The meeting was called to order by President John Christensen at 7:00 p.m. in the Montana Rooms of the University Center.

Corrections to minutes: Cynthia Schuster expressed disapproval of the title "Faculty Advisor" as written in the minutes under excused absence. She feels that Faculty Representative is more fitting. Tom Cannon did not volunteer to serve on Admissions, Graduation and Academic Standards Committee - he is already on it.

REPORTS OF OFFICERS AND STANDING COMMITTEES

Publications Board: Bryan Thornton said that last night, February 1, Publications Board interviewed for the position of Editor of The Montana Kaimin. Candidates are Don Larson, Lyno Sullivan, and Conrad Yunker. There will be a special meeting of PB Thursday, February 3 at 5:00 p.m. to choose one of these people for editor of The Montana Kaimin.

Study of the Dean's Office Committee: Thornton said this committee met last week Tuesday with Dean Fedore. Operation of the Dean's office was discussed in some detail this meeting. Vice President Mitchell will attend the committee next week and there will be a question and answer discussion. Thornton said that as soon as the study of the Dean's office is completed a full report will be compiled and presented to Central Board.

Van Buren Street Bridge: Jim Dana said the engineers for this project are coming this week and final decisions will be made concerning the building of an underpass under the Van Buren Street bridge. Dana says money will be no problem. President Christensen said that Morgenstern offered the island to the students for whatever amount he has in it with the idea that it could be developed into a park for the students. Christensen asked Dana to look into the possibility of buying the island and how much it would cost.

Planning Board: Berven presented CB with the Elections Calendar for 1972 as drawn up by Planning Board as follows: Petitions available for candidates February 8; Deadline for petitions (to be turned into ASUM office) March 3; Elections Committee certifies petitions (petitions turned in earlier may be certified at earlier Elections Committee meetings), decides necessity of Primary Election, makes election arrangements; First day of Spring Quarter, campaigning may begin March 27; Primary Election (if necessary) If no Primary necessary for any office, General Election will be held on this date April 5; General Election April 12. Offices to be filled: President, Vice President, Business Manager; Central Board Delegates, 11 off-campus; 3 on-campus; 2 organized off-campus; 1 married student housing. Store Board: one two-year position and two 1-year positions. Berven said that of the Store Board candidates, the highest vote-getter would get the 2-year position. Elections Committee suggests that the fourth highest vote-getter be given first consideration to replace any members who would resign before the next election. Owen's moved that CB approve election dates presented by Planning Board. Berven seconded. Question called. Motion carried with all in favor.

Constitutional Review Board: In the ASUM Bylaws the word "spring" referring to "spring elections" is interpreted as meaning "during the spring quarter of the academic year". Thus, spring elections must be held during spring quarter.

Legal Services: President Christensen said a meeting would be held on February 8 with Dean Sullivan of the Law School concerning what position law students could take in counseling University of Montana students. Possibly a full-time lawyer will have to be hired.
Athletic Poll: President Christensen presented the results of the athletic poll regarding the question where students would like the money to go in the event the athletic program's budget was cut down: Library 45%; Environmental Studies 20%; Activity Fee Cut 12%; Program Council 9%; Intramural 9.

OLD BUSINESS

Changes in ASUM Bylaws: At the last CB meeting suggested changes in the bylaws, Divisions I through V, were presented by Berven and tabled until this week. Berven moved that the changes proposed in Division I be approved by CB. Beck seconded. Question called. Motion carried with all in favor. Berven moved CB accept proposed changes for Division II of the bylaws. Dana seconded. Question called. Motion carried with all in favor. Berven moved CB accept proposed changes in Division III of the bylaws. McKenzie seconded. Question called. Motion carried with all in favor. Berven moved CB delete Article VII from Division IV of the bylaws. Grande seconded. Paddock said Article 7 of Division IV is not in the current bylaws. Question called. Cynthia Schuster reminded that it was unconstitutional to delete anything from the constitution without making an amendment to the constitution. Beck moved previous question. Sorensen seconded. Motion carried with all in favor except 3. Berven moved that CB approve other proposed changes in Division IV of the bylaws excepting Article 7. Owens seconded. Motion carried with all in favor. Berven moved that CB accept proposed changes in Division V of the bylaws. Beck seconded. Question called. Motion carried with all in favor. Berven moved that the words "full time" be stricken from Article 4, Division II, Section 1 and also that the word "his" in the same section be changed to "their". Owens seconded and motion carried with all in favor. Paddock said that each committee should write up their own bylaws, and that the whole constitution should be thrown out as worthless and rewritten from scratch. Beck moved that CB accept proposed changes in Divisions I through V of the bylaws as presented by planning board. Berven seconded. Roll call vote with 9 no and 9 yes defeated the motion to accept the changes in Divisions I through V of the bylaws. 9 No: Cook, Fouty, Gilbert, Mozzer, Owens, Paddock, Servheen, Sorensen, Vick 9 Yes: Anderson, Beck, Berven, Cannon, Dana, Ehrlich, Grande, McKenzie, Swenson. Flaherty abstained. The bylaws will be referred back to Planning Board for further action.

