

STUDENTS' COUNCIL

Tuesday March 19, 2013
Telus 134

ORDER PAPER (SC 2012-23)

2012-23/1 SPEAKER'S BUSINESS

2012-23/1a Announcements – The next meeting of Students' Council will take place on Tuesday, March 26, 2013

2012-23/2 PRESENTATIONS

2012-23/3 EXECUTIVE COMMITTEE REPORT

2012-23/4 BOARD AND COMMITTEE REPORTS

2012-23/5 QUESTION PERIOD

2012-23/6 BOARD AND COMMITTEE BUSINESS

2012-23/6a CHELEN MOVES TO omnibus bills 16-23 in second reading.

2012-23/6b CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #16 in second reading based on the following principles:

Associations should not have to inform the VPA of advocacy to the University or Government but Associations must present to and receive approval from Students' Council if they wish to advocate contrary to SU political policy.

2012-23/6c CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #17 in second reading based on the following principles:

- Sections of the bylaw should be reordered or reformatted for consistency and clarity.
- The definition and use of "Affiliated Association" should be expanded to include "Program Associations" and the definition and use of "Program Association" should be eliminated.
- COFA should be advisory to the Students' Union, not just the VPA.
- Definitions of association memberships should be included in the schedule, and eliminated from bylaw.
- The VPA should consult with the Student Governance Advisor before making any determinations as specified in section 11.

- Probationary status should be included in the schedule
- An association can be derecognized if it does not meet its conditions of probation by the time allowed.
- Newly recognized FAs will have probationary status.
- When an association is derecognized, the SU will hold on to its assets in trust until a new association for that faculty is recognized.
- Recognition should not be an annual process, but information should still be reported to the SU.
- FAs shall annually provide their officer contact information to the SU.
- Decisions to place an FA on probation should be made in adherence to the principles of natural justice.
- FAs shall have the right to use SU Executive or Council polling stations for elections, plebiscites, or referenda.
- Any amendments to this bylaw must be reported to FAs.

2012-23/6d

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #18 in second reading based on the following principles:

- FA officers shall annually sign a statement of expectations on the rules and policies that they must adhere to.

2012-23/6e

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #19 in second reading based on the following principles:

No association shall collect a mandatory fee that is not a Faculty Association Fee.

2012-23/6f

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #20 in second reading based on the following principles:

- Financial statements for fee collecting FAs shall be reviewed by an accountant.
- Financial statements for non fee collecting FAs shall be reviewed by an external, qualified, and impartial individual or group.

2012-23/6g

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #21 in second reading based on the following principles:

Audit committee shall retain the right to conduct an investigation in to the finances or operations of an FA, or request the results of an audit.

2012-23/6h

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #22 in second reading based on the following principles:

- Faculty Association Fees shall be collected for a term no longer than five years.
- Campus Association Transfer Payments shall be renegotiated at least every five years.

2012-23/6i

CHELEN MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #23 in second reading based on the following

principles:

- Sections of the bylaw should be reordered or reformatted for consistency and clarity.
- Financial statements will be defined to be a balance sheet and a profit and loss statement.
- Accountant shall be defined as a person with the designation of CA, CMA, or CGA as recognized by Canadian accounting bodies.
- Financial reports will be submitted within six months of an Association's fiscal year end.
- Financial irregularities will be immediately reported to Audit Committee.
- Intent to collect a Faculty Association Fee shall be submitted to the SU before November 15.
- A proposal to collect a Faculty Association Fee shall be submitted to Council before December 15.
- Council will approve or deny the proposal no less than 30 days before the commencement of voting in the Executive and Board of Governors election.
- Faculty Association Fees can be terminated by Council if an association acquires probationary status.
- Faculty Association Fees can be terminated by Council if an association fails to report their finances.
- Faculty Association Fees can be terminated by Council if an association's budget or financial statements don't reflect the allocation proposed to Council.

2012-23/7

GENERAL ORDERS

2012-23/8

INFORMATION ITEMS

2012-23/8a

Bylaw 8100 Edits

Please see document SC 12-23.01

2012-23/8b

Bylaw 8200 Edits

Please see document SC 12-23.02

Bylaw 8100

A Bylaw Respecting Faculty Associations and Campus Associations

Short Title

1. This Bylaw may be referred to as the “Faculty Association and Campus Association Bylaw”.

Amendments

- ~~1~~2. Any amendments to this Bylaw must be reported to each Association.

Definitions

- ~~1~~3. For the purposes of this Bylaw:

- a. “faculty” shall refer to any entity defined by the University of Alberta General Faculties Council as a faculty and in which undergraduate students are registered;
- b. “campus” shall refer to Augustana Campus and/or Campus Saint-Jean, as the context requires;
- c. “constituency” shall refer to “faculty” and/or “campus” as the context requires;
- d. “Faculty Association” shall be any student group, based upon enrollment in a “faculty”, that is recognized as such under this bylaw;
- e. “Campus Association” shall be any student group, based on ~~enrollement~~enrollment on a “campus”, that is recognized as such under this bylaw;
- f. “Association” shall refer to “Faculty Association” and/or “Campus Association” as the context requires;
- g. “Council of Faculty Associations”, shall refer to the council outlined as such under this bylaw;
- h. “Departmental Association” shall be any student group, based upon enrollment in a department, that is recognized as such under this bylaw and the appropriate legislation of an “Association”;
- ~~a. “Program Association” shall be any student group, based on enrollment in a program, that is recognized as such under this bylaw and the appropriate legislation of an “Association”; and~~
- i. “Affiliated Association” shall be any student group with ties to a faculty, including groups based on enrolment in a program, not based upon enrollment, that is recognized as such under this bylaw and the appropriate legislation of an “Association”.
- j. “Faculty Issue” shall be any issue that specifically affects the constituents of an Association.

