

**SAN JOSE STATE UNIVERSITY
ONE WASHINGTON SQUARE
SAN JOSE, CA 95192**

F08-5, Policy Recommendation, New Bylaw 16

Legislative History:

At its meeting of December 15, 2008, the Academic Senate approved the following Policy Recommendation presented by Senator Backer for the Organization and Government Committee.

Replaces Senate Bylaw 16

Action by University President: Approved by President Jon Whitmore on December 23, 2008.

**Policy Recommendation
New Bylaw 16**

Resolved: that a new By-Law 16 be adopted, as follows:

16. Specific Designation of Rescinded Policies

Adoption and approval of a new policy resolution overrides all prior conflicting policies, whether or not the previous policies are specifically identified. However, it is best practice to refer specifically in a new policy to all prior policies superseded. If, subsequent to the adoption and approval of a policy resolution, the Senate Administrator finds that not all prior policies which should have been rescinded were specifically so listed in the subsequent policy, s/he shall notify the appropriate policy committee chair. The committee shall review the policies and, if satisfied that the older policies were superseded and should be specifically designated as rescinded, shall authorize the Administrator to note their rescission in the Senate records. The Senate Administrator shall report the committee's decision to the Academic Senate.

Approved November 3, 2008

Vote: 9-0-0

Present: Patricia Backer (chair), Linda Main, Susan McClory, Ted Norton, Angela Rickford, Carol Reade, Swathi Vanniarajan, Tim Hendrick, Gerry Selter, Maricela Contreras

Absent: Chris Hebert

RATIONALE:

Sometimes, after a new policy is enacted, the new policy fails to rescind older obsolete policies. This new bylaw will allow the Academic Senate Administrator to administratively remove obsolete policies.

Workload Impact:

There will be a slight reduction in the workload of the Academic Senate policy committees as there will be no need to revisit policies to rescind outdated policies.

There will be a slight increase in the workload of the Academic Senate Administrator.

Financial Impact: None