



FREEDOM AND TENURE IN THE ACADEMY

William W. Van Alstyne, editor

Freedom And Tenure In The Academy

**William A. Kaplin, Barbara A. Lee, Neal
H. Hutchens, Jacob H. Rooksby**



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Freedom and Tenure in the Academy William W. Van Alstyne, 1993 Van Alstyne presents an unhurried historical review of the extent to which academic freedom has been accepted into domestic constitutional law Two essays deal with the issue of tenure and academic freedom Ralph S Brown and Jordan E Kurland agree that tenure reinforces academic freedom but wonder if there is not a large price to be paid for such a system In a highly instructive review Matthew Finkin looks at academic tenure and freedom in the light of labor law Focusing on freedom of artistic expression Robert O Neil raises difficult questions about what kinds of art displays taxpayers can be expected to tolerate in the colleges and universities they support Rodney A Smolla looks at the ways in which hate speech and offensive expression on campuses engage wide First Amendment jurisprudence Judith Jarvis Thomson examines the vexed issue of selecting and valuing individual faculty members or disciplines with regard to ideology Michael W

Understanding Academic Freedom Henry Reichman, 2025-03-25 This book mounts a defense of academic freedom by probing its role in multiple contexts thereby offering readers an introduction to and exploration of the concept It strives to elucidate the term s sometimes complicated meanings and uses for faculty members administrators trustees journalists politicians and anyone with an interest in higher education s future

Academic Freedom Without Tenure? J. Peter Byrne, 1997 *Protections of Tenure and Academic Freedom in the United States* Matthew J Hertzog, 2017-07-10 This volume examines the historical origins of tenure in higher education The concept of academic freedom and tenure has been a point of discussion between university faculty and administration since the American Association of University Professors AAUP established these two concepts in their 1915 Declaration of Principles on Academic Freedom and Tenure In this book the author examines the history of these two issues and how they became an integral part of higher education in the United States In his detailed analysis the author provides a review of landmark state and federal court cases and evaluates the subsequent impact of those rulings on academic freedom and tenure

The Law of Higher Education, A Comprehensive Guide to Legal Implications of Administrative Decision Making William A. Kaplin, Barbara A. Lee, Neal H. Hutchens, Jacob H. Rooksby, 2019-04-05 Your must have resource on the law of higher education Written by recognized experts in the field the latest edition of The Law of Higher Education Vol 1 offers college administrators legal counsel and researchers with the most up to date comprehensive coverage of the legal implications of administrative decision making In the increasingly litigious environment of higher education William A Kaplin and Barbara A Lee s clear cogent and contextualized legal guide proves more and more indispensable every year Two new authors Neal H Hutchens and Jacob H Rooksby have joined the Kaplin and Lee team to provide additional coverage of important developments in higher education law From hate speech to student suicide from intellectual property developments to issues involving FERPA this comprehensive resource helps ensure you re ready for anything that may come your way Includes new material since publication of the previous edition Covers Title IX developments and intellectual

property Explores new protections for gay and transgender students and employees Delves into free speech rights of faculty and students in public universities Expands the discussion of faculty academic freedom student academic freedom and institutional academic freedom Part of a 2 volume set If this book isn't on your shelf it needs to be The Academic's Handbook Craufurd D. Goodwin, A. Leigh DeNeef, 2007-01-01 Revised and expanded this new edition of the popular Academic's Handbook is an essential guide for those planning or beginning an academic career *Draft Code Procedure for Academic Freedom and Tenure Cases* Association of American Law Schools. Committee on Academic Freedom and Tenure, 1967

The Academic Bill of Rights Debate Stephen H. Aby, 2007-08-30 The Academic Bill of Rights was introduced in 2003 after two decades of conservative critiques of higher education and its faculty Its goal was to generate legislative initiatives to rein in the tenured radicals who were allegedly dominating higher education and infringing on the academic freedom rights of conservative students At its root the debate revolves around some core questions who should teach and who has the knowledge and training to hire and evaluate faculty what knowledge should be taught and most fundamentally who should make these decisions Should it be trained faculty who are specialists in their fields and who were hired to teach and advance knowledge Or should it be politicians or outsiders who may be empowered by legislation to interfere in academic decisions The academic freedom of faculty and the independence of higher education depends on the answers to these questions This book is the first to bring together a variety of critiques of the Academic Bill of Rights Furthermore by including some works by David Horowitz and his critics as well as websites and a bibliography reflecting various points of view it gives life to the debate showing some of the give and take of the arguments This collection also presents the background on the historical context of academic freedom showing its fragility and therefore the importance of preserving it Also featured are some core documents such as the AAUP's 1940 Statement of Principles on Academic Freedom and Tenure that are central to the debates Some of the conservative critiques of higher education are identified in the selective annotated bibliography chapter And case studies of how the ABOR was contested in three states where it was introduced as legislation are also included Finally this book attempts to refocus concerns about higher education on the real issue its growing domination by corporate values and interests converting higher education from a public good into an increasingly private commodity *The Law of Higher Education* William A. Kaplin, Barbara A. Lee, Neal H. Hutchens, Jacob H. Rooksby, 2019-04-05 You must have resource on the law of higher education Written by recognized experts in the field the latest edition of The Law of Higher Education offers college administrators legal counsel and researchers with the most up to date comprehensive coverage of the legal implications of administrative decision making In the increasingly litigious environment of higher education William A Kaplin and Barbara A Lee's clear cogent and contextualized legal guide proves more and more indispensable every year Two new authors Neal H Hutchens and Jacob H Rooksby have joined the Kaplin and Lee team to provide additional coverage of important developments in higher education law From hate speech to student suicide from intellectual property

