BOARD APPROVED AUGUST 4, 2023

Cindy Ream Corporate Secretary

## RESOLUTION OF THE BOARD OF TRUSTEES OF THE TRUSTEES OF PURDUE UNIVERSITY

- (1) AUTHORIZING THE CREATION OF UNIVERSITY TENURE FOR CERTAIN FACULTY APPOINTMENTS; AND
- (2) AUTHORIZING ACTIONS NECESSARY AND APPROPRIATE IN CONNECTION THEREWITH

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WHEREAS, on June 14, 2023, The Trustees of Purdue University (the "Corporation") and The Trustees of Indiana University ("IU") entered into a program transfer agreement (the "Agreement") to govern their mutual transfer of certain Realigned Academic Units (as defined in the Agreement) at Indiana University – Purdue University at Indianapolis ("IUPUI") and to provide a roadmap for a one-year transition period ending on June 30, 2024—all with the effect that, after such date, IUPUI will be effectively dissolved and replaced with two distinct academic organizations; and

**WHEREAS**, as publicly announced in connection with the IUPUI realignment, Purdue in Indianapolis is envisioned to be an extension of Purdue West Lafayette, bringing academic rigor and accessible excellence to Purdue's first urban campus; and

**WHEREAS**, to ensure a smooth transition for faculty, staff and students, the Corporation committed under the Agreement to retain all faculty and staff positions in the Purdue Realigned Academic Units at their same compensation rates; and

WHEREAS, specifically with respect to full-time and part-time faculty working in the Purdue Realigned Academic Units as of June 30, 2024 (collectively, the "IU Transferred Faculty"), the Corporation agreed to offer, honor and provide, to the greatest extent practicable, the same faculty appointment classification, academic rank designation, current tenure probationary period credit, and tenure and promotion status of each IU Transferred Faculty as they have as of June 30, 2024, it being understood that the tenure home of any such tenured or tenure-track faculty member is to be determined by the Corporation in its sole discretion—in large part out of a recognition that the existing tenure relationship of such faculty is with IU and would, in the absence of the Corporation's voluntary agreement, have remained with IU; and

WHEREAS, toward this end, and following the execution in August 2022 of a Memorandum of Understanding between IU and the Corporation relating to the IUPUI realignment, the Corporation initiated a process to identify future employment-related options for IU Transferred Faculty, and this process involved an opportunity for them to seek a tenure home unit at Purdue West Lafayette ("PWL") pursuant to a formal application procedure, as well as several other options that included the concept of "university tenure"—one in which faculty would retain their current rank at the university level while reporting to a new academic unit, and with the expectation that those choosing this option would be primarily responsible for teaching at Purdue in Indianapolis within their areas of expertise; and

WHEREAS, although the university tenure classification has not heretofore existed in the Purdue system, the Board now sees value in creating it, recognizing that: (1) the IU Transferred Faculty are not only vital to the continued success of the Purdue Realigned Academic Units, but also represent a strong cadre of faculty committed to excellence in teaching that remains central to Purdue's 21<sup>st</sup> century land-grant mission, and (2) the effective merger of academic units of an R2 doctoral university with and into an AAU-member, R1 doctoral university is a highly rare circumstance in U.S. higher education that poses certain unprecedented and unique considerations, thus necessitating new and innovative approaches of this type; and

**WHEREAS**, the Board therefore desires to establish the parameters of university tenure as it will be applied to tenured and tenure-track IU Transferred Faculty who, after the completion of the process described above, ultimately select this employment option, which will remain available as a tenure home for them in the absence of being assigned to a tenure home unit at PWL; and

WHEREAS, under Indiana law the Board has broad authority, among other things: to do all acts necessary and expedient to put and keep Purdue University in operation (IC 21-27-7-4); to make all rules and regulations required or proper to conduct and manage Purdue University (IC 21-27-7-5); and to appoint faculty to Purdue University and to fix and regulate their employment terms (IC 21-38-3-8), and collectively these and other powers have been exercised from time to time over Purdue's proud history to establish and conduct distinct academic divisions of the Corporation, including the separately accredited institutions of Purdue University Northwest and Purdue University Fort Wayne, the satellite locations of the Statewide Technology Program administered by the Purdue Polytechnic Institute, and, most recently, Purdue Online;

