



Orange Coast College Academic Senate

(Revised) Resolution on Senate Purview, Shared Governance, and the AP/BP 7310 Anti-Nepotism Policies #F-2019-1

Moved and Seconded Unanimously by the Orange Coast College Academic Senate Officers
October 22, 2019; Approved by the Orange Coast College Senate on October 22, 2019

Whereas, Coast Community College District’s AP/BP 7310 Anti-Nepotism policies contain hiring policies and procedures that are clearly Senate purview;

Whereas, Coast Community College District acknowledges these nepotism policies and procedures as part of hiring policies and procedures: AP 7120 Employee Recruitment and Selection refers directly to the nepotism policies and states that hiring procedures will be in compliance with it, that “members of the immediate family of employees may be employed subject to the District’s Nepotism Policy (See BP/AP 7310 titled Nepotism)”;

Whereas, California Education Code 87630 (b) codifies the Senate’s purview on faculty hiring: “Hiring criteria, policies, and procedures for new faculty members shall be developed and agreed upon jointly by the representatives of the governing board, and the academic senate, and approved by the governing board”;

Whereas, any negotiation of Senate-purview hiring policies and procedures that excludes the Senates subverts shared governance and the Senate’s purview; therefore,

Be it Resolved that participatory governance and mutual respect flourish when all charged parties are actively acknowledged and engaged in all aspects of a discussion;

Be It Further Resolved, that the Coast Community College District Board of Trustees recognize the purview of the Senates within the California Education Code; and

Be It Finally Resolved that the Coast Community College District Board of Trustees recognize that faculty purview established by California Education Code 87630, AB 1725, the 10+1, and the District’s own policy acknowledgements of said Senate purview (AP 2510) be recognized and utilized in the evaluation and review of all relevant Board Policies and Administrative Procedures, but in particular, AP/BP 7310 Anti-Nepotism policies, and that all Senate-excluded *discussed and/or negotiated* changes to the AP/BP 7310 policies be identified to the Senate, immediately.

References

“Assembly Bill 1725.” *Faculty Association of California Community Colleges*. www.facc.org. 19 Sept. 1988, <https://edsources.org/wp-content/uploads/old/ab1725.PDF>. See also §53200. Definitions. *California Office of Administrative Law, Thomson Reuters*, 2019, <https://govt.westlaw.com/calregs/Document/I6EED7180D48411DEBC02831C6D6C108E?transitionType=Default&contextData=%28sc.Default%29>

“AP 2510 Participation in Local Decision Making.” *Coast Community College District*. 4 Apr. 2018, https://www.cccd.edu/boardoftrustees/Documents/AP_2510_Participation_in_Local_Decision_Making.pdf

“AP 7310 Anti-Nepotism (proposed).” *Coast Community College District*.

ASCCC. *Local Senates Handbook. Academic Senate for California Community Colleges*, 2015, <https://www.asccc.org/papers/handbook2015>

“BP 7120 Employee Recruitment and Selection.” *Coast Community College District*. 11 Dec. 2013, https://www.cccd.edu/boardoftrustees/BoardPolicies/Documents/Human_Resources/BP_7120_Employee_Recruitment_and_Selection.pdf

“BP 7310 Anti-Nepotism.” *Coast Community College District*. 13 Jul. 2016, https://www.cccd.edu/boardoftrustees/Documents/BP_7310_Nepotism.pdf

California Education Code 87360. *California Legislative Information*. 1988, https://leginfo.ca.gov/faces/codes_displaySection.xhtml?lawCode=EDC§ionNum=87360.

2017-2018 Equity and Diversity Action Committee. “A Re-examination of Faculty Hiring Processes and Procedures.” *Academic Senate for California Community Colleges*, 2017-2018. <https://www.asccc.org/sites/default/files/Hiring%20Paper%20Final%203.12.18.pdf>