~~1~~Roles and Mandate

4. A Campus Association shall represent exactly one campus, and a campus shall be represented by one Campus Association;
5. A Faculty Association shall represent exactly one faculty, and a faculty shall be represented by one Faculty Association;
- ~~1~~6. The mandate of an Association is to act on behalf of and for its constituency . The Association is to conduct itself in a manner that is transparent, open, democratic, credible, accountable, and fiscally prudent. The roles of an Association are to:
 - ~~1~~a. Act as the official representative of its membership on faculty issues.
 - ~~m~~b. Provide services which are beneficial to its membership; and

- ~~h.c.~~ Foster student engagement and a sense of community within its constituency.
7. An Association shall not advocate on issues in contradiction to Students' Union political policy, unless they have first presented to and received approval from Students' Council.
- ~~a.~~ Associations who wish to represent their students the central University Administration, or any level of government must first inform the Students' Union Vice President Academic.
- ~~e.~~8. The Council of Faculty Associations shall be an advisory body to the Vice President (Academic) Students' Union on Ffaculty related Issues and will;
- ~~p.~~a. foster communication and collaboration between Associations; and
- ~~q.~~b. _____ provide a channel of communication with the Students' Union
- ~~f.~~9. The voting composition of the Council of Faculty Associations Senior Board shall be one representative from each of the Associations and the Students' Union. The nonvoting composition of the Council of Faculty Associations shall determined by the Council of Faculty Associations. The Vice President (Academic) shall be the Chair of the Council of Faculty Associations.

Membership

- ~~s.~~10. The base membership of a Faculty Association shall be defined as all undergraduate students enrolled in the faculty represented by the Faculty Association. The base membership of a Campus Association shall be defined as all undergraduate students enrolled in a faculty located on the campus represented by the Campus Association.
- ~~t.~~11. The membership of an Association may be defined by criteria agreed upon by the Association and Students' Council. Where no such agreement is in place the membership of an Association shall be equal to the base membership of the Association.
- ~~a.~~ Tout étudiant inscrit à au moins un cours de la Faculté Saint-Jean est considéré member de l'A.U.F.S.J. (All students enrolled in at least on course at the Faculté Saint-Jean are considered members of the AUFSJ.)
- ~~u.~~12. —An Association may create membership categories based on reasonable criteria such as program of study, year of study or level of fees paid.
- ~~v.~~13. The members of an Association have the following rights:
- ~~w.~~a. _____ To resign one's membership by notifying the Association;
- ~~x.~~b. _____ To reinstate one's membership by notifying the Association;
- ~~y.~~c. For one to be afforded the same voting power as any other member of the Association at a General Meeting, in a referendum or plebiscite, and in an election for its officers;
- ~~z.~~d. For one to be afforded the same voting power as any other member of a membership category of the Association in an election for a representative of that membership category; and
- e. For one to be afforded the same access to services and events as any other member in the same membership category of the Association.

Delegation

- ~~aa.~~14. _____ All determinations by the Students' Union required by this bylaw shall be made by the Vice President (Academic) in consultation with the Student Governance Advisor, the Manager of Student Group Services and the following:

- ~~bb.a.~~ The Chief Returning Officer on all matters pertaining to Association elections, plebiscites and referenda;
- ~~ee.b.~~ The Chair of Audit Committee on all matters pertaining to Association finances; and
- ~~dd.c.~~ The Dean of Students and the Dean of all affected faculties on all matters pertaining to Association recognition, probation or derecognition.
- ~~ee.15.~~ The Students' Union Vice President (Academic) shall maintain a schedule of Campus Associations and Faculty Associations, their status, and any modifications to the qualifications for membership as described in section 8.-
- ~~ff.16.~~ An Association shall be responsible for the oversight of all Departmental Associations, ~~Program Associations,~~ and Affiliated Associations within its constituency. The Association shall exercise this oversight in a manner that conforms to the basic principles of the relationship between the Students' Union and the Associations. Specifically:
- ~~gg.a.~~ The Association shall have the authority to recognize, derecognize or place on probation the aforementioned groups;
- ~~hh.b.~~ The Association shall maintain consistent lines of communication with the aforementioned groups, both individually and collectively; and
- ~~ii.c.~~ The Association's decisions pertaining to the aforementioned groups may be appealed to the Students' Union.
- ~~jj.d.~~ The Students' Union reserves for itself the power to impose mandatory fees on the student body or any subsection thereof.
- ~~kk.17.~~ An Association shall maintain a schedule of its Departmental Associations, ~~Program Associations~~ and Affiliated Associations, if such exist, which shall be provided to its membership and/or the Students' Union upon request.

Recognition

~~The Students' Union shall annually determine which student groups are recognized as Campus Associations and Faculty Associations under this bylaw, on the basis of the following principles:~~

~~A Campus Association shall represent exactly one campus, and a campus shall be represented by one Campus Association;~~

~~A Faculty Association shall represent exactly one faculty, and a faculty shall be represented by one Faculty Association;~~

~~An Association shall not be registered as a student group under the Bylaw Respecting Student Groups until the following conditions, additional to the conditions required to register as a Student Group, are satisfied:~~

~~A document confirming the legitimate selection of the Association's officers and providing their contact information is submitted to the Students' Union;~~

~~A document confirming the Association is in compliance with General Faculties Council Policies regarding Faculty Councils, Departmental Councils, Dean Selection & Review Committees, and Chair Selection & Review Committees is submitted to the Students' Union; and~~

~~The financial reporting requirements outlined in the Bylaw Regarding Faculty Association Finances are met.~~

~~A previously recognized Association shall be presumed to continue being an Association.~~

Derecognition

~~h~~.18. The Students' Union shall derecognize an Association, thus leaving an unrepresented constituency, upon the Association's no longer being a student group.

