculty members constructive and balanced information to help them fulfill their academic responsibilities, provides a guide for professional goal-setting, and allows the College to determine if faculty are fulfilling their responsibilities effectively. Evaluation, therefore, seeks to document fairly and accurately both the strengths and the weaknesses of a faculty member's teaching endeavors and other professional responsibilities, including scholarly or creative achievement. All facets of the

faculty member's performance shall be reviewed pursuant to the General Evaluation Criteria outlined in Subsection 4.5.1.

The formal components and documents of the Faculty Evaluation Process are comprised of the following:

1. Faculty Activity Report (completed by all faculty on an annual basis and placed in the faculty member's personnel file in the Vice President for Academic Affairs office in accordance with section 4.4.1)
2. Self-Evaluation Report
3. Classroom Observations
4. Student Course Evaluations
5. Department Chair's Evaluation

#### **4.5.2.1 Evaluation Process for Non-Tenured Full-Time Faculty in Their Second Through Fifth Year**

All non-tenured full-time faculty in their second through fifth year shall undergo an evaluation each year. Documents included in the Evaluation process include:

##### **4.5.2.1.1 Faculty Activity Report**

All non-tenured faculty must complete a Faculty Activity Report briefly listing activities in the areas of teaching, scholarship/creativity, and service for the current academic year. This report, along with a current vita is due to the office of the Vice President for Academic Affairs no later than the third Friday in April each academic year. The Faculty Activity Report is included in the faculty member's personnel file in the Vice President for Academic Affairs' office. The Faculty Activity Report is also included in the materials reviewed by the Faculty Retention, Tenure, and Promotion Committee.

##### **4.5.2.1.2 Self-Evaluation Report**

All non-tenured faculty must complete a Self-Evaluation Report that addresses the following:

1. a narrative describing the faculty member's previous year's work in the following areas:
  - a. teaching effectiveness
  - b. professional activity and scholarly and creative accomplishments
  - c. service to the College
  - d. goals for the next year

The Self Evaluation Report is to be submitted to the Department Chair no later than the last Friday in April each academic year.

##### **4.5.2.1.3 Classroom Observations**

Each non-tenured faculty member shall receive during each academic year at least one classroom visit by the Department Chair or by another tenured faculty member designated by the Department Chair. Classroom Observations may be completed in either the fall or the spring

semester. A written evaluation using the Classroom Observation Form noting the results of the visit shall be made by the Department Chair or the faculty member designated by the chair. Within two weeks of the classroom visit, the visitor shall send copies of the final evaluation to the faculty member for review. A copy will also be sent to the Department Chair if the evaluating visitor is not the Department Chair. The faculty member may choose to comment on the final evaluation. The faculty member shall return a signed copy (with or without comments) to the Department Chair, who forwards a copy to the Vice President for Academic Affairs' Office for inclusion in the faculty member's file. All Classroom Observations for the academic year must be completed no later than the third Friday of April each academic year.

#### **4.5.2.1.4 Student Course Evaluations**

Student Course Evaluations are conducted electronically at the end of each semester under the guidance of the Office of Institutional Effectiveness. The Director of the Office of Institutional Effectiveness makes results available to each faculty member, as well as to department chairs, the Promotion, Reappointment, and Tenure Committee, and the Vice President for Academic Affairs.

#### **4.5.2.1.5 Chair's Evaluation**

Department chairs shall complete an evaluation of each non-tenured faculty member each academic year using the designated Chair's Evaluation Form. The evaluation is to be shared with the faculty member prior to submission to the VPAA, and the faculty member is to sign the form indicating he or she has read it. The faculty member may choose to comment regarding the content of the chair's evaluation. The completed Chair's Evaluation Form must be submitted to the Vice President for Academic Affairs' office no later than the third Friday in May each academic year.

#### **4.5.2.2 Evaluation Process for Non-Tenured Faculty in the First Year of Appointment**

Non-tenured faculty in the first year of appointment shall undergo an evaluation at the end of their first semester of teaching. The components of this evaluation are the same as those for other non-tenured full-time faculty (as detailed in 4.5.2.1) but address only the first semester.

The timeline for evaluation of non-tenured faculty in the first year of appointment is as follows:

1. For faculty who start teaching in the fall semester, the Department Chair shall complete a Classroom Observation during the first semester of teaching.
2. The Self Evaluation Report by the faculty member being evaluated must be submitted to the Department Chair no later than the first Friday in January.
3. No later than the third Friday in January, the Department Chair shall complete a Chair's Evaluation addressing the faculty member's performance for the first semester.
4. The materials must be submitted to the office of the Vice President for Academic Affairs no later than February 1 and will be included in the materials reviewed for reappointment by the Faculty Retention, Tenure, and Promotion Committee.
5. Faculty who begin teaching in the spring semester shall follow the timeline detailed in section 4.5.2.1.



#### **4.5.2.2.1 Additional Evaluation in the First Year**

If no areas of concern are noted in the evaluation materials from the first semester of teaching, no additional evaluation need take place at the end of the subsequent semester. If areas of concern are identified in the first semester evaluation, or if areas of concern arise during the subsequent semester (as determined by the Department Chair) a follow-up evaluation shall take place at the end of the subsequent semester.

### **4.6 Advancement in Rank Policies**

#### **4.6.1 Criteria**

See paragraph 4.1.2.2 for advancement in rank criteria.

#### **4.6.2 Application**

##### **4.6.2.1 Procedures for Promotion**

1. In cases where a faculty member is eligible for promotion at the same time that he or she is being considered for tenure, the faculty member will be automatically considered for promotion. In that case, the candidate should follow the tenure application procedures outlined in the next section.
2. In all other cases, each eligible faculty member who wishes to be considered for promotion must submit a letter of application to the Vice President for Academic Affairs and Dean of Faculty on or before January 10. The candidate should emphasize accomplishments in teaching, advising, service to the College, professional growth, professional relationships, and participation in the life of the College and of the community in which the candidate resides. The candidate should also explain expected contributions to the College in the future. The candidate may submit any supporting documents thought to be helpful in evaluating the application. Such documents might include letters from colleagues within and outside of the candidate's department, evaluations by students, copies of relevant publications, etc.
3. Any faculty member who wishes to be considered for promotion may request an evaluation by the department chair or the Vice President for Academic Affairs and Dean of Faculty. The Vice President for Academic Affairs and Dean of Faculty asks department chairs to submit by February 1 recommendations concerning promotions. It is expected that the department chair's recommendation will review a candidate's accomplishments in teaching, advising, service to the College (committees, academic obligations, etc.), professional growth, professional relationships, and participation in College and community life. The candidate may submit supporting materials to the Vice President for Academic Affairs and Dean of Faculty by February 1.
4. In March, the Vice President for Academic Affairs and Dean of Faculty seeks the advice of the Faculty, Retention, Tenure, and Promotion Committee and they both review the department chair's recommendations and any supporting material submitted by the candidate.

5. The person being considered for promotion and/or the department chair may request an interview with the Faculty, Retention, Tenure, and Promotion Committee, by April 1, by contacting the chair of the committee.
6. By April 1, the committee submits its recommendations in writing to the Vice President for Academic Affairs and Dean of Faculty, the department chair and the candidate.
7. At the time contracts are issued by April 15, the President notifies the person concerned of the decision. If the person is not promoted, he or she may appeal the decision to the President.

### **4.6.3 Appeals Process**

See the Faculty Grievance Policy set forth in Section 4.13.

## **4.7 Tenure Policies**

### **4.7.1 Criteria and Application for Tenure**

The granting of permanent tenure assures the faculty member of the privilege of being issued an annual contract until retirement or resignation from the faculty, until relieved of duties for reason of physical or mental disability, *bona fide* financial exigency, failure to perform the various duties (i.e. instructional work, student counseling, assistance in public representations of the College, scholarly activity) appropriate to the position, gross inefficiency, actions detrimental to the best interests of the College, or a change of institutional program results in the elimination of a position as outlined in Section 4.8. The number of persons on tenure in a department or in the College, curricular needs, and the financial circumstances of the College may be considered in making tenure decisions. A faculty member who is not to be appointed under conditions of permanent tenure shall be notified to that effect in writing no later than at the conclusion of the final year of his/her probationary appointment.

#### **4.7.1.1 Procedures for Decision on Tenure for Sixth-Year Faculty Members**

A faculty member at the beginning of the sixth year of full-time College teaching, at least three of which have been at Bethany, is eligible to apply for tenure. The tenure track period may be reduced by the President of the College upon initial appointment or after receiving the recommendation of the Faculty Retention, Tenure, and Promotion Committee and the Vice President for Academic Affairs and Dean of Faculty.

1. At the April faculty meeting, the Vice President for Academic Affairs and Dean of Faculty announces the names of those persons eligible to apply for tenure in the next academic year. At that time the Faculty Retention, Tenure, and Promotion Committee announces the time and place for a meeting prior to the end of the current academic year with those eligible to apply for tenure to explain Committee policies and procedures.
2. On or before October 1, each eligible faculty member who wishes to be considered for tenure must submit a letter of application to the Vice President for Academic Affairs and Dean of Faculty along with a faculty portfolio (Section 4.7.1.2). The candidate should emphasize accomplishments in teaching, advising,

service to the College, scholarly, creative, and professional activities, and service to the community of residence. The candidate should also explain expected contributions to the College in the future. The Candidate may submit any supporting documents thought to be helpful in evaluating the application. Such documents might include letters from colleagues within and outside of the candidate's department, student evaluations, copies of relevant publications, etc.