Athletic Program: Jack Swarthout, Athletic Director for the University of Montana attended this meeting to answer questions concerning athletic activities directed to him by the Board. Beck brought up the question asked on the Athletic Poll Card "Do you favor in the near future changing from the mandatory fee for football and basketball to financing of these sports by charging only those students who attend the games?" Beck asked Swarthout if this plan would be feasible. Swarthout replied that they have made a study of this and under the financing of the program, basically, if there would be a 12½% cut it would amount to about $17,000. This $17,000 would have to be made up. Swarthout said his department would like to adopt the plan of not charging students but it would be difficult. He said "I think if you went down to the minimum of $100,000 base then you would have to charge the students a dollar for basketball and a couple dollars for football in order for the coach to figure that you could basically finance on the conference level that we are now. I think that these figures that we used are high if you consider the attendance we have had at the basketball games when we charged $1.00. At the Bobcat game we had 1400 and we usually have 3000 so that's about 50% and I think we cut down 25%; so I think that when we set up the study we were a little bit low on how many students would come if they had to pay a dollar. Although it's only been these last few games we've had and the weather has been bad and one thing and another, so I don't know for sure. There's no way of telling what the attendance would be, it's just a projection. If we could get money other (more)
places as we are trying to do, because the students are paying a big share, we could possibly make it with a 12½% cut." Beck said "Suppose we gave you a certain amount of money - say sixty or a hundred thousand - and then allow you to charge at football games, what kind of a figure would you have?" Swarthout said "That's what I said, if you cut to a $100,000 base and that would be a minimum because you're cutting off $47,000 and the amount appropriated last year was $173,000 and then it was cut to $147,000 and then if you cut it again to $100,000 you will see a sizable reduction of the program without cutting the quality of the program. Using a $100,000 base and charging the students at least a dollar or two dollars to even try to approach the amount we need, I think we'd have to raise money other ways. A lot more studying will have to be done." Sorenson asked if Swarthout made about $100,000 on gate receipts for basketball and football. Swarthout said, "We make about $49,000 on football but only about $13,000 on basketball because half goes to the Fieldhouse budget for financing the fieldhouse and it goes on into the Student Physical Education Center so that the ticket income between the two would approach $60,000. We have guarantees and money from Century Club so that the income for football alone is a little over $100,000 with basketball being close to $30 or $40,000. Century Club has been putting in about $60 - $65,000 a year." Sorenson asked "What do you think of the feasibility of cutting all the sports except football and basketball - taking a 100% cut in student fees down to zero dollars and a student would pay a dollar and two dollars to go to the basketball and football games and figuring a 25% drop that you could possibly generate at a dollar and two dollars all $50,000 or $55,000 with the addition of your $100,000 from the GFC's and football, the $40,000 from the basketball and another $75,000 from the Century Club - you should have around a $250,000 budget so that you should be able to compete competitively with only charging the students who actually go to the games." Swarthout said "The first difficulty that arises is that according to a rule of the Conference, we have to participate in 6 sports. This would mean the ruling would have to be changed before I could say we can drop all sports except football and basketball. The President's Council - the presidents of the Universities in the Conference have the final say on the rules. This was one of the rules they recently made - that each team will field football and basketball except Gonzaga and they made a separate ruling for them as they are a charter member and then you will have to have 4 other sports. Football and basketball are the two most expensive sports and especially football because of the number of scholarships - approximately 65. We're allowed 103 scholarships and that costs you $215,000. Recruitment this year will cost us about $15,000 for football and about $8,000 for basketball and I don't know for the rest of the sports. I agree that any way the cost of recruitment could be cut would be a good idea. We are at a bare minimum in recruiting if we are going to have a program. The most we used was $20,000 for recruiting for football. This includes all phone calls which usually amount to $4,000 having contacted 2 to 3,000 boys. This includes all trips for all coaches, all entertainment, the trips to conference games that I take, flying a boy in to visit the campus. When I was at the University of Texas we spent over $200,000 a year for recruiting. However, I am not making a direct comparison." Cynthia Schuster said "I would like to sneak my piece against recruiting. I'm inclined to think that the time is right for presenting the students of all the other institutions in the Big Sky Conference with a proposal that we not just cut recruiting but cut it out. I think it is the most degrading bit of open commercialism connected with sports that has arisen as one of the consequences of that odd, not to say wierd, historical accidents that connect scholarship supported athletics to American Institutions of Higher Learning. This is my personal prejudice entirely and I suppose there's no point in suggesting that we become non-competitive by cutting it out. Unilateral disarmament I'm afraid that would be From where I sit, it wouldn't hurt my feelings at all if we were non-competitive. The Academic side of the University obviously should not be mentioned."

