DRAFT San Diego Mesa College Academic Senate Resolution 2026.11.06
"Student-Facing and Agentic-AI Violates Faculty 10+1 Purview"

Motion:
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Whereas counseling and instructional faculty have 10+1 rights to "standards and policies regarding student preparation and success," which includes, but is not limited to, career and course counseling;[i]

Whereas starting in 2023 San Diego Community College District procured and adopted the Element 451 customer relationship management platform that uses agentic-Ai models in its chatbots[ii] to provide specific career, degree/program, and course advice based on piloting/training by college employees,[iii] with the intention for all four colleges implement the platform without consulting with Academic Senate representatives;[iv]

Whereas the chatbot function for Element 451 that has been fully implemented at Miramar College is available for inquiries from all public users, and has full functionality for enrolled students from any of the four colleges within SDCCD, despite policies against the adoption and implementation of AI technologies that are designed to function autonomously for decision-making, including faculty decisions, without human consultation;

Whereas, the nondeterministic and stochastic behavior of large-language and agentic-AI models compromises institutional control of Element 451 agents' ability to migrate, mine, and synthesize data from learning management systems and other SDCCD systems that are protected under FERPA, HIPPA, and related regulatory laws;[v]

Therefore, be it resolved that Mesa College's Academic Senate identify Element 451 and similar AI-driven platforms as violating the 10+1 faculty purview and district and college policies, and that this platform should be removed from our digital ecosystem;

Be it resolved that we recommend San Diego Community College District not consider proposals, procurement, adoption, piloting/training, or implementation of student facing platforms that have generative and agentic AI capabilities meant to mimic the duties and responsibilities of counseling or instructional faculty;

Finally, be it resolved that due to this significant oversight in the adoption and implementation of a student communication platform that currently violates 10+ purview, the Academic Senate of Mesa College recommends that all student-facing digital technology with agentic-AI models should be approved by the Academic Senates from all four colleges of the San Diego Community College District.

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[i] Title 5 53200(b), Section 53200(c)

[ii] https://element451.com/blog/ai-agents-vs-chatbots-higher-education

[iii] See Appendix: Transcripts from Miramar College chatbot engagement

[iv] See Appendix: DMOC meeting minutes

[v] Blackwell, R. E., Barry, J., & Cohn, A. G. (2025). Towards Reproducible LLM Evaluation: QuantifyingUncertainty in LLM Benchmark Scores.