

4-25-2003

## SR-02-03-(59) 89 EC, Executive Committee Resolution

Marshall University

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**EXECUTIVE COMMITTEE  
RESOLUTION**

**SR-02-03-(59) 89 EC**

In the aftermath of the attacks of September 11, 2001, the Marshall University Faculty fear that the United States government's actions taken to restrict further terrorism threaten to harm the fundamental educational and research missions of our university. Specifically, provisions of the "PATRIOT" Act (USAPA) impose restrictions on the use of certain biological materials; places limitations on visas for foreign students, visiting professors and lecturers; imposes restrictions on a broad set of vaguely defined "sensitive" information; grants federal agencies' the authority to track and arrest United States citizens and visitors to the United States without the need for judicial warrants; and permits covert monitoring of public and private communications and invasive access by federal agents to citizens' and non-citizens' information previously legally protected, including library borrowing records, credit-card records, voice-mail, and e-mail information.

WHEREAS, Marshall University is a non-sectarian, equal opportunity, non-discriminating public university with a mission to foster education within the state of West Virginia, and since its faculty is actively committed to breaking down barriers to international research, and since its faculty and students are engaged in complementary scholarly projects with scholars from other countries, Marshall University must be committed to protecting the right to free speech and the ideals of pluralism within the University context and beyond,

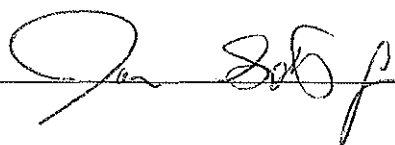
NOW, THEREFORE BE IT KNOWN, we, the Faculty Senate of Marshall University, therefore adopt the following resolution.

The Faculty Senate of Marshall University affirms its support of appropriate efforts of the United States government to prevent terrorism, but calls on the administration of the University to work to ensure that any such actions do not unjustifiably compromise the research and educational missions of Marshall University. We also call upon our administration to affirm the basic rights of American citizens and non-citizens as provided in the First, Fourth, Fifth, and Fourteenth Amendments of the United States Constitution through its actions and its interactions with investigative agencies.

The Faculty Senate of Marshall University encourages dissemination of information about the "PATRIOT" Act (USAPA); supports the efforts of national groups to broaden public awareness and promote discussion about the unacceptable provisions of the act; and encourages our lawmakers to rescind or revise unconstitutional provisions of the act or to challenge their constitutionality in the Supreme Court of the United States.

**FACULTY SENATE PRESIDENT:**

APPROVED  
BY SENATE:

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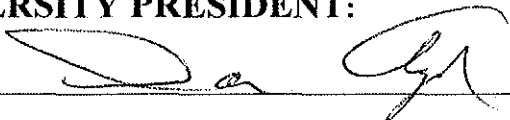
DATE: 4-25-03

DISAPPROVED  
BY SENATE:

DATE: \_\_\_\_\_

**UNIVERSITY PRESIDENT:**

READ:

A handwritten signature in dark ink, appearing to be 'D. A. G.' or similar, written over a horizontal line.

DATE:

5/2/03

**COMMENTS:**

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