



Majority Opinion By Chair Jones

JUDICIAL COUNCIL OF THE ASSOCIATED STUDENTS OF OREGON STATE UNIVERSITY

Sophia Nowers, ASOSU SFC Chair

CASE TO THE ASOSU JUDICIAL COUNCIL
(No. 25.035.c)

[January 13th, 2025]

On January 9th, 2025, ASOSU Student Fee Committee Chair, Sophia Nowers, submitted a request for an injunction on Senate Bill 84.16, working group on social responsibility in fee allocations. Proper procedure regarding working group membership and the implementation timeline was not followed by the ASOSU Senate in their efforts to enact legislation with our governing constitution and ORS 352.105.

Title VI §A(1-3) of the ASOSU Constitution states,

“All candidates for elected or appointed offices of the ASOSU Student Government must:

1. Be currently admitted to the university.
2. Be eligible for student employment with the university except for requirements regarding credit hours or eligibility for employment in the United States.
3. Have been previously enrolled in at least one prior OSU or college-level credit, or be enrolled in their first term at Oregon State University “

The Council believes that Senate Bill 84.16, violates II §D vii, in reference to community members as seated members of the work group. Community members not meeting the qualifications stated in Title VI §A(1-3) are not eligible to sit on a committee.

ORS 352.105 states,

“The recognized student government shall:

- (A) Make a good faith effort to collaborate with the board and president of the university under the board’s control prior to finalizing any process to collect mandatory incidental fees; **and**
- (B) Notify the board and president of each process, and any subsequent change to a process, to collect mandatory incidental fees that is established by the recognized student government.”

As ORS 352.105 conveys, there must be a good faith effort to notify the University President and Board of Trustees if there is a subsequent change to the student incidental fee setting process.

The council hereby grants a temporary injunction order on Senate Bill 84.16 effective 3:20 pm on January 13th, 2025. This Bill shall not go into effect until Spring term of 2025, and all provisions of the constitution are followed, and the proper parties are notified of procedural change in accordance with ORS 352.105.

¹ https://oregon.public.law/statutes/ors_352.105