(over)
Cynthia Schuster went on to say "I mean quite seriously to ask whether you think it would be at all possible to put this as a serious proposal for next year's discussion: whether or not you could have a Big Sky conference in which the students who go to universities for some other purposes play their games and compete for the fun of it and there be no recruiting." Swarthout said he thought her opinion was a good one but he "believed just the opposite - that recruiting and the scholarships for the athletes has arisen from the very club sports you wanted to put on. When they started, they were the club sports at Princeton, Harvard and Rutgers and then because of the inherited competitive spirit in us we wanted to be better. The NCAA has put regulations on to control it so that its recruited in the fall in the same way and maybe there are some things wrong with it but I think we have controlled it. I think athletics is very important to school spirit and if we don't have some traditions of the old school the alumni will have no ties." Someone asked how many of the scholarship students graduate. Swarthout said "Most go five years. We had 22 boys that transferred here from Grey's Harbor Junior College, and 20 graduated. We have had some teachers for these boys through mostly work-study funds, trying to help every boy after he is through competition to help him graduate. A few of them don't graduate and we can't do anything about this. Servheen asked if this program wasn't outrageous for this size of school. Swarthout said "No - it's well worth it. When you realize that $33,000 of state funds is what we use for the program and if you cut that out you do not get much for academics plus the fact that 103 scholarships are $215,000 every cent of that comes to the University in tuition and it is used by the Athletic program. It generates a cash flow: the students give $147,000 and it comes back to them. We are giving students an education. We are giving something to the University and to the community." Servheen asked "Couldn't you give something to the University and to the community with a program that isn't at the level it is now - both here at the University and throughout the whole conference?" Swarthout said "We won 10 games and generated so much enthusiasm that we raised $12,000 to send the band and other people to the Camilla Bowl in nothing flat and to me this means something." Servheen asked "Couldn't we cut down football and still be competitive, still win games, but not have to spend $215,000 just on scholarships for the boys? Couldn't we cut this down so academic things would have a little more money?" Swarthout answered "Where would academics get the money? That's the basic thing." Servheen said "From Central Board if we cut your budget down." Mozer asked "Where did you get the information that it is illegal to give money to the library?" Swarthout said "John Christensen and I talked about that, didn't we John?" John said "In my first discussion with President Pantzer on using student money for library books was that this would be contributing to academics and it is illegal to put the student activity fee into academics. Later in talking to President Pantzer, he said this could be done. I'm uncertain about this." Servheen asked "Are there any legal limitations either in the revised Codes of Montana or in rulings of the Board of Regents prohibiting or limiting uses of the student activity fee?" Sorenson said "It's an interpretation. There formerly was a state statute that read 'tuition shall be forever free.' What the interpreted tuition has is dealing with academics and that has been repealed and they use student fees for a variety of things, both in academic and activity areas. Therefore, it legally comes out that we could use part of the activity fee in the library." Mozer said "Since I don't think it would be fair for us to make a decision on the athletic budget, I would like to introduce a resolution as an opinion for the next Central Board: MOZER MOVED THAT "THE COALITION, AFTER MEETING IN CAUCUS, HAS DECIDED TO INTRODUCE THE FOLLOWING RESOLUTION: WHEREAS THE STUDENT POLL HAS INDICATED AN OVERWHELMING DESIRE TO PLACE THE VARSITY FOOTBALL AND BASKETBALL PROGRAMS ON A SELF-FINANCING BASIS, AND WHEREAS THE PRESENT SYSTEM OF FINANCING HAS PROVED TO BE UNFAIR AND INADEQUATE, AND WHEREAS THE ECONOMIC UNVIALIBILITY OF THE PRESENT FINANCING SYSTEM HAS THE POTENTIAL FOR CORRUPTION, AND WHEREAS THERE ARE STARVING NEEDS, MORE WORTHY, ON CAMPUS BE IT HEREBY RESOLVED THAT CENTRAL BOARD OF THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF MONTANA GIVE ITS STRONGEST SUPPORT (more)
TO THE FOLLOWING CHANGES:  I. VARSITY FOOTBALL AND BASKETBALL BE PUT ON A SELF-SUPPORTING BASIS WITHOUT FINANCIAL SUPPORT FROM ASUM OR THE GENERAL UNIVERSITY BUDGET. II. SHOULD EITHER OF THE ABOVE SPORTS BE UNABLE TO FUNCTION PROPERLY UNDER THIS TYPE OF FINANCING, THEY BE ELIMINATED IN THE BEST INTEREST OF THE UNIVERSITY OF MONTANA. III. THE OTHER VARSITY SPORTS BE CONTINUED, BUT PARTICIPATION BE ENTIRELY VOLUNTARY WITH NO PERSONAL FINANCIAL GAIN BY PARTICIPANTS. IV. A SPECIAL ASUM COMMITTEE BE APPOINTED TO PURSUE ATTAINMENT OF THE ABOVE CHANGES." THIS RESOLUTION WAS SIGNED BY MOZER, ANDERSON, EHRLICH, GRANDE, SERVEEN, PADDOCK, DANA, COOK, FLAHERTY, SWENSON, GILBERT, BERVEN, SMITH, FOUTY, MCKENZIE & VICK. BERVEN SECONDED. John Christensen passed the resolution around the table. Discussion followed. Sorenson said that a far more feasible proposal would be the elimination of all but 4 minor sports and then maintain them only on a voluntary basis and have no scholarships, no recruiting. The only ones involved would be the people who wanted to participate in the sports and then put the money saved from eliminated sports into an intramural program and emphasize the deletion of certain sports on this campus and also start a trend toward emphasis of intramural programs versus the collegiate and intercollegiate competition." Beck said "If ASUM gave you zero dollars with the permission to charge any amount to the people who go to the games, could you function this way and what would you have to charge?" Swarthout said "Yes, if we charged $5.00 to $10.00 per ball game but we're not going to get that." Beck asked "If we pass on our budgetary decision to the next Central Board what would happen?" Swarthout said "The budget doesn't go into effect until July. We'd have to collect from other areas. I suppose it could be done." Sorenson said "Vice President Mitchell got together with Swarthout and myself and agreed on the feasibility of a pay as you go system. The only real problem is the uncertainty of the attendance you will get. I think it can be overcome. With a $1.00 and a $2.00 ($1.00 for basketball and $2.00 for football) taking a 25% drop and the $1.00 and the $2.00 as compared to the $1.00 and $1.50 which the administration originally planned on, you can generate $58,000 with the student money coming from ball game receipts. The other attendance that football games bring in plus your guarantees gives another $100,000; basketball with their guarantees and their gate receipts another $40,000. You take $75,000 from the Century Club and that could be added up with the other plan President Pantzer had. Add another $30,000 from the legislature and come up with a round figure of around $300,000. You cut out your minor sports down to 4 and keep them at a minimum cost because you don't have to hire coaches, etc., you more or less make it up in intercollegiate intramural functions so that we can stay within the Big Sky conference. You cut costs on the overall budget of around $70,000 or $75,000. If the attendance at the football and basketball games drops more than 25% of last year's attendance, it's the only feasible way we can work it and continue to run within the Big Sky." Swarthout said "It certainly sounds workable if the attendance is in good proportion." Dana felt that athletics should be put on a personal interest basis so that whoever went out for sports would be doing it for the fun of it only. Mozer said that students are now paying for other students going to the games. He feels that only those who attend should pay and that if the athletic program can't hold its own then it should flop. Swarthout feels the money is well spent on the athletic program. QUESTION CALLED. Owens said the next CB would be making the decision on the athletic program. Swenson said that on the athletic poll students voted 2 to 1 in favor of charging only the students who attend the games. PREVIOUS QUESTION CALLED. MAIN MOTION TO APPROVE RESOLUTION BY MOZER CARRIED WITH ALL IN FAVOR EXCEPT OWENS AND CANNON.