3. The Vice President for Academic Affairs and Dean of Faculty asks each department chair to submit by October 15 a recommendation concerning the candidate for tenure. The department chair should consider the candidate's accomplishments in teaching, advising, service to the College, scholarly, creative, and professional activities, and service to the community of residence. The department chair should also assess the candidate's role in the long-range future of the department.
4. The Vice President for Academic Affairs and Dean of Faculty seeks the advice of the Faculty Retention, Tenure and Promotion Committee, and they both review the tenure application of the candidate and the department chair's recommendation. The Committee also seeks information from faculty colleagues, and students and alumni who have completed courses with the candidate.
5. The Faculty Retention, Tenure, and Promotion Committee schedules and holds interviews with the candidate and the department chair. At least 48 hours before the candidate's and the department chair's interviews with the Committee, the Committee provides both the candidate and the department chair a written summary of the data collected.
6. By December 1, the Faculty Retention, Tenure, and Promotion Committee submits a written recommendation to the Vice President for Academic Affairs and Dean of Faculty. At that time the Committee also provides a copy of the recommendation to the candidate for tenure. The Vice President for Academic Affairs and Dean of Faculty then submits the Faculty Retention, Tenure, and Promotion Committee recommendations (including the written summary of its data), the recommendation of the department chair, and the Vice President for Academic Affairs and Dean of Faculty own recommendation to the President.
7. By December 15, the President notifies the candidate of the decision. A candidate who is not to receive tenure may ask the President to reconsider the decision.
8. After December 15 the recommendations of the Faculty Tenure and Promotion Committee and the Vice President for Academic Affairs and Dean of Faculty are placed in the candidate's personnel file in the office of the Vice President for Academic Affairs and Dean of Faculty.

#### **4.7.1.2 Materials Reviewed for Tenure (the Portfolio)**

Evaluations of a faculty member for tenure are rooted in the faculty member's portfolio, which consists of paper documents or electronic media submitted to and maintained by the Vice President for Academic Affairs and Dean of Faculty. This material is in addition to the materials contained in the faculty member's Personnel file located in the Office of Human Resources (see Section 4.4.1).

The description of evaluation criteria (see Section 4.5.1) provides the general structure for

faculty portfolios that will make them useful for many purposes over a long career. All tenure-track, non-tenured faculty members are encouraged to design their portfolios to include the materials below covering the period of their probationary status. Tenure candidates are encouraged to consult with their Department Chairs on the preparation of their portfolio:

1. A current CV and Annual Faculty Activity Reports (available in the Office of the Vice President for Academic Affairs).
2. Self-Evaluation Report: The self-evaluation shall include an assessment of the candidate's teaching, a statement about one's scholarly and/or professional accomplishments and activities, including the direction these activities are likely to take in the future, comments about one's role as a faculty colleague at Bethany, and a statement regarding recent College and Community service activities.
3. Classroom Observations
4. Student Course Evaluations
5. Department Chair's Evaluations
6. Course Syllabi.
  - i. Miscellaneous documents: The following is a list of other materials that may be included in a candidate's portfolio in relation to the General Evaluation Criteria outlined in Subsection 4.5.1: i) Evidence of Scholarly, Creative, or Professional Activities: For example, documents which support evidence of:
    - a. Membership and offices in professional organizations;
    - b. Meetings, conventions, workshops, etc., attended during the past two years;
    - c. Research participation: projects or grants, in progress, applied for or completed in the past two years. (Note especially any that has involved students.);
    - d. Professional articles or reviews published, or submitted or in preparation; in either standard or electronic format; papers or participation at professional meetings, workshops, in-service training, etc.;
    - e. Advanced study;
    - f. Honors, awards, citations; and/or
    - g. Other.
  - ii. Evidence of Service to the College/Community:
    - a. Specific contributions to Divisional/Departmental activities;
    - b. Student advisement;
    - c. Memberships and offices on College committees;
    - d. Activities and involvement in community and civic affairs: (note specifically any on which you serve as a representative of the College);
    - e. Consultant activities with outside groups; and/or
    - f. Other.
  - iii. Additional documentation:
    - a. Copies of letters of recommendations from Department Chair and peers;
    - b. Copies of publications, papers;

- c. Copies of grants, brochures or continuing education certificates;
- d. Letters from advisors if in formal education program; and/or
- e. Letters from publishers or grants offices.

## **4.8 Separation Policies**

At times Bethany College or individual faculty members may find it necessary to sever their contractual relationship. To protect the interests of both parties, categories of separation are here defined, and the policies and procedures related to each are set forth.

### **4.8.1 Resignation**

Faculty members may resign their positions by giving the President of the College notice at least sixty days preceding the end of the academic year of the time after which the resignation is to take effect, unless the Board of Trustees makes an exception to this rule.

### **4.8.2 Retirement**

There is no mandatory retirement age for faculty at the College. Some benefits upon retirement, however, do have contract and service limits. Individuals who are planning to retire are requested to notify the Vice President for Academic Affairs and Dean of the Faculty, the Department Chair, and the Director of Human Resources at least six months prior to the planned retirement date. The Director of Human Resources will provide the individual with information about employee benefits upon retirement.

### **4.8.3 Non-Reappointment**

Legitimate reasons for non-renewal of faculty members employed pursuant to a notice appointment may include but are not limited to the following:

1. Curtailment or discontinuation of a program as defined in paragraph 4.8.5.1;
2. Declining enrollment as defined in paragraph 4.8.5.2;
3. Need for reduction in staff due to reorganization, such as required by accrediting bodies;
4. Continued incongruence between the teaching interests of the faculty member and the mission and the educational goals of the College;
5. Unfavorable reviews of the faculty member's major appointment responsibilities of teaching, advising, scholarship and service as evaluated according to the procedures of Section 4.5 and paragraph 4.8.3.1, as applicable;
6. Inadequate performance of the faculty member's other appointment responsibilities as illustrated throughout Sections 4.9 and 4.11, as evaluated according to the procedures of Sections 4.5 and implemented in accord with paragraph 4.8.3.1, as applicable.

#### **4.8.3.1 Reappointment Procedures (Current)**

1. The review of faculty members for reappointment shall be initiated by the Vice President for Academic Affairs and Dean of Faculty in conjunction with the Department Chair. The Vice President for Academic Affairs and Dean of Faculty asks the Department Chairs to make written recommendations indicating whether, in the opinion of the Department Chairs, the faculty member should be reappointed. The recommendation

shall be based upon an examination of the documents referred to in paragraph 4.5.2 in relation to the general review criteria outlined in Subsection 4.5.1 and shall comment upon each individual's accomplishments in teaching, advising, service to the College, professional growth (e.g., participation in professional organizations, publications and presentations, progress toward a degree), professional relationships, and participation in the life of the College and of the community.

- a. For first-year members of their departments, the Department Chairs' written recommendations shall be submitted to the Vice President for Academic Affairs and Dean of Faculty on or before February 1.
  - b. For members of their departments who have been with the College for more than one year, the Department Chairs' written recommendations shall be submitted to the Vice President for Academic Affairs and Dean of Faculty on or before October 1.
2. After the Vice President for Academic Affairs and Dean of Faculty has received these recommendations, the advice of the Faculty, Retention, Tenure, and Promotion Committee is sought, and they both review the recommendations and all relevant materials in relation to the general review criteria outlined in Subsection 4.5.1. The Faculty, Retention, Tenure, and Promotion Committee also may seek information from faculty colleagues and students.
  3. The person concerned and/or the Department Chair may request an interview with the Faculty, Retention, Tenure, and Promotion Committee:
    - a. For first-year members, the interview must occur on or before February 15.
    - b. For faculty members who have been with the College for more than one year, the interview must occur on or before December 1.
  4. The Faculty, Retention, Tenure, and Promotion Committee submits its recommendations and a written summary of its data to the Vice President for Academic Affairs and Dean of Faculty, the Department Chair, and the candidate. The Vice President for Academic Affairs and Dean of Faculty submits the Department Chair's recommendation, the Vice President for Academic Affairs and Dean of Faculty's own, and that of the Faculty, Retention, Tenure, and Promotion Committee, including the written summary of its data, to the President of the College, who makes the decision.
    - a. For first-year members, the written recommendations of the Department Chairs, the Faculty, Retention, Tenure, and Promotion Committee, and the Vice President for Academic Affairs and Dean of Faculty must be submitted to the President of the College on or before February 15.
    - b. For faculty members who have been with the College for more than one year, the written recommendations of the Department Chairs, the Faculty, Retention, Tenure, and Promotion Committee, and the Vice President for Academic Affairs and Dean of Faculty must be submitted to the President of the College on or before December 1.
  5. The written recommendations of the Faculty, Retention, Tenure, and Promotion Committee and the Vice President for Academic Affairs and Dean of Faculty are placed in the individual's personnel file in the Office of the Vice President for Academic Affairs and Dean of Faculty.

6. The final decision on reappointment rests with the President of the College. The President of the College informs the faculty member in writing of the decision.
7. Based on the President of the College's decision, the College will then do one of the following:
  - a. If the decision is favorable, the faculty member will be reappointed. The reappointment becomes effective at the beginning of the following academic year; or
  - b. If it is decided that the appointment will not be renewed, follow the schedule found in paragraph 4.8.3.2. In the event of an unfavorable decision, the faculty member, upon written request, will be advised in writing of the reasons which contributed to that decision. At the request of the faculty member, the President of the College will meet with the faculty member to discuss the decision.

The President of the College's decision not to reappoint a faculty member may not be discriminatory, or violative of academic freedom. In cases where faculty members believe that non-reappointment has been discriminatory or violative of academic freedom, they may commence an appeal in accordance with procedures established in Section 4.13 of Volume IV which establishes the process for investigation of the grievance including the appointment of a Grievance Committee. The advice of the Grievance Committee shall be limited to determining whether the non-reappointment was motivated solely by unlawful discrimination or was violative of academic freedom.