developments to issues involving FERPA this comprehensive resource helps ensure you're ready for anything that may come your way Includes new material since publication of the previous edition Covers Title IX developments and intellectual property Explores new protections for gay and transgender students and employees Delves into free speech rights of faculty and students in public universities Expands the discussion of faculty academic freedom student academic freedom and institutional academic freedom If this book isn't on your shelf it needs to be Draft Code of Procedures for Academic Freedom and Tenure Cases, and Report, 1966 Committee on Academic Freedom and Tenure of the American Association of Law Schools Association of American Law Schools. Committee on Academic Freedom and Tenure, 1967 **Academic Freedom and Christian Scholarship** Anthony J. Diekema, 2000 The dawning of the third millennium finds many Christian colleges and universities in a search for identity Coming to grips with the confused often maligned topic of academic freedom is an essential part of this search In this volume an unabashed defender of academic freedom offers well founded advice to an academy that has seemingly lost its way Drawing on forty years in higher education including twenty years as president of Calvin College Anthony Diekema reflects on the extensive scholarly literature on academic freedom against the backdrop of personal experience He develops the larger philosophical framework necessary for thinking about academic freedom but also offers pointed advice gleaned from specific events and challenges to academic freedom that he has personally confronted This balanced approach provides a seasoned perspective for those struggling with the subject of academic freedom in their own institutions In the course of the book Diekema develops a sound working definition of the concept of academic freedom assesses the threats it faces acknowledges the significance of worldview in its implementation and explores the policy implications for its protection and promotion in Christian colleges The Law of Higher Education, 2 Volume Set William A. Kaplin, Barbara A. Lee, 2013-07-25 Make sure you have a copy on your bookshelf The Law of Higher Education Fifth Edition is the most up to date and comprehensive reference research source and practical legal guide for college and university administrators campus attorneys legal counsel and institutional researchers addressing all the major legal issues and regulatory developments in higher education In the increasingly litigious environment of higher education William A Kaplin and Barbara A Lee's clear cogent and contextualized legal guide proves more and more indispensable every year Over 3 000 new cases related to higher education have been decided since the publication of the previous edition and scores of changes to higher education law are made each year Every section of the fifth edition contains new material including those related to Hate speech and free speech rights of faculty in public universities Sharing of research with international colleagues Intellectual property and peer to peer file sharing Student suicide Campus safety Police and administrators right to search students residence hall rooms Governmental support for religious institutions and religious autonomy rights of individual public institutions Collective bargaining and antidiscrimination laws Nondiscrimination and affirmative action in employment admissions and financial aid Family and Medical Leave Act and workers compensation FERPA Family Educational Rights and

Privacy Act **American Higher Education in the Twenty-First Century** Michael N. Bastedo, Philip G. Altbach, Patricia J. Gumpert, 2023-01-31 Now in its fifth edition An indispensable reference for anyone concerned with the future of American colleges and universities Whether it is advances in information technology organized social movements or racial inequality and social class stratification higher education serves as a lens for examining significant issues within American society First published in 1998 American Higher Education in the Twenty First Century offers a comprehensive introduction to the complex realities of American higher education including its history financing governance and relationship with the states and federal government This thoroughly revised edition brings the classic volume completely up to date Each chapter has been rewritten to address major recent issues in higher education including the COVID 19 pandemic the movement for racial justice and turmoil in the for profit sector Three entirely new chapters cover broad access colleges race and racism and organized social movements Reflecting on the implications of ethnic and socioeconomic diversity within higher education the book also grapples with growing concerns about the responsiveness and future of the academy No other book covers such wide ranging issues under the broader theme of higher education s relationship to society Highly acclaimed and incorporating cutting edge research American Higher Education in the Twenty First Century is now more useful and engaging than ever Contributors Michael N Bastedo Philip G Altbach Patricia J Gumpert Peter Riley Bahr Joy Blanchard Julia Brickfield Michael Brown Katherine S Cho Daniela Conde Charles H F Davis III Hans de Wit Peter D Eckel Martin Finkelstein Denisa G ndara Liliana M Garces Roger L Geiger Leslie D Gonzales Jillian Leigh Gross Jessica Harris Nicholas Hillman Julia Rose Karpicz Robert Kelchen Adrianna Kezar Lisa R Lattuca Demetri Morgan Rebecca Natow Anna Neumann Audrey Peek Laura W Perna Gary Rhoades Tykeia N Robinson Roman Ruiz Wonson Ryu Lauren T Schudde Jeffrey C Sun David A Tandberg **Culture Wars** Roger Chapman, 2015-03-17 The term culture wars refers to the political and sociological polarisation that has characterised American society the past several decades This new edition provides an enlightening and comprehensive A to Z ready reference now with supporting primary documents on major topics of contemporary importance for students teachers and the general reader It aims to promote understanding and clarification on pertinent topics that too often are not adequately explained or discussed in a balanced context With approximately 640 entries plus more than 120 primary documents supporting both sides of key issues this is a unique and defining work indispensable to informed discussions of the most timely and critical issues facing America today **The Law of Higher Education, 2 Volumes** William A. Kaplin, Barbara A. Lee, 2006-08-18 This fourth edition of the indispensable guide to the laws that bear on the conduct of higher education provides a revised and up to date reference research source and guide for administrators attorneys and researchers The book is also widely used as a text for graduate courses on higher education law in programs preparing higher education administrators for leadership roles This new edition includes new and expanded sections on laws related to religious issues alternative dispute resolution the college and its employees collective bargaining at religious and

