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ABSTRACT

This bibliography provides a comprehensive survey of the literature of labor negotiations related to professional employees in higher education. Areas of concern include academic mission, administration, collective bargaining agents, audic tapes, blue collar employees, bibliographies, collective bargaining, conferences, contracts, discrimination, due process, facilities usage, faculty rights and responsibilities, financing collective bargaining, fringe benefits, governance, grants and research projects, grievances, insurance, layoffs, legislation, management, maternity leave, model collective bargaining laws, negotiations, neutrals in bargaining, NLRB and court rulings, productivity, public sector labor relations, retirement, sabbatical leaves, salaries, students rights, teachers bargaining, tenure, women faculty, workload, and additional references. (MJM)

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COLLECTIVE BARGAINING IN HIGHER EDUCATION
1971 - 1973

With Chronological References to:

ARBITRATION AWARDS from 1969

COURT RULINGS from 1959

NLRB RULINGS from 1970

THE CHRONICLE OF HIGHER EDUCATION from 1966

and

PREVIOUS BIBLIOGRAPHIES

Compiled by

John C. Allen

BIBLIOGRAPHY NO. 1

April 12, 1973

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KEYWORD INDEX

- AAUP 117,366
- Academic Freedom/Tenure Statement 512,513
 - Committee A 509
 - Committee N 61
 - Committee on Nontenured Faculty 497
 - Committee T 193, 485
 - Committee W 558
 - Discrimination 125
 - Faculty Rights 91
 - Position 50,71,77,107,114
 - Vote on Collective Bargain- in 70
- Academic Freedom 478,480,495, 512, 513, 526, 527
- AAUP Statement 512, 513
- Academic Judgement-Reappointment
- Arbitration 301
- Academic Mission 1-7 202, 210, 211
- Academic Tenure/See Tenure
- Accountability 150, 178
- ACLU-Guide to Teacher's Rights 149
- Adams, W 32
- Adelphi University-NLRB 272
- Adjunct Lecturers 90, 92
- Court Rulings 285
 - NLRB Rulings 266, 270
 - Rulings 105
- Administration 8-13, 21, 69 128, 165, 180, 200, 249-254, 266, 260
- See also: Governance Management Rights
- Administration-Faculty Union 269
- Grievance 220
 - Salary 427
 - Student Rights 428-469
 - Women in 569
- Administrative Guidelines 69
- Administrators-Class Assignments
- Arbitration 341
 - Retention 485
 - Rights 13, 249-254
 - Salaries 421
 - Selection of 485
 - Student Rights 430, 465
 - Tenure 435
 - Values 12
- Affirmative Action Programs 127, 138, 550, 551, 552, 563, 582. See also Discrimination, Minorities, Negroes, Women
- AFT Guide for Legislative Action 234
- Age Discrimination-Arbitration 328
- Age, Productivity Related to 379
- Agents, Collective Bargaining 630-645
- Agreements See also Contracts
- Agreements-Clause Finder 651
- Trends 650
- Alaska Collective Bargaining Law 230
- Alternatives to Tenure 501, 540
- American Arbitration Association 358
- Anderson, H.J. 386
- Andes, J.O. 123, 650
- Angell, G. 122
- Anti-Bias Rules See Discrimination
- Arbitration 219, 221
- Academic Judgement 301
 - Adjunct Lecturers-Court Ruling 285
 - Age Discrimination 328
 - Bending 667
 - Compensation See: -Salary
 - Compulsory 665
- cont.

PREFACE

This bibliography, Collective Bargaining in Higher Education 1971-1973, provides a comprehensive survey of the literature of labor negotiations related to professional employees in higher education. Previous coverage, listed herein under the heading BIBLIOGRAPHIES, has been limited by the newness of the experience. Due to a time constraint in preparing this bibliography for the Center's April 12-13, 1973 conference, no attempt has been made to survey the literature prior to 1971. Perhaps K. E. Marks' bibliography, Collective Bargaining in U.S. Higher Education: 1960-1971, is the most comprehensive one available. It is suggested that you review Mr. Marks' Preface which substantially indicates the aims, purposes, and importance of this updated version.

The lack of adequate bibliographic information in higher education collective bargaining is not due wholly to the paucity of publications in the field since 1965, but due most probably to the absence of an information center or service specifically devoted to acquisition and dissemination of this form of information. This Center now fills the void. Additionally, the widespread emergence of student activism in the mid-1960's related to college and university administration has given rise to and support for faculty activism. Faculty negotiations are proving to be a key issue in higher education in the seventies. A review of the special sub-headings in this bibliography shows the decreased frequency of literature related to STUDENT RIGHTS - CHRONOLOGICAL . . ., and the increased frequency under COLLECTIVE BARGAINING - CHRONOLOGICAL . . . beginning in 1969.

This bibliography concentrates on a survey of literature relating to faculty members, with few references to blue-collar and non-faculty employees, although we do maintain a file of NLRB and Court Rulings/ Arbitration Awards related to non-faculty employees. The bibliography includes literature complementary to faculty collective bargaining, such as DISCRIMINATION, LEGISLATION, PUBLIC SECTOR LABOR RELATIONS, STUDENT RIGHTS, WOMEN, etc.