NEW BUSINESS

Con-Con Education Committee: President Christensen received a memo from Robert D. Watt, MSPA Lobbyist saying that "On Friday, February 4 the Con-Con Education Committee will hold a special hearing at which each and every student who wishes to testify on any subject relative to the EDUCATION ARTICLE in the new Constitu-
tion is invited to testify. Written statements may be handed in either with or without oral testimony, or oral testimony alone will be heard. If any student who cannot attend wishes to send me a written statement of his or her views I will see that it is properly presented." Cynthia Schuster said that she could get donations to help defray expenses in the event the students wish to remain overnight.

National Student Lobby: President Christensen appointed Bruce Swenson to find out if it would be beneficial to join the National Student Lobby at $50.00 a year.

ASUM Officers staying on campus during summer: President Christensen said he would like to see the ASUM officers stay on campus during the summer months, making it a 12 month full-time job. It would cost about $1500 for the summer months, with ASUM paying 1/3 and the other 2/3 coming from employing offices. BERVEN MOVED THAT CB SUPPORT THE 12 MONTH TERM FOR ASUM OFFICERS. OWENS SECONDED AND MOTION CARRIED WITH ALL IN FAVOR.

Budget and Policy Committees: President Christensen received a newsletter from John Van de Wetering, President of Faculty Senate. Van de Wetering said that Budget and Policy Committee has appointed two ad hoc committees to report directly to the Senate at the body's first meeting spring quarter. The first committee titled "Academic Welfare of Student Athletes" is to investigate the grading of athletes in course work. The second committee "Sports Policy Committee" will develop faculty recommendations for a long-range sports program, with its primary concern being to respond to the general needs and purposes of the University.

Appointments to Academic Welfare of Student Athletes ad hoc committee: President Christensen appointed Tom Cannon and Chris Servheen to this committee.

Appointments to Sports Policy ad hoc committee: Christensen appointed Greg Beck and Ray Grande to this ad hoc committee.

Overseas study program: Dr. Van de Wetering discussed the overseas study program with President Christensen. The cost of this program is $400 to $500 to study overseas for one quarter. Christensen felt that CB might set up a scholarship or loan for students interested in this program. Christensen appointed Paddock as chairman of a committee with Flaherty and Thornton to meet with Van de Wetering to discuss the overseas study program more thoroughly.

Nationwide investigation of the work-study program: President Christensen received a telegram from Senator Lee Metcalf saying that he will "insist on nationwide investigation of the work-study program." Metcalf's message read "I will insist on nationwide investigation of the work-study program. However, this important chain of events should not be allowed to jeopardize this very worthwhile program, meaningful to countless students thus enabled to continue their education. I regret the alleged abuses, particularly as the Higher Education Bill moves up for Senate action. Best wishes during the trying times."

Jerry Schuster's resignation: Schuster submitted his resignation to CB for approval. He has been elected Vice Commander of Sigma Nu fraternity and will not be able to continue with his membership on CB. BECK MOVED CB ACCEPT SCHUSTER'S RESIGNATION. BERVEN SECONDED. QUESTION CALLED. MOTION CARRIED WITH ALL IN FAVOR.

Students registered in Precinct 52: President Christensen obtained a number of printouts of all people registered in Precinct 52. If a person's name appears in this printout and he has moved to another precinct, he will not be able to vote under this precinct. These printouts will be posted in all the dorms, at the U.C., the Lodge, LA Building and Main Hall. President Christensen appointed the following people to distribute the printouts: Aber - Bob Sorenson; Miller - Pat (more)
Flaherty; Brantley - Christine Anderson; Craig - Judy Gilbert; Knowles - Barb Ehrlich; Jesse - Jane Fouty; U.C. - Leroy Berven; Lodge - Tom Cannon; Main Hall - Greg Beck; L. A. Building - John Christensen.

No Smoking Signs: Servheen complained that nothing has been done to enforce the no smoking signs in the classrooms. He would be in favor of CB sending a letter to faculty members asking them to enforce the no smoking signs.

Proposed changes in Bylaws, Divisions VI and VII: Divisions VI and VII of the ASUM Bylaws were referred back to Planning Board for proposed changes.

Kaimin Funding Committee: President Christensen appointed a committee to investigate methods of funding the Kaimin. They are Chris Servheen, Bob Sorenson, Greg Beck, Leroy Berven, Bill Paddock, and ex officio member Bryan Thornton. They will hold a meeting sometime next week. Beck moved that CB accept these people to work on the Kaimin Funding Committee. Berven seconded. Motion carried with all in favor.

Constitutional Review Board: Steve Owens asked President Christensen to refer Article VI A, Section 3 of the Constitution about the Constitutional Review Board, to Constitutional Review Board, to have them clarify it and set up procedures for petitioning the board, to make it more accessible to students.

Vending Machine Company: Sorenson said that Greg's Vending Machine Company got the contract with the University of Montana. (It is a Missoula company)

Meeting adjourned at 9:30 p.m.