#### **4.8.3.2 Dates of Notice of Renewal of Notice Appointment Faculty**

With the exception of term appointments for which there is no expectation of renewal, written notice that an appointment is not to be renewed will be given to the faculty member in advance of the expiration of the faculty member's appointment as follows:

1. Not later than March 1 of the first academic year of service, if the appointment expires at the end of that year or, if it is a one-year appointment, at least three months in advance of its termination.
2. Not later than December 15 of the second academic year of service, if the appointment expires at the end of that year; or, if an initial two-year appointment terminates during an academic year, at least six months in advance of its termination.
3. At least twelve months before the expiration of an appointment after two or more years of service at the institution. For those in this category, the terminal appointment is a notice of release.

#### **4.8.4 Termination for Medical Reasons**

Termination of a faculty member for medical reasons will be based upon medical evidence that a faculty member is, or will not be able to, perform the essential functions of the faculty member's position because of ill health even with reasonable accommodations as defined by ADA. A faculty member or the faculty member's designated representative will present medical evidence of the faculty member's state of health to the Vice President for Academic Affairs and Dean of Faculty. The decision to terminate will be reached after there has been appropriate consultation, to include reasonable accommodations, and after the faculty member or the faculty member's designated representative has been informed, in writing, of the basis for the proposed action.

The faculty member or designated representative must be afforded an opportunity to present their position and to respond to the evidence.

A tenured faculty member does not lose tenure, but may request an unpaid leave of absence for up to twelve months following the regular procedures set forth in Subsections 3.3.2 and 3.3.4.1 of Volume III of the Policy Manual, until such time as the faculty member will be able to resume teaching duties. A decision to terminate will, if the faculty member so requests, be reviewed by the Faculty, Retention, Tenure, and Promotion Committee before a final decision is made by the President of the College as to how to proceed.

For faculty members who are on a notice appointment, the College may not renew the appointment at the end of the appointment period as indicated in the appointment letter. Termination of such an appointment before the end of the period of appointment will follow the consultative procedures described above. The faculty member or the faculty member's designated representative may request that the situation be reviewed by the Faculty, Retention, Tenure, and Promotion Committee before final action is taken by the President of the College. In all cases, the policy for short and long-term disability is to be applied, if applicable. See also Family Medical Leave Act, Volume III, paragraph 3.3.4.1.

#### **4.8.5 Layoffs**

Layoff is a severance action by which the College terminates the services of a faculty member before or at the expiration of the faculty member's current appointment, without prejudice as to the faculty member's performance.

Decisions about layoffs are recommended by the President of the College to the Board of Trustees. The Board of Trustees may also mandate or recommend such changes, under its fiduciary responsibility, through the President of the College. Such mandate or recommendation will proceed in consultation with the Vice President for Academic Affairs and Dean of Faculty and the appropriate Department Chair in cases of enrollment emergency and financial exigency.

##### **4.8.5.1 Curricular Changes or Academic Program Reorganization**

Layoff of an academic unit faculty member may occur as a result of a curricular change, including reorganization or discontinuation of a curricular requirement or an academic program in whole or in part. The Vice President for Academic Affairs and Dean of Faculty will make decisions regarding such changes after consultation with the Department Chair of the impacted department(s).

Individual layoff decisions resulting from curricular changes will follow the "Order of Layoff procedures" described in paragraph 4.8.5.4 below.

Faculty laid off under a curricular change will receive notice according to the schedule in paragraph 4.8.5.4 or at least two year's notice if on a tenure appointment. The College will, except in unusual circumstances, end such programs and the faculty member's relationship with the College at the end of an academic semester or year.

Faculty laid off under this paragraph have the same rights as those terminated under Enrollment Emergency or Financial Exigency policies as delineated in paragraphs 4.8.5.2 and 4.8.5.3.



#### **4.8.5.2 Enrollment Emergency**

An enrollment emergency is an unplanned decline in student enrollment, the detrimental financial effects of which are either too great or too rapid to be offset by normal procedures outlined in Volume IV of this Policy Manual. When a decline in enrollment, or loss of funding in whole or in part are of such a nature that the College's projected budget for a given academic year is unable to be balanced and clearly indicates that no other alternatives except program shifts or cuts are available, the President of the College, after consultation with the Vice President for Academic Affairs and Dean of Faculty, will make the internal declaration that the College is in a state of enrollment emergency. An enrollment emergency is based upon the number of FTE students as calculated by the Registrar's Office.

#### **4.8.5.3 Financial Exigency**

"Financial Exigency" is an urgent need to reorder the nature and magnitude of financial obligations due to an imminent financial crisis in such a way as to restore or preserve the financial ability of the institution and which cannot be alleviated by less drastic means. "Financial ability," as defined by the College, means the ability to provide from current income, both cash and accrued, the funds necessary to meet current expenses, including current debt payment and reserves, without invading or depleting capital.

The Board of Trustees, upon recommendation of the President of the College, who will previously have consulted with the Vice President for Academic Affairs and Dean of Faculty, the Department Chairs, and the Faculty Welfare Committee, shall advise if a financial crisis that meets the criteria of a financial exigency exists and should be declared. The above groups shall also advise the Board of Trustees, of suggested options to alleviate this condition.

Once the Board of Trustees decides that a financial exigency exists, the President of the College, in consultation with the Vice President for Academic Affairs and Dean of Faculty, the Department Chairs, and the Faculty Welfare Committee, and after receiving approval from the Board of Trustees, shall recommend appropriate action in terms of individual layoff decisions. Layoff decisions resulting from a financial exigency will follow the "Order of Layoff" procedures described in paragraph 4.8.5.4.

The President of the College and the Board of Trustees have final authority in all matters related to financial exigency after following the procedures listed herein.

#### **4.8.5.4 Order of Layoff within a Department**

The President of the College, in consultation with the Vice President for Academic Affairs and Dean of Faculty and the Faculty Welfare Committee, shall determine the layoff of specific faculty members in a particular department according to the guidelines outlined below. The President of the College makes the final decision. Such action shall be grounded in educational considerations.

In making a decision about ending the appointment of a faculty member, program integrity is paramount. Rank and seniority will also be considered. When qualifications are equal, time of service from the date of original appointment will determine which faculty members are laid off. The original appointment shall mean the date of the first appointment to College service followed by continuous and uninterrupted service within the College up to the time of reduction and abolishment of positions. Authorized leave of absence shall not be deemed an interruption of service within the College. In the event a faculty member believes such date has been

incorrectly determined, the faculty member shall so advise the College and indicate the appropriate date.

Prior to layoffs, the institution, with faculty participation, will make a demonstrated and documented effort to place the faculty member concerned in another suitable position within the institution. Further, voluntary measures shall be considered, such as the possibility of voluntary, early, or phased retirements. If the institution terminates appointments pursuant to Subsection 4.8.5, it will not at the same time make new appointments except in extraordinary circumstances where a serious distortion in the academic program would otherwise result.

Faculty will be laid off according to the following guidelines, except as necessary to avoid distortion of program integrity:

1. All administrators with faculty rank shall be laid off from teaching within the department, except as necessary to avoid distortion of program integrity.
2. All faculty members with term appointments shall then be eliminated within the department, except as necessary to avoid distortion of program integrity.
3. Next, notice faculty members shall be terminated within the department, except as necessary to avoid distortion of program integrity.
4. A faculty member with tenure will not be terminated in favor of retaining a faculty member without tenure, except in demonstrated extraordinary circumstances where a serious distortion of the academic program would otherwise result. The recommendation of extraordinary circumstance to the President of the College will be made by the Vice President for Academic Affairs and Dean of Faculty.
5. The Vice President for Academic Affairs and Dean of Faculty shall provide the Faculty and interested parties with appropriate documentation supporting program integrity, as well as rank, degrees, and seniority.

#### **4.8.5.5 General Notice Procedures Regarding Layoff**

##### **4.8.5.5.1 Layoff of Non-Tenured Faculty**

If the College determines to terminate the appointment of a notice faculty member pursuant to Subsection 4.8.5, the faculty member shall be notified, to the extent feasible, in accordance with the following guidelines:

1. In the case of termination due to financial exigency or enrollment emergency, not fewer than 180 calendar days after the effective date of the financial exigency or enrollment emergency; and
2. In the case of termination due to reorganization, elimination, or curtailment of academic programs of the College, not fewer than 180 calendar days after the effective date of the reorganization, elimination, or curtailment.

In all cases, faculty members affected will be able to complete the semester in which notice is given.

#### **4.8.5.5.2 Layoff of Tenured Faculty**

If the College determines to terminate the appointment of a tenured faculty member pursuant to Subsection 4.8.5, notice shall be given, to the extent feasible, in accordance with the following guidelines:

1. In the case of financial exigency or enrollment emergency, where short notices and effective action are necessary, all tenured faculty will receive one year's notice from the date of officially receiving the decision of the Board of Trustees;
2. In the case of a curricular change, including reorganization or discontinuation of a curricular requirement or an academic program in whole or in part, all tenured faculty will receive two year's notice from the date of officially receiving the decision of the Board of Trustees;
3. Tenured faculty who have been laid off shall be offered non-teaching positions at the College if there are openings for which they are qualified; and
4. The College will attempt to, and document efforts to, assist displaced tenured faculty to find employment in industry, government, or in other educational institutions.

#### **4.8.5.5.3 Content of Notice**

The notice shall specify the cause of the layoff, provide a summary description of the facts relied on by the College, and reference the faculty member's right to file an exception or exceptions through Section 4.13. Notice shall be sufficient if placed in the U.S. mail, First Class, postage prepaid, and addressed to the faculty member at the last address provided by the faculty member to the Director of Human Resources. It shall be the duty of a laid off faculty member to keep the College informed of the faculty member's current address.