This Center proposes to make information available to all parties concerned with higher education collective bargaining by expanding and updating the current bibliography, preparation of a computerized index to contracts, and many other needed information services.

SPECIAL FEATURES of this bibliography, in addition to the Chronicle of Higher Education references, include many briefly annotated references and such special headings as AUDIOTAPES, CONFERENCES, and NLRB AND COURT RULINGS/ARBITRATION AWARDS. Included among the references are books, journal and newsletter articles, unpublished speeches, research proposals, and references from the Government Employee Relations Report, and Labor Relations Reference Manuals. Many of these sources have not previously been tapped.

Additions and corrections to this bibliography will be appreciated. The Center solicits copies of unpublished speeches and reports to be included in future bibliographies, and/or published in the Center's proposed newsletter. We also would appreciate reprints of all appropriate articles, briefs in representative unfair labor practice, arbitration cases, and arbitration awards.

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TABLE OF CONTENTS

Academic Freedom See: Tenure

Academic Mission.....1

Administration.....1-2, 47
 See also: Governance (2 headings).

Agents, Collective Bargaining.....47-48

Arbitration Awards See: Grievances
 NLRB and Court Rulings/Arbitration Awards

Audiotapes--on governance, ombudsman, collective bargaining, faculty understanding of budgets.....2

Bibliographies--on collective bargaining, parking on campus, public sector labor relations, wage and salary administration, women.....7-3, 48

Blue Collar Employees.....3

Collective Bargaining.....4-7, 48

Collective Bargaining - Chronological Listing of References from the Chronicle of Higher Education....7-8

Conferences..... 48

Contracts, Contents of.....8, 48

Court Rulings See: NLRB and Court Rulings/Arbitration Awards

Discrimination.....8-9
 See also: Women (3 headings)

Discrimination - Chronological Listing of References from the Chronicle of Higher Education.....9, 48

Due Process.....9

Facilities Usage.....10

Faculty Rights and Responsibilities.....10

Financing Collective Bargains.....10

TABLE OF CONTENTS - Continued

Fringe Benefits.....11, 49

Governance.....11-14, 49

Governance - Chronological Listing of References from
The Chronicle of Higher Education.....14

Grants and Research Projects.....15

Grievances.....15, 49

Insurance.....15

Layoffs.....16

Legislation - State Laws.....16-17, 49
See also: Public Sector Labor Relations

Management - Faculty Distinction.....18

Management Rights.....18

Maternity Leave.....18

Model Collective Bargaining Laws.....19

Negotiations.....19

Neutrals in Bargaining.....19

NLRB and Court Rulings/Arbitration Awards - Professional Employees
NLRB Rulings - Chronological Listing.....20-21, 49
Court Rulings - Chronological Listing.....22-24, 49
Arbitration Awards - Chronological Listing.....25-31
See also Grievances

NLRB and Court Rulings - Chronological Listing of Reference from
The Chronicle of Higher Education.....32

Productivity.....33

Public Sector Labor Relations.....33-35, 50
See also: Legislation - State Laws

TABLE OF CONTENTS - Continued

Research Projects.....
 See: Grant and Research Project

Retirement Systems.....35

Sabbatical Leaves.....36

Salaries.....36-37, 51

Student Rights - Chronological Listing of Reference from
 The Chronical of Higher Education.....37-38
 See also: Governance (2 headings)

Teachers - Bargaining.....38-39, 51
 See also other related headings as Collective Bargaining, etc.

Tenure.....39-41, 51

Tenure - Chronological Listing of Reference from The Chronical
 of Higher Education.....41-42

Women Faculty.....43-44

Women Faculty - Chronological Listing of Reference from
 The Chronical of Higher Education.....45

Women Faculty - University Studies.....46

Workload.....46

Additional References.....47-51

Bibliographic Sources Checked in developments of this study.....52

COLLECTIVE BARGAINING IN HIGHER EDUCATION

1971 - 1973

Compiled by

John C. Allen

THE NATIONAL CENTER FOR THE STUDY OF COLLECTIVE BARGAINING IN HIGHER EDUCATION
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- Dec. 7, 66 Strike hits Chicago's junior colleges
- Jan. 13, 67 Chicago walkout ends in pay raise
- May 3, 67 AAUP on faculty strikes
- June 14, 67 Six California faculties vote for bargaining
- Nov. 8, 67 Union steps up California campaign after rebuff
- Jan. 29, 68 Teacher union seeks election at Rhode Island College
- Feb. 12, 68 Unions gaining, reform needed, colleges told
- April 8, 68 AFT loses at Rhode Island
- Sept. 2, 68 Faculty union expects to win in New York and California
- Jan. 27, 69 Higher education and the law: teacher strikes, etc.
- Feb. 10, 69 Teachers' union takes side of students in California protests
- Feb. 24, 69 Strikes end at San Jose, Milwaukee Tech
- March 10, 69 San Francisco teachers end long walkout
- Sept. 15, 69 Leaders of teachers' union expect gains on campus
- Sept. 29, 69 Union contracts approved
- March 30, 70 Teaching assistants strike at Wisconsin
- Apr. 20, 70 AAUP processes faculty rights complaints
- Apr. 20, 70 Teaching assistants end strike at Wisconsin
- May 25, 70 Rise in collective bargaining
- June 8, 70 Non-academic employees strike ruled illegal at
University of N. Iowa