~~mm~~.19. The Students' Union may derecognize an Association, thus leaving an unrepresented constituency if:

~~nn~~.a. The Association applies for derecognition;

~~oo~~.b. A majority of the students which the Association represents petition for derecognition; or

~~pp~~.c. An Association is found to be in gross violation of its ~~c~~Conditions of ~~p~~Probation.

~~qq~~.d. A probationary Association does not meet its conditions of probation in accordance with the timelines set out in section 26.

~~rr~~.20. During the period of an unrepresented constituency the Students' Union shall assume responsibility of the affairs of the constituency. After two calendar weeks and before two calendar months of the existence of an unrepresented constituency the Students' Union shall recognize a new Association with probationary status.

~~ss~~.21. The Students' Union may derecognize an Association if another student group applies for recognition as the Association representing the constituency, if and only if that student group is then recognized as the Association, having probationary status, representing the constituency.

~~tt~~.22. Upon the derecognition of an Association, assets will be assumed by the Students' Union and held in trust for the next recognized Association for that Campus or Faculty.

Recognition

23. The Students' Union shall not recognize a student group as being an Association unless:

a. The student group has legislation and procedures that are compliant with Students' Union bylaw respecting Faculty and Campus Associations.

b. If applicable, the student group has met its conditions of probation in accordance with section 26.

Probation

24. Any decisions made pertaining to an Association's status must include thorough investigation, consultation, transparency, and adherence to the principles of natural justice.

~~b~~.25. The Students' Union may recognize an Association as having probationary status if:

a. Multiple significant issues, including but not limiting the generality of the foregoing: financial misrepresentation, constitutional violations, alleged violations of the Code of Student Behaviour, or failure to adhere to basic standards of democratic accountability or administrative and financial transparency, arise out of the annual recognition process, notwithstanding Section 14.d of this bylaw:

b. The Association applies for probation; or

c. In a constituency of at least one thousand (1000) members, fifteen percent or more of the members which the Association represents petition for probation.

d. In a constituency of less than one thousand (1000) members, fifteen percent or more of the members petition for probation, subject to ratification by Students Council on the following conditions;

I. That the petition is deemed representative of the membership, and not a niche interest,

~~e.~~26. The Students' Union and the Association, having probationary status, shall agree to and sign Conditions of Probation, which shall govern the Association while it retains its probationary status.

~~e.~~27. After three calendar months and before one calendar year of an Association being recognized as having probationary status, the Students' Union shall ;

~~f.~~a. recognize the as no longer having probationary status and no longer being subject to their conditions of probation, if the Association has met their conditions of probation;

~~f.~~b. extend the probationary period of an Association for up to six months, if all parties to the conditions of probation consent to the extension or if the Students' Union has reason to believe that the conditions of probation will be met during the period of extension; or

~~h.~~c. derecognize the Association, if the conditions of probation are not met and the Students' Union has no reason to believe that the conditions of probation will be met during the period of extension.

Legislation

~~i.~~28. An Association shall have legislation, consistent with the requirements of Students' Union bylaws, specifying, at minimum:

- a. The official name of the Association;
- b. The mandate of the Association;
- c. The membership, membership categories, and rights of members of the Association;
- d. The procedure for adoption, amendment, and rescission of its legislation;
- e. The procedure for adoption, amendment, and rescission of its policies and/or procedures;
- f. The mechanism for calling a General Meeting;
- g. The powers and responsibilities of each of its officers;
- h. The powers and responsibilities of each of its boards, committees and/or councils;
- i. The rights, privileges and responsibilities, individually and collectively, of its Departmental Associations, ~~Program Associations~~, and Affiliated Associations;
- j. The manner of selection of its officers and the manner of removal of its officers;
- k. The manner in which elections, if applicable, are to be conducted; and
- l. The manner in which finances and property are managed including the budgeting and auditing processes.

Procedure Manual

~~j.~~29. An Association shall have procedures, consistent with the requirements of Students' Union bylaws and the Associations' legislation, which shall serve to operationalize the their legislation. The Association shall have procedures outlining the annual transition of its executive and board officers.

Reporting

30. Annually, an Association shall provide the Students' Union with:

~~i.a. A Annually, or upon request, an Association shall provide the Students' Union with a schedule of any Departmental Associations, Program Associations and any Affiliated Associations~~

- b. A document confirming the legitimate selection of the Association's officers and their contact information
 - c. Statements of expectation signed by each of the Association's officers on their mandated responsibilities as per SU and Association bylaws;
 - d. Confirmation that the Association is in compliance with University policy regarding Faculty Councils, Departmental Councils, Dean Selection & Review Committees, and Chair Selection & Review Committees is submitted to the Students' Union;
 - e. An outline of organizational and financial goals; and
 - ~~g.f.~~ Financial reports, as outlined in the Bylaw Regarding Faculty Association Finances.
- ~~a. Publicly available minutes from Council, Executive or Board of Directors, and General meetings shall be actively provided by the Association.~~
- ~~b.31. Each academic year, an Association shall provide an outline of organizational and financial goals.~~ An update of ~~these~~ an Association's organizational and financial goals shall be provided to the Council of Faculty Associations at the September meeting or six months after the association's General Election, which ever occurs first.