#### **4.8.5.6 Transfer Eligibility**

Faculty members who are laid off will be eligible to transfer to any other vacant position at the College for which the faculty member is qualified, subject to the terms and conditions of employment attendant to that position. A faculty member's qualification for a formally advertised position shall be reviewed by the Vice President for Academic Affairs and Dean of Faculty based on the job description for the position, after consultation with the appropriate Department Chair.

A faculty member who exercises the rights accorded under this paragraph and who is determined by the Vice President for Academic Affairs and Dean of Faculty to be qualified shall be eligible to the position over any other applicant except another faculty member exercising eligibility accorded under this paragraph who is also qualified and has greater length of service with the College. Length of service will be equivalent to the years of service credited to the faculty member by the Vice President for Academic Affairs and Dean of Faculty.

#### **4.8.5.7 Re-employment**

If a faculty member is to be laid off for reasons described in this Subsection 4.8.5, the place of the faculty member concerned will not be filled by a replacement within a period of three years, unless the released faculty member has been offered reappointment under conditions comparable to those held at the time of layoff. A faculty member laid off shall be offered re-employment in the same or similar position provided that the opening occurs within a three- year period and that

the faculty member is qualified by fitness and ability. The faculty member must accept such offer, which shall be sent by Certified Mail, within fifteen days after such offer is extended or the College can revoke the offer.

#### **4.8.5.8 Appeals on Layoff**

If the College issues notice to a particular faculty member of an intention to non-renew or layoff a faculty member because of the reasons discussed in paragraphs 4.8.5.1, 4.8.5.2 and 4.8.5.3, the faculty member will have the right to an appeal pursuant to the grievance procedures set forth in Section 4.13.

#### **4.8.6 Dismissal for Cause**

Dismissal for cause is a severance action by which Bethany College terminates its appointment with the faculty member for cause. Any faculty member is subject to action under this subsection. Dismissal for cause must be directly and substantially related to the fitness of a faculty member to continue their professional capacity. Dismissal shall not be used to restrain a faculty member's academic freedom.

##### **4.8.6.1 Grounds for Dismissal**

Dismissal for cause may be effected by the institution only for cause. Some examples of "cause" are:

1. Consistent failure to discharge responsibilities, including but not limited to professional incompetence.
2. Violations of academic freedom of others.
3. Active and voluntary participation in activities deliberately and specifically designed to discredit the College.
4. Obvious and repeated misconduct or failure in the performance of academic duties, in spite of oral and written warnings or development plans.
5. Holding a full-time academic appointment at another academic institution.
6. Serious personal misconduct; including harassment or other discriminatory behavior.
7. Academic misconduct; including but not limited to, plagiarism or theft of intellectual property.
8. Deliberate and serious violation of the rights and freedoms of fellow faculty members, administrators, or students.
9. Conviction of a crime directly related to the faculty member's fitness to practice the faculty member's profession.
10. Serious failure to follow the professional ethics of the individual's academic discipline.
11. Falsification of credentials and experience; and/or failure, after oral and written warnings, to follow standards of Bethany College as designated in the Policy Manual.

##### **4.8.6.2 Dismissal Proceedings**

1. Removal proceedings may be initiated by the President of the College and the Vice President for Academic Affairs and Dean of Faculty, or the department through its chair.

The dismissal action will be preceded by discussion between the faculty member, the chair, and appropriate administrative officers (the faculty member always being involved in the discussions) with the object of finding a mutual settlement. The matter may be terminated by mutual consent at this point. If a resolution does not result, the President of the College shall submit to the faculty member a written statement of charges framed with reasonable particularity.

2. When the above procedure fails to resolve the issue, the President of the College (or designee) or the faculty member may notify the Faculty which shall forthwith elect an Ad-Hoc Faculty Hearing Committee comprised of five full-time tenured faculty members from the various departments at the College which shall conduct a hearing during which the faculty member shall be entitled to be present. Service of notice of hearing with specific charges in writing will be made at least twenty days prior to the hearing.
  - a. The Committee shall adopt procedures that it deems appropriate.
  - b. No administrative officer or faculty member serving as an administrative officer shall serve on the Ad-Hoc Faculty Hearing Committee.
  - c. The Faculty will provide for alternatives or for some other means of filling vacancies resulting from disqualification, challenges without stated cause, illness, resignation, or other reason.
  - d. A member shall self-disqualify for bias or interest. Members of the individual's department will be deemed to have an interest and therefore will be disqualified to sit as a member of the Committee for a hearing. Each party will have a maximum of two challenges without stated cause.
  - e. The President of the College may suspend the faculty member, with pay, only if immediate harm to the faculty member, the College, or others is threatened by the individual's continuance pending the procedure listed below.
3. Hearings will be conducted in private and the individuals involved will make no public statements during the course of the hearings or thereafter except that nothing in this paragraph shall restrict the right of either party to pursue public legal proceedings against the other or to make statements in the course of those proceedings.
4. A documented and demonstrable effort will be made to obtain the most reliable evidence available; however, the Committee will not be bound by evidentiary rules applicable in courts of law. The Committee may make such rulings and orders as the interests of justice and the College community may require. The determination of the Committee, however, shall have no value as precedent within the College.
5. A verbatim record of the hearing or hearings will be taken and a copy will be made available to the faculty member without charge upon request. A copy of the record will be filed in the Office of the President at the conclusion of the hearing.
6. At the discretion of the Ad-Hoc Faculty Hearing Committee, the testimony may include that of qualified faculty members from this or other institutions of higher education. At the request of the faculty member, the Administration, or the Committee, a representative of a responsible educational association shall be permitted to attend the proceedings as an observer.
7. The Ad-Hoc Faculty Hearing Committee will submit its written findings of fact and

recommendations to the President and the faculty member. Findings of fact and recommendations will be based solely on the hearing record.

8. The President of the College will then refer the case to the Board of Trustees for final decision with the President's own recommendation in writing. The faculty member will be provided with a copy of the President's recommendation. If the faculty member disagrees with the findings, the faculty member may submit to the Board of Trustees a written statement. The Board of Trustees will consider the written record, the findings and recommendations of the Committee, the recommendations of the President of the College, and any statement submitted by the faculty member.
9. If the Board decides to remove the faculty member, its decision shall be final and the faculty member's termination shall be effective on that date of the Board's decision. If the Board decides against removing the faculty member, it shall reinstate the individual.
10. Unless there has been a finding that deliberate misconduct justified dismissal, the faculty member will receive salary or notice in accordance with the schedule of notice to which the faculty member is entitled under paragraph 4.8.3.2, or if the faculty member has tenure, for at least one year. On the recommendation of the Ad-Hoc Faculty Hearing Committee and/or the President of the College, the Board of Trustees in determining what if any payments will be made beyond the effective date of dismissal, may take into account the length and quality of service of the faculty member.
11. The Committee may, as the result of its deliberations, recommend suspension for a stated period with an appropriate reduction in salary as a legitimate lesser measure than dismissal.
12. If the report of the Committee does not recommend dismissal or other disciplinary action, and if the President of the College does not disagree with the Committee's report, the findings of the Committee will be accepted as final and the President will give notice to the faculty member of such determination.
13. If at any point the faculty member should institute legal proceedings, the procedure outlined herein will nonetheless continue to its normal conclusion.

#### **4.8.6.3 Progressive Discipline of Faculty Members**

Dismissal for cause should, in normal circumstances, be preceded by a written admonition by the appropriate administrative officer describing the alleged problem and warning that the faculty member's status is in jeopardy. The warning shall also stipulate a period of time within which correction of the alleged problem is expected. The faculty member may contest the allegation; if the faculty member does not contest the allegation and proceeds to fulfill the faculty member's duties, the matter is settled. If the faculty member fails to correct the alleged problem, dismissal procedures or a lesser sanction may be applied.

## **4.9 Faculty Rights and Responsibilities**

### **4.9.1 Faculty Rights**

#### **4.9.1.1 Academic Freedom**

The College is guided by the 1940 “Statement of Principles on Academic Freedom and Tenure with 1970 Interpretive Comments”, endorsed by the American Association of University Professors and the Association of American Colleges, which reads in part as follows:

“Institutions of higher education are conducted for the common good and not to further the interest of either the individual teacher or the institution as a whole. The common good depends upon the free search for truth and its free exposition.

Academic freedom is essential to these purposes and applies to both teaching and research. Freedom in research is fundamental to the advancement of truth. Academic freedom in its teaching aspect is fundamental for the protection of the rights of the teacher in teaching and of the student to freedom in learning. It carries with it duties correlative with rights.

Tenure is a means to certain ends; specifically: (1) Freedom of teaching and research of extramural activities and (2) a sufficient degree of economic security to make the profession attractive to men and women of ability. Freedom and economic security, hence, tenure, are indispensable to the success of an institution in fulfilling its obligations to its students and to society.

Teachers are entitled to full freedom in research and in the publication of the results, subject to the adequate performance of their other academic duties; but research for pecuniary return should be based upon an understanding with the authorities of the institution.

Teachers are entitled to freedom in the classroom in discussing their subject, but they should be careful not to introduce into their teaching controversial matter, which has no relation to their subjects. Limitations for academic freedom because of religious or other aims of the institution should be clearly stated in writing at the time of the appointment.

College and university teachers are citizens, members of a learned profession, and officers of an educational institution. When they speak or write as citizens, they should be free from institutional censorship or discipline, but their special position in the community imposes special obligations. As scholars and educational officers, they should remember that the public may judge their profession and their institution by their utterances. Hence they should at all times be accurate, should exercise appropriate restraint, should show respect for the opinions of others, and should make every effort to indicate that they are not speaking for the institution.”