COLLECTIVE BARGAINING - CHRONOLOGICAL LISTING OF REFERENCES FROM
THE CHRONICLE OF HIGHER EDUCATION - Continued

- July 6, 70 Issues in contract talks at two-year colleges
 July 6, 70 Collective bargaining will include institutional policy
 Aug. 31, 70 Ph.D. surplus benefiting faculty unions
 Dec. 14, 70 Four groups competing to represent faculty at SUNY
 Jan. 11, 71 Faculty association and union in run-off at SUNY, AAUP out
 March 8, 71 'Productivity pacts' proposed as alternative to bargaining
 May 10, 71 Collective bargaining gains converts among teachers
 July 3, 71 NEA college group told it "cannot live by bargaining alone"
 Aug. 30, 71 Teacher union's college unit presses for a stronger role
 Oct. 4, 71 Non-academic employees strike at Ohio University
 Oct. 18, 71 Part-time teachers' role in bargaining unit upheld
 Nov. 8, 71 Strike leaves 12 tons of garbage at Temple
 Nov. 22, 71 AAUP commits to bargaining for first time
 Feb. 7, 72 Interns ruled ineligible to bargain with university (Michigan)
 Feb. 28, 72 Descriptions of seven research projects on collective bargaining
 March 6, 72 About 89,000 college faculty members have joined bargaining units
 Apr. 3, 72 Contract specifying college's entire governing setup - Boston State
 Apr. 3, 72 Vivian Ross: Portrait of a teacher-union negotiator
 Apr. 24, 72 Merger of 2 units at CUNY creates biggest faculty union
 May 1, 72 Collective bargaining expected to get formal endorsement
 May 15, 72 AAUP votes overwhelmingly to pursue bargaining
 May 15, 72 254 institutions with collective bargaining agents (chart)
 July 3, 72 NEA fears AAUP in collective bargaining
 July 31, 72 AAUP's role in collective bargaining may jeopardize salary survey
 July 31, 72 Campus unionizing given NEA 'priority'
 Dec. 4, 72 Los Angeles Community Colleges have minimum 30 hour work week. p. 4
 March 19, 73 Lake Michigan dismisses 54 faculty members over faculty strike

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See also Women

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See also WOMEN

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Dec. 8, 69 Fewer negroes pick teaching career
Jan. 5, 70 Brown University assures employment of minorities
Feb. 16, 70 Minority - hiring pact negotiated at Harvard
March 16, 70 Minority groups press demands for changes in junior and community colleges
March 15, 71 Black junior college leaders ask for affiliate organization
Jan. 10, 72 Anti-bias rules published by 21 federal agencies
Apr. 17, 72 Report of First National Congress of Black Professionals in Higher Education
May 15, 72 'Reverse discrimination' seen as danger in faculty hiring
Oct. 10, 72 U.S. announces job-bias rules for colleges, and excerpts from U.S. "Affirmative-Action" guidelines. pp 1-2.

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Sept. 2, 68 Faculty Confused Over Role in Governance.
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Feb. 16, 70 Vatican's role in governance of Catholic University.
May 4, 70 AAUP grading faculty role in governance.
Jan. 18, 71 Text of 85 Theses of Assembly on University Goals and Governance.
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April 3, 72 Contract specifying college's entire governing setup-
Boston State College.
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contracts for Worcester State College and Boston State
College, p 1.
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NLRB AND COURT RULINGS/ARBITRATION AWARDS-PROFESSIONAL EMPLOYEES

NLRB RULINGS - Chronological Listing

Cornell University

Asserts jurisdiction of NLRB over private colleges and universities. One election directed, three petitions dismissed. (June, 1970). 74-LRRM-1269*

Long Island University, C. W. Post Center and UFCT; AFCT

Asserts jurisdiction over professional personnel in private university. Election Directed. (April, 1971) 77-LRRM-1001

Supplements the above, relates to voter eligibility (July, 1972) 80-LRRM-1738

Denies motion for reconsideration of above which refused to set aside election and challenges to ballots cast by adjunct lecturers. (November, 1972) 81-LRRM-1492

Long Island University, Brooklyn Center and UFCT/AFT

Election directed, based on C.W. Post decision. (April, 1971) 71-LRRM-1006

University of New Haven and Faculty Federation, Board of Faculty Welfare, Faculty Senate

Dismissed petition for unit determination since no labor organization sought to represent faculty. (May, 1971) 77-LRRM-1273

Fordham University and AAUP

Election directed. Unit of professional employees and supervisors. (September, 1971) 78-LRRM-1177

See also Seton Hill College Decision 82-LRRM-1434

University of Detroit and AAUP

Election directed. Part-time faculty members are included in professional unit at private university (October, 1971). 78-LRRM-1273

Manhattan College and AAUP

Election directed, Bargaining Unit determined. (January, 1972). 79-LRRM-1253

*For Ruling refer to Vol. 74 of Labor Relations Reference Manuals, page 1269, published by BNA.