Governance Structure

- ~~e.32.~~ An Association shall adopt a governance structure which satisfies the following:
- ~~m.a.~~ Legislation is adopted, amended, or rescinded by:
 - I. A General Meeting which meets at least once per Fall Term and Winter Term; or
 - II. A Council which meets at least twice per Fall Term and Winter Term where a General Meeting may overturn the adoption, amendment, or rescission.
 - ~~n.b.~~ Policy and Procedure is adopted, amended, or rescinded by:
 - ~~III.I.~~ A Council which meets at least twice per Fall Term and Winter Term; or
 - ~~IV.II.~~ An Executive Committee or Board which meets at least once per month during each Fall Term and Winter Term where a Council may overturn the adoption, amendment, or rescission.
 - ~~b.c.~~ The executive and board officers, as applicable, of the Association are held accountable to and removable by:
 - I. A General Meeting which meets at least once per Fall Term and Winter Term;
 - II. A Council which meets at least twice per Fall Term and Winter Term; or
 - III. Another mechanism agreed to by the Students' Union.
 - ~~IV.d.~~ Minutes from Council, Executive Committee or Board Meetings, and General Meetings are publicly available.
 - ~~V.e.~~ Financial statements are available to members.
 - ~~e.f.~~ Elections, plebiscites and referenda, if applicable, are conducted by an Association Deputy Returning Officer who acts at arms length from the other bodies of the Association.
 - I. An Association shall have the right to use the Students' Union Executive or Councillor Election polling stations for members, and the electronic ballot for base members, to vote for the purpose of the election of such

positions and voting on such plebiscites and/or referenda as may be required by that Association.

~~The Faculty Association for Augustana Faculty shall have the right to use the Students' Union Executive Committee and Undergraduate Board of Governors Election in place of the Councillor Election.~~

Bylaw 8200

A Bylaw Respecting Faculty Association and Campus Association Finances

Short Title

1. This Bylaw may be referred to as the “Faculty Association and Campus Association Finances Bylaw”.

Definitions

2. For the purposes of this Bylaw:
 - a. all definitions in Section 2 of the Bylaw Regarding Faculty Associations shall read into Section 2 of this bylaw;
 - b. “Faculty Association Membership Fee” shall be any fee that is recognized as such under this bylaw;
 - c. “Faculty Association Special Fee” shall be any fee that is recognized as such under this bylaw;
 - d. “Faculty Association Fee” shall refer to “Faculty Association Membership Fee” and/or “Faculty Association Special Fee” as the context requires;
 - e. “Campus Association Transfer Payment” shall be any transfer payment that is recognized as such under this bylaw; and
 - f. “Faculty Membership Fee” shall be any fee that is recognized as such under the Bylaw Respecting The Students’ Union Faculty Membership Fees.
 - g. “financial statements” shall be a balance sheet and a profit and loss statement.
 - h. “accountant” shall be a person with the designation of CA, CMA, or CGA as recognized by Canadian accounting bodies.

Delegation

3. All determinations by the Students’ Union required by this bylaw, which are not reserved for Students’ Council itself, shall be made by Audit Committee in consultation with the Vice President (Academic).
4. The Chair of Audit Committee shall maintain a schedule of Faculty Association Membership Fees, Faculty Association Special Fees, Campus Association Transfer Payments and Faculty Membership Fees.

Fees

5. No Association shall collect a mandatory membership fee that is not a Faculty Association Fee.

Report Requirements

6. All Associations shall provide an annual report of its finances to the Students’ Union ~~its membership and to the Students’ Union~~ within six months of the end of the Association’s fiscal year.
7. This report shall include:
 - a. ~~T~~he Association’s current fiscal year’s budget
 - b. ~~and T~~he previous fiscal year’s ~~audited~~ reviewed financial statements.
 - I. Associations that collect a Faculty Association Fee or a Campus Association Transfer Payment must submit a review of the previous fiscal year’s financial statements, completed by a qualified accountant or accounting firm.
 - II. All other Associations must submit a review of the previous fiscal year’s financial statements completed by an external, qualified, and impartial individual or group.

- c. Evidence that the reviewed financial statements were completed by an individual or group that is external, qualified, and impartial.
 - d. For Associations that collect a Faculty Association Fee, Faculty Membership Fee or Campus Association Transfer Payment, evidence of compliance with SU Bylaw.
 - e. For Associations that collect a Faculty Association Fee or Campus Association Transfer Payment, evidence of compliance with SU contracts, if applicable.
 - f. For Associations that collect a Faculty Membership Fee, evidence of seeking alternatives to the fee.
 - g. For Associations that collect a Faculty Membership Fee, a recommendation regarding the continuation or termination of the Faculty Membership Fee.
 - h. Such other information as may be required by the Audit Committee.
8. Financial irregularities shall be immediately reported by the Association to the Audit Committee.
9. Audit Committee retains the authority to conduct an investigation in to the finances or operations of an Association, or to request that the Association submits the results of an audit to the Committee.
- ~~1. All Associations with a Campus Association Transfer Payment, Faculty Association Membership Fee and/or Faculty Association Special Fee shall append additional information to their annual report. This appendix shall include evidence of compliance with the requirements of Students' Union bylaws and evidence of compliance with all contracts with the Students' Union.~~
10. No funds raised by a Faculty Association Fee or Campus Association Transfer Payment, ~~Faculty Association Membership Fee and/or Faculty Association Special Fee~~ shall be dispersed to an Association until such time as the funds have been received from the Office of the Registrar and the Students' Union Audit Committee has approved this dispersal.
- ~~1. Upon the Association being demonstrated to be in compliance with Sections 5 and 6 of this bylaw the Audit Committee shall approve the dispersal of funds to that Association by June 30th of that fiscal year or within four calendar weeks, whichever is later.~~
- ~~1. Where the funds have been received by the Students' Union from the Office of the Registrar and where the Students' Union Audit Committee has approved the dispersal of funds, the funds shall be dispersed to the Association within two calendar weeks.~~
- ~~1. All Associations with a Faculty Membership Fee shall append additional information to their annual report. This appendix shall include evidence of compliance with Students' Union bylaws, evidence of seeking alternatives to the fee and a recommendation regarding the continuation or termination of the Faculty Membership Fee.~~