Respectfully submitted,

Ruby Biordich
ASUM Secretary

PRESENT: ANDERSON, BECK, BERVEN, CANNON, COOK, DANA, EHRLICH, FLAHERTY, FOUTY, GILBERT, GRANDE, MCKENZIE, MOZER, OWENS, PADDOCK, SERVHEEN, SWENSON, SORENSEN, SMITH AND VICK.

ABSENT: RIDGEWAY, SCHUSTER.
SUGGESTED CHANGES IN PROPOSED ASUM BYLAWS

NOTE: These suggested changes are introduced by myself as a member of Central Board, not as Planning Board Commissioner. However, I have discussed most of the proposed changes with Planning Board, and the board generally agrees with me on most of these.

DIVISION I -- MEMBERSHIP

ARTICLE IV. Delete "full-time" in the two places it appears.

ARTICLE V. Delete "full-time" in the one place it appears.

DIVISION II -- QUALIFICATIONS AND DUTIES OF OFFICERS AND CENTRAL BOARD DELEGATES

ARTICLE I. The President.
Section 1. Delete the phrases "full-time," "at the time of his election," "and must have at least 60 credits at the time of his election."
Section 2. Change to read "...and shall may sit as a non-voting...."

ARTICLE II. The Vice-President.
Section 2. Change to read, "the vice-president shall may sit as a non-voting...."

ADD NEW ARTICLE:

ARTICLE V. In the absence of all officers, the senior facultu representative shall preside over Central Board until Central Board shall select a temporary chairman from its membership.

DIVISION III -- ASUM PROCEDURES

ARTICLE III. Change to read, "Central Board shall adopt its own rules of procedure by two-thirds (2/3) vote, and these rules shall be a part of the By-laws."

DIVISION IV -- ELECTIONS

ARTICLE VII. Delete. Renumber remaining Articles in this Division.

ARTICLE XI. By typist error, this reads the same as Article XIV. As approved by Planning Board, Article XI read: "Elections Committee shall establish procedures for absentee voting in both general and primary elections." Please make this correction on your copy.

ARTICLE XVII. Change third sentence to read, "Recount requests must be made within 24 forty-eight (48) hours after...."

ARTICLE XVIII. Change the second sentence to read "Recount requests must be made within 24 forty-eight (48) hours after...."

DIVISION V -- COMMITTEES

ADD NEW ARTICLE:

ARTICLE VII. Store Board.
Section 1. Membership. The student membership of the Board of Directors of the Associated Students Store shall be selected as provided in the Articles of Incorporation and the By-laws of the Associated Students Store.
Section 2. Function. The Board of Directors of the Associated Students Store shall carry out their duties as provided in the Articles of Incorporation and the By-laws of the Associated Students Store.
Section 3. ASUM shall cooperate with the Associated Students Store and with its Board of Directors to the benefit of the membership of the Associated Students Store, as that membership is defined in the Articles of Incorporation of the Associated Students Store.

RENUMBER ARTICLES VII, VIII AND IX AS ARTICLES VIII, IX AND X RESPECTIVELY.
Several of the above suggested changes are necessary to prevent conflict between the Constitution and Bylaws. Others are added as additional conveniences for effective functioning of ASUM.

NOTE: Where a change is denoted by some words being crossed out and the following words underlined, the words which are crossed out are the present version, to be deleted. The underlined words are the new version, to be added or inserted. (The underlining is not a part of the final version, should the changes be adopted.)

Submitted by: Leroy F. Berven
Date: February 2, 1972
ATTENTION

STUDENTS

STUDENTS WHO ARE REGISTERED TO VOTE IN DORMITORY PRECINCT (PRECINCT 52), BUT WHO HAVE MOVED OFF-CAMPUS HAVE 30 DAYS TO GO TO THE CLERK AND RECORDER OFFICE IN THE COUNTY COURTHOUSE TO CHANGE YOUR ADDRESS AND VOTING STATUS AND TO FIND OUT WHAT PRECINCT YOU WILL BE VOTING IN.

IF YOUR NAME IS ON THE LIST AND YOU ARE STILL LIVING IN THE DORMS, THERE WILL BE A VOTING BOOTH PLACED IN THE LODGE FOR THE SCHOOL BOND ISSUE TO BE COMING UP IN APRIL AND FOR THE JUNE 6 PRIMARY.

Office of the Dean of Students

Admin. U. P.

Dean of Students

Assoc. Dean of Students

Asst. Dean of Students

Asst. to the Dean

Director
Financial Aid & Scholarship

Director
Student Facilities

Director
Health Service

Director
Counseling Center

Director
Placement Center

Director
Residence Halls

Director
Health Student Housing

Director
Food Service

Director
University Center
February 8 (Tuesday)  Petitions available for candidates

March 3  (Friday)  Deadline for petitions (to be turned into ASUM office)

March 6  (Monday)  Elections Committee certifies petitions (petitions turned in earlier may be certified at earlier Elections Committee meetings), decides necessity of Primary Election, makes election arrangements.

March 27  (Monday)  First day of Spring Quarter, campaigning may begin.

April 5  (Wednesday)  Primary Election (if necessary) (if no Primary necessary for any office, General Election will be held on this date.)

April 12  (Wednesday)  General Election

Offices to be filled:

President
Vice President
Business Manager

Central Board Delegates:
11 Off-campus
3 On-campus
2 Organized Off-campus
1 Married Student Housing

Store Board:
1 2 Two-year positions
2 1 One-year position
DECISION OF THE CONSTITUTIONAL REVIEW BOARD

Article 1, Section 6, of the election by-laws is in conflict of interest of Article 5, Section 12, of the ASUM Constitution which states the President has the appointive power of vacant Central Board positions subject to the approval of Central Board, that is to say, the statement "If a vacancy occurs in any of the official positions as defined in Article 2 of the Constitution, between spring and fall elections of the same year, then this vacancy shall be filled in the fall election" is antithetical of the meaning and purpose of the Constitution, and thus void. The President does possess the appointive power to fill vacant Central Board positions subject to the approval of Central Board.

