I. Call to Order/Roll-Call/Quorum
Quorum was met and the meeting was called to order at 7:04 p.m.

II. Swearing in of Representatives
Lee Phou was sworn in.

III. Singing of the OSU Alma Mater
The Representatives and Gallery members present sang the Alma Mater.

IV. Approval of Minutes from Wednesday, October 5th, 2011
Representative Van Bossuyt: I move to approve last week’s minutes.
Representative Brantley: Second
A voice vote was taken to approve the minutes. The motion passed.

V. Standing Committee Reports

Ways and Means
Representative Van Bossuyt: We will be having a meeting at 11 a.m. this Friday at the ASOSU offices. Please make sure you’re there. We have an urgent matters to vote on you should’ve got my email regarding this meeting. Remember, 11 a.m. this Friday.

Educational Activities
Speaker Hatten: We’re still looking for a chair for that committee so come talk to me if you’re interested.

Appropriations and Budgets
Representative Robb: I sent out an email to all the committee members if you haven’t received one please contact me. We’re still setting up a meeting time.

VI. Joint Committee Reports

Joint Committee of Congressional Correspondence
Representative Robb: I met with the senate yesterday and they approved the judicial council court procedures for the year and passed a statute change that was purely grammatical. We should hear that in the house.

Speaker Hatlen: The student government committee did meet last night and the bill for student representation was killed in committee so they can start fresh with a new revised bill. If anyone in the house wants to be involved in that please let me know.

VII. Delegate Reports

Speaker Hatlen: This is the time if you represent a student organization or student group that you can talk about what you’re doing.

VIII. Special Orders

HB-03.01 “Articles of Impeachment”

Clerk Wolff: HB-03.01

Bill to Impeach the President of the Associated Student of Oregon State University

“Articles of Impeachment”

WHEREAS The ASOSU as defined in Article II of the Constitution is every enrolled student at Oregon State University;

WHEREAS It is the duty of the House of Representatives and the Ways and Means Committee to approve expenditure changes to the ASOSU Budget, which shall be done by a bill or resolution as stated in Article III Letter I of the Constitution and approved by the Senate;

WHEREAS Article III, Letter C of the Constitution States that Congress shall establish and maintain the statutes of the ASOSU;

WHEREAS The Oregon Student Association (OSA), a statewide advocacy and organizing non-profit, was established in 1975 to represent, serve, and protect the collective interests of students in postsecondary education in Oregon (http://www.orstudents.org/osa/info/C4/);

WHEREAS OSA has focused on issues such as tuition, financial aid, recruitment and retention of students underrepresented on campus, and student rights. A cornerstone of the organization’s work includes educating students, other members of campuses, and the greater community on issues relevant to postsecondary education, developing and training student
leaders, and organizing students around student issues. OSA also provides a collective voice for students in state government, the Oregon University System, and other state boards and commissions (http://www.orstudents.org/osa/info/C4/);

WHEREAS There has been an executive decision and statement released, that the ASOSU is no longer members of the Oregon Students Association;

WHEREAS Article III Letter J Section 1 of the Constitution gives the sole authority to the House of Representatives to bring Articles of Impeachment against an officer of ASOSU when they are not fulfilling their delineated duties;

BE IT HEREBY ENACTED BY THE 3rd ASOSU House of Representatives THAT:

In her conduct while President of the Associated Students of Oregon State University, M. Tonga Hopoi, in violation of her constitutional oath faithfully to execute the office of the President of the Associated Student of Oregon State University and, to the best of her ability, uphold and execute the provision of the Constitution and such acts of the Associated Students of Oregon State University, and in violation of her constitutional duty to take care that the laws be faithfully executed, has willfully corrupted and manipulated the executive powers of her high office;

As of June 16, 2011, M. Tonga Hopoi has refused to send representation to the Oregon Student Association Board of Directors as delineated in her duty in the Statutes of the Associated Students of Oregon State University in Title III Section 3 Letter A Subsection 2 and Title III Section 3 Letter C. As of October 1, 2011 M. Tonga Hopoi will have missed three meetings of the Board of Directors for the Oregon Students Association;
(See attached attendance records)

On July 14, 2011, M. Tonga Hopoi as the leader for the executive branch issued a statement stating the ASOSU will no longer be members of the Oregon Students Association, in which this act has circumvented all legislative requirements as outlined in the provisions Constitution and such acts of the Associated Students of Oregon State University;
The actions and decision making by M. Tonga Hopoi has had the following effects:

1. Congress was not involved in the decision making in removing the ASOSU from the Oregon Students Association.
2. The ASOSU was not involved in the decision making in removing the ASOSU from the Oregon Students Association.
3. The ASOSU was not formally notified that they have been removed from the Oregon Students Association.
4. The ASOSU currently has no standing, permanent representation in the capital for the State of Oregon, a role fulfilled by the Oregon Student’s Association as a lobbying organization.
5. The ASOSU currently has no standing relationship with the United States Student Association formerly provided through the Oregon Students Association, additionally, damaging ASOSU’s representation at the federal level.
6. The relationship between the Associated Students of Oregon State University and the Oregon Student Association may have been damaged and require mending.
7. The ASOSU has been charged a fee of $1.15 per student per term for fall membership dues to the Oregon Student’s Association totaling $75,745, duly approved by the Student Incidental Fees Committee and the ASOSU Congress, which, in violation of the budgetary authority of the House Ways and Means Committee has not been disbursed to the Oregon Student’s Association nor re-allocated in a right and proper manner by the Ways and Means Committee. (See attached documents)

In doing this, M. Tonga Hopoi has undermined the integrity of her office, has brought disrepute on the Presidency, has betrayed her trust as President, and has acted in a manner subversive of the rule of law and justice, to the manifest injury of the people of the Associated Students of Oregon State University:

Wherefore, M. Tonga Hopoi, by such conduct, is hereby impeached.

BE IT FURTHER ENACTED BY THE House of Representatives THAT:

Upon final passage of the Article of Impeachment, the Speaker of the House shall request the impeached individual to report to the front of the House of
Representatives and with the members of the House of Representative standing in respect, the Speaker shall read the above final charges against the individual.