Faculty Association Fees: Purpose and Eligibility

- 11. The purpose of a Faculty Association Membership Fee is to provide financial support for the operation of an Association, if applicable, including fees for membership in relevant regional or national organizations.
- 12. The purpose of a Faculty Association Special Fee is to provide financial support for special initiatives or projects of the Association and is not to be used as part of the operating budget of an Association.
- 13. An Association is eligible to create a Faculty Association Membership Fee and/or Faculty Association Special Fee.

Faculty Association Fees: Creation Procedure

14. The Association shall consult with its Departmental Associations, ~~Program Associations,~~ and Affiliated Associations, if such exist, regarding the creation and administration of a Faculty Association Fee. The Association shall consult with its membership, at a General Meeting, regarding the creation and administration of a Faculty Association Fee.
15. The Association shall notify the Students' Union by ~~December~~ November 15th, of the year before the fee is to be implemented, of its intent to create a Faculty Association Fee.
16. The Association shall submit a proposal to Students' Council by ~~January~~ December 15th, of the year before the fee is to be implemented. The proposal shall outline the following:
 - a. The purpose of the fee;
 - b. The amount, per student per term, of the fee;
 - c. The scope of membership of the fee;
 - d. The dates the fee is to begin and cease being collected;
 - e. The refund mechanism of the fee;
 - f. The allocation of the fee;
 - g. The financial oversight of the fee;
 - h. Proof of consultation as required by Section 14 of this bylaw; and
 - i. Endorsement of the fee by the Association.
17. Students' Council shall approve or deny the proposal ~~by January 31st~~ no less than 30 days before the commencement of voting in the Executive and Board of Governors elections, of the year the fee is to be implemented, or within four weeks of the submission of the proposal, whichever is later. The proposal, as approved, shall govern the implementation and administration of the Faculty Association Fee.
18. The Faculty Association Fee shall only be implemented if approved in a faculty wide referendum where the following conditions are met:
 - a. All the ~~base~~ base members ~~and only the base members~~ of the Association as defined by the Bylaw Respecting Faculty Associations and Campus Associations are eligible to vote;
 - b. A minimum voter turnout of 15% was achieved;
 - c. A majority of votes cast are in favor of the fee; and
 - d. The referendum was conducted in accordance with the Association's legislation and Students' Union bylaw.
19. The Association shall confirm the referendum results, and compliance with Section 18 of this bylaw, to the Students' Union by March 31st, of the year the fee is to be implemented.
20. The Students' Union shall inform the Office of the Registrar of the implementation of the Faculty Association Fee by April 15th, of the year the fee is to be implemented.

Faculty Association Fees: Amendment Procedure

21. The proposal, as approved by Students' Council under Section 17 of this bylaw, shall only be amended by the joint consent of the Association and Students' Council. Amendments shall not result in an increase in the duration or amount of the Faculty Association Fee.

~~1. Upon the derecognition of an Association with a Faculty Association Fee, Students' Council shall either terminate the Faculty Association Fee or allow the successor to the Association to also become the successor to the Faculty Association Fee.~~

Faculty Association Fees: Restrictions

22. For a Faculty Association Fee the proposal detailed in Section 16 and approved under Section 17 of this bylaw shall be subject to the following restrictions:
- The Faculty Association Fee shall only be collected from the base members;
 - ~~B~~, base members classified as 'off campus' by the Office of the Registrar may be excluded from the Faculty Association Fee;
 - The Faculty Association Fee shall be assessed at a uniform rate for all base members;
 - The Faculty Association Fee shall begin being collected on September 1st, of the year the fee is to be implemented and shall cease being collected on August 31st, of the year the fee is to be terminated;
 - The Faculty Association Fee shall be collected for a term that does not exceed ~~four~~ five years; and
 - The Faculty Association Fee shall have a mechanism by which those members who are philosophically opposed or unable to pay the fee ~~may~~ shall be reimbursed.
23. For a Faculty Association Membership Fee the proposal detailed in Section 16 and approved under Section 17 of this bylaw shall be further subject to the following restrictions:
- If Departmental Associations ~~or Program Associations~~ exist then a portion, based on enrolment or another method satisfactory to Students' Council, of the fee shall be designated for supporting them; and
 - If Affiliated Associations exist then a portion, based on a method satisfactory to Students' Council, of the fee may be designated for them.

Faculty Association Fees: Termination

24. Audit committee retains the authority to recommend to Students' Council that collection of a Faculty Association Fee cease at the beginning of the next academic year, if:
- The Association acquires probationary status
 - The Association fails to report, as outlined in sections 6 and 7, in this Bylaw.
 - The reported budget or financial statements don't reflect the allocation proposed to Students' Council.
25. Upon the derecognition of an Association with a Faculty Association Fee, Students' Council shall either terminate the Faculty Association Fee or allow the successor to the Association to also become the successor to the Faculty Association Fee.

