

University of Montana

## ScholarWorks at University of Montana

---

ASUM Senate Documents, 1919-2007

ASUM Student Government

---

3-13-1996

### Documents from the March 13, 1996 meeting of the Associated Students of the University of Montana (ASUM)

University of Montana--Missoula. Associated Students

Follow this and additional works at: <https://scholarworks.umt.edu/asum>

**Let us know how access to this document benefits you.**

---

#### Recommended Citation

University of Montana--Missoula. Associated Students, "Documents from the March 13, 1996 meeting of the Associated Students of the University of Montana (ASUM)" (1996). *ASUM Senate Documents, 1919-2007*. 318.

<https://scholarworks.umt.edu/asum/318>

This is brought to you for free and open access by the ASUM Student Government at ScholarWorks at University of Montana. It has been accepted for inclusion in ASUM Senate Documents, 1919-2007 by an authorized administrator of ScholarWorks at University of Montana. For more information, please contact [scholarworks@mso.umt.edu](mailto:scholarworks@mso.umt.edu).



Associated Students  
University of Montana

ASUM SENATE AGENDA  
March 13, 1996  
Mt. Sentinel Room

Suite 105  
University Center

Missoula, MT 59812  
(406) 243-2451

1. Call Meeting to Order
2. Roll Call
3. Approval of Minutes (None - Final Budgeting Minutes Not Completed)
4. Public Comment
5. President's Report
  - a. Committee Appointments
  - b. Miscellaneous
6. Vice President's Report
  - a. Miscellaneous
7. Business Manager's Report
  - a. Special Allocations
  - b. STIP Requests
  - c. Final Budgeting Review
  - d. Miscellaneous
8. Committee Reports
9. Unfinished Business
  - a. SB23-95/96 Resolution to Advocate An Inquiry into the University Administrative Financial Actions - tabled
  - c. SB31-95/96 Resolution for A Student Referendum Raising the Activity Fee - tabled
  - d. SB28-95/96 Resolution to Support the Faculty Four-Plus-Two Plan - in committee
  - e. SB29-95/96 Resolution to Provide A More Balanced Representation on University Committees - in committee
  - f. SB39-95/96 Resolution to Decrease the Student Activity Fee
10. New Business
  - a. SB35-95/96 Initiative to Send A Kaimin Fee to the Students
  - b. SB36-95/96 Resolution to Oppose Non-UM Personnel Using Campus Recreation
  - c. SB38-95/96 Resolution to Amend ASUM Personnel Policy, Item 4.5: The ASUM President selects the Programming Director in consultation with the ASUM Interview Committee
11. Comments
12. Adjournment

# ASUM SENATE TALLY SHEET

DATE March 13, 1996

ROLL  
CALL

## SENATE MEMBERS

ALDENA BEAR DON'T WALK

SCOTT CARLSON

TOM DONNELLY

ROBERT ERICKSON

JENNIFER HENRY

JEREMY HUETH

VINCE IACOPINI

GREGORY INGRAM

RONALD KELLEY

SEAN MALOON

MICHAEL MATHERN

KEVIN MCCOLLY

JEFF MERRICK

CORY RIGLER

LEWIS RUSK

MATT SHIMANEK

JOSH STICKA

DERRICK SWIFT-EAGLE

WOBKER, BEN

MATTHEW ZIGLAR

*Comments*

|                     |     |                 |  |  |  |  |  |  |  |
|---------------------|-----|-----------------|--|--|--|--|--|--|--|
|                     |     | <i>Resigned</i> |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| <i>Ref. 10</i>      | —   |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| <i>Excused 7:00</i> | Com |                 |  |  |  |  |  |  |  |
| P                   | NC  |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| <i>Ref. 10</i>      | —   |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | NC  |                 |  |  |  |  |  |  |  |
| P                   | NC  |                 |  |  |  |  |  |  |  |
| P                   | —   |                 |  |  |  |  |  |  |  |
| <i>Ref. 8:00</i>    | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |
| P                   | Com |                 |  |  |  |  |  |  |  |

## ASUM OFFICERS

MATT LEE

President

DANA SHONK

Vice-President

JASON THIELMAN

Business Manager

|                     |     |  |  |  |  |  |  |  |  |
|---------------------|-----|--|--|--|--|--|--|--|--|
| <i>Excused 6:10</i> | Com |  |  |  |  |  |  |  |  |
| P                   | Com |  |  |  |  |  |  |  |  |
| P                   | Com |  |  |  |  |  |  |  |  |

## FACULTY ADVISORS *(Not called but here)*

PROFESSOR AUSLAND

PROFESSOR KIA

|    |    |  |  |  |  |  |  |  |  |
|----|----|--|--|--|--|--|--|--|--|
| P  | NC |  |  |  |  |  |  |  |  |
| NP | —  |  |  |  |  |  |  |  |  |

# ASUM SENATE MINUTES

March 13, 1996

Mt. Sentinel Room

Chair Shonk called the meeting to order at 6:08 p.m. Present: Lee (6:10), Shonk, Thielman, Carlson, Donnelly, Erickson, Henry, Hueth, Iacopini (7:00), Ingram, Kelley, Maloon, Mathern, McColly, Merrick, Rigler, Rusk, Shimanek, Sticka, Swift-Eagle, Wobker and Ziglar.

