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Documents from the October 27, 1976 meeting of the Associated Students of the University of Montana (ASUM)

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CENTRAL BOARD AGENDA

October 27, 1976

- I. Call meeting to order
- II. Last Week's Minutes
- III. APPOINTMENTS
Central Board
- IV. OFFICERS' REPORTS
 - A. Vice President's Report
 - 1. Central Board resignation
 - 2. Student Affairs Selection Committee
 - 3. Board of Regents
 - 4. MSL Steering Committee
 - 5. Student Assistant Lobbyist
 - 6. Marshall Cook
 - B. Business Manager's Report
 - 1. Line Item Changes
 - 2. Charter Flight
 - 3. Loan Fund
- V. COMMITTEE REPORTS
 - A. Legal Services
 - B. Campus Recreation and Sports Committee
 - C. Football Coach Search Committee.
- VI. Old Business
MontPIRG
- VII. New Business
 - A. Fund Balance - Kyi-Yo Indian Club
 - B. ByLaw Additions
- VIII. Adjourn
- IX. Cabinet

The meeting was called to order by Vice President Pat Pomeroy at 6:30pm.

Last Week's Minutes. Last week's minutes were approved by Central Board.

APPOINTMENTS

Central Board. MOVED BY MANSFIELD, SECONDED BY ALEXANDER, TO APPROVED THE APPOINTMENT OF STEVE HUNTINGTON TO CENTRAL BOARD. He will be filling in the position left open when Mark Hansen resigned last week. MOTION CARRIED.

VICE PRESIDENT'S REPORT

Central Board Resignation. Pomeroy read the letter of resignation submitted by Dave Hiltner, which would become effective after tonight's Central Board meeting. Due to an increase in workload for Hiltner this quarter, he felt he would not be able to devote the amount of time required to Central Board and thought his position could be better filled by someone who would have the necessary time. This leaves another vacancy on the Board, consequently, applications will be open once again and an appointment will be made next week from among those who have applied and will apply during the coming week.

Student Affairs Selection Committee. Brian O'Grady's appointment as Student Affairs Assistant will be up soon and a committee will be formed to make the new selection. Those who are interested in serving on this committee are urged to talk to Pomeroy or Hill as this committee will be formed very soon.

Board of Regents Meeting. The Board of Regents meeting for this month will be tomorrow and Friday, October 28 and 29, in the Montana Rooms of the U. C. The committees will be meeting on Thursday, from 2:00 p.m. until 5:00 p.m. and on Friday morning. The regular executive meeting will be held on Friday afternoon. The Regent's agenda is in the ASUM Offices for those who would like to see it.

MSL Steering Committee. The Montana Student Lobby Steering Committee will be holding a meeting on Friday, after the Regent's meeting, also in the Montana Rooms.

Marshall Cook. Mr. Marshall Cook, of the Commissioner's Office, was at the Central Board meeting. He was there to answer questions put to him by Central Board. It was decided, after introducing him, that instead of holding a question and answer session with him during the meeting, an informal meeting would be held with him after the regular CB meeting.

BUSINESS MANAGER'S REPORT

Line Item Change. The Volleyball Club requested a line item change of \$78 from Advertising (681) to Athletic Goods (505).

Charter Flight. So far there have been 43 tickets sold for the Chicago flight and 53 for the New York flight, which amounts to a total of \$19,559.

the advice presented by Bruce Barrett stated that he thought the money should be used for the same type of purposes as it was originally intended, giving it to SAC would satisfy that requirement. HOLMQUIST MOVED TO AMEND THE SUBSTITUTE MOTION AND GIVE THE MONEY DIRECTLY TO SAC; SECONDED BY YOUNG. Joseph Bowen stated that SAC would come back to Central Board next week with a breakdown of what they would be using the money for if the money was given directly to them this week. He said it would be generally used for printing, advertising, the tutor program, and travel. The total amount is \$1,840.86. Short said that if the money was put into SAC's income line item, it wouldn't be able to be used until it had been put into line items anyway; and next week Bowen would be back to do so. MOTION FOR \$1,840.86 TO SAC CARRIED. Motion declared main motion.

NEW BUSINESS

Guest. Pomeroy introduced Midge Maguire, from the audience, who is the advisor for the handicapped students and the foreign students on campus. Mrs. Maguire responded with a very complimentary remark about the Central Board and its members.

