WHEREAS Section 111 (b) of the
“Consolidated Appropriations Act, 2005” mandates that “each educational
institution that receives Federal funds for a fiscal year shall hold an
educational program on the United States Constitution on September 17 of such
year for the students served by the educational institution”; and

WHEREAS The Department of Education
includes in its definition of educational institution “institutions of higher
education” and “all educational institutions [subject to the authority of the
Department] receiving federal funding”; and

WHEREAS San Francisco State
University has responded to the federal mandate to observe Constitution Day by
declaring Monday, September 19 as the day when the campus will offer a program
dedicated to discussion of the Constitution of the United States of America, it
being the case that September 17, 2005 is a Saturday; but

WHEREAS The faculty of San
Francisco State University, represented by the Academic Senate of SFSU, has on
many occasions stated its concerns about any potential for intrusion in the
curricula of the University; and

WHEREAS The language of Section
111 (b) embodies such a potential and has become a matter of serious concern to
higher education professionals on many campuses; therefore be it

RESOLVED That by virtue of this document
the Academic Senate of San Francisco State University (SFSU) acknowledge the spirit and intent of Constitution Day; and be it further

RESOLVED That the Academic Senate of SFSU strongly restate its belief that any external pressure on the university from any source whatsoever, e.g., to espouse particular topical matter, or to address any topic from a particular perspective, holds the potential for endangering and eroding the faculty responsibility for and authority over academic programs and curricula; and be it further

RESOLVED That the Academic Senate of SFSU reaffirm its opposition to any attempt of bodies other than the faculty to shape or otherwise affect the curricula or academic programs in any institution of higher learning in the United States; and be it further

RESOLVED That the Academic Senate of SFSU forward copies of this resolution to the Academic Senate of the CSU and to the American Association of University Professors (AAUP).