

**SENATE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Ms. Jehlen**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the rights of faculty members at the university of Massachusetts .

PETITION OF:

NAME:

Ms. Jehlen

DISTRICT/ADDRESS:

Second Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00724 OF 2007-2008.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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AN ACT RELATIVE TO THE RIGHTS OF FACULTY MEMBERS AT THE UNIVERSITY OF  
MASSACHUSETTS .

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority  
of the same, as follows:*

1           SECTION 1. Chapter 75 of the General Laws is hereby amended by striking out section  
2 4, as appearing in the 2004 Official Edition, and inserting in place thereof the following  
3 section:—

4   Section 4. The trustees shall determine the time and place of their meeting. Nine members shall  
5 constitute a quorum. Meetings of the board of trustees shall be subject to the provisions of  
6 sections 11A and 11A½ of chapter 30A; provided, however, that in addition to the purposes set  
7 forth in said section 11A½, the trustees may hold an executive session to consider the award of  
8 honorary degrees. The trustees may further hold an executive session to consider the award of  
9 tenure to a member of the faculty, if the member who is being considered for tenure in such  
10 executive session has been notified in writing, by the trustees, at least 48 hours prior to the  
11 proposed executive session; provided, however, that notification may be waived upon agreement

12 of the parties; and provided, further, that the trustees shall hold an open meeting if such member  
13 requests that the meeting be open. If an executive session is held, such member shall have the  
14 following rights: (a) to be present at such executive session during discussion or considerations  
15 which involve such member; (b) to have counsel or a representative of his own choosing present  
16 and attending for the purpose of advising such member and not for the purpose of active  
17 participation in said executive session; and  
18 (c) to speak on his own behalf.