### **4.9.2 Faculty Responsibilities**

#### **4.9.2.1 Familiarity with the Bethany College Catalogue**

Current information is printed in the *Bethany College Catalogue* on each of the following subjects:

1. The annual calendar;
2. Graduation requirements;
3. Academic programs;

4. Academic procedures;
5. Departmental objectives, requirements for fields of concentration and teaching certification, and specific courses;
6. Educational resources;
7. The members of the faculty, administration, and board of trustees; *and*
8. Student admission, expenses and financial aid, campus life, and scholarship and recognition awards.

Members of the faculty are expected to read the *Bethany College Catalogue* and become familiar with the information in it.

#### **4.9.2.2 Performance of Duty**

It is the duty of each member to take an active part in the life of the College. Members of the faculty are expected, as part of their normal work, to teach their prescribed class load as defined in Subsection 4.1.2 and paragraph 4.11.1.1, to exhibit professional growth through scholarship, and support the general objectives of the College. In addition, full-time faculty members are to serve on committees and advise students. In accomplishing the latter, faculty shall post publicly a schedule of regular office hours.

Every member of the faculty is expected to maintain due professional courtesy towards colleagues and staff (see paragraph 4.9.2.3) and to cooperate with the Department Chair and the administrative officers of the College.

In addition to the duty of professional instruction of students, each faculty member is charged with the duty of performing such work outside teaching as may be apportioned to by the Faculty, the Vice President for Academic Affairs and Dean of Faculty, or the President of the College. No faculty member shall engage in any outside undertaking, with or without pay, which shall hinder them in the performance of instructional or other duties, or in regular attendance at the meeting of the Faculty, the convocations, and other public exercises of the College. Faculty members shall maintain due professional courtesy towards their associates.

#### **4.9.2.3 Professional Relationships**

Bethany College's educational mission is promoted by professionalism in faculty-student and faculty-faculty relationships. Professionalism is fostered by an atmosphere of mutual trust and respect. Actions of faculty members and students that harm this atmosphere undermine professionalism and hinder fulfillment of the College's educational mission. Trust and respect are diminished when those in positions of authority abuse their power. Those who abuse their power in such context violate their duty to the College community.

### **4.10 Professional Development Policies**

#### **4.10.1 Attendance at Professional Meetings**

The College encourages faculty members to attend professional meetings. For this purpose, the budgets of the academic departments include stipends for travel for each member of the department and the Vice President for Academic Affairs and Dean of Faculty administers a fund from which full-time members of the faculty may receive additional support. Proposals for such



support shall be submitted to the Vice President for Academic Affairs and Dean of the Faculty at least one month before the meeting is to take place.

Funds are limited, and proposals may not receive full support. Priority will go to a faculty member who is a major officer of the organization holding the meeting or who is on the program of the meeting as contributor of a paper, chair of a section, resource person, etc. The fund also supports faculty who travel on official College business.

#### **4.10.1.1 Travel Advances**

A faculty member may draw a travel advance as per Policy Manual Volume II, Section 2.9.9.2.. The appropriate request form should be pre-approved by the Department Chair, as well as the Dean of Faculty. An Expense Form, with actual expenses itemized, shall be submitted on the faculty member's return. At this time, any difference between the estimated and actual amounts will be refunded or returned. See Policy Manual Volume II, Section 2.9.9.3.

#### **4.10.2 Sabbatical Leave**

##### **4.10.2.1 Purpose**

A sabbatical leave provides a significant opportunity to Bethany College full-time faculty to engage in scholarly and professional work, resulting in future enhanced contributions to the College.

##### **4.10.2.2 Eligibility**

Sabbatical leave is a privilege and is not automatically earned. A sabbatical leave is for one semester at full pay or for a full academic year at half pay. After each six full-time teaching appointment years at Bethany College, a faculty member is eligible for a sabbatical leave. Eligibility for a sabbatical leave is not cumulative and only service at Bethany College contributes to eligibility. If the College asks a faculty member to postpone a sabbatical leave for compelling institutional reasons, this period will count toward the next interval. The plans of the applicant and the potential benefits to the College are the deciding factors in granting sabbatical leaves. No qualifying restrictions with regard to rank, seniority, or degree are imposed in such consideration.

##### **4.10.2.3 Application and Procedure for Sabbatical Leave**

A sabbatical leave proposal, accompanied by a letter of support from the Department Chair, must be submitted to the Vice President for Academic Affairs and Dean of the Faculty on or before October 1 of the year preceding the academic sabbatical year requested. Required components of the application process include the time and length of the requested leave, the proposed site of work, the nature of the scholarly work, research, creative endeavor or professional activity to be undertaken, the rationale for the proposed plan, goals to be achieved by the completion of the leave, and a justification for how the proposed plan will increase effectiveness as a Bethany College faculty member.

Any paid employment request from another institution or business during the sabbatical leave must be approved in writing by the Vice President for Academic Affairs and Dean of Faculty and the President of the College.

The Faculty Development Committee will review applications and make recommendations to the Vice President for Academic Affairs and Dean of Faculty and the President of the College no later than November 1. The Vice President for Academic Affairs and Dean of Faculty (with copies to appropriate chair) will notify the applicant on or before November 15 unless the College needs more time to assure arrangements for the faculty member's absence.

The College recognizes that proposed sabbatical leave programs are frequently contingent upon the receipt of external grants, fellowships, scholarships, etc., approval of which may still be pending at the time of sabbatical application and notification. The College will make a demonstrable effort to be flexible in permitting changes in sabbatical leave plans after they have been approved, when such changes are necessitated by substantial and legitimate reasons. It cannot, however, guarantee that it will be able to deviate from contract provisions after April 15.

All benefits in effect prior to sabbatical leave will be continued during the period of sabbatical leave with the College and the individual paying their normal share of the costs.

The period of a sabbatical leave will be considered as time of continual service to the College for purposes of eligibility for advancement in rank. Faculty who complete a sabbatical must submit to the Vice President for Academic Affairs and Dean of Faculty a detailed report of the work accomplished during the leave. This report is due on or before October 1 for a spring and full year sabbatical and by March 1 for a fall sabbatical. The report is added to the faculty member's permanent file.

Each faculty member who accepts a sabbatical leave must sign an agreement to return to Bethany College for the following academic year or repay all monies received from the College while on such a leave.

## **4.11 Faculty Workload and Working Conditions Policies**

### **4.11.1 Faculty Workload Policies**

#### **4.11.1.1 Normal Teaching Assignments**

Full-time members of the faculty normally teach twelve credit-hours in courses, or, in some cases, their equivalent in contractual non-classroom activities. The normal teaching load also includes supervising senior projects and directing a limited number of independent studies. The principal factors considered in determining the teaching loads of individual faculty members are general College needs, curricular needs of the students, department needs, faculty interests, total number of preparations, and number of students enrolled in courses.

#### **4.11.1.2 Teaching Overload**

Occasionally a member of the full-time faculty may teach a course which increases the teaching load beyond the normal twelve credit-hours. This is permissible with the written recommendation of the Chair of the department in which the course is offered and the written approval of the Vice President for Academic Affairs and Dean of Faculty.

When the needs of the College require that a course be assigned to a member of the faculty beyond the normal teaching load (and the faculty member agrees), the Vice President for Academic Affairs and Dean of Faculty will authorize additional compensation for the excess beyond the normal twelve credit-hours at the standard rate at the time. Currently the standard rate is \$750 per credit-hour.

### **4.11.1.3 Academic Advising**

Advising students on academic matters is an integral part of the duties of the members of the Bethany faculty.

Academic advisors assist students in developing their semester schedules, selecting and preparing for their fields of concentration, proposing and evaluating internships, dropping and adding courses, and generally resolving problems concerning academic matters. Advisors may also counsel students on personal matters, but should always be conscious of their limitations in this area and refer students to the College's counseling staff whenever appropriate.

When a student wishes to drop or add a course, approval of the faculty advisor is required. Drop-Add forms are available in the Office of the Registrar for this purpose.

Questions sometimes arise that an advisor cannot answer. When this happens the advisor shall seek information from an appropriate College official. It is especially imperative that a student who expresses even vague interest in a career as a teacher be referred immediately to the Education Department for consultation.

All entering freshmen enroll in a First-Year Seminar during the first semester. The professor directing the seminar also serves as the academic advisor to the students enrolled in it. Usually during the sophomore year students select their fields of concentration and are transferred to an advisor in the major department. Selection of the upper-class advisor is made by the chair of the student's major department in consultation with the student and with the members of the faculty of the department.

Changes in advisor are made by filing a Change of Advisor Form, which is available in the Registrar's Office. The form includes specific instructions for effecting the change.

## **4.11.2 Faculty Working Condition Policies**

### **4.11.2.1 Ordering Textbooks**

Bethany College follows the guidelines set forth by the Higher Education Opportunity Affordability Act. The Bethany College Bookstore's major responsibility is the furnishing of required textbooks to students of Bethany. All texts sold by the Bookstore must be ordered through the Bookstore, and not by individual faculty members through the publishers.

All textbook and required supplementary classroom and/or laboratory materials must be requested from the Bookstore by the individual faculty member. The requests are to be submitted on proper forms distributed to the faculty by the Bookstore.

The Bookstore will notify faculty of the date by which book orders are to be submitted. Ordinarily, the following dates apply:

- Fall semester information – March 15<sup>th</sup>
- January Term information – October 15<sup>th</sup>
- Spring semester information – October 15<sup>th</sup>
- Summer School information – March 15<sup>th</sup>

Since the above dates precede pre-registration, exact enrollment figures are unavailable. The Manager of the Bookstore will work with the Registrar and the faculty member to determine an accurate estimate. If additional copies of texts are needed after submission of the original request, the faculty member should determine how many more copies of the texts are needed

before notifying the Bookstore. Texts will be reordered via phone and shipped by Expedited Mail for speedy service.