Faculty Association Fees: Administration

26. The Faculty Association Fee shall be collected as part of the Students' Union fee by the Office of the Registrar and included on a student's fee assessment.
27. Upon the Association being demonstrated to be in compliance with Sections 6 and 7 of this bylaw the Audit Committee shall approve the dispersal of funds to that Association by June 30th of that fiscal year or within four calendar weeks, whichever is later.
28. Where the funds have been received by the Students' Union from the Office of the Registrar and where the Students' Union Audit Committee has approved the dispersal of funds, the funds shall be dispersed to the Association within two calendar weeks.
- ~~1. The Association shall annually submit a report detailing the operation and administration of the Faculty Association Fee in a manner adhering to Sections 5 and 6 of this bylaw.~~
- ~~1. The Faculty Association Fee shall be dispersed to the Association in a manner adhering to Sections 7 through 9 of this bylaw.~~

29. Campus Association Transfer Payments: General

30. The purpose of a Campus Association Transfer Payment is to provide financial support for the operation of a Campus Association. Only a Campus Association is eligible for a Campus Association Transfer Payment.
31. All base members of the Campus Association, as defined by the Bylaw Respecting Faculty Associations and Campus Associations, shall have a percentage of their Students' Union membership fee transferred to the Campus Association with the remainder retained by the Students' Union.
32. The percentage of the Students' Union membership fee transferred to the Campus Association shall be determined by dividing the net Political/Governance spending of the Students' Union by the net Students' Union membership fees collected; then multiplying this number by one hundred; then subtracting this number from one hundred.
33. The percentage of the Students' Union membership fee transferred to the Campus Association may be recalculated upon the mutual agreement of the Campus Association and the Students' Union. Notwithstanding this, the term between recalculations of the percentage of the Student's Union membership fee transferred to the Campus Association shall not exceed ~~five~~^{four} years.

Campus Association Transfer Payments: Administration

- ~~1. — The Association shall annually submit a report detailing the operation and administration of the Faculty Association Fee in a manner adhering to Sections 5 and 6 of this bylaw.~~
34. — The ~~Faculty Association Fee~~Campus Association Transfer Payment shall be dispersed to the Association in a manner adhering to Sections ~~7 through 9~~27 and 28 of this bylaw.

STUDENTS' COUNCIL VOTES AND PROCEEDINGS

Tuesday March 12, 2013
Council Chambers 2-1 University Hall

VOTES AND PROCEEDINGS (SC 2012-22)

2012-22/1 SPEAKER'S BUSINESS

2012-22/1a Announcements -

2012-22/2a Presented by: Philip Stack, Associate Vice-President Finance - Risk Management
Sponsored by: Colten Yamagishi, President

Mr. Stack will provide a summary of the external review of the June 15 HUB Mall incident. The presentation will cover the details of the incident, the University of Alberta and Edmonton Police Service's response and recommendations on how we can improve our emergency response systems in the future. The full report will be provided to Council after it is provided to the Board of Governors this Friday.

2012-22/2b Title: SUB Renovation Design Development
Presented by: Andy Cheema and Marc Dumouchel
Sponsored by: Andy Cheema

The presenters will summarize the SUB Renovation Design Development Report, which encompasses the most up-to-date design considerations. Changes and enhancements since Schematic Design will be summarized. This document will be discussed in the context of the overall project delivery strategy. The presentation precedes a motion to approve the report at the following meeting.

2012-22/3 EXECUTIVE COMMITTEE REPORT

Dustin Chelen, VP Academic- Report

Saadq Sumar, VP Student Life- Report

Colten Yamagishi, President- Report

Petros Kusmu, VP External- Report

2012-22/4 BOARD AND COMMITTEE REPORTS

Brent Kelly BoG Rep- Report

2012-22/5 QUESTION PERIOD

Question Period Extended 15 minutes

Question Period Extended and Addition 15 minutes

Question Period Extended and Addition 15 minutes

2012-22/6

BOARD AND COMMITTEE BUSINESS

2012-22/6a

CHELEN/HODGSON MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #16 in first reading based on the following principles:

Associations should not have to inform the VPA of advocacy to the University or Government but Associations must present to and receive approval from Students' Council if they wish to advocate contrary to SU political policy.

Speakers List: Chelen, Kelly, McGinn, Sumar, Smith, Nguyen, Mills, Khinda, Crone, Gensler.

GENSLER/SMITH called to question

Motion: CARRIED

Main Motion: CARRIED

Sumar, McGinn, Milner abstain

Automatic Recess at 8:30pm

Meeting Called back to order at 8:45pm

2012-22/6b

CHELEN/PHAM MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #17 in first reading based on the following principles:

- Sections of the bylaw should be reordered or reformatted for consistency and clarity.
- The definition and use of "Affiliated Association" should be expanded to include "Program Associations" and the definition and use of "Program Association" should be eliminated.
- COFA should be advisory to the Students' Union, not just the VPA.
- Definitions of association memberships should be included in the schedule, and eliminated from bylaw.
- The VPA should consult with the Student Governance Advisor before making any determinations as specified in section 11.
- Probationary status should be included in the schedule
- An association can be derecognized if it does not meet its conditions of probation by the time allowed.
- Newly recognized FAs will have probationary status.
- When an association is derecognized, the SU will hold on to its assets in trust until a new association for that faculty is recognized.
- Recognition should not be an annual process, but information should still be reported to the SU.
- FAs shall annually provide their officer contact information to the SU.
- Decisions to place an FA on probation should be made in adherence to the

principles of natural justice.

