

CHARTER AND MEMBERSHIP OF THE ACADEMIC COUNCIL SPECIAL COMMITTEE ON LAB ISSUES (ACSCOLI)

I. CHARTER

ACSCONL's Proposal for a Successor Committee: Replacing ACSCONL with ACSCOLI

(Approved by the Academic Council on April 25, 2007. On May 23, 2007, the Academic Council set July 1, 2007, as the date of transition from ACSCONL to ACSCOLI.)

A. Background Considerations

1. As resolved by The Assembly of the Academic Senate on October 11, 2006: "ACSCONL shall recommend to the Academic Council an appropriate entity and review protocol for regular and broadly based Senate oversight of UC's relationship with the national labs by Senate members who are informed and knowledgeable in regard to the labs."
<http://www.universityofcalifornia.edu/senate/assembly/oct2006/faculty.lab.relationships10.06.pdf>
2. The current charge of ACSCONL is largely fulfilled and has been as follows:
 - 1) Consult with the Administration regarding the management of the DOE Labs, the decision about whether to compete to continue managing the laboratories, and the circumstances surrounding any possible bid; 2) Report to the Academic Council on the relationship between the DOE Labs and UC, including but not limited to: the advantages of UC management to the laboratories and to the US, the advantages to UC of managing the DOE Labs, the total cost to UC of managing the Labs, the consistency of the missions of the Laboratories and UC, the cost and conditions regarding any UC bid to retain management; 3) Advise the Academic Council about the best timing and form of Senate input, both at a systemwide and campus level, regarding the advisability of UC competing to retain management of the Labs.

The current membership of ACSCONL consists of the Chair and the Vice Chair of the Academic Council, the Chair of UCORP, or a member of UCORP as designated by the UCORP Chair, and seven additional members.

3. The successor to ACSCONL, whatever its specific form, will continue to have access to sensitive information.
4. Due to the confidential nature of that information and the sensitivity of the contractual terms of the LLC-managed national laboratories with which UC is or may be affiliated, the committee, of necessity, will have direct interactions—or seek them—with members of The Regents (at least those who are either on the Board of Governors of the labs or who are on The Regents' Lab Oversight Committee, or on both) and members of the Office of the President in order to influence LLC policy. No other Senate committee has or is likely to have such

confidential access to sensitive lab-related information or such direct high-level interactions.

5. A committee with such interactions must directly and centrally involve the Chair of the Senate.
6. The committee should remain a special committee of the Academic Council rather than a standing committee of the Assembly until the Los Alamos National Security (LANS) LLC contract to manage the Los Alamos National Laboratory (LANL) nears expiration, at which time Council should determine the future status of the committee in light of whether UC does or does not seek to remain an LLC partner.
7. Regarding the tenure of special committees, [Bylaw 35.E](#) provides:

Tenure of Special Committees. A special committee shall serve only until the first meeting of the establishing agency in the ensuing fall term unless:

 1. A definite term is specified;
 2. Its authorization occurs after the first day of March, in which case it shall continue for one year beyond the normal expiration date; [or]
 3. It is continued by action of the establishing agency.
8. The term of ACSCONL's successor should be until the end of the initial term of the first contract between the Department of Energy (DOE) and a LLC-managed national laboratory with which UC is involved—the LANS LLC contract to manage LANL. That contract is for seven years and took effect as of June 1, 2006. Unless extended, the term of ACSCONL's successor should run through May 2013. It is likely that by this date UC will have decided either to renew, to re-bid, or to withdraw from involvement in contracts between the DOE and LLC-managed national laboratories. This will also provide enough time for the Academic Council to determine if the special committee should become a standing committee of the Assembly.
9. As is the case for all other special and standing committees, Academic Senate members holding an administrative position higher than department chair cannot serve as members, and appointed members should normally serve one- to three-year renewable terms.

B. Proposal

Create a successor to ACSCONL, to be named the Academic Council Special Committee on Lab Issues (ACSCOLI):

Membership: The Academic Council Special Committee on Lab Issues shall include no more than 11 members consisting of the Chair and the Vice Chair of the Academic Council, the immediate past Chair of the Academic Council, the Chairs of University Committee on Research Policy (UCORP) and the University Committee on Planning and Budget (UCPB), the representative appointed by the Academic Senate to sit on the Advisory Board of the Lawrence Berkeley National Laboratory, and additional members appointed by the Academic Council after consultation with the University Committee on Committees. The committee should include some representation of scientific expertise relevant to the activities of the Los Alamos National Laboratory (LANL) and, if still affiliated with UC,

the Lawrence Livermore National Laboratory (LLNL). Representatives of the Academic Senate serving on the governing boards (or their committees) of the LANS LLC or its potential counterpart for management of LLNL shall normally be appointed by the Academic Council as additional members of the Special Committee. The Chairs of UCORP and UCPB may each designate another member of their respective standing committees to serve in their stead on the Special Committee. The Council may designate a replacement for a past Chair of the Academic Council who is unable or unwilling to serve on the Special Committee.

Leadership: The Chair of the Academic Council, or another member of the Special Committee designated by the Chair of the Academic Council, shall be the Chair of the Special Committee.

Term of Special Committee: Unless previously extended by the Academic Council, the term of the Special Committee shall expire at the end of May 2013.

