

FREQUENTLY ASKED QUESTIONS AND ANSWERS

Note: This information is based on the 2014-17 Faculty Collective Bargaining Agreement (Tentative Agreement Contract Extension to June 30, 2021)

1. **Q.** I hired a Part-time Lecturer who worked both semesters Fall 2020 and Spring 2021. Am I obligated to rehire the Lecturer for Fall 2021?
A. If the Part-time Lecturer worked both Fall 2020 and Spring 2021 and is offered units for the Fall 2021 semester, he or she is entitled to a one-year appointment for the 2021-22 Academic Year with an intended assignment of units similar to that taught during the 2020-21 Academic Year. However, if the Lecturer only worked one semester in the previous Academic Year, the Lecturer has no entitlement to Fall 2021 work. Key Point: Once a part-time faculty member is reappointed to a second or subsequent year, the faculty member has an entitlement, subject to budget and enrollment, to an assignment similar to the one held the previous year.

2. **Q.** I have a Part-time Lecturer who did not teach Fall 2020, but was appointed to a one-semester appointment for Spring 2021 and was also appointed to teach during the 2021 Summer Term. Has the lecturer earned any entitlement for the 2021-22 Academic Year?
A. **State-support** summer work counts towards a Part-time Lecturer's entitlement if the Lecturer was assigned to work during the previous Spring semester only. By working any two consecutive terms (Fall/Spring or Spring/state-support Summer), a lecturer earns a one-year appointment upon reappointment during the next Academic Year. For example, if a lecturer is entitled to a one-year appointment for the 2020-21 Academic Year and offered work for Fall 2021, then the one-year appointment would consist of both Fall and Spring of the 2021-22 Academic Year. If offered work for Spring 2021, and not Fall 2020 then the one-year appointment will consist of a Spring 2021 appointment and assignment of state-supported courses during the 2021 Summer Term.

Note: Most Summer 2021 appointments were in self-support, not state-support Summer.

3. **Q.** How do I find out about the entitlements of Lecturers in my department? Who tracks this information?
A. Departments are responsible for tracking entitlement information.

To determine which Lecturers have earned an entitlement to a one-year appointment, departments should refer to their appointment records for the previous Academic Year to assess which faculty worked both Fall and Spring or both Spring and, if applicable to your departments, state-support Summer Term. Unit entitlements for the one-year appointment is based on the Total Paid Units

taught during those two consecutive terms and summer if applicable, of the previous academic year.

Lecturers who have earned a three-year appointment/contract are determined centrally by the Office of Faculty Affairs each year through an audit process of eligibility; the Lecturer must have taught at least one semester in each of the previous six consecutive Academic Years. Faculty Affairs prepares and sends a list to the Deans and Department Chair each year listing Lecturers who are eligible for a new three-year appointment or renewal of a three-year appointment. The list includes the potential unit entitlement (the Total Paid Units of the preceding academic year) for the new or renewed three-year appointment. Departments will verify against their department records and report discrepancies to Faculty Affairs. The list should be kept by the department for future reference.

4. Q. If a Part-time Lecturer is entitled to 12 units for the 2021-22 Academic Year, but I can only offer her 9 units, can I use the 2022 Summer Term to make up the 3 units?

A. It depends on whether it is state-support Summer classes or self support. Units offered during the state-support Summer Term could be used to make up a Lecturer's entitlement that could not be met during the previous Academic Year.

5. Q. What happens if a Lecturer needs to take a personal leave without pay? How does this affect the Lecturer's entitlement?

A. If the Department and Dean approve a Personal Leave Without Pay (requested by the Lecturer) for the semester or year in question, the Lecturer's entitlement is preserved for the duration of the leave. However, the granting of the leave does *not* extend the appointment period.

6. Q. I have offered units for Fall 2021 to a Lecturer with a three-year appointment, and she has declined all or part of the offer. Does this affect her entitlement?

A. No. Declining units does not affect the current entitlement. Declining part of the units offered reduces the lecturer's entitlement **ONLY** if the units are declined during the year preceding the start of a new three-year appointment or during the last year of a current three-year appointment. If the units are declined during the first and/or second year of a three-year appointment, the lecturer's entitlement will not be affected in the remaining year(s) of the three-year appointment.