- FAs shall have the right to use SU Executive or Council polling stations for elections, plebiscites, or referenda.
- Any amendments to this bylaw must be reported to FAs.

Speakers List: Chelen

Motion: CARRIED

2012-22/6c

CHELEN/CRONE MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #18 in first reading based on the following principles:

- FA officers shall annually sign a statement of expectations on the rules and policies that they must adhere to.

Speakers List: Chelen, Babic, Hong, Crone, Mills, Reynolds, Grehan, Smith, Milner

HODGSON/GENSLER called to question

Motion: CARRIED

Main Motion: CARRIED

2012-22/6d

CHELEN/SMITH MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #19 in first reading based on the following principles:

No association shall collect a mandatory fee that is not a Faculty Association Fee.

Speakers List: Chelen, Hong

Motion: CARRIED

Sumar: Abstain

2012-22/6e

CHELEN/HODGSON MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #20 in first reading based on the following principles:

- Financial statements for fee collecting FAs shall be reviewed by an accountant.
- Financial statements for non fee collecting FAs shall be reviewed by an external, qualified, and impartial individual or group.

Speakers List: Chelen, Crone, Hodgson, Milner, Le

REYNOLDS/SMITH called to question

Motion: CARRIED

Main Motion: CARRIED

Carson abstain

2012-22/6f

CHELEN/PHAM MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #21 in first reading based on the

following principles:

Audit committee shall retain the right to conduct an investigation in to the finances or operations of an FA, or request the results of an audit.

Speakers List: Chelen, Kelly, Hodgson

Motion: CARRIED

2012-22/6g

CHELEN/MILLS MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #22 in first reading based on the following principles:

- Faculty Association Fees shall be collected for a term no longer than five years.
- Campus Association Transfer Payments shall be renegotiated at least every five years.

Speakers List: Chelen, Cheema

Motion: CARRIED

2012-22/6h

CHELEN/PHAM MOVES THAT upon the recommendation of Bylaw committee, Students' Council approve bill #23 in first reading based on the following principles:

- Sections of the bylaw should be reordered or reformatted for consistency and clarity.
- Financial statements will be defined to be a balance sheet and a profit and loss statement.
- Accountant shall be defined as a person with the designation of CA, CMA, or CGA as recognized by Canadian accounting bodies.
- Financial reports will be submitted within six months of an Association's fiscal year end.
- Financial irregularities will be immediately reported to Audit Committee.
- Intent to collect a Faculty Association Fee shall be submitted to the SU before November 15.
- A proposal to collect a Faculty Association Fee shall be submitted to Council before December 15.
- Council will approve or deny the proposal no less than 30 days before the commencement of voting in the Executive and Board of Governors election.
- Faculty Association Fees can be terminated by Council if an association acquires probationary status.
- Faculty Association Fees can be terminated by Council if an association fails to report their finances.
- Faculty Association Fees can be terminated by Council if an association's budget or financial statements don't reflect the allocation proposed to Council.

Speakers List: Chelen, Kelly, Le, Yamagishi, Sumar, Gensler

YAMAGISHI/MCGINN MOVED TO amend the motion to read:
CHELEN/PHAM MOVES THAT upon the recommendation of Bylaw

committee, Students' Council approve bill #23 in first reading based on the following principles:

- Sections of the bylaw should be reordered or reformatted for consistency and clarity.
- Financial statements will be defined to be a balance sheet and a income statement.
- Accountant shall be defined as a person with the designation of CA, CMA, or CGA as recognized by Canadian accounting bodies.
- Financial reports will be submitted within six months of an Association's fiscal year end.
- Financial irregularities will be immediately reported to Audit Committee.
- Intent to collect a Faculty Association Fee shall be submitted to the SU before November 15.
- A proposal to collect a Faculty Association Fee shall be submitted to Council before December 15.
- Council will approve or deny the proposal no less than 30 days before the commencement of voting in the Executive and Board of Governors election.
- Faculty Association Fees can be terminated by Council if an association acquires probationary status.
- Faculty Association Fees can be terminated by Council if an association fails to report their finances.

Faculty Association Fees can be terminated by Council if an association's budget or financial statements don't reflect the allocation proposed to Council.

Motion: Withdrawn

GENSLER called to question

Motion: CARRIED

Main Motion: CARRIED

2012-22/6i

MCGINN/CHOUDHRY MOVE THAT Students' Council approve Bill # 24 in first reading based on the following principles:

- a. For the purpose of determining the scope and mandate of the Students' Union, in reference to the implementation of a dedicated fee unit, the Students' Union's bylaws will not narrow its' scope or mandate beyond the language provided in Section 93(3) of the Post-Secondary Learning Act

Speakers List: McGinn, Cheema, McCormack, Chelen, Kelly, Crone, Hodgson, Smith, Nguyen, Reynolds, Milner

CHEEMA/CHELEN MOVED TO move in camera

Motion: FAILED

CHEEMA/CHELEN MOVED TO move in camera

Motion: CARRIED

SMITH/BORDEN MOVED TO move ex camera

Motion: FAILED

REYNOLDS/GENSLER MOVED TO postpone item 2012-22/6i to the next Students' Council meeting

NGUYEN/BABIC MOVED called to question

Motion: CARRIED

Motion: FAILED

GENSLER/REYNOLDS MOVED TO move ex camera

Motion: CARRIED

GENSLER/SMITH called to question

Motion: FAILED

SMITH/BABIC called to question

Motion: CARRIED

Gensler called for division

Yamagish- N

Chelen- N

Kusmu- N

Cheema- N

Sumar- A

Kelly- Y

Milner- Y

McGinn- Y

Khinda- N

Mills- N

Hanwell- Y

Borden- Y

LE- N

Smith- Y

Hong- A

Crone- N

Babic- A

Rydz- Y

Reynolds- N

McCormack- Y

Jennings- A

Nguyne- N

Gensler- N

Monfries- N

Hodgson- N

Motion: FAILED

BABIC/KHINA MOVED TO suspend the relevant standing orders to not move into an automatic recess.