Term of Appointed Members: Appointed members shall serve three-year renewable terms, for no more than two consecutive terms. A member is again eligible for service one year after leaving the Special Committee. A partial term is counted as a full term.

Consultants and Guests: Such persons will be determined by the Chair of the Academic Council so as to permit effective communication and collaboration with UCOP personnel involved in lab management, and with senior management of LLC-managed national laboratories.

Duties: Consistent with [Bylaw 40](#), the Special Committee shall:

1. Provide regular and broadly-based Senate oversight of UC's relationship with LANL and, if applicable, LLNL (hereafter referred to as "the labs").
2. Confer with and advise the President and The Regents on general policies relating to the labs, including
 - a. The dispersal of UC's share of net fee monies; and
 - b. Orders or policies that affect the science-management structure of the labs.
3. Promote greater intellectual exchange and closer connections between the labs and UC faculty and students.
4. Determine, in partnership with the labs, unmet educational needs that joint collaboration can address.
5. Assist the labs in their research and programmatic review procedures by identifying UC faculty with relevant technical expertise.
6. Share Senate procedures and faculty expertise in the personnel review process of the labs, both in the design of such processes and also by serving on search committee and/or periodic career progress reviews.
7. Work with the Technical Staff Members (TSMs) from the labs to address issues that might be of interest to TSMs.
8. Consult with relevant Senate committees on major policy issues affecting relations between UC and the labs.
9. Evaluate the benefits to UC of continued participation in management of the labs.

10. Stimulate faculty interaction in research collaboration with the labs.
11. Advise the Academic Council as to the desirability of the University continuing its relationship with the labs beyond the time period required by present contractual commitments.
12. Provide an annual report of its activities to the Academic Council.

II. MEMBERSHIP

(As determined by the Academic Council on June 27, 2007.)

The Charter provides for six ex officio members of ACSCOLI:

- (1) The Chair of Council;
- (2) The Vice Chair of Council;
- (3) The immediate past Chair of Council (or designee);
- (4) The Chair of UCPB (or designee);
- (5) The Chair of UCORP (or designee); and
- (6) The Academic Senate's Representative to the Advisory Board of the Lawrence Berkeley National Laboratory.

The Council may appoint additional members, to serve a three-year term (renewable for one additional three-year term), provided that the total membership of ACSCOLI shall not exceed 11 members.

The ex officio members are as follows:

As of July 1, 2007

- (1) John Oakley (UCD)
- (2) Michael Brown (UCSB)
- (3) Designee for 2005-06 Chair John Oakley
- (4) Chris Newfield (UCSB)
- (5) Wendy Max (UCSF)
- (6) John Oakley (UCD)*

As of September 1, 2007

- (1) Michael Brown (UCSB)
- (2) Mary Croughan (UCSF)
- (3) Designee for 2006-07 Chair John Oakley
- (4) Chris Newfield (UCSB)
- (5) Jose Wudka (UCR)
- (6) John Oakley (UCD)

[*This two-month duplication is unavoidable. There is no provision for a designee to serve if seat (6) is held by someone otherwise a member of ACSCOLI.]

The Council appointed Mary Croughan (UCSF) as the designee to fill duplicated seat (3) for the months of July and August, 2007.

The Council appointed Wendy Max (UCSF) to fill duplicated seat (3) for the year beginning September 1, 2007.

The Council appointed Michael Colvin (UCM) to a three-year term as an at-large member, beginning on July 1, 2007. Professor Colvin is the Academic Senate Representative to the Science and Technology Committee of the LANS LLC Board of

Governors. As such, under ACSCOLI's Charter, he should "normally" be appointed by the Council to serve as an additional member of ACSCOLI.

The Council appointed four additional at-large members: Nasr Ghoniem (UCLA); Eugene Haller (UCB); Daniel Simmons (UCD); and Claire Yu (UCI).

The complete membership of ACSCOLI is therefore as follows:

As of July 1, 2007

- (1) John Oakley (UCD)
- (2) Michael Brown (UCSB)
- (3) Mary Croughan (UCSF)
- (4) Chris Newfield (UCSB)
- (5) Wendy Max (UCSF)
- (6) John Oakley (UCD)
- (7) Mike Colvin (UCM)
- (8) Nasr Ghoniem (UCLA)
- (9) Eugene Haller (UCB)
- (10) Daniel Simmons (UCD)
- (11) Claire Yu (UCI)

As of September 1, 2007

- (1) Michael Brown (UCSB)
- (2) Mary Croughan (UCSF)*
- (3) Wendy Max (UCSF)
- (4) Chris Newfield (UCSB)
- (5) Jose Wudka (UCR)
- (6) John Oakley (UCD)
- (7) Mike Colvin (UCM)
- (8) Nasr Ghoniem (UCLA)
- (9) Eugene Haller (UCB)
- (10) Daniel Simmons (UCD)
- (11) Claire Yu (UCI).

* Michael Brown will become the Chair of the Academic Council on September 1, 2007. Mary Croughan will become the Vice Chair of the Academic Council on September 1, 2007. By designation of incoming Council Chair Brown, incoming Council Vice Chair Croughan will serve as Chair of ACSCOLI.