69th ASOSU Senate
Twenty-sixth Meeting
Tuesday, February 9th, 2010
MU 109

Members in attendance; Andrew Struthers (President Pro-Tempore), Donald Lite (Congressional Secretary), Ashley Barnes, Nolan Nichols, Matt Baumgartner (By Proxy: Luke Teeter), Jenna Albert, Kyle Bailey, Andrew Gaynair, RJ Friedman.

I. Call to Order/Roll-Call/Quorum

Order was called at 7:00pm with 7 senators and 1 proxy.

II. Swearing in of Senators

None were sworn in.

III. Singing of the OSU Alma Mater

The Alma Mater was sung.

IV. Approval of Minutes from Tuesday, February 2nd, 2010

Senator Struthers: And now approval of the minutes from Tuesday February 2nd, 2010. What were you saying Senator Gaynair?

Senator Gaynair: I like how it says, “Unknown Senator: Second.”

Secretary Lite: I’m sorry I don’t always hear who exactly says it, just that it was said.

Senator Struthers: Any other discussion?

Senator Albert: I move to approve the minutes from Tuesday February 2nd, 2010.

Senator Gaynair: I second.

Senator Struthers: Any other discussion?

There was no further discussion and a voice vote was taken. Motion Passed.

V. Standing Committee Reports

Oversight and Ethics

Senator Barnes: Nothing to report.

Student Government

Senator Nichols: Nothing to report.
Student Academic and Activities

Senator: Nothing to report.

VI. Joint Committee Reports

Joint Committee of Congressional Correspondence

Senator Struthers: Senator Cheney isn’t here, but I know he didn’t have anything to report.

VII. Executive Reports

Senator Struthers: We will have a report from Chris Lenn, will the secretary please read the report?

Secretary Lite: “Dear ASOSU Senate:

My name is Chris Lenn, I am the Queer Affairs Task Force Director with ASOSU. I am sorry that I cannot be with you tonight but would like to update you on the current status of Queer Affairs.

We are currently working on three projects involving policy and community outreach and development. We are partnering with Affirmative Action and Equal Opportunity to work policy through Facilities Services to make the campus more ADA accessible. What that means for queer students is the additional installation of unisex bathrooms that are ADA compliant on campus. This is especially important for gender variant students and those who currently feel unsafe or unwelcomed in gendered restrooms.

Queer Affairs will be helping to support UHDS reach out to more students about gender neutral housing.

The Task Force is currently developing a campaign to create a more visible queer and ally community on campus. All I can say currently is that the campaign is called, “Hey, that’s a nice button.”

Queer Affairs has been in contact with the U of O campus since the vandalism of their LGBTQ Alliance office. We have gone to visit and show support at their rallies and protests. The Task Force has also raised funds to help out our queer/ally Ducks.

Pride Planning 2010 starts this week and the task force will be present at all meetings.”
It’s been an exciting term and we are looking forward to more.

My email is queer.affairs@oregonstate.edu if you have further questions.

Sincerely,

Chris Lenn

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Senator Struthers: Are there any questions that can be relayed to Mr. Lenn?

VIII. Delegate Reports
No delegates were present.

IX. Old Business & Second Readings

HR-01.03 “Crews Act of January 2010”

Senator Struthers: Could you please read this Mr. Lite?
Secretary Lite: “HR-01.03 - Resolution to Request Oregon State University’s Compliance with the Americans with Disabilities Act “Crews Act of January 2010”

WHEREAS Oregon State University is a federal land grant funded institution and as such, required to comply with ADA standards.
WHEREAS Oregon State University has failed to perform a self-evaluation of compliance with ADA standards since 1995.
WHEREAS it is in the interest of the students of Oregon State University to comply with ADA standards to allow for full participation of students with disabilities
WHEREAS it is in the interest of the students of Oregon State University to avoid law suits against Oregon State University for failure to comply with ADA standards, the cost of which would financially impact the student body.

BE IT HEREBY RESOLVED BY THE ASOSU THAT:
That Facility Services of Oregon State University conduct a self-evaluation of campus facilities according to current ADA standards.

BE IT FURTHER RESOLVED:
That with the findings of the self-evaluation Facility Services will complete a thorough transition plan for Oregon State University to comply with ADA standards by June 30, 2011 that will include: cost projections, priorities, and funding strategies.

BE IT FURTHER RESOLVED:
That a task force comprised of students, faculty, and staff be formed to oversee both the evaluation, transition plan creation, and transition plan completion.