## **NOW, THEREFORE, IT IS HEREBY RESOLVED** by the Board as follows:

- 1. It is in the best interests of the Corporation to establish a faculty tenure home, to be known as "University Tenure in Indianapolis" and to be applied exclusively to tenured and tenure-track IU Transferred Faculty who elect this employment option with the Corporation as of the realignment effective date.
- 2. The reporting line of faculty holding University Tenure in Indianapolis will be to the Senior Vice Provost serving as the chief academic officer for Purdue University in Indianapolis.
- 3. Faculty holding or eligible for University Tenure in Indianapolis will:
  - a. continue to be grouped in their respective academic disciplines (each a "Disciplinary Area"), thus allowing them to maintain teaching and research activities in that Disciplinary Area;
  - b. subject to the expectation described in Section 4.d. of this Resolution, have teaching duties within their Disciplinary Areas, with teaching loads and service responsibilities commensurate with an appropriate balance among teaching, service and research activities, as ordinarily assigned by or under the direction of the Senior Vice Provost for Purdue in Indianapolis;
  - c. consistent with their ongoing opportunities to conduct research within their Disciplinary Areas, have the ability to recruit and supervise undergraduate and graduate students to assist with such research; and
  - d. continue to have access to resources and support at a level necessary to enable them to perform their teaching duties and research activities effectively, including computer technical support, access to internal funding opportunities, graduate student support, office space, research space, grant submission support and other support resources—all as ordinarily assigned and administered by or under the direction of the Senior Vice Provost for Purdue in Indianapolis.
- 4. As will be reflected in appointment letters issued to IU Transferred Faculty ultimately selecting the University Tenure in Indianapolis option, such faculty:
  - a. may be assigned to teach courses on subject matter within their Disciplinary Areas to meet the curriculum delivery needs of departments and programs outside their Disciplinary Area;

- b. may seek status as a courtesy or affiliated faculty member (without FTE or voting status) in an academic department of Purdue West Lafayette, subject to the approval of such department or otherwise upon an assignment made by the Senior Vice Provost for Purdue in Indianapolis in consultation with the dean of the college in which such department is situated—all for purposes of engaging in research, student advising and recruitment, and service activities;
- c. may use the title "assistant/associate/full professor, Purdue University in Indianapolis," accompanied by the title for their Disciplinary Area (e.g., Associate Professor, Electrical Engineering, Purdue University in Indianapolis), along with any designation related to any courtesy appointment granted by a Purdue West Lafayette academic department; and
- d. may be assigned a partial appointment by the Senior Vice Provost for Purdue in Indianapolis to serve in another unit within or affiliated with the Purdue ecosystem, such as the Purdue Polytechnic High School, Purdue West Lafayette, Purdue Fort Wayne, Purdue Northwest or Purdue Global, at a level of effort up to 20% of a given faculty member's 1.0 FTE status.
- 5. To this end, the President, the Provost and Executive Vice President for Academic Affairs and Diversity (the "Provost"), the Chief Operating Officer for Purdue in Indianapolis, and the Senior Vice Provost for Purdue in Indianapolis are hereby authorized and instructed to take such actions as they deem necessary or appropriate to establish and give effect to University Tenure in Indianapolis for the applicable IU Transferred Faculty as described above, to include, in the discretion of the President, seeking advice from the Faculty Affairs Committee of the University Senate on implementation details.
- 6. The aforementioned officers are hereby further authorized and empowered to take such actions as are necessary to ensure Purdue in Indianapolis complies with applicable regulatory, reporting, and accreditation requirements associated with the treatment of Purdue in Indianapolis as a distinct academic organization serving as an extension of Purdue West Lafayette after the Realignment Effective Date (as defined in the Agreement).
- 7. The Chairman, Vice Chairman, Treasurer, Assistant Treasurer, General Counsel, Deputy General Counsel, Secretary and Assistant Secretary of the Corporation, and the President, Provost, Chief Operating Officer for Purdue in Indianapolis, Senior Vice Provost for Purdue in Indianapolis, Chief Financial Officer and Treasurer, and Vice President and Deputy Chief Financial Officer of Purdue University, and each of said officers respectively, are hereby authorized and empowered for, on behalf of, and in the name of the Corporation, or of Purdue University, to do or cause to be done any and all such other acts and things, and to complete, execute, deliver, and/or file any and all such other agreements, documents, submissions and instruments as, in the judgment of the officers taking such action, may be necessary, appropriate or desirable to carry out the purpose and intent of this Resolution, whether herein specifically authorized or not. All acts of said officers in conformity with the intent and purposes of this Resolution, whether taken before or after this date, are ratified, confirmed, approved and adopted as the acts of the Corporation.
- 8. The Secretary of the Corporation is hereby authorized and instructed to record this Resolution in the minutes of this meeting, to be maintained in the official records of the Board and the Corporation.