

[Home](#) > Grievances and Hearings

Policy Contents

- [Scope](#)
- [Policy](#)
- [Related Information*](#)
- [Revision History*](#)

Policy Information

Last Revised Date:

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Policy Number:

UHAP Chapter 6

Responsible Unit:

Faculty Affairs

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Scope

6.01 Scope of Chapter

This chapter applies to all grievances and complaints by or against appointed personnel of the University that are not provided for in Chapters 3, 4, and 5 of this Handbook. Those chapters set out rules and procedures for grievances and complaints concerning personnel matters, i.e., matters regarding appointment, performance evaluation, renewal, nonrenewal, promotion, continuing status, tenure, resignation, removal, suspension, dismissal, and releases due to institutional financial emergency or reorganization.

The rules and procedures in this chapter are established pursuant to the ABOR Conditions of Service and shall be construed so as not to conflict with any provision contained in those conditions or any provision contained in Chapters 3, 4, or 5 of this Handbook.

Policy

6.02 General Administrative Procedures

All grievances or complaints by or against appointed personnel shall be filed with and addressed first by the immediate administrative head of the individual about whom the grievance or complaint is made. All grievances or complaints shall be filed in writing no later than 90 days from the date on

which the grievant or complainant becomes aware of the matter which gives rise to the grievance or complaint, except for compensation.

Grievances or complaints regarding compensation shall be filed no later than 30 days from the date the grievant or complainant receives notice of the matter which gives rise to the grievance or complaint.

The administrative head shall review the grievance or complaint and develop any factual information required for a decision on the matter. The administrator may consult with standing committees or appoint a special committee or an individual to investigate the matter. The administrator shall communicate their decision in writing to the grieving or complaining party and to the party against whom the grievance or complaint is made, stating the factual basis and reasons for the decision.

Within 10 days after receipt of the administrator's decision, the grieving or complaining party may appeal the decision to the next administrative level. Additional factual development may be undertaken at the next administrative level if deemed necessary. The decision at that next administrative level is not subject to further administrative review except as otherwise provided in this chapter.

6.03 Unlawful Discrimination and Unconstitutional Action Review Procedures

If a grievance contains an allegation of unlawful discrimination, the matter will be immediately referred to the Office of Institutional Equity (OIE).

If the grievance alleges other unconstitutional action (including violations of due process or academic freedom) and this aspect of the grievance is not resolved through administrative review under Section 6.02, the grievant may request the Provost's Office to review the matter. Where such a request is made, the Provost will consult with the administrative heads who reviewed the grievance under Section 6.02 and may take action deemed appropriate to resolve the matter.

The Provost's decision is final and is not subject to further administrative review.

6.04 Grievance Procedures

If a grievance or complaint by a member of the General Faculty (as defined in Article II, Section I of the Constitution of the General Faculty of the University of Arizona) is not resolved through administrative review under Section 6.02 or Section 6.03, the individual may utilize the Grievance Policy and Procedures for Faculty found in Article VII of the Bylaws of the General Faculty of the University of Arizona [2].

If a grievance or complaint by a faculty member or professional employee who is not a member of the General Faculty is not resolved through administrative review under section 6.02 or section 6.03, the individual may file a petition with the Committee on Conciliation and, if conciliation is not possible, then subsequently with the Committee on Academic Freedom and Tenure (CAFT).

6.05 Protection of Employees from Reprisal for the Disclosure of Information: Review Procedure

See ABOR policy 6-914 Protection of Employees from Reprisal for Whistleblowing.

Related Information*

[Bylaws of the General Faculty of the University of Arizona](#) [2]

[Committee on Conciliation](#) [3] web page

[Committee on Academic Freedom and Tenure](#) [4] web page

[ABOR Policy 6-914 Protection of Employees from Reprisal for Whistleblowing](#) [5]

Revision History*

04/16/2024 - Updated link to faculty governance bylaws.

10/04/2023: Updated to reflect gender neutral pronouns.

01/2022: Section 6.03 revised.

02/2011: Section 6.04 revised.

09/2002: Section 6.05 revised.

Source URL:<https://policy.arizona.edu/employment-human-resources/grievances-and-hearings>

Links

[1] <mailto:facultyaffairs@email.arizona.edu> [2]

<https://facultygovernance.arizona.edu/sites/default/files/2024-03/Faculty%20Bylaws%20v.%2001.04.24.pdf> [3] <http://facultygovernance.arizona.edu/committee/45> [4]

<http://facultygovernance.arizona.edu/committee/44> [5]

<https://public.powerdms.com/ABOR/documents/1499367>