**BE IT FURTHER ENACTED BY THE House of Representatives THAT:**

In accordance with Title VI Section 6 Letter B the Speaker of the House shall notify the President, the Vice-President, the Judicial Council Chair, and the Executive Director of Finance of the impeachment. The President is hereby suspended of her duties and shall not receive a stipend for the duration of the suspension. The Vice-President shall serve as the Vice-President and the acting-President until an impeachment trial has been held.

**ENACTED THIS DAY BY THE House of Representatives**

Representative Struthers: Mr. Speaker at this time, I move to allocate 5mins to any of the other authors who would like to speak, 15mins to the President for the purpose of addressing the Articles of Impeachment, and 20mins to the gallery for the purpose to add any comments that they may have. I want to make it clear that time allocated to the President is for her to address the Articles and the time allocated to the gallery is not the time for discussion between members of the House and of the gallery, but for their comments. After time has expired for the President and the gallery, the floor will be closed to them for discussion among the members of the House at which time members will be allowed to ask the authors and the President questions.

Speaker Pro-Tempore: Second
Speaker Hatlen: I believe this is to allocate a proper amount of time to talk about this in a fashionable manner.
A voice vote was taken. Motion **passed.**
Representative Struthers: Mr. Speaker and members of the House of Representative, before us tonight is HB-03.01 "Articles of Impeachment," as one of the authors I have been asked to speak for those that have worked on this. I would like to take a second now before getting into the content of the bill to clarify to everyone what it means for Articles of Impeachment to be brought forward and if passed what does it do to the individual. As stated in the Constitution and quote,
"The House of Representatives shall be responsible for bringing charges of Impeachment when elected or appointed members of the ASOSU are not fulfilling the duties as delineated in the ASOSU Constitution or Statutes."

However, Articles of Impeachment do not remove someone from their position. Articles of Impeachment are only charges brought against the individual. Consider them charges being brought against an individual as a prosecutor would bring forth charges in the court room. After the Articles are passed the individual is considered impeached, suspended of their duties and pay, until the Senate holds a trial of whether they should be removed from office or not. Fortunately, I would like to say that this was not the first course of action myself and the other authors considered. Unfortunately, the Speaker, our liaison to the Executive Branch, tried to have a conversation with the President on multiple attempts and was unwilling to give further explanation or expand on her reasoning, we have came to the conclusion of bringing forward tonight’s Articles of Impeachment.

Now Mr. Speaker, these Articles of Impeachment are not because myself and the other authors necessarily believe we should be part of the Oregon Student Association or OSA, honestly I haven’t even really talked to them about their thoughts about that or even care at this point. However, what we do agree upon is the way the President has gone about with her actions, has gone against the authority and power granted to the position she holds. What we have to remember is we all have taken an oath of office to uphold the provisions of the Constitution and such acts passed according to those provisions. And if we fail to uphold these provisions we are to answer for that. Mr. Speaker that is what we have before us tonight. It’s not about anyone individual character, it’s not even about do we believe that student fees should be used in the manner that which they were previously approved. Mr. Speaker what this is about is the legitimacy as the student government, to uphold that oath to which we have promised the students and accomplish the jobs given to us. That Mr. Speaker is why I’m here before the House to tonight with the three others authors of the Articles of Impeachment.

Mr. Speaker I would like to address some of the charges listed in the bill. For the first charge for violation of constitutional oath, I hope by now we all understand
what has been meant by this, as we continue through the changes it may
become more clear on what is meant by this.
The Second charge is referring to her duty to sit on independent committees
listed in the statutes. One of which is the Oregon Student Association Board of
Directors. As stated in the bill the President has missed all meetings from the first
meeting of June 16 of this year till October 1, as you will see in the attendance
records provided to you. You will notice that no members from OSU have
attended the meetings. And may I remind everyone it is the duty of the Senate
with the approval of the House to change the statutes in which it is stated she will
attend these meetings.
The Third charge, the statement released on July 14 to OSA that ASOSU will no
longer be a member school. Again this goes back to the President's duty to sit on
the Board or send someone in her place. Only Congress has the authority to
change those provisions.
The Fourth charge, that lists out seven different effects of the President's actions
and decision. I feel are some of the more sticking points. On release of the
statement of ASOSU no longer being members of OSA, the President did not
inform this body, the Senate or even the student body. Nor was this body, the
Senate, or the student body involved in the decision making. Especially after
students were charged a fee of $1.15 this fall to be members and at this time will
continue to be charged for winter and spring. The President has not informed the
House Ways and Means committee, who is recognized by the Student/Incidental
Fee Committee and the ASOSU Statutes as the budgeting board for ASOSU. It is
the duty of the Ways and Means and the House to make changes to the ASOSU
budget with the approval of the Senate, according to the Constitution.
Mr. Speaker in closing at this time with all the events that have lead up to tonight.
With the students that have either approached you about the decision-making,
the ones that have approached me and any of the other authors. I feel that at
this time this is the proper course of action. But may I remind the members of the
House that this is not about whether we should be members of OSA, or the
individual character of the President. This is about the actions and decision
making process the President has taken to this date, and how it may violate the
 provision of the Constitution and such acts passed according to those provisions.
Thank you Mr. Speaker.
Representative Reyes arrived at 7:20 p.m.
Representative Van Bossuyt: I think the articles of impeachment are pretty clear. It’s with a heavy heart that I had to sign on but I thought it was warranted. This isn’t a trial about the president; it’s about a very narrow issue here. Please put that into consideration, don’t be intimidated with how many people are here when you’re voting. It can be disconcerning but please think about what you’re voting on. When you vote it’s for what’s best for the students and with what’s best for this university. Make sure you can live in good conscious that you can go back to your students and tell them why you voted the way you did. This is the first time that we’ve had anything close to this magnitude. Please feel free to ask questions in open discussions on the house.

Speaker Pro-Tempore: I don’t have much else to say that Representative Struthers and Representative Van Bossuyt haven’t covered. I’d like to emphasize that I want everyone to be respectful. This isn’t in no way shape or form a decision on Madam President’s character. It’s the delineation of the president. Myself and the other authors stand by what’s written in the bill. I would like to remind that if she is impeached tonight it will be held by the senate to choose to impeach her or not. This is not the final say on the matter.