All books that are required or recommended for purchase for a course should be used in the course. Books from which only brief sections will be used should not be required for purchase, but made available in the Library. Attempts shall be made by all faculty members to limit the cost of books required for their courses.

#### **4.11.2.1.1 Faculty Services**

Faculty desk copies are supplied by publishers according to their individual policies. Form letters requesting desk copies are supplied free of charge to all faculty members by the Bookstore. Faculty members are allowed to remove a book from inventory without charge as a desk copy under the following conditions:

1. The book is charged to that faculty member's desk copy account;
2. The book is returned within six weeks; and
3. In the judgment of the Manager, the book is in new and re-salable condition when returned.

A discount is granted to all faculty on purchases over \$1.00. Any desired book or item of merchandise which is not part of the active stock can be special ordered. Such orders can be expedited by phone-in service and special handling if the faculty member agrees to accept the responsibility for the extra costs involved. The discount is not applicable on special orders, film processing, or academic costumes.

Academic regalia can be rented or purchased through the Bookstore. Three weeks should be allowed for delivery.

#### **4.11.2.2 Faculty Computer Policies**

##### **4.11.2.2.1 New Faculty Computer Acquisition**

New full-time, tenure track faculty are eligible to receive a computer for instructional and research use. While an attempt is made to satisfy curricular needs regarding operating system (Microsoft, Apple), the available inventory at the start of the school year defines which system is provided.

##### **4.11.2.2.2 Continuing Faculty Computer Acquisition**

All computers at Bethany College are on a replacement plan, whereby the oldest computers are cycled out of service. When a given faculty member's computer is scheduled for replacement, they will receive a standard model replacement of either Microsoft or Apple operating system.

##### **4.11.2.2.3 Return of Computer Equipment**

Computers remain the property of the College and must be returned to the College if the faculty member subsequently leaves the College. Failure to return equipment upon separation from the College, or as requested, will incur liability not limited to a payroll deduction for the cost of the replacement.

#### **4.11.2.2.4 Computer Network Policy**

See Volume II, Section 2.4.

#### **4.11.2.2.5 Computer Installation Policy**

See Volume II, Section 2.4.

#### **4.11.2.2.6 Help Desk Policy**

See Volume II, Section 2.4.

### **4.11.2.3 Faculty Offices**

To the extent that space permits, full-time faculty members are assigned private offices. No changes may be made in the assignment or equipment of the faculty offices except with the approval of the Vice President for Academic Affairs and Dean of Faculty.

### **4.11.2.4 Field Trips**

Carefully planned field trips can make a significant contribution to learning in certain courses. However, it must be kept in mind that field trips cause students (and professors) to miss other classes and involve both risk and expense.

In certain courses, a part of the cost of the trip is met by the College. (Information about these courses is available from the Office of the Vice President for Academic Affairs and Dean of Faculty.) In other cases, the students must meet the expenses themselves.

Authorization by the College is required in advance of a field trip to ensure that students involved be covered by College insurance. An Authorization Form is available in the Office of the Dean of Students. The form must be submitted for approval at least 72 hours prior to a proposed field trip.

### **4.11.2.5 Grants**

The College encourages and supports the application for research grants, special program funding, equipment purchases, etc., consistent with the mission and goals of the College. Members of the faculty interested in pursuing sources of outside funding should seek information about appropriate internal procedure from the Senior Vice President during the initial stages in the developing of proposals. See Appendix 4.11.2.5.1 for Certification Requirements.

### **4.11.2.6 January Term**

**Those eligible to teach during January Term include:**

- Courses
  - all full-time faculty.
  - part-time faculty if they receive permission from the Department Chair and Vice President for Academic Affairs and Dean of Faculty.
- Independent Studies:
  - all full-time faculty if they receive permission from the Department Chair and if the standard independent study form is approved by the Department Chair and Registrar.

- part-time faculty if they receive permission from the Department Chair and if the standard independent study form is approved by the Department Chair and Registrar.

### **Guidelines for Courses**

- Any academic course or independent study offered must be one to three credits.
- The standard course proposal form must be used. The form may be found on the Curriculum Committee Moodle site.
- College-wide requirements, courses required for a major, and courses required for a minor may be offered during the January Term as long as January is not the only time during the same academic year that this course may be taken.
- No student may enroll for more than three credits during any one January Term.
- All courses must be endorsed by the Department Chair and approved by the Curriculum Committee and the faculty.

### **Course Information**

- Beyond required First-Year Studies sections, additional courses (up to but not exceeding a total of fifteen) may be offered during January Term.
- Course proposals must be submitted to the Curriculum Committee on or before October 12. Proposed credit/s associated with the course must receive the written endorsement of the Department Chair prior to proposal submission.
- A minimum enrollment of five students is required.
- Additional fees for travel or other items must be presented with the course proposal.
- Travel-related expenses for faculty teaching approved travel courses will be reimbursed to the faculty member unless other arrangements are made prior to departure. It is expected that efforts will be made to minimize travel costs by working with an approved travel agent.
- All travel courses must follow standard student travel approval procedures. Necessary forms are available from the Director of International Studies.
- A deposit will be required from each student enrolling in a travel course at the time of registration. Deposits will be paid to the College through the Students Accounts Office.
- International travel courses require a special orientation made available by the Director of International Studies. Proof of eligibility to travel outside the US is required at the time of registration.

#### **4.11.2.7 Library Circulation Policy and Procedures**

See Volume II, paragraph 2.10.1.3.

#### **4.11.2.8 Media Center Policies**

See Volume II, paragraph 2.10.1.4.

#### **4.11.2.9 Outside Activities**

##### **4.11.2.9.1 Outside Employment**

A faculty member on full-time contract may engage in other paid employment so long as the outside work does not conflict with the best interests of the College and does not necessitate changes in the College's program. Holding a full-time academic appointment at another academic institution is prohibited. Faculty members must report outside employment to the Vice President for Academic Affairs and Dean of Faculty.

##### **4.11.2.9.2 Political Activity**

Faculty members, as citizens, are free to engage in political activities. Any member of the faculty who wishes to engage in direct political activity which will involve a substantial amount of time away from the performance of Bethany College responsibilities (e.g., holding or running for political office, managing a campaign, directing group action on behalf of a political candidate or issue) is expected to work out a mutual agreement for Leave of Absence as set forth in paragraph 4.12.3.1 below, with the Vice President for Academic Affairs and Dean of Faculty before undertaking such activity. The terms of such leave of absence will be set forth in writing.

##### **4.11.2.9.3 Compliance and Enforcement**

The applicable Department Chair and the Vice President for Academic Affairs and Dean of Faculty shall be available for advance consultation with respect to potential conflicts between a faculty member's primary responsibility and outside activities. Bethany College expects faculty members to seek advice from these sources.

If the applicable Department Chair is concerned about whether a faculty member is meeting the standards of these policies, they will discuss this with the faculty member. If a satisfactory resolution cannot be reached, the Department Chair will meet with the Vice President for Academic Affairs and Dean of Faculty and the faculty member to resolve the issue. The decision of the Vice President for Academic Affairs and Dean of Faculty is final with regard to such matters.

##### **4.11.2.10 Student Assistants**

Academic departments often employ student assistants for secretarial and clerical purposes. The employment of student assistants is limited by departmental budgets, the work commitments of the students, and by the importance of not interfering with the students' academic responsibilities.

Each department is expected to regulate the use of student assistants according to its need and its budget. As a general rule, students shall not work more than 10-12 hours per week.

Work commitments fall into the following categories:

##### **4.11.2.10.1 Federal College Work-Study and Bethany Educational Employment Program (BEEP)**

All Bethany College students are professionals in training and will follow professional expectations while employed through the Bethany Educational Employment Program and Work Study programs. Meaningful work opportunities have been created and funded in an effort to provide learning opportunities, career expertise and resume building experiences for students.

Working while attending Bethany College is not considered a right but a privilege to be achieved with ambition to find a job, the desire to learn and ability to follow the expectations and requirements established by the job supervisor. Students will be held to the same standards, expectations and requirements most businesses and companies will require in their future careers.

#### **4.11.2.10.2 Institutional Student Employment**

The College pays the entire compensation.

Students who do not qualify for Federal College Work-Study may be eligible to work under the Bethany Educational Employment Program (BEEP). The total amount a student may earn is limited to the amount awarded by the Financial Aid Office.

Students possessing special skills needed by a department may be considered for additional institutional work eligibility. The department shall send the request to the Office of Student Life.

#### **4.11.2.10.3 Departmental Fellowships**

Departments have the ability to create fellowships for their students, which may be funded or honorary at the discretion of the department. The criteria for these fellowships are determined by the department but are generally given to majors who excel in the department and are employed by the department. See the chair of each department for information about departmental fellowships.

#### **4.11.2.11 Syllabus**

See Volume VI, Subsection 6.7.4.

### **4.12 Faculty Benefit, Compensation and Leave Policies**

#### **4.12.1 Faculty Benefits**

Bethany College offers a comprehensive and valuable package of employee benefits to eligible faculty members. Information about benefits available to all employees of Bethany College is contained in Volume III, Section 3.3 of College Policy Manual and in the Summary Plan Descriptions. For a complete description of the various benefit programs, please contact the Director of Human Resources.

#### **4.12.2 Faculty Compensation Policies**

See Volume III, Subsection 3.4.

