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ASUM Student Government

Fall 9-9-2020

**SB21-20/21: Resolution Amending Article V, Section 4,
Paragraphs I, J, and K of the ASUM Bylaws**

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1 **The Associated Students of the University of Montana**
2 **Resolution Amending Article V, Section 4, Paragraphs I, J, and K of the ASUM Bylaws**
3 **July 30th, 2020**
4 **SB 21 - 20/21**

5 **Authored by: Ethan Hanley, ASUM Business Manager; Maggie Bornstein, ASUM**
6 **Senator;**

7 **Sponsored by: Noah Durnell, ASUM Senator; Jonathan Karlen, ASUM Senator; Christian**
8 **Pfeifer, ASUM Senator; Jack Rinck, ASUM Senator; Vincent C. Tarallo Jr., ASUM**
9 **Senator;**

10
11 Whereas, The Associated Students of the University of Montana (ASUM) is bound by its fiscal
12 policy;

13
14 Whereas, ASUM Fiscal Policy delineates all fiscal matters of the ASUM office and student
15 groups;

16
17 Whereas, During the summer of 2020, a working group met to completely revise the ASUM
18 Fiscal Policy;

19
20 Whereas, This resolution seeks to deal with expectations for leaders of member organizations;

21
22 Whereas, During the 2019-2020 academic year, paragraphs J and K were created to establish a
23 process for removal of a student group leader with specific parameters;

24
25 Whereas, These paragraphs would read better and make a clearer procedure if they were
26 condensed;

27
28 Whereas, The current version of the paragraph I allows officers to waive the requirement for
29 student group leaders to be ASUM fee paying students;

30
31 Whereas, This problem has been significantly reduced as all students pay the ASUM fee due to
32 the amended fee schedule which was passed during the May 2020 Board of Regents meetings;

33
34 Therefore, Let It Be Resolved, That Article V, Section 4, Paragraph I of the Bylaws be amended
35 to read:

36 *Officers or organizations seeking recognition with ASUM must be University of Montana*
37 *Students paying the ASUM activity fee. ~~This requirement can be waived by~~*
38 *~~recommendation from the Board on Member Organizations, and a 2/3 confirmation from~~*
39 *~~the Senate. Student group leaders may be removed from their position for committing a~~*
40 *~~felony upon conviction in open court while enrolled at the University as a student or for~~*
41 *~~committing any larceny against the University, ASUM, or any subsidiary thereof.;~~*
42

43 Therefore, Let It Be Further Resolved, That Article V, Section 4, Paragraph J of the Bylaws be
44 amended to read:

45 *J. If the Board receives evidence that a student group leader failed to meet the*
46 *requirements outlined above, the Board may act to remove said leader from holding a*

47 *position of leadership with a simple majority vote. The Board's decision will then be*
48 *forwarded to the floor of the Senate within the Business Manager's Report for general*
49 *discussion. During this appeal, the student group leader will be given the opportunity to*
50 *advocate for a reversal of their removal. At that point, the Senate may accept the results*
51 *given by the Board or vote to overturn the Board's decision with a 2/3 vote. During these*
52 *proceedings, the Business Manager may exercise discretion to enter into a closed session*
53 *to protect the identity of the student group leader involved in accordance with Montana*
54 *Code Annotated 2-3-203.;*
55

56 Therefore, Let It Be Further Resolved, That Article V, Section 4, Paragraph K be struck from the
57 Bylaws;

58
59 Therefore, Let It Be Further Resolved, That the lettering of Article V, Section 4 of the Bylaws be
60 adjusted to reflect these changes;

61
62 Therefore, Let It Be Further Resolved, That this resolution be sent to: Gwen Coon, ASUM
63 Office Manager; Marlene Hendrickson, ASUM Accountant; Bailey Durnell, Student Group
64 Coordinator.

65
66
67 Passed by Committee: _____, 2020

68
69 Passed by ASUM Senate: September 9, 2020

70
71
72 _____
73 Noah Durnell, Patrick James Flanagan,
74 Chair of the Relations and Affairs Committee Chair of the Senate

75
76
77 _____
78 Ethan Hanley,
79 Chair of the Board on Member Organizations