Motion: CARRIED

2012-22/6j

BABIC/KHINDA MOVE THAT, upon the recommendation of the Bylaw Committee, Students' Council approve Bill # 25, the Human Candidate Solidarity Bill, in first reading based on the following principles:

1. Participation in student governance is highly encouraged by Students' Council, and the bylaws of the organization ought to reflect that stance.
2. Filling a vacant position and having an extra student voice is preferable to leaving the position empty and students unrepresented.

Speakers List: Babic, Crone, Hodgson, Gensler, Champagne, Chelen, Kelly, Nguyen

BABIC/NGUYEN MOVED TO amend the motion to read:

BABIC/KHINDA MOVE THAT, upon the recommendation of the Bylaw Committee, Students' Council approve Bill # 25, the Human Candidate Solidarity Bill, in first reading based on the following principles:

1. Participation in student governance is highly encouraged by Students' Council, and the bylaws of the organization ought to reflect that stance.
2. In the even of a tie, filling a vacant position and having an extra student voice is preferable to leaving the position empty and students unrepresented.

Motion: CARRIED

GENSLER/KHINDA called to question

GENSLER called for division

Yamagish- N
 Chelen- N
 Kusmu- Y
 Cheema- N
 Sumar- N
 Kelly- Y
 McGinn- Y
 Khinda- Y
 Mills- N
 Hanwell- N
 Borden- N
 LE- N
 Smith- Y
 Hong- Y
 Crone- Y
 Babic- Y
 Rydz- A
 McCormack- Y
 Jennings- Y
 Nguyne- Y
 Gensler- N
 Monfries- N
 Hodgson- N

Motion: FAILED

2012-22/6k

KHINDA/CHELEN MOVES THAT on the recommendation of Policy Committee, Students' Council rescind the "Co-ops and Internships" Policy

Speakers List: Khinda, Sumar

SUMAR/CHAMPAGNE MOVED to amend the motion to read:
KHINDA/CHELEN MOVES THAT on the recommendation of Policy Committee, Students' Council rescind the "Co-ops and Internships" Policy

Motion: CARRIED**Main Motion: CARRIED**

2012-22/6l

KHINDA/CRONE MOVES THAT on the recommendation of Policy Committee, Students' Council pass the "Experiential Learning" Policy in first reading based on the following principles:

- Experiential learning effectively encompasses skills and knowledge that reinforces and/or compliments what has been taught as part of curriculum such as internships, practica, co-ops, placements, work experience, undergraduate research, work abroad, community service learning courses, and field experience.
- The Students' Union will advocate for increased opportunities for experiential learning
- The Students' Union acknowledges that as knowledge becomes more easily available and accessible to everyone, more practical experience is important to make a university experience relevant
- The Students' Union shall strive to eliminate barriers to participation in Experiential Learning activities/programs such as lack of funding, program requirements, awareness of opportunities, and the various challenges faced by particular demographics of students, such as international students, Aboriginal, and rural students and students recognized by SSDS.

Speakers List: Khinda

KHINDA/BABIC MOVED to amend the motion to read:
KHINDA/CRONE MOVES THAT on the recommendation of Policy Committee, Students' Council pass the "Experiential Learning" Policy in first reading based on the following principles:

- Experiential learning effectively encompasses skills and knowledge that reinforces and/or compliments what has been taught as part of curriculum such as internships, practica, co-ops, placements, work experience, undergraduate research, work abroad, community service learning courses, and field experience.
- The Students' Union will advocate for increased opportunities for experiential learning
- The Students' Union acknowledges that as knowledge becomes more easily available and accessible to everyone, more practical experience is important to make a university experience relevant

- The Students' Union shall strive to eliminate barriers to participation in Experiential Learning activities/programs such as lack of funding, program requirements, awareness of opportunities, and the various challenges faced by particular demographics of students, such as international students, Aboriginal, and rural students and students recognized by SSDS.
- That this policy expires in 2016.

Motion: CARRIED

Main Motion: CARRIED

2012-22/6m

KHINDA/ORYZDZUK MOVES THAT on the recommendation of Policy Committee, Students' Council update the "Academic Materials" Policy in first reading with the following principles:

- The Students' Union shall maintain focus on academic materials as part of the substantial costs of pursuing post-secondary education
- The Students' Union shall encourage accessibility to academic materials
- The Students' Union shall keep up to date with current Copyright and academic material regulations
- The Students' Union shall work with key stakeholders to address the barriers to accessible academic materials

Speakers List: Khinda, Babic

BABIC/KHINDA MOVED to amend the motion to read:

KHINDA/ORYZDZUK MOVES THAT on the recommendation of Policy Committee, Students' Council update the "Academic Materials" Policy in first reading with the following principles:

- The Students' Union shall maintain focus on academic materials as part of the substantial costs of pursuing post-secondary education
- The Students' Union shall encourage accessibility to academic materials
- The Students' Union shall keep up to date with current Copyright and academic material regulations
- The Students' Union shall work with key stakeholders to address the barriers to accessible academic materials
- That this policy expires in 2015.

Motion: CARRIED

Main Motion: CARRIED

Meeting adjourned at 12:00