Unanimously approved October 11, 1971 by the Constitutional Review Committee

Members being: Bruce Nelson, Richard Spall, Wesley Winkler, John McEwen, Leroy Bervin

Presented to Central Board, October 13, 1971
February 2, 1972

THE COALITION, after meeting in caucus, has decided to introduce the following resolution:

WHEREAS the Student Poll has indicated an overwhelming desire to place the varsity football and basketball programs on a self-financing basis, and

WHEREAS the present system of financing has proved to be unfair and inadequate, and

WHEREAS the economic unviability of the present financing system has the potential for corruption, and

WHEREAS there are starving needs, more worthy, on campus

BE IT HEREBY RESOLVED that Central Board of the Associated Students of the University of Montana give its strongest support to the following changes:

I. Varsity football and basketball be put on a self-supporting basis without financial support from ASUM or the general University budget.

II. Should either of the above sports be unable to function properly under this type of financing, they be eliminated in the best interest of the University of Montana.

III. The other varsity sports be continued, but participation be entirely voluntary with no personal financial gain by participants.

IV. A special ASUM committee be appointed to pursue attainment of the above changes.

James J. Mayr
Christine Anderson
Barbara L. Ehrlich
Raymond A. Spangle
Christopher Semlack
Bill Peddicord
Margaret Cook

Bruce Swanson
Judith Gilbert
Henry F. Brown

John R. Ullt
Rob Smidt
Jane Tonty
Miki McKinzie
ARTICLE I. The sole objective of Program Council shall be to create, direct, and maintain a balanced program of extra-curricular and co-curricular activities which should include art, recreation, films, lectures and performing artists appropriate to the educational goals of the University of Montana, the Associated Students of the University of Montana, and higher education in general.

ARTICLE II. Membership and Organization

Section 1. The Program Council. For purposes of annual budget and program scope determination, the Program Council shall consist of the Program Council director, all area coordinators, the ASUM business manager, the University Center program coordinator, and the Council's faculty advisor. This same committee membership shall also be responsible for quarterly budget and program scope re-evaluation and possible reallocation. During these annual and quarterly budget and program scope determination meetings, voting power shall rest with the entire membership listed above. The above-mentioned budget meetings shall take place only after the allocations to Program Council have been established by Central Board and the director of the University Center.

Section 2. For all other administrative purposes including the preparation of the budget request to be presented to Central Board, the Council membership shall consist of the Program Council director, the area coordinators, the University Center program coordinator and the Council's faculty advisor. Both the University Center program coordinator and the faculty advisor shall be ex-officio members in these meetings. The Council so-composed shall be responsible for compiling an annual budget to be presented to Central Board, providing guidance to the area coordinators and their committees, and coordinating all scheduling of events by the area committees.

Section 3. The Program Council Director. The Program Council Director shall be appointed by the president and confirmed by Central Board, with selection based on experience and the recommendations of the past Program Council director, the University Center program coordinator, and the membership of Program Council listed in Section 2. He shall be appointed immediately after the spring elections. He shall coordinate the overall efforts of the Program Council. He shall be responsible for financial reporting and record keeping of the Council's activities and shall keep the area coordinators advised as to the status of the area budgets. With the University Center program coordinator he shall also analyze each of the Council's events and provide such analyses to the area coordinators for future events and referral. He shall receive $110 per month effective the date of his appointment and shall be reimbursed monthly for the duration of his appointment. The length of the term of office of the director shall not be in excess of one year without reappointment by the president following the spring elections. The Program Council director may be removed from office only by a two-thirds vote of the Central Board.

Section 4. The University Center Program Coordinator. The University Center Program Coordinator shall serve as an advisor to the Program Council in addition to his other duties as outlined by the director of the University Center. He shall be appointed by the director of the University Center with selection based upon the recommendation of Student Union Board with the Program Council Director serving as an ex-officio member. He shall be responsible for advising the program Council director concerning record keeping and all financial matters. He shall also assist the Program Council director in analyzing the Council's events after their completion and providing the area coordinators with such analyses.
Section 5. The Area Coordinators. The area coordinators shall be appointed by the Program Council director and confirmed by Central Board with selection based upon application and qualifications as determined by the Program Council director. Area coordinators shall be assigned one each to the areas of:

1. Popular Concerts,
2. Lectures-Convocations-Symposiums
3. Cultural Concerts, and
4. Social-Recreational

Each coordinator shall be responsible for serving on Program Council as previously outlined, coordinating his special areas of concern as outlined by the Program Council director, and heading the research and selection activities of their individual committees. No area coordinator may head more than one area simultaneously. Each area coordinator shall receive $50 per month effective the date of his appointment and shall be reimbursed monthly for the duration of his appointment. The length of the term of office of an area coordinator shall not be in excess of one year without reappointment by the Program Council director. Any area coordinator may be removed from office at any time by the Program Council director.

Section 6. The Council's Faculty Advisor. The faculty advisor shall serve on Program Council as previously outlined. He shall assist and advise the Council and its committees as an additional resource to programming events. If at all possible, this position should be appointed only every two years, unless otherwise requested by Program Council listed in Article II, Section 2, so as to provide continuity for the overall program. The faculty advisor shall be appointed by the President of the University following recommendation of the Program Council director.