The minutes of the Feb. 21, 1996, meeting were amended to indicate that CRB search was delegated to Shonk for CRB appointments.

## Public Comment

\*Yuri Farkas commended Senate for their "good work" during Final Budgeting.

\*Dennis Tyrrell commented on Rob Erickson and disability parking.

\*Kyle Wood and Lorie Hutson voiced their objections to the Kaimin fee proposed in a resolution (SB35-96/97) by Lee.

\*Mary Rose Spade commented on Rob Erickson and disability parking and Matthew Ziglar's behavior during Public Comment.

## President's Report

- a. The following slate of committee appointments were approved by Senate: Elections - Yuri Farkas, Candi Jones, Robin Hensley, Geoff Morris, Jason Printz; Publications Board - Dar Gibson; ASUM Affairs - Robin Hensley.
- b. Lee moved to remove Allyson Goldin and Amanda Leaverton from Publications Board. Receiving no second to his motion, the motion was withdrawn.
- c. Lee requested committee membership status of Senators for assessment of potential Senators to fill vacancies on College of Technology Affairs (CTA). The following appointments were approved: ASUM Affairs: Matt Shimanek; CTA - Jennifer Henry, Derrick Swift Eagle, Michael Mathern, Jason Larson, Emily Heck, Jason Thielman (alternate).
- d. Lee recognized Social Work 360 students in the audience and thanked them for attending the meeting.
- e. Lee discussed a proposed increase in the Health Service Fee to expand services. Dr. Fitch may speak at the next Senate meeting.
- f. Lee discussed the Kaimin Fee proposal and his past actions with the proposal killed in Spring 1995.

## Vice-President's Report

- a. Shonk referred to the ASUM Constitution and Publications Board.
- b. Shonk announced that there will only be three more Senate meetings this year, to be held on March 27, April 17 and May 1. All others are cancelled.
- c. Student Regent Michael Green will not visit ASUM since the Chair has cancelled the next meeting.

## Business Manager's Report

- a. Senate approved a Special Allocation request from the American Association of University Women for \$750.
- b. Senate approved a Special Allocation request from Peers Reaching Out for \$250 upon immediate vote after the question was called by Iacopini.
- c. Senate approved a STIP request from ASUM Administration for \$3650 (amended from \$4090 by Hueth-Henry) to purchase two computer systems for College of Technology.

## Committee Reports

- a. Henry reported that ASUM Affairs will not meet next Monday. Henry visited the COT campus and spoke with students.
- b. Iacopini noted that SB29-96/97 and SB35-96/97 passed through University Affairs but that SB39-96/97 was tabled indefinitely.

**ASUM Minutes**  
**March 13, 1996**  
**page two**

- c. A forum will be held Thursday, March 21, to discuss a Kaimin fee. A forum on the same subject will be held Wednesday, March 20, at COT.
- d. Ben Reed presented an SPA on-campus report and noted that Racicot and Natelson will debate at 7:30 p.m. on April 2 in the University Theater.
- e. Erickson reported that UC Board defeated a \$2 fee increase for the UC.
- f. Hueth announced that election dates are posted on the bulletin board.
- g. Kelly reported on the ITPAC public hearing regarding an off-campus access fee for the NET. The Computer Fee Committee submitted its recommendation to ITPAC. The next meeting is Tuesday.
- h. Deines presented a CRB report. Minutes are posted in the ASUM office.
- i. Iacopini gave a Radio Board report.
- j. Lee and Hueth presented a Drug and Alcohol Committee report with regard to the Study Brake.
- k. Darrow presented the CRB ruling on Maloon's petition (Exhibit A).

Ten-minute break

**Unfinished Business**

- a. SB23-95/96 Resolution to Advocate An Inquiry into the University Administrative Financial Actions. A motion by **Hueth-Thielman** to table it indefinitely passed.
- b. SB31-95/96 Resolution for a Student Referendum Raising the Activity Fee. A motion by **Hueth-Erickson** to consider this resolution after SB35-96/97 passed.
- c. SB28-95/96 Resolution to Support the Faculty Four-Plus-Two Plan - tabled.
- d. SB29-95/96 Resolution to Provide A More Balanced Representation on University Committees (Exhibit B). Friendly amendments to change "Court" to "Appeals" under the first "Let it be known" and to add "The ASUM Senate recommend" to the last two paragraphs were accepted. The resolution passed.
- e. SB35-95/96 Initiative to Send a Kaimin Fee to the Students. As author, Lee yielded to Kaimin Editor Hutson for input. A motion by **Hueth-Thielman** to recommit the resolution to the Publications Board, along with a friendly amendment to include University Affairs in recommission following Publications Board, passed upon an immediate vote after a call of previous question by **Carlson-Lee** passed.
- f. SB31-95/96 Resolution for a Student Referendum Raising the Activity Fee. A motion by **Thielman-Erickson** to table until next Senate meeting passed.