Representative Robb: The seriousness of impeachment should not be taken lightly. This is not to be done for small incidences. We feel, as a breach of the separation of powers, which this student government is based on. It’s the legislator’s duty to mend that breach. The main thing with this is we did not come to this lightly and we feel that after all the other courses of action this is the most logical reason. And with this I’d like to remind everyone that if this does go through the trial in the senate, Madam President won’t be able to defend herself in front of senate and have a member of a co-author or someone from this body as a prosecutor. They’ll be given full rights as anyone would in American court justice. I feel that the severity of this should not be taken lightly and should be given full consideration.

President Hopoi: First off what affects me the most is that everyone that showed up. I got I was on Monday at home with my family. I had problems with my back, that’s what happens when you sit to work long days. You get back problems. I got the courtesy note on Tuesday from the House but I wasn’t able to open up the email I wasn’t able to see what the House requested of me. It was a feeling that I understood what this comes from. On June 1 we were in the office, we hired a full team and the whole team was in there. For a month and a half I did not see the Speaker of the House. I sent out an email saying do right by the
students. July 7 he showed up in the office as it goes June 1 is when we’re supposed to be in office. I know the seat that I sit on and I expected the same from others. Senate meetings, we couldn’t hold quorum the first two scheduled meetings. The decisions we’re running with ASOSU time. We work from June 1 to June 1 as the executive branch is the only one with OSA. Now we wait for all the other branches to come in and see what’s going on to do their process. I would wait. I waited for this time when you all meet. I’m waiting for it to hit the floor I was checking agendas and it still hasn’t come up. For a month and a half I could not get a hold of him. That is no respect to me. That is no respect. And so we brought in a senate pro-tempore and everyone followed along and then it came up what we did 2 months ago. We waited and we did our choice. That funding is not used for other things they did not deserve it. That is not our only presence in Salem. We know the importance and we can’t wait for other people. There are other things that play into it at the end of the day this is not right. This is just not right. We have offices across the room. If you want due respect you send a formal report. I remember there was a request for Q and A time at the first House meeting. I asked for a weeks’ notice. Last week I got a walk by from the Speaker for Q and A. You send me a formal notice. Respect goes two ways and I’m sorry if I didn’t respect you enough but you should’ve been there June 1 because I worked my butt off for 4 months now. I have given my all to the students and I expect the same from other branches. That’s all we can hope for this is why it’s wrong. The person that was here from June 1 and will be here until June 1, 2012 is being tried. That’s why it’s wrong. I ask you today when you make your decision what you stand on. You not only stand for yourself but for ASOSU. Those students are in here tonight that care about this organization and I say don’t do right for your own beliefs but for them. They’re the ones that hold the honor we just sustain a system to give them the opportunity. I apologize if this is not what you expected usually I’m calm and collected. I didn’t expect this for the first sit down on my computer. But I will see it through. I want to thank you for being here on a Wednesday night. I think this is the largest gallery they’ve ever had. In the end you’re making a decision for someone that’s been here for 4 months. Not for someone you don’t know. That’s the difficult party. Because you just got to know me because you got here 2 weeks ago. I hope you make the right choice for Oregon State University.
Speaker Hatlen: Thank you Madam President. Now we’ll have 20 min of comments from the gallery. We’re going to start a speaker’s list. Please state your name and speak loudly. The floor is open.

Agustin: I was asking for point of clarification. Were there other measures that were taken before this or did it go straight to impeachment? Were there other ideas thrown around?

Speaker Hatlen: As the authors said there were other steps taken and thought about before this. This isn’t a Q and A time though.

Senator Vandever: While I have no doubt what the president said today there is a lot of truth to her statement. As the facts remain she doesn’t deny the truth of the facts that were brought up.

Andy Derringer: Chief of Operations for Executive Branch of ASOSU. I’m a little more nervous than usual. When looking at the situation like this you have laws and regulations and you have to consider the scenarios if they have to be corrected because of the person. Or look at the laws and see if they need to be corrected. If you look back on documentation I was available in Salem 2-3 times a week as well as organizing a trip to go to Washington DC to lobby for OSU. There are things OSA does very well. When we started this organization we were Oregon State University first. Decision we had to make right away when we rolled in around June 1. We had to decide if we should do this or not. While they did things well, things that are specific to Oregon State students the small group of executive showed up consistently in Salem with ways and means to make sure there were moneys to go to the new experience center. There were occasions when OSA was not found. And to give our resources to OSA we decided they needed a powerful message that until they were to support our university and when they came to talk to us they have not come to the table. They’re going to hang out in Eugen. We made that decision; we needed support from other branches. It was not there. We needed to make a decision. I have heard members in previous Executive Branches saying they wish they made that decision including people that spoke before me. We were the year that made that decision.

Katie: I also worked for ASOSU last year and as Andrew said there were many people on our cabinet that opposed OSA and what they did for us. Maybe these are the facts but look at this, Tonga has an impact on our student community that other presidents have not had. Look at how many people have been affected by Tonga. People are piling in still.
Michelle: I see that we have numerous people in the gallery and we represent different aspects of OSU. So, I just want to ask. How many of you are for this bill? As the House, you guys are here to be our voices and I wish you would pay close attention to this.

Emanuel: I want to echo what has been said. I voted for Tonga and for you to impeach who I voted for really pisses me off. I would ask as a constituent I’m sad you would act this way. The fact of the matter is that I care about the work that Tonga does. For you to take that way from me, that makes me angry. Please act in your best interest for the students. I understand there have been problems in the past with OSA. What other measures were taken before impeachment?

Anderson: On behalf of the BCC and myself, let me come to you from my beginning. I came from Lincoln High School, they were the first ones I met and they inspired me to get involved. And that’s why they got my vote because she touched everybody. I know from personal basis and work ethic that her heart is in whatever she does from the beginning. If you look back right now they will tell you that she has been for us from the beginning. She has fought for us she was there from June 1 she wasn’t just there in the office she was working and to find out that others weren’t there when they were supposed to frustrates me.