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Establishing Academic Freedom Timothy Reese Cain, 2012-09-06 This is the book length work addressing the development of academic freedom and the procedures designed to protect it from the 1915 founding of the AAUP and the AAC to their endorsement of the key document in the history of professorial rights and responsibilities the 1940 Statement of Principles of Academic Freedom and Tenure

Objectivity Is Not Neutrality Thomas L. Haskell, 2000-11-15 Haskell explores topics ranging from the productivity of slave labor to the cultural concomitants of capitalism from John Stuart Mill's youthful mental crisis to the cognitive preconditions that set the stage for antislavery and other humanitarian reforms after 1750 He traces the surprisingly short history of the word responsibility which turns out to be no older than the United States And he asks whether the epistemological radicalism of recent years carries the power to justify human rights rights of academic freedom for example or the right not to be tortured

The Law of Higher Education, 5th Edition William A. Kaplin, Barbara A. Lee, 2013-12-23 Based on the fifth edition of Kaplin and Lee's indispensable guide to the law that bears on the conduct of higher education *The Law of Higher Education Fifth Edition Student Version* provides an up to date textbook reference and guide for coursework in higher education law and programs preparing higher education administrators for leadership roles The Student Version includes the materials from the full fifth edition that most relate to student interests and are most suitable for classroom instruction For example The evolution of higher education law and governance Legal planning and dispute resolution The relationship between law and policy Faculty and staff employment issues including collective bargaining Academic freedom for faculty and students Copyright basics The contract rights of students Legal issues in online education The rights of students and faculty with disabilities Campus issues safety registered sex offenders racial and sexual harassment student suicide campus computer networks searches of students residence hall rooms Hate speech and freedom of speech including the rights of faculty and students in public universities Student organizations rights responsibilities and activities fees Governmental support for religious institutions and religious autonomy rights of individuals in public institutions Nondiscrimination and affirmative action in employment admissions and financial aid Athletics and Title IX FERPA Family Educational Rights and Privacy Act Each chapter is introduced with an overview of key terms and ideas the students will encounter In addition the book includes a general introduction to the study of higher education law a glossary of key legal terms and appendices for non law students on the American court system and on how to read court opinions The authors have also prepared a volume of teaching materials keyed to the Student Version available from the National Association of College and University Attorneys NACUA In addition the authors will periodically

update the Student Version by posting recent developments on a Web site hosted by NACUA **Draft Code of Procedures for Academic Freedom and Tenure Cases and Report of 1966 Committee on Academic Freedom and Tenure of the Association of American Law Schools** Association of American Law Schools. Committee on Academic Freedom and Tenure, 1967 *The Routledge International Encyclopedia of Education* Gary McCulloch, David Crook, 2013-11-26 The Routledge International Encyclopedia of Education is a unique and major resource for the field of education It is a comprehensive single volume work arranged alphabetically and comprising around 600 entries The entries range from definitions of key educational concepts and terms to biographies of key educators and specially written substantial essays on major educational topics The volume includes authoritative and critical commentary on historical and contemporary themes examinations of continuities changes and emerging issues and discussions of the educational traditions and features of major countries and continents The following special features are also included Unrivalled coverage of education in a single volume Entries by leading international educational researchers Contributors drawn from all over the globe including Australia Brazil Canada China Finland India Israel Japan New Zealand South Africa the United Kingdom and the United States A distinguished international advisory board Fully cross referenced and indexed Suggestions for further reading Offering insight into the world of education in an interesting informed and sometimes provocative way The Routledge International Encyclopedia of Education is an invaluable work of reference for educators students researchers and policy makers in education and related fields internationally

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