

**Memorandum of Understanding between
Portland State University (University)
and the Portland State University Chapter
of the American Association of University Professors (Association)
June 7, 2017**

**Subject: PSU Board of Trustee Policy on the Roles of the Board, President and Faculty,
Shared Governance and Academic Freedom**

Recitals

The Collective Bargaining Agreement Article 12 Section 1 recognizes and defines academic freedom as defined in University Standard 580-022-0005. Section 2 addresses shared governance. The University seeks to embrace a description of academic freedom in board policy based on the AAUP 1940 Statement of Principles on Academic Freedom and Tenure, and to endorse the principles of shared governance articulated in the AAUP 1966 Statement on Government of Colleges and Universities.

Agreement

1. Article 12 Section 1 shall be replaced with the following:

The University and Association endorse the principles of academic freedom articulated in the American Association of University Professors 1940 Statement of Principles on Academic Freedom and Tenure¹ and defined in University Standard 580-022-0005 the Board of Trustees Policy on the Roles of the Board, President and Faculty, Shared Governance and Academic Freedom, adopted by the Board on June XX, 2017. Faculty are entitled, without institutional discipline or restraint, to discuss all relevant matters in the classroom, to explore all avenues of scholarship, research, and creative expression, and to speak or write on matters of public concern as well as on matters related to professional duties and the functioning of the University. Academic freedom carries with it certain responsibilities, such as the faithful performance of professional duties and obligations, the recognition of the demands of the scholarly enterprise, and the candor to make it clear that when one is speaking on matters of public interest, one is not speaking for the institution.



2. Article 12 Section 2 shall be modified as follows:

Notwithstanding the exclusive right of the association to negotiate and reach agreement on terms and conditions of employment, recognized in Article 1 (RECOGNITION), and the right of the University to carry out its ordinary and customary functions of management, recognized in Article 5 (RESERVED RIGHTS OF THE UNIVERSITY), the parties agree that it is mutually desirable that the collegial system of shared

¹This relates only to the portion of the 1940 Statement that relates to academic freedom; the subject of tenure is addressed in Article 14 (PROMOTION AND TENURE).

governance be maintained and strengthened so that faculty will have a mechanism and procedures, independent of collective bargaining, for appropriate participation in the governance of the University. To that effect, the Portland State University Faculty Constitution shall remain in existence for the duration of this Agreement subject to the provisions of ~~the former Oregon University System IMD 1.120 through 1.126.~~ the Board of Trustees Policy on the Roles of the Board, President and Faculty, Shared Governance and Academic Freedom, adopted by the Board on June XX, 2017.

- This MOU shall become an addendum of the Collective Bargaining Agreement. The parties shall determine during negotiations for the successor contract how this language shall be incorporated in the new agreement.

<u>For the University</u>	<u>For the Association</u>
 _____ Shelly Chabon, Vice Progest for Academic Personnel & Leadership Development	 _____ Jose Padin, President
_____ 6/8/17 _____ Date	_____ 6/7/17 _____ Date