Alfredo: I understand what’s being accused here but I like the perspective that Andy gave. I know it’s wrong but do we need to change because I look at it as $75,000 more for the students. They don’t do shit for us. Pardon my french. You have to think about that. Do you really want to impeach someone? That’s pretty drastic for people who didn’t do anything for us. The first time I saw them was in August. That’s the first time I saw OSA representatives, in August. Look at everything. Could things be talked about before I was going to talk to senate but they weren’t there. They didn’t make quorum. What the hell were they doing? Shit.

Senator Vandever: I want to make it clear that I was at every meeting. I even had my mom go a couple times as a proxy. While we can all see the president has a huge effect to everyone in the room I want to thank you for coming out. Impeachment doesn’t necessarily mean removal of office. That would be the time to voice your opinions. What we’re to decide here is that if we have grounds to charge. Based on facts and whether or not the statutes were violated. If we have problems with the statutes, it’s not ok to just violate them.

Angela Baxter: I’ve been involved since 2003 I’ve also worked here for a number of years. I know personally that OSA has not been representing OSU and our
needs at the federal or state government on a consistent basis. I knew what was going on with OSA and I was in full support with us removing funding. Yes I recognize that we need to look at the relation with OSA not just this last year but with a number of years. I urge you to look at how OSA has not been representing us in at least the last 7 years.

Aleah: I’m a former ASOSU senate member and I worked on the university budgeting board. One specific issue, it may sound that the students are screwed out of a $1.15 each term. That’s a relatively low number for an item and there are a lot of budgeted items that are more than that. Any money that a student is charged which is not used for that purpose, no one keeps that. By a budgeting board if that one stays in abfund to fund further schools and initiatives. That’s not something ASOSU keeps it will still work for the students.

Speaker Hatlen: Thank you and thank you for making those comments. We’re going to move into discussion on the bill in front of us. Are there any house members who would like to comment on the bill?

Representative Van Bossuyt: I was the former chairman of the Ways and Means Committee and I was never notified of this. I worked here on campus I don’t know where the disconnect was. Due process happens here in the house and senate. I’d also like to remind everyone that this is not a decision for right or wrong. This is not the largest crowd I’ve seen. It would be about gun safety on campus. But let’s hope we never go through that again. We are not voting tonight if we should be members of OSA and frankly I hope we discuss that as a body. What people said is true but that’s not what we’re deciding on and I think we need that conversion to happen. I’d like to say that the executive branch and their decision could have waited for us to be in session. We don’t serve in the summer I don’t know about the senate and why they didn’t meet but our first meeting was a couple weeks ago. We would’ve spent the money for representation but it wasn’t right to stop that when I was still here we could’ve had an emergency meeting if that was important at that time. We must make unpopular decisions. Certainly these faces don’t look like they like me right now and sometimes we have to do that to uphold the sanctity of the ASOSU. Sometimes you have to, this is not a popularity contest.

Representative Rakaj: I think there are 2 main themes going on. One is respecting the Constitution, which I believe in and we should respect and uphold as much as we can. And on the other hand there’s something we’re forgetting. We’re a student organization. We as students have our own flaws. I’ve been involved in
student organizations and I know starting here we don’t uphold to all our rules and obligations like not showing up for our meeting times and which is our duties. What I’m trying to say is that I don’t agree with what things were done the people were involved in this committee, there is a connect that never got through who’s fault is it? I don’t know. What’s important is how OSU can be better. I do believe that for a lot of reasons, Tonga is very passionate about what she does and through my four years I can compare easily that we have never had a president representing students this passionately and this involved. I say this with firm belief; I have no doubt about it. The actions that could be taken tonight, it could go either way and later we’ll see how it goes. This shouldn’t have been the first thing coming up. These are childish accusation that could’ve been avoided. I think they could’ve avoided this. And something to remind if we go through the process think about who’s going to represent us and how this is going to work. Nothing is going to happen there’s nobody to take care of it. They can’t be at two places we take care of the bureaucracy at the top or the people at the bottom I think she was doing the second.
Representative Tran: A few points like other reps have said, the fact that yes there has been something that was maybe, let me start over. So the fact that the decision was made about OSA had a lot of reasons behind it. Based on what I heard were legitimate. The fact that she said she waited there were probably a lot of people that should’ve been involved I’m sure this was a last resort. And another thing to note communication is two ways. The fact that one person feels like maybe they weren’t talked to before the decision was made, they could’ve reached out here. Those are my main points and I wanted to note that before Tonga and Sokho came into office, I didn’t know anything about ASOSU. After I came here I learned so much and being in ASOSU you can do so much. Being here, I feel inspired by them and all the people here representing too all the organizations have not been involved before but they’re back again. Keep that in mind please, thank you.
Representative Alvarez: I want to ask, if she is impeached someone said the senate doesn’t have to remove her from office?
Speaker Hatlen: Yes. As a clarification, its up to the removal of office. There can be other decisions that can be made so we can impeach her here and they can reprimand her at the senate.
Representative Alvarez: What I’d like to say is that when the decision was made to move out of OSA, I feel like there were many different people. Maybe Speaker
Hatlen wasn’t there but there were many other people that could’ve been talked to. It’s not that hard to find any of us 30 people. Just say hey this is what we’re going to do. It is our responsibility not the execs to do something. Hearing from me its pretty drastic that they just leave. I was on the GAT team last year, we were awesome, we went to the state legislature. It’s the government affairs taksforce. Andy was on there with me. We go to to state legislators to lobby and do awesome things there. And I just feel like that I never heard anything about OSA. Apparently, there were some pretty not good thing going on there but I feel like it was our responsibility to do this. I don’t understand why it couldn’t have waited to tell all of us. That maybe you guys leave we would’ve felt the same way I’ve heard a ton of people say how OSA sucked. I don’t know why you couldn’t have waited a little bit for us. That’s the whole point of having a strong ASOSU, to make all the decisions together and not unilaterally.

Representative Brantley: I would like to reciprocate what everyone has said. This is not a competition to decide if Tonga is a good president. This is a decision to see if she has breached her office and done something out of the statues. We exist to hold up the Statutes and Constitution as well as represent the students. Going off of that this impeachment we’re not on trial. We’re here to say that this body thinks she has gone outside of her contract. If she has, we’re here to look at the facts and what to think of those facts.