RESOLVED THIS DAY BY THE ASOSU
Sponsored By:
Rachel Crews, Undergraduate Representative
Andrew Hatlen, Undergraduate Representative
Ashley Barnes, Senator

Senator Struthers: Floor is open for discussion. This has been a long time coming and needed to be passed, and we need to get on it.
Jeffery Evans: Mr. Chair I am available for questions.
Senator Nichols: Will there be an initial cost for everything to be standard?
Jeffery Evans: I don’t understand the question.
Senator Nichols: Would there be something required to be done early?
Jeffery Evans: Over the years, the resources that would have been spent on keeping with ADA standards were spent elsewhere. They don’t know what needs to be done, I called on President Ray last January to pass this, to help push for additional funding for this.
Senator Albert: Do you know if the task force assembled will be under ASOSU or Student Affairs?
Jeffery Evans: We would like the university to create an official task force. We would hope that ASOSU would be involved and we want staff and students to be involved in this because they are directly involved and affected by this.
Senator Struthers: It says OSU Facilities Services so it will go through Kerr.
Senator Friedman: Have they said why they haven’t complied?
Jeffery Evans: This may take a moment; when I first started complaining, affirmative action would say they’re complying, but I would say they aren’t. They would say they’re grandfathered, does everyone understand what grandfathering means? Let’s say that if there is a building that is old, and you
renovate a building more than 20% then you need to renovate it all the way. But ADA doesn’t care about grandfathering. Then they said that the ramps were ok for when they were built, but I showed them that they weren’t. They weren’t sure about whether they had to comply with state, local or federal standards.

(President Van Drimmelen) called this the matriculation effect. A first year student feels bad, then during the second year you care more, and so on. But by the time that you are able to do something and have a large enough voice, you graduate. Then it will be a few more years before another student has another voice. That’s my theory as to why it has taken so long.

**Senator Gaynair:** How many would you say aren’t compliant? Do you have a general percentage of the buildings at OSU that are non compliant?

**Jeffery Evans:** There are two that are close, and those are Kearney and Kelley and they are only close because they have no nearby parking. I had a class in Kearney and the only available parking was by the Women’s building. From Milne to Kearney, I can make it without one stroke of my wheel. That is a dangerous ramp.

**Senator Gaynair:** Do they comply with state law, is that their argument?

**Jeffery Evans:** I suspect that is the standards they’re using, however I asked that question and nobody was able to answer. They need to identify which standards were used for individual ramps.

**Senator Friedman:** I think they should abide by federal standards. How long have they needed to comply with ADA?

**Jeffery Evans:** As far back as 1984. This applies to all federal businesses and places that receive federal funding, and that was back in 1984.

**Senator Friedman:** Is that a contingency for being funded by federal government?

**Jeffery Evans:** That is why you hear about all of the litigation, because you hear about individuals filing 1500 law suits. The problem is with the government agencies that are enforcing civil rights and the fact that people with disabilities are less able to defend themselves. It makes it so resources go into other parts. A perfect example is political involvement, most of you can go door to door, and we can’t. Because the public infrastructure isn’t acceptable, which means we have to be more active to get them to comply.

**Senator Gaynair:** Has the house passed this?

**Senator Struthers:** Yes, it came from them.

**Senator Albert:** What was the vote?
Senator Struthers: I will defer that to Max Patterson.
Representative Patterson: It was overwhelming, 17-0-0
Senator Gaynair: I move to approve HR-01.03.
Senator Albert: I second.
Senator Struthers: Further discussion? Hearing none we will move to a vote.

A roll call vote was taken and
**HR-01.03 “Crews Act of January 2010” approved 8-0-0.**

Jeffery Evans: Thanks, and now it’s time for us to rock and roll!

**SB-69.04 “Congressional Clerk Act”**
Senator Struthers: I need to step down because I am bringing this forth. Any people volunteering. Well then I put Senator Gaynair forward because he is next to me.

A vote is taken and it is approved.

Senator Gaynair: The seat of power.
Senator Lite: “SB-69.04 Bill to Combine the Congressional Parliamentarian and Congressional Secretary “Congressional Clerk Act”

WHEREAS The ASOSU Constitution and Statutes allow for administrative assistant for the Speaker of the House and the President of the Senate in the form of a Congressional Secretary and Congressional Parliamentarian.
WHEREAS The budget for the ASOSU Congress for fiscal year 2011 includes alone a single administrative assistant, to reduce the fee burden on the students of Oregon State University.
WHEREAS The services rendered and duties performed of the Congressional Parliamentarian can be easily serviced by a assistant similar to a Congressional Secretary.

BE IT HEREBY ENACTED BY THE 69th ASOSU THAT:
Title II, Section 4, Letter-Subsection A shall be amended to be Congressional Clerk

BE IT HEREBY FURTHER ENACTED THAT:
Title II, Section 4, Letter-Subsection A shall be amended to read as:

1. The Congressional Clerk shall advice the Presiding Officers of the Senate and House of Representatives on questions of parliamentary procedure and act as a consultant in the writing of legislation.
2. The Congressional Clerk shall record, type, copy, and distribute the ASOSU minutes, agendas, bills, and resolutions of the Senate and the House of Representatives. The Congressional Clerk shall maintain files for
all ASOSU Congressional business and archive documents when
necessary.
3. The Congressional Clerk shall be required to hold twelve office hours a
week excluding Finals Week.