ARTICLE III. The Area Committees

Section 1. The Popular Concerts Committee. This committee shall be chaired by an area coordinator and shall consist of no less than three (3) activity fee-paying student members. Members shall be chosen by the Area Coordinator. The Program Council director and the University Center program coordinator shall sit as ex-officio members of Popular Concerts Committee. The committee shall be responsible for those concerts assigned by the Program Council director, as well as the research, coordination, and determination of specific popular concerts.

Section 2. The Cultural Concerts Committee. This committee shall be chaired by an area coordinator and shall consist of no less than three (3) activity fee-paying student members. Members shall be chosen by the area coordinator, and a faculty representative chosen by the President of the University shall serve as ex-officio members of the Cultural Concerts Committee. The duties and responsibilities of this committee shall be generally those of the Popular Concerts Committee except within their specific area of concern.

Section 3. The Lectures-Convocations-Symposiums Committee. This committee shall be chaired by an area coordinator and shall consist of no less than three (3) activity fee-paying student members. Members shall be chosen by the area coordinator. The Program Council director, the University Center program coordinator and a representative of the faculty chosen by the President of the University shall serve as ex-officio members of the Lectures-Convocations-Symposiums Committee. The duties and responsibilities of this committee shall be generally those of the above-mentioned committees except within their specific area of concern.
Section 4. The Social-Recreation Committee. This committee shall be chaired by an area coordinator and shall consist of no less than three (3) activity fee-paying student members. Members shall be chosen by the area coordinator. The Program Council director and the University Center program coordinator shall serve as ex-officio members of the committee. The duties and responsibilities of this committee shall be generally those of the above-mentioned committees except within their specific area of concern.

ARTICLE IV. Financial

Section 1. The funding of Program Council activities shall be derived from three sources: 1) annual allocations from Central Board, 2) annual allocations from the University Center, and 3) gate receipts derived from Program Council events.

Section 2. The annual budget request and all subsequent special budget requests shall be prepared by the Program Council as outlined in Article II, Section 2, of this Division, and shall be presented to the President by the Program Council director, as provided in Division III; Article I, Section 1 of the By-laws.

Section 3. The division of the total budget allocation to Program Council shall be the responsibility of the Council as outlined in Article II, Section 1 of this Division, as shall the quarterly evaluation and possible re-allocation to the area committees.

Section 4. Program Council shall establish, from its allocation, a reserve fund.

ARTICLE V. Contracts

Section 1. All contractual negotiations shall be the responsibility of the Program Council director and the University Center program coordinator. Any contract entered into on behalf of the ASUM Program Council must bear the signatures of both of these officers.

Section 2. In the absence of the Program Council director due to death or severe illness, the president or his designate may sign contracts in the place of the director. In the absence of the University Center program coordinator due to death or severe illness, the University Center director or his designate may sign contracts in the place of the coordinator.

PASSED AS REVISED BY PLANNING BOARD JANUARY 24, 1972

INTRODUCED TO CENTRAL BOARD JANUARY 26, 1972
DIVISION VII -- JUDICIAL SYSTEM

ARTICLE I. The following procedures shall govern in all cases in which the University institutes disciplinary proceedings against students for misconduct.

ARTICLE II. Definitions.
Section 1. "Dean's Office" means the Dean of Students or a person authorized to act for him.
Section 2. "Disciplinary Action:" may include any of all of the following:
(a) "Warning": an official written reprimand.
(b) "Disciplinary Probation": a probationary student status imposed for a specified period of time, during which time, the student may be denied the right to participate as a representative of the University in any University sponsored or approved extracurricular activity; the right to operate an automobile on campus; the right to hold office in any University organization (denial of the right to hold office shall include removal from any office then held in any University organization); or any combination of the above.
(c) "Suspension": a termination of student status for a definite or indefinite period of time. During the period of suspension the fact of suspension will be affixed to the student's transcript.
(d) "Restitution": money payment to compensate for damaged or destroyed property; repair or replacement of damaged or destroyed property; renovation of disturbed, cluttered or contaminated areas.
(e) "Parental Notification": notice to the student's parents of his probationary or suspended status. (Parental notification may be used only in the case of unmarried minors.)

ARTICLE III. Student Court - creation, composition, selection, and tenure.
There is hereby created a Student Court. The members of the Student Court shall be selected in the following manner: Two undergraduate students appointed by ASUM; one graduate student appointed by the President of the University from a list of five graduate students submitted by ASUM; one faculty member appointed by the Budget and Policy Committee of the Faculty Senate; and one faculty member appointed by the President of the University. A Chairman shall be selected by the Student Court from among its members. The Chairman so selected shall serve for one year. New members of the Student Court shall be selected by June 1 of each year and shall take office on September 1 of the year selected. Undergraduate and graduate students shall be appointed for one year. Faculty members shall be appointed for two years except the faculty member first appointed by the President shall serve for one year. No member shall serve more than two consecutive terms.

ARTICLE IV. Notice of Charges.
Section 1. Disciplinary proceedings shall be instituted by the Dean's Office by sending by registered mail to the student's last reported Missoula address or personally delivering a notice of charges to the student against whom disciplinary proceedings are initiated. The notice shall inform the student of the rule or regulation claimed to have been violated and a statement of the reported circumstances of the alleged violation.
ARTICLE V. Failure to Respond. After receiving a notice of charges, if the student fails or refuses to appear in the Dean's Office, and if he has not requested to have the case transferred to the Student Court, the Dean's Office may dismiss the charges, impose any disciplinary action specified by this code in Section 2 (b) or transfer the case to the Student Court. The Dean's Office shall notify the student of the action taken. Such action shall not be subject to appeal. To avoid unfairness, the Dean's Office may extend, or reschedule the time to enable the student to respond to the charges.

ARTICLE VI. Response to Charges.