Speaker Pro-Tempore: I don’t want to be redundant but this was a unilateral decision. While I don’t disagree with the decision but there have been talks for several years to withdraw from OSA and there have been questions. But I think this was a very improper way to deal with this issue. Madam President could’ve talked to finance and we could’ve had a Q and A and no one would’ve disagreed. We easily could’ve agreed but now we have a $75,000 excess that some of us will not see. This is not a sentencing trial this is if she has gone against the Constitution.

Representative Brantley: Point of Information. What happens to the money?

Speaker Pro-Tempore: What happens to the money, if I’m not mistaken, but any excess funds from the budget that goes through SIFC goes into a fund balance that groups can request to take money out of for events that were not budgeted for prior to. If ASOSU decided to have an event, they can apply to that money. Curt It would probably stay in the fund of ASOSU. If there’s a budget in line that isn’t used it stays in the same fund for budget. It would stay in ASOSU’s fund it would be a budget within ASOSU.
Representative Kim: First off, I don’t appreciate what she said about Drew at all. We pointed out many times before we started that this is not directed towards anyone. You know what, Drew wasn’t there in a month but I know he reached out to people. I know he’s asked me if life on campus is well. I saw a lot of people during the summer I know that Haley went to New York and you went to Hawaii. You live two doors down that’s why in the spring I went with Representative Patterson.

Speaker Hatlen: Please stop. Do not direct you comments to any one person unless it’s to me.

Representative Kim: I wish I knew this was happening. I was here this summer, I saw Chris working in Drew’s office and I didn’t think anything was going on. I wish it was noticed that everybody is here. About respect what about the decisions that we made about how we’re allocating our funds. We have no respect for people that stayed for hours that voted on our budgets. What about decisions this big and we haven’t heard about it.

Representative Robb: One I’d like to state that this is not a personal attack on Madam President. And firstly Madam President, I’d like to apologize for the previous statements made against you. The focus of this is to look at the actions of the president in her office as president and whether those actions have breached the statutes. This is not about Tonga herself for or against her or as a person. This is purely towards looking at the facts of past events. I’d like to have the House please remember that and stay within those boundaries.

Stuart I have a question. Are we suppose to are we being asked this as human beings that have a sense of morals or this is what we’re being told. We’re being told that she breached the statutes. Why are we being asked if it’s a simple computation if we’re not being allowed to use our morals? I don’t understand what’s happening.

Speaker Hatlen: This is just a hearing, a meeting. The discussion is about whether we think she has breached her duties as president as outlined in the Constitution and Statutes. Is there any other discussion? Hearing none we will end.

Representative Robb: I call for a secret ballot vote.

Struthers Point of Order. It has to be a roll call.

Chris Van Drimmelen: It is within Roberts Rules of Order that the body can decide how to vote. However division can be called and a roll call vote, hand or secret ballot vote can be made. You don’t need to take a voice vote first.

Representative Walters: Second
Chris Van Drimmelen: Discussion is not required for a vote.

Speaker Hatlen: Can I give it?

Chris Van Drimmelen: Yes.

Representative Robb: The main reason for a secret ballot vote is that due to the sensitivity of this issue and the gravity of this issue I believe to have a fair vote by all representatives there to have a secret ballot it will be tallied by Miss Wolff and Speaker Hatlen for utmost security. I believe this would be the best course of action.

Representative Alvarez: I would like to say I disagree with a secret vote. It violates how we’re suppose to operate with openness. I hope members wouldn’t be swayed if they vote openly. If it is passed I’d be pissed if members of the audience got a little unfriendly because they voted to pass the measure. That would be disrespectful to the body but this should be a voice vote.

Representative Van Bossuyt: I’d like to speak to the point you brought up. If we get attacks later. I did get a pissed off email that I had to report to campus police. It’s happened in the past. And I wish we thought about doing it at the time. Its not to be taken lightly if we do it I recommend that if you feel comfortable to say how you voted if you don’t feel comfortable you don’t have to. You can go on record how you did vote.

Speaker Hatlen: If it is passed that we do a secret ballot the results will be documented.

Representative Kim: I think it should be a secret ballot because seriously this is pretty sensitive. I’m not about to walk out here and converse how you voted I’d rather ask about their day instead. It’s a sensitive subject.

A voice vote for a secret ballot was taken.

Representative Van Bossuyt: Division

Speaker Pro-Tempore: I move for a standing vote.

Speaker Hatlen: Is there any dissention to a standing vote? If you’re voting to have a secret ballot please stand now. 9 representatives stood. All those opposed please stand now. 10 representatives stood. The motion fails. We will do a roll call vote please make this decision consciously.

A roll call vote was taken on HB-03.01. The motion passed.

Speaker Hatlen: Madam President, if you would please come to the front as a provision of the bill I’ve been asked to read the charges. You can say no it’s completely up to you.
Representative Brantley: Point of Information. The House is suppose to stand in respect.

Speaker Hatlen: Yes, the House is suppose to stand. Point of Clarification. Andrew, where do I start?

Representative Struthers: I would say at the first Be it Hereby Enacted.

Speaker Hatlen: BE IT HEREBY ENACTED BY THE 3rd ASOSU House of Representatives THAT:

In her conduct while President of the Associated Students of Oregon State University, M. Tonga Hopoi, in violation of her constitutional oath faithfully to execute the office of President of the Associated Student of Oregon State University and, to the best of her ability, uphold and execute the provision of the Constitution and such acts of the Associated Students of Oregon State University, and in violation of her constitutional duty to take care that the laws be faithfully executed, has willfully corrupted and manipulated the executive powers of her high office;

As of June 16, 2011, M. Tonga Hopoi has refused to send representation to the Oregon Student Association Board of Directors as delineated in her duty in the Statutes of the Associated Students of Oregon State University in Title III Section 3 Letter A Subsection 2 and Title III Section 3 Letter C. As of October 1, 2011 M. Tonga Hopoi will have missed three meetings of the Board of Directors for the Oregon Students Association;

(See attached attendance records)

On July 14, 2011, M. Tonga Hopoi as the leader for the executive branch issued a statement stating the ASOSU will no longer be members of the Oregon Students Association, in which this act has circumvented all legislative requirements as outlined in the provisions Constitution and such acts of the Associated Students of Oregon State University;

The actions and decision making by M. Tonga Hopoi has had the following effects:

8. Congress was not involved in the decision making in removing the ASOSU from the Oregon Students Association.

9. The ASOSU was not involved in the decision making in removing the ASOSU from the Oregon Students Association.

10. The ASOSU was not formally notified that they have been removed from the Oregon Students Association.
11. The ASOSU currently has no standing, permanent representation in the capital for the State of Oregon, a role fulfilled by the Oregon Student's Association as a lobbying organization.