BE IT HEREBY FURTHER ENACTED THAT:
Title II, Section 4, Letter-subsection B shall be stricken.

BE IT HEREBY FURTHER ENACTED THAT:
Title II, Section 2, Letter-subsection C shall be amended to read as followed:
The Speaker of the House shall preside over all regular and special
meetings, coordinate activities and orientations, and oversee all
operations of the House of Representatives. The Speaker shall appoint the
Congressional Clerk and other officers, excluding the Speaker Pro
Tempore. The Speaker shall serve as a legislative representative on the
OSU Faculty Senate. The Speaker shall appoint chairpersons to all House
Standing Committees.

BE IT HEREBY FURTHER ENACTED THAT:
The office of Parliamentarian shall remain vacated and the emoluments of said
position shall return to the contingency fund for ASOSU.

THIS SHALL TAKE EFFECT June 1st 2010:
Sponsored By:
Andrew Struthers – Senator
Dustin Cheney – Senator

Senator Gaynair: Floor is now open for discussion.
Senator Struthers: This is the combination of the positions of parliamentarian and
secretary.
Senator Barnes: Point of information; it says June 1st, 2010, will the position be filled
for the rest of this year?
Senator Struthers: Speaker Aljets won’t be filling it.
Senator Barnes: Should we amend that to make this take place immediately?
Senator Albert: Will that be a ghost position or what?
Senator Struthers: The position will be there, but nobody will fill it. It will stay open.
Senator Nichols: The parliamentarian’s wage will be the same then?
Senator Struthers: There will be no parliamentarian, but the clerk will be paid what
the secretary was formerly paid.
Senator Albert: Talking about the third whereas, it makes it sound like the
parliamentarian will be getting an assistant.
Senator Struthers: I move to make a friendly amendment; actually I move to
amend the third whereas to insert “and Secretary” after Parliamentarian and add
an “n” to “a” to make it grammatically correct.
Proxy (for Senator Baumgartner): Will we be voting on this next week or what?
Senator Struthers: Point of clarification; this will just change the wording we can still vote on it tonight.

A voice vote was taken and the amendment was approved.

Senator Albert: I can’t get over this third whereas; maybe this could say that they are being combined into one position.
Senator Friedman, I move to make a friendly amendment to remove the third whereas. The whereas doesn’t really matter, but I guess it only matters what the legislation changes it to. Motion withdrawn.
Senator Albert: Technicalities!
Senator Struthers: I think that adding something to say that these are being combined would be good. I move that under the third whereas, the last “secretary” is changed to “an assistant similar to a congressional clerk.”

A voice vote was taken and the amendment was approved.

Senator Struthers: I move to approve the Congressional Clerk Act.
Senator Friedman: I second.
Senator Gaynair: Any further discussion?

There was no discussion and the Congressional Clerk Act passed 8-0-0.

Senator Gaynair: You can have your chair back.

X. Other Old Business

HB-01.04 “H.S.R.C. Act”
Senator Struthers: President Schock said that the first whereas is wrong, apparently that it was passed by SIFC. So the bill is incorrect for who they want to have come to us, so this can stay tabled until the position is filled, or we can approve it as it stands.
Proxy (for Senator Baumgartner): So this still isn’t correct?
Senator Struthers: No it isn’t.
Proxy (for Senator Baumgartner): Then I move to table until it is correct.
Senator Albert: I second.
Senator Nichols: So are we going to keep tabling this until we get the position filled?
Senator Bailey: So we’re just going to keep tabling this until later.

Senator Struthers: (The HSRC) is currently ran by a grad student, the project manager and not an executive director. Is this right Mamta?

Mamta Accapadi: Yes, she does a great job. She just isn’t the position listed on this.

Senator Struthers: Are there any problems with tabling to Student Academic and Activities committee?

Senator Struthers: I move to table it to the SAA committee; they are in charge of stuff like this. I will yield to Representative Patterson.

Representative Patterson: So what is the problem with this?

Senator Struthers: The money is coming from Ropers office and not SIFC.

Representative Patterson: Is it possible to make an amendment and pass this, then send it to (the House of Representatives), and we can change it to be correct?

Senator Struthers: I will yield to Mamta.

Mamta Accapadi: The intent is to have someone from HSRC come, right? Does it matter who? Maybe we could just have a student position come and report so they aren’t blocking off time with an executive director?

Representative Patterson: So what this is asking for is a report from the director of the thing, so if someone makes an amendment, who cares about the whereas and that crap?