If the Lecturer **DECLINES ALL UNITS** offered, the lecturer maintains rights to the current three-year appointment. However, the department should verify with the faculty member whether or not the faculty member's decision to decline all units constitutes a resignation. If the lecturer intends to resign, this must be documented by a resignation letter from the faculty member.

7. Q. For Spring 2021, I assigned 12 units to a Lecturer entering the last year of her three-year appointment. Three of those 12 units were considered temporary additional work because the Lecturer was taking over a course for a Tenure-Track Faculty member on a sabbatical leave. Do these three units count towards the lecturer's entitlement during her next three-year appointment?

- A.** Entitlements are based on Total Paid Units taught during the year preceding the start of a new three-year appointment or during the last year preceding the renewal of a three-year appointment. Temporary new or additional work should be tracked and documented by the department for recordkeeping purposes, but the units are to be **INCLUDED** when determining Lecturer entitlements.
- 8. Q.** What happens to those three units (see question 7) when the Tenure-Track Faculty member returns from sabbatical?
- A.** The Tenure-Track Faculty member has a right to a full-time assignment. Additionally the extra three units may increase the entitlement of the Lecturer who taught the course in his or her absence.
- When making Lecturer assignments, remember that entitlements are based on *units* taught, not on specific *courses* taught. Assignments should be made from available units, Lecturers' qualifications and experience, careful consideration, and according to the Order of Assignment of work.
- 9. Q.** How are Departments expected to meet entitlements when it seems like now all temporary unit(s) (new or additional) count double – once for the returning faculty member who went on leave and once for the Lecturer who picked up the unit(s) due to the faculty member going out on leave?
- A.** Follow the Order of Assignment (see Article 12.29 of the Faculty CBA). Move through the Order using Careful Consideration toward all faculty with entitlements. Review the PAF (and sign the PAF log) and document your decision.
- 10. Q.** I have a Lecturer with a three-year appointment who has been teaching in our department for 10 years and another Lecturer who will be entering a three-year appointment starting with the 2021-22 Academic Year. Does the Lecturer with 10 years of service receive preference in the assignment of units?
- A.** No. Once a Lecturer earns a three-year appointment, the Lecturer is considered equal among all three-year entitled faculty according to the Order of Assignment. There is no seniority among faculty with similar assignments/appointment durations (i.e. one-semester appointments, one-year appointments, or three-year appointments). In fact, seniority only applies to tenured faculty.
- 11. Q.** What is meant by “new or additional” work in number 8 of the Order of Assignment?
- A.** “New or additional work” is defined as a) Work a department determines is available to part-time temporary faculty; b) Work left behind by faculty leaving CSU on a permanent or temporary basis (including leaves and reassigned time); and/or c) Work created by new courses or sections that will be taught by temporary employees.
- 12. Q.** I assigned a non-three year Lecturer 6 units in Fall 2020 and 6 units in Spring 2021. Three of the units in Spring 2021 were “temporary” (new or additional work). If I offered the Lecturer an appointment for the Fall 2021 or 2021-22 academic year, does the Lecturer transition to a contract and entitlement status?

- A.** Yes. The Lecturer is eligible for a one-year contract with a unit entitlement of 12 units for the upcoming 2021-22 academic year. (Please note: An increase of units during one or both semesters (in progress) of the academic year, Fall and/or Spring, does not increase the unit entitlement). Key point: Temporary new or additional work does enhance the lecturer's entitlement.

13. Q. What is the eligibility criteria for 1-year and 3-year appointments?

- A.** The eligibility for 1-year (Provision 12.3) and 3-year (Provision 12.12) appointments can be demonstrated in the following chart:

Semester Campus Rule:				Must work 2 consecutive terms in prior academic year and only first 2 consecutive terms count in establishing entitlement. Fall is First Term of the Year.		
Semester Campus Example:						
Academic Year #1 Work Assignment				Academic Year #2 1 Year Entitlement if Appointed in Fall		Does AY #1 Service Count Toward 6 Year Requirement Under Article 12.12?
	Fall	Spring	State Supported Summer			
1	9	6		1 Year for 15 WTUs Yes		
2	9	6	3	1 Year for 15 WTUs Yes		
3		6	3	1 Year for 9 WTUs Yes		
4	9			No 1-Year Entitlement Yes		
5		6		No 1-Year Entitlement Yes		
6			3	No 1-Year Entitlement No		