12. The ASOSU currently has no standing relationship with the United States Student Association formerly provided through the Oregon Students Association, additionally, damaging ASOSU's representation at the federal level.

13. The relationship between the Associated Students of Oregon State University and the Oregon Student Association may have been damaged and require mending.

14. The ASOSU has been charged a fee of $1.15 per student per term for fall membership dues to the Oregon Student's Association totaling $75,745, duly approved by the Student Incidental Fees Committee and the ASOSU Congress, which, in violation of the budgetary authority of the House Ways and Means Committee has not been disbursed to the Oregon Student's Association nor re-allocated in a right and proper manner by the Ways and Means Committee. (See attached documents)

In doing this, M. Tonga Hopoi has undermined the integrity of her office, has brought disrepute on the Presidency, has betrayed her trust as President, and has acted in a manner subversive of the rule of law and justice, to the manifest injury of the people of the Associated Students of Oregon State University: Wherefore, M. Tonga Hopoi, by such conduct, is hereby impeached.

**BE IT FURTHER ENACTED BY THE House of Representatives THAT:**

Upon final passage of the Article of Impeachment, the Speaker of the House shall request the impeached individual to report to the front of the House of Representatives and with the members of the House of Representative standing in respect, the Speaker shall read the above final charges against the individual.

**BE IT FURTHER ENACTED BY THE House of Representatives THAT:**

In accordance with Title VI Section 6 Letter B the Speaker of the House shall notify the President, the Vice-President, the Judicial Council Chair, and the Executive Director of Finance of the impeachment. The President is hereby suspended of her duties and shall not receive a stipend for the duration of the suspension. The Vice-President shall serve as the Vice-President and the acting-President until an impeachment trial has been held.

**ENACTED THIS DAY BY THE House of Representatives**

Thank you for standing.

IX. Old Business
X. New Business

Representative Van Bossuyt: I move to form a special committee to review the ASOSU membership of OSA.

Representative Brantley: Second

Representative Brantley: Considering the decision just made its only fair that we do form a committee and address this as a body.

Representative Jones: Who would be on that committee?

Speaker Hatlen: It would be a special committee appointed by myself and the House of Representatives. It would be members of the House on the committee but it would be open for review.

Representative Brantley: It’s open meaning the public can come to the meetings?

Speaker Hatlen: Correct.

A voice vote was taken to create a special committee. The motion passed.

Gallery Member: Point of Clarification. That’s fine for a committee to be established but I’d like to see a goal identified. You can do all the investigating you want but if there isn’t a goal to say the outcome that’s a waste of time.

Speaker Hatlen: The way the motion is currently worded, it would be up to the committee to set their end goal.

Representative Brantley: I want to make another comment, the way it was worded was to review our relationship with OSA and see whether we should uphold Tonga’s decision.

Speaker Hatlen: It would be an investigatory committee.

Representative Alvarez: If the $75,000 is necessary.

Representative Van Bossuyt: As Speaker Hatlen said it would be up to the committee to decide but the committee will decide to review and hopefully will write legislation to change what we need to change if we find reason to. This will not be a waste of the time with a pointless committee, there will be a result one way or another.

Representative Brantley: The process this would go through, they would investigate and then bring the findings if the relationship changed if a bill would be written and would be brought to the House.

Speaker Pro-Tempore: Question

Speaker Hatlen: Wait, I thought we voted on this?

Speaker Pro-Tempore: Oh yeah, we already did. I move to reinstate our membership with OSA.

Representative Swalko: Second
Speaker Pro-Tempore: If we made this decision tonight it would be in our best interest until later down the line if we want to decide if we want to cut those ties.
Representative Van Bossuyt: I’m not sure if we should stay with OSA or not but it seems to me that we reinstate membership and then make a final decision. We’ve already paid the money.
Representative Alvarez: I don’t think that we need to because since we haven’t paid the money it isn’t necessary to pay them right now especially because I don’t think the executive branch would be enthused with the role they’re suppose to do. Maybe have a conversation with OSA and wait until the committee reports and see what we should do.
Representative Tran: I’m for waiting because say we go back to OSA and the decision is made to drop out of OSA again it would be weird to go in and out.
Representative Van Bossuyt: I see an invoice that we have. So someone that has to deal with finances, I wonder what might happen if we don’t pay this? If OSA would come to us for the money I don’t know if anyone could speak to that?
Alfredo: As far as I know they can’t do much because one of the Portland schools dropped out last year. It’s a choice of ours to be with them or not.
Representative Van Bossuyt: But did we sign a contract or anything with them?
Farbodd Ganjifard: You just made a decision to impeach because of statutory decision of us not being apart of OSA. I recommend you reinstate with OSA. I don’t know if there is a contract right now but I know if we’re a member in the future we can sign a performance contract and hold them accountable. If you made the decision you made 10 min ago, you should make the decision to rectify with OSA.
Representative Robb: I agree wholeheartedly with what he just said. We passed articles of impeachment because the statutes weren’t upheld. Being in OSA is the entire reason for these articles. It makes logical sense to rectify this as soon a possible.
Stuart I didn’t vote to impeach Tonga and with that I would say that fickleness would be a problem. I ask the 14 of you that decided to impeach Tonga it seems like hypocrisy to undo this decision.
Representative Tran: I didn’t vote to impeach Tonga because the decision didn’t include the branches of government. Why would we make the decision without consulting the other branches?
Chris Van Drimmelen: Point of Clarification. I ran a quick search and the exact language there’s two points in the statutes and those are “2. The President shall represent the ASOSU on the following Independent Committees: vii. Oregon Student Association Board of Directors” and “I. Executive Director of Government Relations. 1. It shall be the duty of
the Executive Director of Government Relations to: iv. Represent the ASOSU on the Oregon Student Association Board."