Senator Struthers: Language please.

Representative Patterson: If someone makes an amendment to change this, I can help get this passed as it will be in the House.

Senator Struthers: It must go through conference committee first.

Representative Patterson: Then I’ll do it next week.

Senator Albert: President Schock’s problem was with the funding, we should know where the funding is coming from before we pass this, just to refresh this in our minds.

Senator Bailey: Right now it’s coming from Kerr, so next year it’s coming from SIFC?

Senator Struthers: There are talks about funding coming from ASOSU.

Senator Bailey: So if it’s through student affairs, then we have no jurisdiction but if its ASOSU, then we need to get this worked out.

Proxy (for Senator Baumgartner): So let me get this straight, there are just talks about making a position; so were making a bill about a position that doesn’t exist yet?
Senator Struthers: Yes, that’s why we need to get it figured out before it’s passed.  
Senator Friedman: What does this person do?  
Mamta Accapadi: It’s fairly new, this is my 11 month expert assessment, HSRC is a body that was created by ASOSU. It is a long term plan to help people with high poverty and high needs on how to access social services or apply for food stamps, so student can access this from on campus. There is a long term vision about a full time position, because right now it’s a GTA half time position. I have only seen it in a plan. There isn’t a formal job description about this position. If there is a question about accountability, do you have someone like Stephanie Ducket or Patricia Lacey give reports? Because that’s the direction this position is heading. Do all these bodies give reports and if they do, then this is in the right direction. (President Schock’s) point is that we can’t ask someone to report to us who doesn’t answer to us financially.  
Senator Friedman: Does this come from SIFC?  
Senator Struthers: The funding for the things it does is from SIFC, but the position isn’t. The discussion should remain on the topic which is to table.  
Senator Barnes: Point of information; student fee funded positions don’t report to us, unless they’re requesting funding.  
Senator Friedman: So if we do pass this, then I see the bill being changed immediately to taking place when and if the position is ever filled by ASOSU. That’s what an amendment should be, It won’t do anything if it doesn’t end up being funded by ASOSU.  
Senator Albert: Because it’s not a position yet and there isn’t any funding for it, there isn’t any urgency to pass this.  
Proxy (for Senator Baumgartner): Going off of what Senator Albert said, because if there isn’t a position and if the position is made at a later time. Then we should do it then, but this won’t do anything.  
Mamta Accapadi: Is there a way to capture the spirit of the bill?  
Senator Friedman: I suggest we make a blanket and make it any ASOSU funding should be reported to us and not just one position on this right now.  
Mamta Accapadi: Maybe a thought; that one of their roles be in an internal or external fashion because they are modeled after the other resource centers.  
Senator Struthers: The motion on hand is to table this. I yield the floor to Representative Patterson.  
Representative Patterson: I recommend to strike this motion to table it, Senator Friedman has some good whereas changes that we should go for.
Senator Friedman: We can’t be specific to make someone come to us who doesn’t exist.

Senator Struthers: We should send this to a committee so we’re not wasting a bunch of time and we can have them report to us next week.

Senator Friedman: Here are a couple examples of what we could change it to...

Senator Struthers: Only the executive branch is required to come to us.

Senator Nichols: Can we give this to a committee with recommendations?

Senator Struthers: Yes we can.

Mamta Accapadi: I know the HSRC reports to Chon Madrigal’s position and chon gives a report. Maybe you could just ask Chon to give a report on the HSRC?

Senator Struthers: Is there any further discussion? Seeing none we will move to a vote to table the HSRC.

Senator Friedman: But we don’t want that, right? I’m just making sure that’s what we want.

Senator Struthers: Yeah but we have to vote on it.

A voice vote was taken and the motion to table the HSRC Act failed.

Senator Struthers: I move to send this to the SAA committee with recommendations given by Senator Friedman.

There was a second given.

Proxy (for Senator Baumgartner): So just to get this right, the committee comes back to us?

Senator Struthers: Yes that’s right.

Senator Barnes: I think that the committee should make it just so that Chon gives us a report.

Senator Friedman: Second.

Senator Struthers: There was no motion made.

Senator Bailey: We could make it that just someone from the HSRC has to come to us.

A voice vote was taken to send The HSRC Act to SAA and it was approved.

XI. New Business

Senator Struthers: Is there any other new business? Hearing none we will move on.

XII. President’s Announcements
Senator Struthers: Thursday February 11th in MU109 at 7pm, there will be “Our Little Village” and other stuff from SIFC happening. If you have legislation, let me know and we’ll put it on the agenda. Do your office hours.

XIII. Senator Comments
No comments were made.

XIV. Gallery Comments
No comments were made.

XV. Adjournment
Senator Albert: I move to adjourn.
Senator Friedman: I second.

Acclamation occurred at 8:00pm