Fund Balance - Kyi-Yo Indian Club. Arlie Stops, the new president of the Kyi-Yo Indian Club, was present to explain what the money was to be used for, as budgeted below:

500	Guarantees and Professionals	\$500
627	Out-of-State Travel	171.40
		<u>\$671.40</u>

The \$500 for Guarantees and Professionals would be used to help pay the legal fees for a UM Indian student who had won a case concerning health care for Indians on reservations and off. A decision had been made that Indians who were going to college and were off their reservations could use the services of doctors and health care facilities in the area they were living in and still get their bills paid through the reservation. The rest of the money, which would go for out-of-state travel, would be used to help pay for fuel costs to attend out-of-state Indian tribal conferences. As each club member who attends any of these functions must report back to the club, Stops felt that the money would be used well and not be spent unwisely. MOTION TO BUDGET THE KYI-YO INDIAN CLUB FUND BALANCE AS ABOVE MADE AND SECONDED. MOTION CARRIED.

By-Law Additions. WAUGH MOVED THE FOLLOWING ADDITION TO THE BY-LAWS, SECONDED BY FLOYD:

To be added to Section 1, Article I, Division V:

That no appointment requiring ratification by Central Board be both announced and acted upon during the same meeting, exception being made in cases of emergency by a two-thirds vote of Central Board.

Discussion followed concerning the lack of time allowed for Central Board to be able to find out who has been appointed and find information about who had been appointed. Pros and cons were cited regarding the interviewing system presently established and Central Board involvement in the interviewing.

Add to Section 1, Article I, Division V.

That no appointment requiring ratification by Central Board be both announced and acted upon during the same meeting, exception being made in cases of emergency by a two-thirds vote of Central Board.

← motion failed

Add to Section 3, Article II, Division III:

^{shall}
That no special allocation be submitted and acted upon during the same Central Board meeting. CB may act upon an allocation submitted during the same meeting in cases in which, by a two-thirds majority, an emergency is determined.

carried

Add Article ^{VII}~~IV~~, Division III:

^{CB as an}
That the ASUM President appoint an ^{member}archivist to maintain an up-to-date copy of the ASUM Constitution and By-Laws to be present at each meeting of Central Board in case a question of procedure arises.

carried

Submitted by
John Waugh

10/27/76

Since the local board is operating through the authority of the Central Board, and not through authorization of PIRG members, the Central Board's decisions granting this authority can be reversed. The present local board cannot claim authority from the original PIRG proposal, and is completely subject to the authority of the present Central Board. As a group, the present board of directors is not a proper party to object to CB disposition of MontPIRG funds.

AUTHORITY OF THE CENTRAL BOARD OVER THE PIRG FUND BALANCE

The constitution of the ASUM clearly states that the ASUM is the "only legitimate and authorized representative of the students. . . ." As the designated representative of the students at this university, the Central Board is authorized to act "for the general welfare of the students." The original MontPIRG proposal recognized the relationship of PIRG to the student government. Local chapters were required to be registered as official school organizations. Student government had to approve the local PIRG's goals and funding procedures. In other words, there has always been a degree of control by student government over the funding and expenditures of PIRG. This control included control over the funding mechanism, control over expenditures (in that student government acted as a depository for all funds), and had to approve, at least generally, all expenditures.

Throughout the history of MontPIRG at this campus, the Central Board has been the one continuous presence which had authority to represent and act in the student interest. The Central Board has had effective and actual control over the MontPIRG funds, and has since the original proposal was partially enacted. The present PIRG board of directors is a creature of the student government, and derives all authority to act from the student government.

The preceding facts lead this office to conclude that a special student election to determine the final disposal of MontPIRG funds would have no more weight or authority than a legislative action by the Central Board. Present students are not members of PIRG, and in fact they cannot be since the optional donation procedure was removed from the registration packet.

The Central Board is the only legally constituted authority present which can make any claim to authority over the funds. The goals for which the money was to be spent were always subject to the approval of Central Board, and Central Board is the duly authorized representative of the student interests at this time. It is appropriate that the remaining PIRG funds be disposed of through the Central Board.

ALTERNATIVE METHODS OF FUND DISPOSITION

Although the Central Board has authority to dispose of the remaining PIRG funds through legislative action, there may be some limit to what these funds can be used for. The Central Board finds itself in a position of trust at this time. It is in control of funds which were donated by past students who had an expectation that the money be used for a particular purpose. The Central Board would appear to have two reasonable alternatives at this time.