NLRB RULINGS-Continued

Adelphi University and AAUP
Election directed. Bargaining unit
determined. (February, 1972) 79-LRRM-1545

Lawrence Institute of Technology and AAUP
Complaint on failure to renew employment
contract dismissal. Certified that union
lost election. (April, 1972) 80-LRRM-1040

Florida Southern College and Florida Education Association
Election directed. Bargaining unit
determined, ROTC-instructors excluded
(May, 1972) 80-LRRM-1160

College of Pharmaceutical Sciences (NYC) and NEA, NYSTA
Election directed. Bargaining unit
determined. (June, 1972). 80-LRRM-1456

Pennsylvania Labor Relations Board, Trustees of Seton Hill College
and Professional Association
Dismissed petition on whether the Trustees
are "employer" as not within the NLRB's
advisory opinion rules. (June, 1972). 80-LRRM-1393

Catholic University of America and Law Faculty Bargaining Committee
Election directed. Bargaining unit limited
to law faculty (February, 1973) 82-LRRM-1385

Seton Hill College and Professional Association, Pennsylvania State
Education Association.
Faculty members of Order of Sisters of
Charity excluded from unit. Election
directed. Fordham Univ. decision overruled
to extent it is inconsistent with this
decision. (February, 1973) 82-LRRM-1434

NLRB AND COURT RULINGS/ARBITRATION AWARDS-PROFESSIONAL EMPLOYEES

COURT RULINGS - Chronological Listing

- Beauboeuf and AFT vs. Delgado College
U.S. District Court, Eastern Louisiana
- Harassment of nontenured college teacher.
Rejects injunction of harassment and refusal
to bargain. (August, 1969). 72-LRRM-2222
- U.S. Court of Appeals, New Orleans
Affirms judgment of above (July, 1970). 74-LRRM-2767
- Regents of University of Wisconsin vs. Teaching Assistants Association
Wisconsin Circuit Court
Strike by teaching assistants is adjudged
to be illegal. (April, 1970). 74-LRRM-2049
- Wisconsin Circuit Court Appeal on \$250
fine or 30 days denied, (June, 1970). 74-LRRM-2544
- In re Baylis (County of Westchester and Westchester Community College
N.Y. Supreme Court, Westchester County
Non-renewal of female assistant professor
contract upheld, (April, 1970). 74-LRRM-2113
- Board of Junior College, Cook County, Illinois vs. Cook County
Teachers Union.
Illinois Appellate Court
Contempt of court for violating temporary
strike injunction (June, 1970). 74-LRRM-2909
- U.S. Supreme Court
Denies petition for leave to appeal the
above. (May, 1971). 77-LRRM-2316
- U.S. Court of Appeals, Chicago
Affirms decision on nonrenewal of teaching
contracts on class action suit (March, 1972). 79-LRRM-2912
- Illinois Circuit Court, Cook County
Decision of Board not to renew contracts of
non-tenured faculty is not arbitrable.
Arbitration may be held on grievance and
constitutional rights (September, 1972). 81-LRRM-2522

COURT RULINGS - Continued

Federation of Teachers (Seattle Community College, AFT) vs. Board of Trustees.

Washington Superior Court, King County
Collective Bargaining contract continues
in effect until a new contract is executed.
(Sept., 1970). 75-LRRM-2609

Trustees infringed upon union's rights by
adopting certain policies which conflict
with agreement (Nov., 1970). 75-LRRM-2611

Association of New Jersey State College Faculties vs. Board of Higher Education

N.J. Superior Court, Law Division, Union County
N.J. Governor and not Board of Higher
Education, is employer. Relates to Hay
Report. (Oct., 1970) 75-LRRM-2613

Board of Higher Education, New York City vs. UFCT

N.Y. Supreme Court, New York County
Arbitration award on reappointing certain
part-time lecturers upheld for Brooklyn
College (Oct. 2, 1970) 75-LRRM-2655

N.Y. Supreme Court, Appellate Division
Affirms the above (March, 1971). 76-LRRM-2816

N.Y. Court of Appeals
Affirms the above. (May, 1972) 80-LRRM-2740

Wakshull of State University Federation of Teachers, AFT vs. Helsby, PERB

N.Y. Supreme Court, Appellate Division
Unit for professional employee bargaining may
not be annuled by court, since PERB deter-
mination was not arbitrary (Nov. 1970) 75-LRRM-2657

Trustees of the California State Colleges vs. San Francisco State College Federation of Teachers

California Court of Appeal, First District
Affirms enjoining teachers from striking,
picketing (Dec., 1970) 76-LRRM-2265

Legislative Conference of CUNY vs. Board of Higher Education, NYC

N.Y. Supreme Court, N.Y. County
Relates to sabbatical leaves (July, 1971). 78-LRRM-2848

N.Y. Supreme Court, Appellate Division
Appeal relating to above dismissed (Dec. 1971) 79-LRRM-2608

COURT RULINGS - Continued

Legislative Conference of CUNY vs. Board of Higher Education, NYC
N.Y. Supreme Court Appellate Division
Arbitrator exceeds authority in ordering
reappointment of teacher. Power limited to
remanding case to Board for Compliance.
(April, 1972). 80-LRRM-2340

Burlington County College Faculty Association vs. Board of Trustees
N.J. Superior Court, Burlington County
Board must negotiate format of college
calendar (May, 1972). 80-LRRM-2907