#### **4.12.3 Faculty Leave Policies**

Information regarding the various paid and unpaid leave options offered by the College to all eligible employees as well as related information is included in Volume III, Section 3.3 of the Policy Manual. Individuals are urged to contact the Director of Human Resources to review the options which may be applicable to their particular circumstance. Below please find those leave policies which apply only to faculty.



#### **4.12.3.1 Leave of Absence**

A leave of absence without pay may be granted upon application when such action seems in the best interests of the faculty member and the College. Except in the case of a faculty member on tenure, the granting of a leave of absence does not involve a commitment to offer a position to the faculty member at the termination of the leave. Years spent on leave of absence do not count toward advancement in rank, tenure, or eligibility for a sabbatical leave.

During a leave of absence, all benefits may be continued for one year at the level in effect prior to the leave of absence with the total cost borne by the individual. A faculty member who plans to take a leave of absence shall discuss these plans with the Vice President for Academic Affairs and Dean of Faculty and come to an agreement on at least the conditions relating to reemployment and the basis for determining any salary adjustments at the end of the leave. Both the College and the faculty member shall retain a written record of the points agreed upon.

#### **4.12.3.2 Sick Leave**

Periods of illness of a faculty member are usually covered by colleagues on an informal basis. There is, however, an official sick leave policy, which at times may be invoked. Sick Leave entitlement (which is not cumulative) is shown in the following schedule.

<u>Completed Years of Service</u>	<u>Months at Full Pay</u>
1-5	1
6-10	2
11-15	3
16 or more	4

A member of the faculty, who, because of illness or any other emergency, finds it impossible to participate in a College activity shall make a demonstrable effort to make prior arrangements.

### **4.13 Faculty Grievance Policy**

#### **4.13.1 Introduction**

Disputes concerning the application or interpretation of College policies, procedures, or regulations may arise from time to time between faculty members, between faculty members and administrators or staff personnel, or between faculty members and committees of the faculty. When a dispute arises, the following steps are to be followed to assure its speedy and equitable resolution. The grievance schedule applies only to the days that Bethany College is in full session. This excludes weekends, breaks, and summer recesses.

#### **4.13.2 Procedures**

##### **4.13.2.1 Step 1**

The person considered to be the aggrieved party (the complainant) shall bring the matter to the attention of the person or committee considered to be causing the grievance (the respondent) by initiating a discussion of the issues involved. Should this discussion fail to resolve the issues in dispute, the complainant may seek resolution by referring the grievance to the respondent's immediate supervisor. When the respondent is a committee of the faculty, the respondent's immediate supervisor is considered to be the Vice President for Academic Affairs and Dean of Faculty. If the respondent is the President of the College, the grievance may be submitted at this

point to the Faculty Welfare Committee (as outlined in Step 3). The discussion required in this paragraph shall be documented by a dated written response from the respondent within 10 days following the discussion between complainant and respondent on the grievance.

#### **4.13.2.2 Step 2**

The complainant's presentation of the grievance to the respondent's supervisor must be in writing and must be delivered within 10 days of receipt of the dated written response from respondent referred to in 4.13.2.1 Step 1 above. A copy of this document must also be delivered to the respondent. The presentation shall explain the nature of the dispute and its significance and request intervention by the supervisor. Supporting materials may be attached. Within three days of receiving the copy of this document, the respondent may also write to the supervisor responding to the complainant's presentation. After reviewing the written presentations, the supervisor may seek additional information from the parties involved or from other College personnel. Within ten days of receiving the complainant's presentation, the supervisor must decide on the issues and present to the parties involved a written statement of the decision and the reasons for it. If the complainant is not satisfied with the decision, a request may be made to the Faculty Welfare Committee to form an *ad hoc* Grievance Committee to conduct a hearing and adjudicate the dispute.

#### **4.13.2.3 Step 3**

The complainant's request to the Faculty Welfare Committee to form a Grievance Committee must be in writing. It must be made within one week of the decision of the respondent's supervisor, and it must include explanations of the grievance and of the reasons for rejecting the decision of the respondent's supervisor. Copies of the request must be delivered to the respondent and the respondent's supervisor who may, within three days, submit to the Faculty Welfare Committee their own responses. Within ten days of receiving the complainant's request, the Faculty Welfare Committee must meet to review the request and any written responses. On the basis of this review, the Committee must take one of the following courses of action:

##### **4.13.2.3.1 Alternative 1**

The Faculty Welfare Committee may decide that the complainant's reasons for rejecting the decision are spurious and deny the request for the formation of a Grievance Committee. The complainant, the respondent, and the respondent's supervisor must be notified of this decision in writing within three days. If the Committee takes this course of action, the complainant may appeal in writing to the President of the College within one week of the notification. (The President of the College may investigate this appeal in any way appropriate; but a written response must be sent to the complainant, the respondent, the respondent's supervisor, and the Faculty Welfare Committee within ten days. The response must either present and explain a decision on the issues involved or instruct the Faculty Welfare Committee to proceed to the formation of a Grievance Committee.)

##### **4.13.2.3.2 Alternative 2**

The Faculty Welfare Committee may decide that the complainant's reasons have merit and arrange a meeting to form a Grievance Committee.

#### **4.13.2.4 Step 4**

The formation of a Grievance Committee is to occur at a meeting of the Faculty Welfare Committee called for that purpose only. It must take place at least one week and not more than two weeks after the decision has been made to form the Grievance Committee. It must be scheduled for a time and place making possible the attendance of both the complainant and the respondent. The Grievance Committee is to be formed in the presence of the complainant and respondent in the following way:

##### **4.13.2.4.1 Action 1**

From a pool of all tenured members of the faculty (except those on leave and those who have served on a Grievance Committee during the current or previous academic year) the chair of the Faculty Welfare Committee randomly selects eleven names to form the potential membership of the Grievance Committee. (If the pool at any time includes fewer than 15 members, it will be reconstructed to include all tenured members of the faculty except those on leave and those who have served on the most recent grievance committee.)

##### **4.13.2.4.2 Action 2**

Six of the potential members of the Grievance Committee are eliminated by the complainant and the respondent alternately (beginning with the respondent) striking names. The five remaining become the members of the Grievance Committee.

##### **4.13.2.4.3 Action 3**

Within forty-eight hours of the selection of the Grievance Committee, the chair of the Faculty Welfare Committee must inform the members of their having been selected and arrange a time within one week for the Grievance Committee's initial meeting. (If a member of the faculty selected to serve on the Grievance Committee is unable to serve, the Faculty Welfare Committee must immediately select a replacement from among the original pool.)

##### **4.13.2.4.4 Action 4**

At the initial meeting of the Grievance Committee the Chair of the Faculty Welfare Committee presides over the selection of a chair and a secretary, turns over to the secretary all documents in the possession of the Faculty Welfare Committee relating to the grievance, and retires. The Grievance Committee then appoints a time and place for a hearing. The hearing must begin at least one week, but not more than two weeks after this initial meeting. The time and place of the hearing must be acceptable both to the complainant and to the respondent.

#### **4.13.2.5 Step 5**

The hearing conducted by the Grievance Committee is to be strictly confidential. The only people who must always be present throughout the hearing are the members of the Grievance Committee, the complainant, and the respondent. In addition, the complainant and the respondent may each select a personal advisor from the members of the Bethany College faculty, administration, or staff. These advisors (if selected) may also be present throughout the hearing. During the hearing, witnesses may be called by the complainant and the respondent. These witnesses are permitted in the hearing room only when they are presenting information or responding to questions. It is the responsibility of the complainant and the respondent to make certain that their witnesses are available and near the hearing room when they are needed. (If

necessary, prior arrangements may be made with the Chair of the Grievance Committee to call specific witnesses at particular times.)

The responsibilities of the Grievance Committee are:

1. To review the written documents pertinent to the dispute prior to the hearing;
2. To conduct the proceedings in an orderly and expeditious fashion;
3. To promote the thorough exploration of the nature and implications of the dispute during the hearing;
4. To keep a record of the hearing;
5. To evaluate evidence and draw conclusions based on the evidence; and
6. To recommend a final disposition of the grievance.

Prior to the hearing individual members of the Grievance Committee are expected to study the existing documents pertaining to the grievance and the Committee is expected to meet to discuss these documents and to determine what, if any, research is necessary before the hearing begins. Members of the committee are then expected to complete the necessary research.

The presiding officer during the hearing is the Chair of the Grievance Committee. It is the responsibility of the Chair to see to it that the proceedings are orderly and expeditious and that all parties are permitted to present their positions thoroughly. No effort shall be made to make the hearing adhere to the principles and procedures of courts of law. The hearing is to begin with a presentation by the complainant followed by a presentation by the respondent and conclude with a summation by the respondent followed by a summation by the complainant. The order in which written evidence is presented, witnesses are called, and questions are asked is to be determined by the Chair. The complainant, the respondent, and the members of the Grievance Committee may ask relevant questions or make pertinent comments at any time, but must first be recognized by the Chair. At any time the complainant or respondent may request a brief suspension of the proceedings for the purpose of conferring with the advisor, or a member of the Grievance Committee may request a brief suspension of the proceedings for the purpose of conferring with the other members.

Normally the hearing will take place in a single session. At the discretion of the Grievance Committee, however, several sessions may be scheduled. No session may be scheduled when the five members of the Grievance Committee, the complainant, and the respondent are unable to be present.

The secretary of the Grievance Committee is responsible for compiling a file of written documents presented during the hearing and assuring that the entire proceedings of the hearing are recorded on tape. These records will be available only to the complainant and respondent for subsequent inspection, the Grievance Committee, and the President of the College.

