

4.6 Conflict of interest prohibited. No member holding an elected position on the Student Senate, the ASUO Programs Finance Committee, the Athletic Department Finance Committee, or the EMU Board may vote on the budget of any ASUO or EMU program in which they ~~hold a paid position during their term in office.~~ **will be holding a paid position during the year the fiscal budget is in effect.** This section shall be construed so as to prohibit conduct that creates the appearance of a conflict of interest, as well as an actual conflict of interest.

In accordance with Robert Rules of Parliamentary procedure it is a conflict of interest for students to vote on the budgets of requests or allocations in which they will receive direct pay from.

Shall the ASUO constitution be changed to include the following language?

5.13 The ASUO president shall establish a written agreement for each salaried, appointive position in the ASUO Executive Office prior to hiring for the position, setting forth its duties and responsibilities **in accordance with the ASUO Stipend Model.**

Clarification that the ASUO position is paid in accordance with the Stipend Model which was approved by the vote of the Student Senate May 2000.

Shall the ASUO constitution be changed to include the following language?

5.17 The President shall establish and publish his or her own criteria for fulfillment of duties within one month of taking office. The President shall also perform all duties as required by this Constitution. Articles of impeachment may be brought against the President by a 3/4 vote of the **seated** student senate. Upon such vote, the Constitution Court shall try the case and reach a decision by majority vote. Articles of impeachment brought before the Constitutional Court shall clearly set forth the grounds for removal of office.

This is in clarification in accordance of Robert Rules.

Shall the ASUO Constitution be changed to include the following language?

5.4 The ASUO President shall appoint persons to vacant positions of the Constitution Court, the **Athletic Department Finance Committee, the EMU Board (with the exception of positions appointed by the EMU Board), the Programs Finance Committee** and the Student Senate. These appointments shall be made within a period of thirty (30) calendar days of the vacancy and shall be subject to confirmation by a majority of the Student Senate within 7 (seven) calendar days of the appointment.

For clarification, Student Senate Consists of Programs Finance Committee, Athletic Department Finance Committee, and EMU Board Members. We need to clarify who the ASUO President does appoint, and it is not clear throughout any rules.

Shall the ASUO constitution be changed to include the following language?

5.6 The President or designee shall submit budget recommendations to the Student Senate for each of the three Major Programs: the EMU, ASUO Programs, and the Athletic Department. **These recommendations are to be submitted at the same time the EMU, ASUO Programs Finance Committee, and Athletic Department Finance Committee submits their recommendations for their programs to the Student Senate.** The ASUO president or designee shall submit budget rec-

ommendations to the ASUO Major Finance Committee for each of the ASUO program budgets **at each of the Major Program's budget hearings.**

For clarification, the student senate votes on these three budgets at the same time the ASUO gives the recommendation; therefore, they need to be submitted simultaneously. This will decrease confusion and questions for groups during the budget year. Major wording is changed due to the Clark document.

Shall the ASUO constitution be changed to include the following language?

5.7 The ASUO President shall submit an accounting of expenditures of all ASUO programs from the previous fiscal year. **(Referred to as Postclose and produced by the ASUO Accounting Coordinator and Controllers)**

Explanation: The document should be stated because people need to know what is considered "Accounting of Expenditures".

Shall the ASUO constitution be changed to include the following language?

5.8 The ASUO President and the Student Senate shall agree by ~~January 15th~~ **end of fall term** which the total incidental fee budget shall be submitted to the University President **on or before April 1st.** If they fail to agree, the Constitution Court shall set the deadline. In the event that the Student Senate fails to meet the deadline, the ASUO President shall, following consent of the Constitution Court, be responsible for preparing the ASUO budget and submitting it to the University President.

Statement of Explanation: Three years ago the OUS required the Incidental Fee allocations to be due on May 1st of each year. Therefore the ASUO must submit the allocations to the University President on or before April 1st. It must be agreed that a common timeline will be established before the end of winter term in order to insure that the budget can be completed by April 1st.

