

1-7-08 original with note (revised 1-8-08)

Proposed added language (**bold and underlined**)

Proposed deleted language (*italics*)

b. From the results of the nominating ballot in each division or school the Elections Committee shall prepare an election ballot listing twice the number of nominees in each rank category as there are council members to be elected in that rank category, not including alternates further to be identified. The names listed shall be chosen in descending order of numbers of nominating ballot votes received, listed in forward or reverse alphabetical order year by year, resolving tied numbers by lot, and after ascertaining that each such nominee is willing to serve if elected. In each division or school each university faculty member who is entitled to vote under Article V of the Bylaws of the University Faculty may then vote, by returning the relevant election ballot by a date further specified(.), *and shall vote for at least as many assistant professors as are specified on the ballot, for at least as many associate professors as are specified, and for the total number specified for all ranks.* **(Each faculty member entitled to vote may vote for as many candidates as he or she wishes, not exceeding the number of members to be chosen to represent the division by the balloting.)** Ballots not conforming to *these specifications* (**this requirement**) shall be invalid. Those nominees receiving the highest number of votes in each rank category, up through the number to be elected in such rank category, shall be declared elected, with ties resolved by lot.

Note – In divisions in which there is a required rank distribution, the proposed change does allow a voter to vote for more “full” professors than can be elected (for example, a voter may vote for 5 full professors when only three can be elected). However, this is not an unusual practice and in fact is not without precedent in Academic Council elections: at the present time in all divisions except for the Clinical Division, only one regular rank non-tenure track faculty member can be elected, yet we allow a voter to vote for more than one. Thus the practice is well accepted in Academic Council Elections and is not strange.

http://www.provost.duke.edu/pdfs/fhb/FHB_App_B.pdf