**Representative Brantley:** Speaking to the last comment it is the right of this body to change the statutes or where money goes.

**Speaker Hatlen:** Money yes. Statutes no.

**Representative Brantley:** Seeing that this body decided last year that money was allocated to OSA it would seem redundant to not reinstate that.

**Representative Robb:** With the last comment made by Representative Tran, this is actually a bill made from the floor and it will go before the legislator and the executive. Once passed here it shall go to senate and upon their approval will go to the desk of the president. Who will then have the choice of signing or vetoing and both houses having an override. Both branches that deal with lawmaking will see this bill.

**Speaker Pro-Tempore:** I move to amend my motion and instead of saying reinstate we send representatives from ASOSU to OSA.

**Representative Swalko:** Second

**Speaker Pro-Tempore:** As Chris said in our statues we are required to send representation not necessarily to be members of OSA.

**Representative Van Bossuyt:** Point of Clarification. Would you mind repeating the motion as it stands.

**Speaker Pro-Tempore:** I move to resend representatives to OSA from now on until the investigatory committee reports back.

**Farbodd Ganjifard:** Point of Clarification. Since we’re checking the bylaws can you check OSA bylaws to see what it is to attend their board of directors?

**Representative Van Bossuyt:** I move to recess for 5 minutes until Mr. Van Drimmelen finds that.

A 5 minutes recess occurred at 8:46 p.m.

**Speaker Hatlen:** We’re talking about the motion.

**Speaker Pro-Tempore:** That we send the president and their delegate to OSA for representation and we can do this without paying dues. They just don’t have voting privileges.

**Representative Brantley:** Point of Order. Can we give everybody 30 seconds to come back in?

**Chris Van Drimmelen:** Some of them are staying out there for conversation.

**Speaker Hatlen:** Mr. Dunn can you please restate what you said earlier for everyone?
Speaker Pro-Tempore: That we send the president and a delegate for representation and for clarification according to OSA bylaws we can send representatives but don’t have voting privileges.

Representative Kim: Personally it sounds like the president has soured their relationship it should be someone fresh sent.

Chris Van Drimmelen: A couple Parliamentary Procedures for Mr. Dunn, it would be the acting president as the president has been suspended. So for this amendment this is a friendly amendment. We went through 3 different forms of amendments.

Speaker Hatlen: There was the original motion and a proposed amendment but unless there is dissent we can do a friendly amendment. And he’s making the amendment.

Representative Van Bossuyt: Dissention. I think that we should see if we want to reinstate or have representatives there and secondly decide if we want to reinstate funding for it.

Representative Alvarez: I believe to change the representation if we didn’t want the president that would be a statue change?

Speaker Hatlen: That’s in the OSA bylaws. It would only be to remove us from OSA statute change.

Farbodd Ganjifard: I know how many of you have sat through OSA board meetings or at the meeting in August. I’ll tell you that our relationships have not been soured every school wants to make an effort to get us back in our coalition. PSU has asked how they can visit us. Its apart of their bylaws and they’re really adamant that we send out acting president or a proxy. If we have an acting president its not up to us to change our statues, it wont matter.

Representative Alvarez: Point of Clarification. When was the last time OSA had a president of Oregon State in attendance.

Farbodd Ganjifard: Are you talking a board of directors meeting?

Representative Alvarez: Whatever they are supposed to be at.

Farbodd Ganjifard: That would be in May and that would have been Andrew’s last meeting.

Representative Robb: I believe that its correct we separate the funding for OSA and representation. I believe the main contention is with a lot of money with this needs further deliberation. Representation should be dealt with all due haste because of what we passed this evening.

Representative Van Bossuyt: Point of Clarification are we still on the discussion of the amendment?

Speaker Hatlen: Yes

Representative Van Bossuyt: Question
Speaker Hatlen: Is there any dissention?
Representative Rakaj: I have an issue that in particular with funding. Who’s going to pay for the gas for the person that’s going got go there I don’t see separating the funding with the participation. If you go, there has to pay something.
Speaker Hatlen: The money is regarding membership dues. How our delegation gets to OSA would be internally funded by the travel funding from ASOSU. It’s delineated in the statutes that we have representation of a president and their delegate.
Representative Kim: Seeing as how we don’t have membership right now I think people have different and doubts if they said that’s why we’re not there right now. If you discuss this right now because you want to see senate also review this next week can we actually have a committee that presents it to them by special order? It doesn’t need to be a bill?
Speaker Hatlen: Because it was a floor motion it would turn into a bill. We’re talking about the amendment that would reinstate representation. The amended motion would be to send representation without paying dues. That way we would still have our voice heard but not paying for vote.
Representative Robb: I move to move question on the amendment.
Representative Fosdick: Second
A voice vote was taken to end discussion. Motion passed.
Speaker Pro-Tempore: That we send representation of our president and their delegate to OSA.
Representative Kim: Point of Clarification. I want to know if everyone is clear why they’re going.
Speaker Hatlen: That’s discussion.
Representative Van Bossuyt: Point of Clarification. Would you please restate the motion in its entirety?
Speaker Hatlen: I believe the motion is that Mr Dunn moves that we send representation of our president and their delegate to OSA board of directors meetings.
Representative Van Bossuyt: This is to amend his original motion.
A voice vote to amend the main motion was taken. The motion passed.
Speaker Hatlen: Now we’re going onto the main motion as we amended it.
Representative Van Bossuyt: Question
Speaker Hatlen: Is there dissention?
A voice vote on the main motion to send representation to OSA was taken. The motion passed.
Representative Van Bossuyt: I move to reinstate funding for OSA membership.
Representative Robb: Second
Representative Van Bossuyt: I’m not sure how we vote on this but I think it is important to actually vote on this. I’m not sure if I’ll vote yes or no.
Representative Robb: I’d like to reiterate what Van Bossuyt has said, the importance of this issue demands an actual vote by this body.
Speaker Hatlen: Do we have further discussion on reinstating funding?
Representative Van Bossuyt: I would entertain gallery comments.
Farbodd Ganjifard: I don’t know if you know the implications of not paying our OSA dues or not. It would mean cutting the staffing positions meaning they wouldn’t be able to represent the students because they’re on a tight budget. Paying our dues and being at that table and what they’re acting on if we were making a decision about OSA and their membership we should be at that table with a vote and supporting that organization that other universities are backing. It’s really important and to show up at that table without putting in what other students are putting in is disrespectful.
Representative Tran: So point of clarification. Is this to send funding?
Speaker Hatlen: If we make this motion and pass it does it need to go through the senate and the office of the president to allocate funds.
Chris Van Drimmelen: The funds have been allocated this would be a legislative directive to dispurse those funds to OSA. It could go through that process but this is a legislative fiscal powers. I don’t know if that would go to the president through the signature.
Speaker Hatlen: Since we’ve already allocated money to OSA, what’s holding it back from being funded?
Chris Van Drimmelen: The signature of the director of finance. Through the acting president and their authority to direct the money.
Speaker Hatlen: Is there any other discussion?
Representative Struthers: Point of Order. That was just Tran’s point of clarification.
Representative Tran: I’d say it would be better to hold off on saying yes to this I know we’re on a time crunch but waiting until the senate meeting would be best.
Speaker Hatlen: That trial doesn’t need to be held next week its within 30 days.
Representative Tran: I meant for the committee to talk it over.
Representative Rakaj: I think we shouldn’t rush this. I don’t feel comfortable to make a decision about this without more information of being in and being out so we can make a better decision.
Representative Alvarez: Now what we do today isn’t it symbolic because the executive director should’ve already paid this money its just showing the role of the body?
Chris Van Drimmelen: It is within your power as the fiscal body to direct the funds being disbursed. If the director of finance it would be in this body to take corrective actions. That’s where the authority lies.