Rave vs. Board of Higher Education, N.Y.C.
N.Y. Supreme Court, N.Y. County
Arbitrator award confirmed on teacher
reappointment (April, 1972). 81-LRRM-2915

NLRB AND COURT RULINGS/ARBITRATION AWARDS-PROFESSIONAL EMPLOYEES

ARBITRATION AWARDS*- Chronological Listing

Board of Junior College, District 508-and-Cook Co. Teachers Union
Non-renewal of contract 1-A-2

Ohio University-and-Am. Fed. of State, County & Municipal Employees
Discharge vs. voluntary quit-teacher's
request to return to job held prior to
promotion. 1-D-8

Chicago City College Board 508-and-Cook Co. Teachers Union
Non-renewal of contract-Tenure at another
University as bar. 1-D-10

Board of Junior College Dist. 508, Cook Co., Ill.,-and-Cook Co.
College Teachers Union, Local 1600
Union President's advice to members to
disregard new rules which were, at the
time, awaiting an arbitration hearing. 1-V-21

Board of Trustees - Schoolcraft College (Mich.)-and-Schoolcraft
College Faculty Forum
Failure to use evaluation forms-Dismissal
of probationary teacher for non-profes-
sional conduct. 1-D-30

Board of Junior College, Dist. 508, Cook Co., Ills.-and-Cook Co.
College Teachers Union, Local 1600
Union interference with hiring of faculty
members-Grievance procedure time limits. 1-AU-36

Board of Jr. College, Dist. 508(Ill.)-and-Cook Co. College Teachers
Union
Non-renewal of contract-Arbitrability 3-AD-3

Board of Junior College, Dist. 508(Ill.)-and-Cook Co. College Teachers
Union, A.F.T., Local 1600
Working conditions-resulting from merger
of two campuses. 5-AU-13

*Full text of awards available from the American Arbitration
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ARBITRATION AWARDS--Continued

- St. John's Univ., N.Y.-and-Individual Grievant
Dismissal of Prof. for Unprofessional
conduct. 5-D-22
- City University of N.Y.-and-Local 1460, United Fed. of College
Teachers.
Refusal to reappoint college lecturer --
"Academic judgement". 8-D-1
- Board of Trustees-Northwest Wayne Co. (Mich.) Community College
Dist.-and-Schoolcraft College Faculty Forum
Course content requirement for MA + 30 pay scale
scale-Arbitrability-Time Limits 8-AJ-21
- Board of Trustees of Lansing. (Mich.) Community Coll.-and-Lansing
Community Coll. Chapt., Mich. Ed. Assn.
Compensation-for college counselor hired
two mos. prior to effective date of first
contract. 9-AJ-21
- Board of Trustees, N.W. Wayne County Community College Dist. (Mich.)
-and-Faculty Forum of Schoolcraft College
Vacation pay 13-F-23
- City Univ. of N.Y.-and-United Fed. of College Teachers, Local 460
Rate of pay 14-C-15
- City Univ. of N.Y.-and-Legislative Conference
Evaluation of Univ. instructor-
Arbitrability-Procedural defects charge of
sex discrimination. 15-AD-12
- Macomb County (Mich.) Community College-and-Macomb County Community
College Faculty
Assignment of "extra-contractual" teaching. 16-H-6
- Onondaga Community College (N.Y.)-and-Onondaga Community College Fed.
of Teachers, Local 1845
Negotiated salary increase-effective date. 17-CP-7
- Southwestern Mass. Univ. (Mass.)-and-Southwestern Mass. Univ. Fed.
Chapt. 1895
Transfer of University professor. 17-KI-8

ARBITRATION AWARDS-Continued

Southeastern Mass. Univ. Bd. of Trustees-and-Southeastern Mass. Univ. Faculty Fed.

Non-renewal of contract. 18-A-9

Wayne State Univ. (Mich.)-and-Wayne State Univ. Prof. & Admin. Assoc.

New contract terms-Factfinder recommendation. 18-C-20

Board of Trustees of Lansing Community College (Mich.)-and-Lansing Comm. Coll. Chapt.-Mich. Assn. for Higher Education

Salary increase-Eligibility of newly hired instructors. 19-CP-21

Board of Trustees-Lansing Community College (Mich.)-and-see above

Work assignment. 20-W-6

Board of Trustees-Lansing Community College-and-see above

Merit evaluations-Student evaluation of classroom teaching. 20-MV-16

Schoolcraft Community College (Mich.)-and-Schoolcraft Faculty Forum

Pay for "overload" schedule. 21-P-9

Genesee Community College Trustees (Mich.)-and-G.C.C. Education Assn.

Pay for teachers who cancelled classes during Kent State disorders-Arbitrability. 21-AD-14

Oakland (Mich.) Community College-and-O.C.C. Faculty Assn.

Work assignment-Scheduling of "overload" and part-time assignments. 21-W-17

Board of Trustees-Community College Dist. of Monroe Co. (Mich.)-and-Monroe Co. Community College Faculty Assn.

Wage increase-Retroactivity-Faculty who taught during summer sessions. 21-R-19

Lansing Community College, Bd. of Trustees-and-Lansing Community Coll. Chapt. Mich. Assn. for Higher Education.

