

PROCEEDINGS OF THE TWENTIETH MEETING OF THE TWENTIETH SESSION

The twentieth meeting of the Twentieth Session of the UHSA Senate was called to order at 7:10 p.m. in the Atlantic Room of the University Center On November 28, 1983 by Senate Speaker Pat Condon.

Absent were Senators Caillouet and Chapman. A quorum was deemed present by the Speaker.

The minutes of the nineteenth meeting were corrected and approved.

PRESIDENT'S REPORT

President Parker reported to the Senate that some UCPB constitution changes have been made and they need to come before the Senate for approval.

The interviews for Vice Chancellor Dean of Students are three days in length. At 7:00 p.m. of the second day, there will be a meeting with students. Dates will be posted in the SA office later in the week.

Tomorrow at the University Experience, President Parker will be speaking on some new courses being offered by the University.

VICE PRESIDENT'S REPORT

Vice President Phillips gave each Senator a written report of committee updates.

If you have any further questions, please come by her office.

TREASURER'S REPORT

None

SPEAKER'S REPORT

Speaker Condon reported to the Senate that there have been alot of absences.

Senator Dealey has been removed from the Senate for excessive absences.

The Senators were reminded that they have ten days to get an excuse in. The Bylaws are precise on the point. It is your responsibility to read them.

COMMITTEE REPORTS

Fiscal & Governmental: Chair Mason reported that the committee has just about finished its review of UB 29004. They want to Attorney General and Chief Justice of the Student Court to review the committee's changes before submitting it to the Senate. The committee also discussed its role if Article of Impeachment are to come out. There will be a short meeting after the Senate meeting to discuss time for the next meeting.

Campus Governance: Chair Van Reenan reported that the committee met but they have no appointments to recommend on. The committee discussed its role and goals. There will be a brief meeting after the Senate meeting to set the time of the next meeting.

Student Life: Chair Martinez reported that the committee met and reviewed

the letter from Dr. Osborne regarding the Ameristar. They agreed with the recommendation that ROTC should get the star. There will be a written resolution probably next week regarding the matter. The Police Parking and Advisory Board will meet next Monday at 12:00. The committee's next meeting will be next Monday at the same time.

External Affairs: Chair Condon reported that the committee is working on a proposal for voter registration drive, January 26 and 27. Eight deputy registrars will be needed. If you would like to volunteer, please talk to Kevin Condon. The committee's next meeting will be next Monday at 5:00.

Education Affairs: Chair Hollis reported that the committee is still working on the Master Syllabus. Volunteers are needed to deliver them tomorrow. Volunteers are also needed after the meeting to help sort them out for delivery. Chair Hollis also reported that she will introduce a bill next week.

#### OLD BUSINESS

University Bill 29004 remains tabled.

#### NEW BUSINESS

Senator Barnes made a motion that the Senate go into Executive Session. Time - 7:25p.m.

Chair Mason will Chair the Session as Speaker Condon is the impeachee.

The Senate moved back into open session at 7:40 p.m.

Chair Mason announced that there has been no charge of impeachment against anyone as a result of the Executive Session just held.

Senator Barnes made a motion that an Ad Hoc committee be formed to investigate the removal of Senators Dealey and Ahn. Seconded. The floor was yielded to Chair Mason. Chair Mason reported that what Pat Condon has done was on the advice of the Attorney General.

Matt Woodruff, Attorney General, was recognized and quoted the Bylaws Section 101.3 (B) Section (E).

Chair Condon posed a question to the Attorney General regarding the fact that Section (B) has to do with absences and Section E some other reason for removal.

The Attorney General answered saying that 101.3 deals specifically with absences, and he assumed that (E) limits (B). The effective date is the date signed.

Chair Mason wished to know if George Dealey is still a Senator until letter is received.

The Attorney General said that he is officially removed, effective the day signed.

Chair Mason wished to know if the letter has been signed by the President.

The Attorney General stated that the Bylaws says signed and dated. It is fair to assume removal after all three have signed it.

Pat Condon presented a question regarding the wording automatically removed. When

does he relinquish his Senatorial position.

The Attorney General responded by saying at least after the letter has been signed. If all three persons would sign the letter, the question would be moot.

Chair Condon moved the preceeding question. There was an objection to this as it was out of order since there was already a motion on the floor.

All in favor of immediate vote for the motion. ~~No objection~~. A hand count was taken: yes 10, no 6. Not two-thirds. Still in discussion.

Pat Condon asked Senator Barnes if the motion is a motion to investigate the status.

Senator Barnes said that it is to investigate the Speaker's procedure.

Pat Condon again asked if the status of those removed is in question.

Senator Barnes said yes.

Senator Condon suggested that the advice of the Attorney General be followed and clear up the status question.

Senator Condon made an amendment to the motion - to investigate whether procedure was followed by Senate Speaker on the removal of Senators Dealey and Ahn by an Ad Hoc committee. He then withdrew his amendment.

Senator Magruder quoted letter (D) Section 101.03 and said that if it is not followed, the absences are unexcused. Who sits on the Executive Committee? The Chairs of the Standing Committees and the Speaker of the Senate and the Vice President. Therefore, the absences have already been deemed unexcused.

The floor was yielded to George Dealey. He began telling how he got the letter.

Senator Pat Cdon called a Point of Order. He said that this statement has nothing to do with the motion. There status is not in question.