#### **4.13.2.6 Step 6**

The Grievance Committee is to make a recommendation for the final disposition of the grievance within two weeks of the conclusion of the hearing. A report is to be transmitted to the President of the College. The report is to include the statement of findings and recommendations in written form, all materials collected prior to the hearing, the file of documents collected during the hearing, and the tape recorded at the hearing. Copies of the statement of findings and recommendations are to be transmitted at the same time to the complainant and respondent.

#### **4.13.2.7 Step 7**

The final disposition of the grievance is to be made by the President of the College within ten days of receiving the report from the Grievance Committee. The President's decision is to be formulated in writing. Copies are to be transmitted to the complainant and the respondent. The decision of the President of the College is final.

The recorded proceedings of the hearing and all written documents pertaining to the grievance in the possession of the President of the College at the time the final disposition of the grievance is made are to be filed in the President's Office for a period of seven years, and then destroyed.

#### **4.14 Revision of Volume IV**

The College and Faculty Welfare Committee of the Faculty commit their good faith efforts to the process of achieving agreement on policy issues affecting faculty employment as provided in this Volume IV and in Subsection 1.6.3 of Volume I of the Policy Manual. That commitment shall not prejudice the responsibility and authority of the President of the College and the Board of Trustees to exercise their prerogatives to govern and administer the College.

While recognizing that the adoption of policy, however formulated or proposed, is a power reserved to the Board of Trustees, the procedure outlined below is designed to satisfy the need for an orderly procedure allowing all segments of the College to contribute, each in its appropriate capacity, to the formulation or alteration of policy statements. In addition, the procedures set forth in this Section 4.14 are calculated to make policy revision effective by introducing into it the principle of self-limitation, which prevents endless debate and allows particular issues to be brought to decisive action.

##### **4.14.1 Proposed Amendments**

Proposals for revising Volume IV of the Policy Manual can be made by the Board of Trustees, the President of the College, staff members, the faculty, or any committee or council established pursuant to this Policy Manual, or by an independent faculty member.

The proposals shall be submitted to the Faculty Welfare Committee in the following recommended format:

1. Proposals shall be made in the form of text intended to replace, in whole or part, some current provisions of the Policy Manual;
2. A particular proposal shall contain no more than one alteration of substance; and
3. A brief explanation of the reason(s) for the revision shall accompany the proposal.

##### **4.14.2 Processing of Proposals**

Proposals originated under Subsection 4.14.1 shall be considered by the Faculty Welfare Committee which shall pursue one of the following courses of action:

1. The Committee may receive and transmit the proposal to the faculty without change or comment;
2. The Committee may endorse the proposal and attach its endorsement to the original proposal;

3. With the consent of the submitter, the Committee may either alter or amend the proposal before transmitting it to the faculty; or
4. If the submitter does not agree to Committee alterations or amendments, the Committee may object to the proposal and attach its objections or amendment before sending it to the President of the College and the faculty.

The faculty may modify the proposal and accept the modification, or may return the proposal to the Faculty Welfare Committee for further work.

The faculty shall accept or reject the amendment(s) to Volume IV by a 2/3rds majority of a voting quorum in a secret ballot.

#### **4.14.3 Presidential Approval**

After the faculty has endorsed a change in Volume IV of the Policy Manual, it shall submit the recommended change to the President of the College.

If the proposal(s) are approved by the President of the College, the President shall present the proposal(s) to the Board of Trustees for consideration.

If the President of the College disagrees with the proposed changes, the President, citing reasons for the disagreements, and the Faculty Welfare Committee shall meet to discuss the next steps, which may include further study, modification, and/or resubmission of the proposal.

#### **4.14.4 Board of Trustees Approval**

1. Before definitive action on Policy Manual revision proposals, the Board of Trustees may commission a Subcommittee of its members to meet with the President of the College, the Vice President for Academic Affairs and Dean of the Faculty, and the Faculty Welfare Committee to discuss final adjustments in the revised texts;
2. The Board of Trustees, or the President as its agent, shall either approve or reject the proposed revision; and
3. The Board of Trustees, or the President of the College as its agent, retains the right, in the best interest of the College community as a whole, and in their fiduciary capacity, to alter the provisions of Volume IV of the Policy Manual after following the procedures in this Section 4.14.

#### **4.14.5 Emergency Procedure**

When the President of the College, after consultation with the Faculty Welfare Committee determines that, in the best interests of the College a modification of any part of Volume IV or Subsection 1.6.3 of Volume I in the Policy Manual is necessary, the President of the College may petition the Chair of the Board of Trustees for review of a specific change at the next Board meeting. The Board of Trustees may accept or reject such a petition. The President shall communicate the decision of the Board of Trustees to the Faculty Welfare Committee.

If any provision of the Policy Manual is in conflict with federal, or local law or ordinance or is otherwise illegal, invalid or unenforceable to any extent, the remainder of the Policy Manual and the application of the provision in question to persons or circumstances other than those to which the provision is improper, shall not be affected. In addition, the Board of Trustees shall act to bring the College into compliance with such law, ordinance, or invalidity, and the Policy Manual

will be amended as soon as possible, providing none of these laws are in conflict with the mission of the College.

#### **4.14.6 General Rules of Implementation**

1. All new members of the faculty shall receive electronic access to the Policy Manual, and a printed copy if requested, at the time of their initial appointment as a new faculty member. Such copy/access must contain Volume IV in the form that will apply during the offered appointment term. Continuing members of the faculty will receive copies of or electronic access to any approved amendments with their annual reappointments during the Spring semester;
2. A hard copy of the Policy Manual with current revisions shall be available for inspection during regular hours at the offices of the Vice President for Academic Affairs and Dean of Faculty, the Library, the Office of Human Resources and the Office of the President of the College;

Proposed amendments to any part of Volume IV of the Policy Manual under discussion by the Board of Trustees shall have no status, not even a promissory one, until final action by the Board of Trustees has been taken.

**Appendix 4.3.1: Important Dates: Reappointment, Advancement in Rank, and Tenure**

<b>On or Before</b>	
October 1	Department chairs submit recommendations to the Dean of Faculty regarding second, third, and fourth year faculty and any staff eligible for tenure.
October 1	Persons eligible and seeking tenure submit letters of application to the Dean of Faculty.
October 1	Individuals requesting sabbatical leave submit requests to the Dean of Faculty.
October 15	Department chairs submit recommendations to the Dean regarding applicants for tenure.
November 15	Dean notifies individuals concerning sabbatical applications.
December 1	Faculty, Retention, Tenure, and Promotion Committee submits recommendations to the Dean regarding second, third, and fourth year reappointments and tenure applications.
December 15	President notifies individuals regarding second, third, and fourth year reappointments and tenure decisions.
January 10	Individuals eligible for advancement in rank submit application to the Dean of Faculty.
February 1	Department chairs make recommendations to the Dean as to current first year staff.
February 1	Department chairs submit recommendations for advancement in rank to the Dean.
February 15	Faculty, Retention, Tenure, and Promotion Committee submits recommendations to the Dean regarding first year staff.
March 1	President notifies individuals regarding first year appointment decisions.
April 1	Faculty, Retention, Tenure, and Promotion Committee submits recommendations regarding tenured faculty and advancement in rank to the Dean.
April 15	President notifies individuals regarding advancement in ranks.
<b>Tenure</b>	
October 1	Individuals submit letters of application to the Dean of Faculty.



October 15	Department chairs submit recommendations to the Dean regarding applicants.
December 1	Faculty, Retention, Tenure, and Promotion Committee submits written recommendations to the Dean of Faculty.
December 15	President notifies individuals regarding tenure decisions.
<b>Advancement in Rank</b>	
January 10	Individuals eligible for advancement in rank submit application to the Dean of Faculty.
February 1	Department chairs submit recommendations to the Dean of Faculty.
In March	The Dean of Faculty and the Faculty, Retention, Tenure, and Promotion Committee both review the recommendations and the candidate's supporting materials.
April 1	Faculty, Retention, Tenure, and Promotion Committee submits recommendations to the Dean of Faculty.
April 15	President notifies individuals regarding advancement in rank decisions.
<b>Reappointment: First Year</b>	
February 1	Department chairs make recommendations to the Dean of Faculty.
February 15	Faculty, Retention, Tenure, and Promotion Committee submits recommendations to the Dean of Faculty
March 1	President notifies individuals
<b>Reappointment: Second, Third and Fourth Year, Etc.</b>	
October 1	Department chairs make recommendations to the Dean of Faculty.
December 1	Faculty, Retention, Tenure, and Promotion Committee submits recommendations to the Dean of Faculty
December 15	President notifies individual
<b>Sabbaticals</b>	
October 1	Application is submitted to the Dean of Faculty
November 1	Faculty Development Committee makes recommendations to Dean of Faculty and President about sabbaticals.
November 15	Dean notifies individuals concerning sabbatical applications.

#### **Appendix 4.11.2.5.1: Instructions for Grant Certification**

By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.

The certifications set out below is a material representation of fact upon which reliance was placed when the agency determined to award the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, the agency, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug Free Workplace Act.

For grantees other than individuals, Alternate I applies.

For grantees who are individuals, Alternate II applies.

#### **Alternate I**

The grantee certifies that it will provide a drug-free workplace by:

- a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b) Establishing a drug-free awareness program to inform employees about:
  - i. The dangers of drug abuse in the workplace;
  - ii. The grantee's policy of maintaining a drug-free workplace;
  - iii. Any available drug counseling rehabilitation and employee assistance; and
  - iv. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
  - i. Abide by the terms of the statement; and
  - ii. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after each conviction;
- e) Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction;
- f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d) (2) with respect to any employee who is so convicted:
  - i. Taking appropriate personnel action against such an employee, up to and including termination; or

- ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (t).

**Alternate II**

The grantee certifies that, as a condition of the grant, the grantee will not engage in the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance in conducting any activity with the grant.