Section 1. If the student appears in response to the notice of charges, the Dean's Office shall advise him of the facts concerning the alleged charges and the names and addresses of witnesses then known to the Dean's Office. The student shall also be advised that he is not required to make any response, that any statement made by him may be used against him, that if he remains silent, his silence will not be taken as an admission against him, and that he may advise the Dean's Office of any witnesses or evidence supporting his position. A parent, guardian, or counsel of the student may be present during the discussion between the Dean's Office and the student.

Section 2. After the discussion with the student and such further investigation as the Dean's Office deems necessary, the Dean's Office shall proceed as follows:

(a) If the Dean's Office determines that the violation alleged is not supported by the evidence, the charges shall be dismissed and the student notified.

(b) If the Dean's Office determines that the violation occurred as alleged, it may impose any disciplinary action specified by the code in Article II, Section 2. The Dean's Office shall notify the student of its determination including the disciplinary action to be imposed. The student may appeal the determination made by the Dean's Office by requesting a hearing before the Supreme Court. The request shall be made in writing and signed by the student. It shall be delivered to the Dean's Office no later than the 10th day following the date on which the notice of the determination and disciplinary action was received by the student, as determined by the date on the registration receipt, if mailed, or the date delivered to the student, if personally delivered. If no written request is received by the Dean's Office within the 10-day period, the disciplinary action imposed by the Dean's Office shall become effective and such action shall be final and not subject to further hearing or appeal. If the student makes a timely request for appeal, the Dean's Office shall transfer the case for hearing.

ARTICLE VII. Student Court Hearing.

Section 1. Original hearings, appeals from the Dean's Office and appeals from a living unit court shall be identical de novo hearings.

Section 2. Whenever a case is transferred for hearing, the Dean's Office shall notify the Student Court of the transfer and transmit to the Chairman of the Court a copy of the notice of charges. The Chairman of the Court shall promptly give notice to the student of the time, date, and place of the hearing, which shall be held not less than five days and, whenever practicable, not more than ten days after the date of such notice. The notice shall advise the student that if he intends to be represented by counsel he must file a statement of such intention with the Dean's Office at least 72 hours before the time scheduled for the hearing. The notice shall advise the student that the University may be represented by legal counsel. The notice shall advise the student that the hearing will be closed to the public unless he files with the Dean's Office a written, signed request at least 72 hours before the hearing, requesting the
hearing to be open to the public.

Section 3. Conduct of hearing. The student is entitled to be present at the hearing and to be accompanied by advisors of his choice, including legal counsel. The University shall be represented by the Dean's Office, or by counsel appointed by the Dean's Office. The University, through its authorized representative, shall state the case against the student and may present evidence and witnesses in support thereof. The student shall have the right to confront and cross-examine witnesses, and to present witnesses and evidence in his behalf. At the hearing, the burden of proving the student guilty of the alleged violation shall be on the University. The hearing shall be closed to the public unless the student shall request that the hearing be open to the public. Such request shall be made in writing, signed and delivered to the Dean's Office no later than 72 hours before the time scheduled for the hearing. An official verbatim record shall be made by means of tape recording or stenographic report. The Dean's Office shall keep the official record or a transcription thereof for at least one year from the date of final disposition of the case. Upon request by the student, the official record shall be transcribed and a copy furnished to him. If the student requests a copy of the official record, he shall pay the cost of transcription. The Student Court may prescribe additional rules covering the conduct of hearings not inconsistent with this code. Within five days after the conclusion of the hearing, the Court shall render its decision. The decision shall be based solely on matters introduced at the hearing. The decision shall be made by majority vote and the Chairman shall have a vote in all cases. The decision shall contain a finding as to guilt or innocence and a brief statement of the reasons for the decision. Upon a finding of guilt the Court may impose any disciplinary action specified by this code in Article II, Section 2. Copies of the Court's findings, decision and the disciplinary action imposed, if any, shall be furnished promptly to the student, the President of the University, and the Dean's Office.

ARTICLE VIII. Failure to Appear. A student who fails or refuses to appear at a hearing before the Student Court at the time and place scheduled shall be considered to have waived his right to be heard by the Student Court. However, the Student Court is authorized to hear the evidence from those present, to review the charges, and to make such investigations as it may deem necessary. In such cases of failure or refusal to appear, the Student Court is further authorized to decide the guilt or innocence of the student and upon a finding of guilt to impose any disciplinary action specified by this code in Section 2 (b). Such decision shall not be subject to appeal. However, for good cause, the Student Court may extend the time and reschedule the hearing to enable the student to respond to the charges.

ARTICLE IX. Living Unit Courts.

Section 1. Each living unit may establish a court.

Section 2. The members of the living unit court shall be selected according to procedures established by the living unit's constitution or by-laws.

Section 3. Living unit courts shall have authority to hear and decide all cases involving charges of student violation of living unit regulations. Cases may be referred to the living unit by the living unit administrative office or by the Dean of Students.

Section 4. If a violation of a living unit regulation is also a violation of a University regulation, the living unit court may refer the case to the Dean of Students to be handled in accordance with the procedures described in this code.
Section 5. Upon a finding of guilt, the living unit court may issue a written reprimand; may deny the student specified privileges within the living unit; may order termination of the student's University housing contract and require him to move out of the living unit within 30 days; or order restitution as defined in Article II, Section 2 (d). The above sanctions may be imposed by the administrative officer in charge of the living unit if the student elects to have his case handled by the living unit administrative officer.

Section 6. Any decision of the living unit court or the administrative officer of a living unit resulting in the denial of privileges, termination of the student's University housing contract, or an order of restitution may be appealed to the University Student Court by a written, signed request for a hearing in accordance with the procedure provided in Article VI, Section 2 (b) of this code.