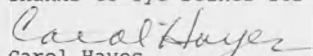
**New Business**

- a. Resolution for COT optional ASUM Activity Fee
- b. Resolution to amend Article IV, Section 1G of ASUM Bylaws
- c. Resolution to amend Item 4.5 of Personnel Policy
- d. **Ingram-Zigler** moved to adjourn before Comments. An objection to consideration by **Henry** passed.
- e. Resolution regarding Student Resolution Officer

**Comments**

The meeting adjourned at 9:55 p.m.

Thanks to Tye Deines for recording these minutes in my absence.

  
Carol Hayes  
ASUM Office Manager

# Constitutional Review Board

Associated Students of The University of Montana

University Center 105  
Missoula, Montana 59812  
243-2451

TO: Matt Lee, ASUM President  
Sean Maloon, ASUM Senator and CRB Petitioner  
Paula Hallford, CRB Petitioner  
FROM: Benjamin Darrow, CRB Chair  
RE: Maloon, Hallford CRB Petition  
DATE: March 13th, 1996

## Issue:

Did ASUM President Matt Lee breach his duty to recommend the correct number of Senators (5) to the College of Technology Affairs committee?

## Rules:

The relevant sections of the ASUM Constitution and By-Laws are as follows:

- *Constitution, Article 3, Section 2(d)*: "...the President shall make recommendations for all ASUM appointments..."
- *By-laws Article 3, Section 2(a)*: "...Senators shall serve on at least two boards or committees..."
- *By-laws Article 4, Section 1(b)*: "...Members shall be appointed at the beginning of the beginning of Fall Semester..."
- *By-laws Article 4, Section 12(a)*: "...CTA committee ... [with] ... five (5) senators..."

• *By-laws, Article 3 Section 1(g)*: "...shall be appointed by the President..." The CRB felt that this By-law was not controlling and that there may be a conflict with the word "appointed" and the use of "recommended" in the ASUM Constitution. Though we are not making an official recommendation, perhaps an amendment to this by-law is in order.

## Facts:

Matt Lee admits to having recommended only 4 senators to CTA positions over the past year.

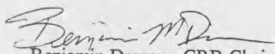
## Holding:

Yes, President Lee failed to live up to his duties. He only recommended 4 senators and the By-laws clearly state that there shall be five(5) senators appointed to the CTA. However, this board notes that there are a number of mitigating circumstances to this breach of duty.

Petitioner Sean Maloon brought to the Senate committee a number of times throughout the school year the fact that there were not the correct number of Senators on the CTA. President Lee informally spoke to a number of senators about the possibility of serving on this committee. Every senator knew or should have known of the failure of the President and the Senate to fill these positions. Essentially, Lee's failure to perform his duty arises because Senators failed to perform their duties.

## Other Issues:

The CRB did not specifically address the issue of what action the Senate should take to fill the vacant positions of the CTA because we expect the Senate to address that issue at its March 13th, 1996 Senate meeting. If, however, the Senate fails to adequately live up to its duty to fill these positions, then the CRB will examine this issue at its next meeting.



Benjamin Darrow, CRB Chair (non-voting)

Jeanne Bradley, CRB Member

Jennifer Bascom, CRB Member

Alan Miller, CRB Member

Benjamin Darrow, Chair  
Tye Deines, Vice Chair and Ex Officio

Jeanne Bradley  
Alan Miller

Jennifer Bascom  
Eric Myers

*Epstein B.*

# RESOLUTION TO PROVIDE A MORE BALANCED REPRESENTATION ON UNIVERSITY COMMITTEES

WHEREAS The University Committees are heavy with Faculty and Administration-appointed members, and

WHEREAS Student appointments are as low as two members per committee, and

WHEREAS The Chair is to come from the Faculty only, and

WHEREAS This does not give an equal voice to the Students,

Let it be known

That a few committees are set to this already. These are:  
Traffic Court, University Court (Student Conduct Code Court), and

Let it be known

That the academic board has no students on it.

THEREFORE LET IT BE RESOLVED *the ASUM Senate recommend*  
That a more balanced committee voice be heard as with three  
Students, three Faculty, and three Administration.

LET IT BE FURTHER BE RESOLVED

That the chair be elected from any of the voting members.

Written by Ronald D. Kelley

*Passed  
3-13-96*