Retroactive pay - Calculation of. 24-R-19

Somerset County (N.J.) College, Bd. of Trustees-and-Faculty Assn. of Somerset Coll.

Work assignment. 26-B-9

ARBITRATION AWARDS-Continued

- Oakland Community College (Mich.)-and-Oakland C.C. Faculty Assn.
Pay for teaching extension courses-Rank
rating applicable. 26-P-14
- Board of Higher Education, City Univ. of N.Y.-and-Legislative Conf.
Denial of tenure. 26-D-16
- City Univ. of N.Y.-and-United Fed. of College Teachers, Local 1460
Termination-Due to decreased enrollment. 28-D-1
- St. Clair County (Mich.) Community College-and-S.C.C.C.C. Dist. of
Mich. Assn. for Higher Education.
Dismissal of probationary teacher-
Application of U.S. Constitution to dismis-
sal procedures. 28-AD-4
- Univ. of Wisconsin (Madison)-and-Teaching Assistants' Assn.
Discharge-Spending too much time on
"irrelevant" topics. 29-D-12
- Board of Trustees, Junior College Dist. No. 508 (Cook Co., Ill.)
-and-Cook County Teachers Union, Local 1600, AFT
Unilateral Formation of weekend college
program-Arbitrability. 29-ABP-14
- Wayne County (Mich.)Community Coll. Bd. of Trustees-and-W.C.C.C. Fed.
of Teachers, Local 2000
Non contract renewal-Contractual provisions
for evaluation. 30-D-1
- Seattle (Wash.) Community College, Dist. VI-and- S.C.C. Fed. of
Teachers
Promotion-Alleged age discrimination in
selecting new department head. 30-ME-10
- Wayne County (Mich.) Community Coll. Bd. of Trustees-and-W.C.C. Fed.
of Teachers
Rate of pay-Application of "special
qualifications" provision. 30-J-11
- Macomb County (Mich.) Community College-and-M.C.C.C. Faculty Org.
Selective of instructors to receive
sabbatical leave. 31-L-4

ARBITRATION AWARDS-Continued

Community College of Phila. (PA.)-and-Faculty Fed. of C.C. of Phila.
Request for retroactive "tuition remission." 31-F-14

Board of Trustees, St. Clair County (Mich.) Community Coll.-and-
S.C.C.C. Dist. of Mich. Assn. for Higher Ed.
Credit on salary schedule for Peace Corps
work-Arbitrability. 31-AJ-19

Board of Trustees, Genesee (Mich.) Community College-and-G.C.C Ed.
Assn.
Refusal to hire applicant recommended by
selection committee. 31-G-21

N.Y.C. Bd. of Higher Ed.-and-United Fed. of College Teachers, Local 1460
Termination on basis of "professional
incompetence". 32-D-5

City Univ. of N.Y.-and-Legislative Conference
Non-reappointment of prof. with poor
teaching ability. 32-D-8

Oakland Community College (Mich.)-and-Oakland Community College
Faculty Association
Right of College to give more than a
step-one promotion to certain teachers 32-M-9

N.Y.C. Bd. of Higher Ed. -and-Legislative Conference
Use of guidelines in determining level of
tenured faculty--Automatic tenure 32-D-18

N.Y.C. Bd. of Higher Ed.-and-Legislative Conference
Non-reappointment of tenured teacher 32-D-26

N.Y.C. Bd. of Higher Ed.-and-Legislative Conference
Quota system for number of new tenured
appointments 32-D-30

Seattle (Wash.) Comm. College-and-Seattle Comm. College Fed. of
Teachers
Amount of employer contribution for
insurance programs 32-F-35

ARBITRATION AWARDS--Continued

- Schoolcraft Comm. College (Mich.)-and- Schoolcraft Faculty Forum
Priority of teachers over administrators
with regard to class assignments 32-W-36
- Hudson Valley Comm. College (N.Y.)-and- Hudson Valley Comm. College
Faculty Assn.
Denial of Sabbatical Leave 32-L-37
- Board of Junior College Dist. #508 (Ill.)-and-Cook County College
Teachers Union.
Arbitrability--Minimum work load for
full-time instructors 33-AW-1
- Hudson Valley Comm. College (N.Y.)-and-Hudson Valley Comm. College
Faculty Assn.
Use of non-teaching experience for promotion. 33-M-7
- Philadelphia (PA) Comm. College-and-Faculty Fed. of Philadelphia
Comm. College, AFT, Local 2026
Interpretation of automatic promotion
clause. 33-M-15
- Board of Junior College Dist. #508 (Ill.)-and-Cook County College
Teachers Union.
Denial of promotion in view of time and rank
requirement. 33-M-18
- Macomb County Comm. College (Mich.)-and-Macomb County Comm. College
Faculty Org.
Suspension of teachers for absence in
sympathy with striking secretaries. 33-DL-32
- Washtenaw Comm. College (Mich.)-and-Washtenaw Comm. College Ed. Assn.
Arbitrability--Priority of full-time faculty
in assignment of overload hours. 34-AW-9
- Board of Higher Ed. (CUNY) DC37 AFSCME
Right of college employee to take course
during lunch hour. 36-F-5

ARBITRATION AWARDS-Continued

Macomb County (Mich.) Community College and Macomb Co. Comm. Coll.
Faculty Organization.