Representative Van Bossuyt: How long could OSA hold out? So if we were to wait a couple weeks it wouldn’t kill them?

Farbodd Ganjifard: No but its people’s jobs and their livelihood and supporting students.

Representative Robb: I believe it’s important that we pass this and send the funds for dues. The point is to call the executive to do the job that we have previously told them to do. Under the statutes and action from congress so really this is very simple. It’s more of telling them to do their job that we have as legislature told them they just do.

Representative Van Bossuyt: I think I’m sufficiently convinced that we should reinstate this funding for now we can always pull it later. If we must if funding is not forthcoming we can look into taking corrective action.

Representative Brantley: That was what I was going to say.

Representative Van Bossuyt: Question

Speaker Hatlen: Is there dissention?

Representative Van Bossuyt: I move to reinstate funding of the OSA membership dues.

Speaker Hatlen: Is there dissent? We’ll do a voice vote you can always call for division.

A voice vote was taken.

Representative Robb: Division of the house

Representative Struthers: I ask for a hand vote.

Speaker Hatlen: Is a hand vote ok?

Representative Robb: Roll call please.

Representative Kim: I move to hand vote.

Speaker Hatlen: No second we’ll do roll call vote.

A roll call vote was taken to reinstate OSA dues. The motion passed.

XI. Speaker’s Announcements

Speaker Hatlen: Thank you for staying here this is the latest meeting we’ll have this term. So thank you for staying diligent. You’re required to do office hours. I’ve been lenient the past two weeks. Snell hall there’s a signup sheet. I still need you to sign up. Please tell me when that is.

Stuart Its just one hour?

Speaker Hatlen: Yes, just one hour. Committee bylaws, those in committees we need those as soon as possible. Thank you all. This was an intense meeting. I don’t know if John
is still here but he was going to take photos. I don’t think he stayed. Unless someone has
a nice camera phone, we’ll do that another week.

XII. House Comments

Representative Brantley: I want to speak to what we did tonight. I want to thank you, the
House as a whole to remain true to our duty and not letting the group we had here get in
the way of your voting. Those that are left thank you for remaining courteous to the
house and staying true to the body.

Representative Van Bossuyt: The Ways and Means Committee has that meeting on
Friday. If you won’t be there please let me know that we can have someone take your
spot.

Speaker Hatlen: Those are sweet socks Mr. Van Bossuyt.

Representative Alvarez: I’d like to say as I voted for impeachment but I don’t believe that
she deserves removal from office. That when senate has the trial, you show up and speak
what you believe her punishment should be whatever you think. I don’t think she should
be removed. It was something that deserved impeachment.

Representative Van Bossuyt: It would be inappropriate to influence the senate’s
decision I trust they will make the right decision. If not we’ll get a whole other issue. Let’s
let them have a go at it. They’ll have a lot of pressure on them.

Speaker Hatlen: Especially after last nights meeting.

Representative Kim: Sure, impeachment is a harsh punishment but going against the
Constitution is inappropriate.

XIII. Gallery Comments

Standing Gallery Request

Agustin: I know you suggested you to represent who you are and then not to but
please speak for us. That’s what you’re here to do.

Brown hair I’d like to second that I realize this is a new body and you have to work
out the kinks of writing bills and resolutions and your duties but that will come to
you. But don’t forget that you’re supposed to be representing students and what
we have to say in the role you have. It’s your responsibility to hold office hours and
find out what students believe to the best of your ability. What’s been brought up
about miscommunication. What’s already been stated. It’s about the people at
the top reaching to those who don’t know where to turn that’s your position. It’s
for you to reach out to your constituents. I don’t think you’re representing any
specific body but you’re representing the whole student body as a whole. I
charge you with that responsibility.

Speaker Hatlen: thank you that was a great comment.
Farbod Ganjifard: Join a committee. I have committee handbooks if you want to learn more about committees. You all are the perfect representatives for students if you want to be on a committee come talk to me.

Speaker Hatlen: Lastly, if there are any representatives that want to serve on the student health advisory board. We still need a delegate if you want to serve on that board we need a delegate from congress. There is a standing gallery request but I have no idea where the sheet is.

XIV. Adjournment

Representative Brantley: I move to adjourn.
Representative Swalko: Second
Representative Robb: Acclamation.
The meeting adjourned at 9:25 p.m.