Shall the ASUO Constitution be changed to include the following information?

6.14 The **Programs Finance Committee, on behalf of the Student Senate shall submit, within their budget, Student Senate shall** a budget for an unallocated reserve of not more than 1.5% of the total incidental fee budget, using funds other than surplus from carry over and over realized enrollment.

For Clarification, the unallocated reserves are budgeted within the PFC's budget, therefore, PFC shall submit their budget to Senate with the unallocated reserves included. Confusion can occur when not knowing what allocated reserve is being talked about. With many more reserves being created, they will all need to be clearly labeled.

Shall the ASUO Constitution be changed to include the following language?

6.22 The Student Senate in conjunction with the President, ASUO Programs Finance Committee, Athletic Department Finance Committee and EMU Board, shall establish and publish the budget process schedule by ~~15th~~, **the end of fall term**, including the deadlines for the budgets to be submitted to the Student Senate and then to the ASUO President.

Statement of Explanation: Three years ago OUS required the Incidental Fee allocations to be due on May 1st of each year. Therefore the budget process schedule must be established by the end of fall term. If you waited until January 15th, the committees need to already be two weeks in until the process in

order to make the April 1st deadline.

Shall the ASUO Constitution be changed to include the following language?

7.4 The ASUO Programs Finance Committee shall establish and publish its own rule of procedure and criteria for non-fulfillment of duties by **October 25th** ~~November 1st.~~

Statement of Explanation: Three years ago the OUS required the incidental Fee allocations to be due on May 1st of each year. Therefore, the Programs Finance Committee shall establish and publish its own rules of procedure and criteria for non-fulfillment of duties by October 25th. If waited until November 1st, then the PFC would or could ask programs to only have one week to prepare their budgets, and it is too late to make the April 1st deadline to the University of Oregon President.

Shall the ASUO constitution be changed to include the following language?

7.6 The ASUO Programs Finance Committee shall assign a tag to each ASUO Program by October **10th** ~~15th.~~

Statement of Explanation: Due to the April 1st deadline, programs need to know whom they have to work with while they are in the process of creating their budgets. The tags have to be figured out before PFC budget packet is released to programs.

Shall the ASUO Constitution be changed to include the following language?

8.1 The ASUO Athletic Department Finance Committee shall be composed of five (5) members selected as follows: two (2) members elected as Finance Senators for two year terms, one (1) member elected as Finance Senator for a one year term, one (1) member appointed by the ASUO President for a years term, ~~and one (1) member appointed by the Athletic Department Team Council for a one year term.~~ The ASUO Finance Coordinator will also serve on the Committee as a non-voting member. The Chair shall be chosen from the elected members **in accordance with their by-laws.**

Explanation: The Athletic Department Team no longer appoints anyone. This will also give the ASUO Executive staff a voice in budget development.

Section 6.15 The ASUO recommended incidental fee assessment for each of the following Major Programs:

- 1) ASUO Programs
- 2) The Athletic Department, and
- 3) The incidental fee portion of the EMU budget; **excluding replenishment for expenditures from the previous year's building reserves,** shall not exceed a 7% increase over the previous year's student incidental fee assessment, unless individually approved by an initiative or referendum shall under Section 14 of this Constitution. If placed on the ballot, the measure shall specify the exact amount in both percentage and dollars by which the 7% limitation will be exceeded.

Explanation: The Oregon University System policies and the Clark Document require that all building reserves be fully funded. The required amount is based on the actual cost of original construction and increases at an annual percentage rate, which will be capped at 1.5% in 2008. All auxiliary buildings on campus (such as the EMU or Recreation Center) are required to maintain a building reserve to be used for maintenance and repair. If this measure passes, any expenditures from the reserves would not be included in the calculation that limits Major Program Growth to 7% as required by section 6.15 of the ASUO Constitution.