Proper notice of projected individual
Teachers' Salaries. 37-P-2

Wayne State Univ. (Detroit, Mich.) and Am. Fed. of State, County &
Municipal Employees, Local 1497

Sex Discrimination in qualification for
equipment attendant in male lockerroom 38-EM-1

Bryant College of Business Admin. (Smithfield, R.I.) and Bryant
Faculty Federation, Local 1769

Termination of tenured faculty member for
holding second full-time job. 38-D-8

Macomb County (Mich.) Community College & Macomb Co. Comm. Coll.
Faculty Organization.

Written reprimand given college counselors
for concerted activity. 38-DO-13

from Arbitration in the Schools thru 4/1/73

NLRB AND COURT RULINGS - CHRONOLOGICAL LISTING OF REFERENCES FROM
THE CHRONICLE OF HIGHER EDUCATION

See also specific headings, as Tenure - Chronological...

- Jan. 12, 70 U.S. jurisdiction sought in college labor cases.
Feb. 16, 70 Conflict of interest for students on boards ruled
in Michigan.
Mar. 9, 70 High court overturns board election plan
Mar. 16, 70 Court cases on right of free speech
June. 9, 70 Nonacademic employees strike ruled illegal at
University of N. Iowa.
Jul. 6, 70 Reluctance of courts to review colleges' decisions
fading.
Jul. 6, 70 Judge predicts legal limits on universities.
Jul. 6, 70 NLRB assumes jurisdiction at private colleges.
Dec. 14, 70 NLRB extends jurisdiction to most private colleges.
May 3, 71 U.S. Court bars dismissal of non-tenured professor.
May 24, 71 NLRB authority over colleges is challenged.
Jul. 5, 71 Supreme Court agrees to hear teacher case.
Jul. 5, 71 AAUP asks Labor Relations Board for rules on
collective bargaining.
Aug. 2, 71 NLRB won't set bargaining rules for professors.
Aug. 2, 71 Right to hearing on non-renewal is reaffirmed.
Sept. 27, 71 NLRB reaffirms its jurisdiction in bargaining at
private colleges.
Nov. 8, 71 Judge says university not bound to bargain, Wisconsin
Jan. 24, 72 Supreme Court hears cases of a non-renewed
professors.
Feb. 7, 72 Interns ruled ineligible to bargain with university
(Michigan).
Feb. 7, 72 NLRB orders collective bargaining election at
Manhattan College.
Mar. 6, 72 Teacher suit against Radford College (Virginia)
divides jury.
Jul. 3, 72 High court rules on rights of non-tenured teachers,
student groups.
Jul. 31, 72 Court rulings do little to clarify untenured
teachers' status.

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Nov. 23, 66	Students making headway in demands for bigger say
Oct. 26, 67	Activism - 1967
Oct. 26, 67	Administrators listen as students speak
May 6, 68	Students named to Boards in Kentucky
June 10, 68	Protests spark re-examination of universities
July 22, 68	Cause and effects of protests need studying
Oct. 14, 68	Unrest analyzed by ACE
Feb. 10, 69	House committee opens hearings
March 24, 69	Gallup poll on campus protests
April 21, 69	Mediation tried in effort to resolve disputes
May 5, 69	Princeton appoints new alumni to Board
May 19, 69	How faculty, alumni, and students see student aims
June 16, 69	House action on disorders near
June 16, 69	Unrest topic of graduation speeches
June 16, 69	Three institutions pick students as Trustees
July 14, 69	Congress dealing with student unrest
Aug. 11, 69	Congress split on ways to stop unrest
Sept. 15, 69	ACE study of disruptions on campus, '68-'69
Sept. 15, 69	Students added to Board in Massachusetts
Oct. 13, 69	Report from HEW subcommittee on easing tensions in education

STUDENT RIGHTS - CHRONOLOGICAL LISTING OF REFERENCES FROM THE CHRONICLE
OF HIGHER EDUCATION - Continued

- Nov. 3, 69 Most protesters try channels first
Dec. 8, 69 Student protest activity by state (chart)
Dec. 15, 69 Sympathy for workers and strikers spurs protests
Jan. 5, 70 Congress done little on campus unrest
Feb. 16, 70 Students on Boards ruled conflict of interest
Feb. 16, 70 Method of electing trustees challenged
March 9, 70 Activist decade predicted for campuses
March 16, 70 Legislators get study opposing student curbs
April 27, 70 ACE report: "Campus Tensions: Analysis and Recommendations"
May 18, 70 Many students turn to traditional political pressures
May 18, 70 Many colleges alter requirements to accommodate strikers
Aug. 3, 70 Commission on Campus Unrest likely to blame social issues
Sept. 28, 70 "The Campus Peace Plan" that President Nixon endorsed (Hook)
Oct. 5, 70 The Scranton Report-complete text of President's Commission
Dec. 14, 70 Nixon answers Scranton panel, defends stance
Dec. 14, 70 Full text of President's reply to Scranton Report
March 15, 71 Text of Carnegie Commission Report on campus dissent
May 31, 71 Surveillance on campus: some administrators shocked,
others cooperate
Feb. 28, 72 Unions, student pressures, politicization hit by scholars
March 13, 72 Special report: Student Activism, 1972 (entire issue)
Oct. 10, 72 Entire governance structure with student participation
in contracts for Worcester State College and Boston State, pl
Jan. 15, 73 Students will join faculty bargaining at Fitchburg State
College, Mass., pl

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See also other related headings as COLLECTIVE BARGAINING, etc.