Chair Mason reminded the Senate to limits its discussion to Speaker Condon's action.

Chair Condon made a Point of Information. This is not relevant to the formation of an Ad Hoc Committee.

Chair Hollis made a Point of Order and said that she thought the letter is gemaine.

Senator Pat Condon made a Point of Oder and asked the Speaker to make a decision.

Chair Mason told the Senate to limit discussion to the Ad Hoc Committee.

The Question was called. Hand vote: yes 4, no 11. Motion fails.

Senator Pat Condon made a mtion that the status of George Dealey be cleared by having the letter signed by President Parker and External Affairs Chair. Secended. Senator Condon spoke in favor of the motion. The Absences occurred and were not excused. Rules must be followed. It is his job to follow thoses rules.

Senator Magruder moved the Preceeding Question. Secended. Objection. Vote on immediate vote of the question passes with two abstentions.

Vote on the motion, passes with two abstentions.

At this time the letter in question was signed by Chair Condon and President Parker and copies made by the Senate Secretary.

Chair Hollis mad a motion that Fiscal & Governmental Committee investigate this particular part, Section 101.03, of the Constitution and come up with a recommendation by next Monday.

Speaker Condon reminded the Senate that a motion has already been made for F & G to investigate the Bylaws.

Chair Hollis restated her motion. It was seconded. Chair Hollis spoke in favor of her motion and no one spoke against it.

General Discussion of the motion. Chair Mason said that his committee did not mind doing it but alot of things are going on right now and wished to know if next Monday is necessary.

Chair Hollis said that it is the Senate's last meeting of the Fall semester. Chair Mason said that his committee would try.

Senator Barnes left at 8:05 p.m.

The question of whether there is a meeting on the 12th of December arose. Speaker Condon said that he did not know and would check into the matter.

Senator Ranade said that he felt that F & G should be given more time.

Senator Lanza spoke in favor of the motion and brought up the question of an appeal by the person removed from office.

Speaker Condon said that he will ask the Attorney General.

Chair Condon moved to amend the motion to say that F & G will give its findings as soon as possible. Seconded. Senator Condon spoke in favor of the amendment and no one spoke against the amendment. No objection for an immediate vote on the amendment. Vote - one abstention, amendment passes.

Senator Barnes returned at 8:10 p.m.

No objection to an immediate vote on the motion as amended. Vote - motion passes as amended and directed to Fiscal And Governmental Committee.

Chair Mason made a motion that all oral motion be presented to the Secretary after the meeting in writing. Seconded. Chair Mason spoke in favor of the motion. No one spoke against the motion.

Chair Hollis suggested a tape recorder. No objection to an immediate vote on the motion. Vote - motion passes.

#### COMMENTS AND ANNOUNCEMENTS

Senator Cunningham said that it is not the Senate's job to fight amongst its own members. The Senate is the voice of the students and don't get bogged down. He felt that George Dealey's status is questionable. These Senate meetings are supposed to be meetings, not fights. He reminded the Senate to take care of committee business in committee.

Speaker Condon read section 101.03 (D) of the UHSA Bylaws to clear up the question

of absence excuse forms.

Senator Ranade said that he felt that the Senate has two goals. One, to look at problems on campus and come up with solution and, two, to learn and appreciate parliamentary procedure.

Senator Barnes said that he took his actions because there was a breakdown in procedure.

Senator Lanza said that he would like to know if it would be possible to have the minutes typed earlier so the Senators could have a chance to review them before the meeting. He suggested three days before the meeting. The Secretary said that this was not possible due to a heavy class load but they are ready by about 5:00 p.m. on the day of a Senate meeting.

Speaker Condon said that all typos are corrected before the Journal is typed. The Secretary is only hired to work six hours a week and it takes time to prepare the minutes and do the other work. It would be a good idea, however, to have them ready earlier.

Senator Magruder said that in regards to the hours worked by the Secretary, if anyone feels strongly about them, bring forth a bill to extend the hours and appropriate funds. It should be presented in the form of a bill.

Chair Martinez said that he feels there is no problem with the minutes. His meeting is a 5:00 and they are ready then. He then yielded the floor to George Dealey.

George Dealey apologized for the time taken at the Senate meeting tonight. He said that he was expelled because he was not aware of the proper procedure and that he will try and appeal.

Chair Condon reminded the Senate that he is looking for deputy registrars and that Chair Hollis needs help after the meeting.

Chair Hollis reminded the Senate that she needs assistance delivering and dividing the Master Syllabi. If you have agreed to deliver them, please pick up the packets before you leave tonight.

Senator Ranade said that FORUM of UCPB is conducting a campus wide survey of topics of interest. Forms will be available at the next Senate meeting.

Speaker Condon spoke to the Senate. He wanted to know how the Senate got bogged down. Senators and the Senate are not doing their jobs the way they should. If you are not going to perform your job properly, get out of the Senate. Questions about procedure only come up when a friend is in question. He said he performed in the same way that former Speakers have in the past, and then you want to impeach him. That's not the way to do it. He said it is fine with him if the Senate wishes to have trial after trial. He said that if you disagree with something, change it; don't impeach. He said it is a Senators job to know that he is responsible for. Each Senator needs to do his job as a Senator, not have personality grudge matches. It is up to each individual. How seriously each Senator takes his job will determine how the end of the term will be finished.

Motion for adjournment. Seconded. The meeting was adjourned at 8:30 p.m.