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Jan. 13, 69 AAUP regulations on academic freedom and tenure
April 6, 70 AAUP statement on academic freedom and tenure updated
April 13, 70 Tenure under attack
April 13, 70 Safeguards for untenured faculty
June 8, 70 A defense of tenure (letter to the editor)
Nov. 23, 70 Non-tenured teachers going to court when contract not renewed

TENURE - CHRONOLOGICAL LISTING OF REFERENCES FROM THE CHRONICLE OF
OF HIGHER EDUCATION - Continued

- March 22, 71 Attacks on tenure mount; limitations proposed in
five states
- March 22, 71 Tenured teacher is barred, faces dismissal at Stanford
- April 26, 71 Tenure; no evidence that it leads to ineffective teaching
- May 3, 71 US court bars dismissal of non-tenured professor
- Aug. 2, 71 Right to hearing on non-renewal is reaffirmed
- Oct. 12, 71 Stanford faculty weighs dismissal of radical
tenured professor
- Oct. 12, 71 AAUP report hits UCLA's handling of Angela Davis case
- Nov. 8, 71 Institute order to reinstate 3 non-tenured teachers
- Nov. 15, 71 State college association's statement on academic
freedom - text
- Nov. 15, 71 State colleges vote new stand on freedom
- Nov. 15, 71 Some budget-cutting colleges firing tenured professors
- Nov. 15, 71 Academic ladder: the promotion and tenure game (chart)
- Jan. 17, 72 Dismissal at Stanford is endorsed by president
- Jan. 17, 72 Excerpts from Stanford faculty report on militant professor
- Jan. 24, 72 Supreme Court hears cases of 2 non-renewed professors
- Jan. 24, 72 NLRB orders reinstatement of instructor
- Feb. 14, 72 The 'non-renewal' of a teacher-activist
- Feb. 14, 72 More teachers, not rehired, are suing
- Mar. 6, 72 Why more teachers are going to court as contracts are
not renewed
- Mar. 20, 72 California chancellor intervenes in case of controversial
teacher
- Mar. 20, 72 Descriptions of two research projects on academic tenure
- Mar. 27, 72 Costs mounting in teacher suits against colleges
- Apr. 10, 72 Point of View: the alternative to tenure
- Jul. 31, 72 Court rulings do little to clarify untenured teachers'
status
- Jan. 22, 73 Retain tenure, but ration it, panel advises, p. 1.
- Jan. 29, 73 Pressures to limit tenure pose hard choices for
universitites, p. 7.
- Mar. 12, 73 A small college's plan to curb tenure touches
sensitive nearves, p. 7.
- Mar. 26, 73 In Virginia: AAUP to study tenure charge, p. 5.
- Mar. 26, 73 100 colleges defer curbs on tenure, p. 6.
- Mar. 26, 73 Summary of tenure panel's 47 recommendations (Commission
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Feb. 10, 69 Co-ed. winning over many an old stronghold
July 14, 69 Conference - "liberation from male supremacy"
Sept. 29, 69 Adding women creates special problems
Feb. 9, 70 Faculty women view their status
Feb. 9, 70 Women in higher education: challenging the status quo
April 6, 70 More Negroes, women join Trustee Ranks
April 13, 70 Women seek action on alleged bias
June 1, 70 100 Colleges are charged with sex bias
July 6, 70 Universities told must grant equal opportunity to
women
Nov. 9, 70 HEW probing alleged bias against women on 18 campuses
Nov. 30, 70 Few women get positions of power in academe, survey
discloses
Jan. 11, 71 Women Ph. D's hurt more than men by job shortage,
survey shows
March 22, 71 Federal probes into sex discrimination provoke
controversy
Sept. 27, 71 University women issue guidelines on sex bias
Oct. 18, 71 Higher education secretariat called 'male supremacy
bastion'
Dec. 6, 71 Group charges of sex bias get federal priority
Jan. 3, 72 Point of view: a fuller role for women
Jan. 17, 72 Higher education does little to encourage women as
teachers
Jan. 17, 72 NCAA concerned about legality of its exclusion of
women
Mar. 6, 72 Senate approves college aid bill; forbids sex bias
Mar. 6, 72 Descriptions of 14 research projects on women in
higher education
Mar. 27, 72 Congress gives women new weapon in effort to end sex
bias
April 3, 72 Seven women's groups sue NIH
April 24, 72 U.S. rule may hit unequal men-women pension benefits
April 24, 72 Panel approves sex equality in admissions
April 24, 72 Point of View: What women really want on the campuses
May 1, 72 3-point program for strengthening position of women
faculty
May 15, 72 Women's rank, pay, tenure found behind similarly
qualified men's
March 12, 73 Faculty women earning 17% less than men. pg.1
March 19, 73 Chart correction on the above. pg. 2

See the Academic Woman column in Chronicle

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