

**THE SENATE OF THE ASSOCIATED STUDENTS
CALIFORNIA STATE UNIVERSITY, LONG BEACH**

Bill Number: Bylaw Amendment #2016-05
Title: Bylaw Amendment to Establish Scholarships for Student Officers
Sponsored by: Senator from the College of Natural Sciences and Mathematics Miguel Garcia and Vice President Miriam Hernandez
Date Submitted: April 12, 2015
Date Approved: April 27, 2016

- WHEREAS** Associated Students, California State University, Long Beach is an auxiliary organization of the California State University as defined in the California Education Code, Section 89300; and
- WHEREAS** Section 42500 of the California Code of Regulations (CCR) states that it is an appropriate function of auxiliary organizations to provide student “loans, scholarships, stipends and grants-in-aid” to currently admitted students, provided that a record of such financial assistance is forwarded on a timely basis to the campus financial aid office and documented on student financial aid recipient records; and
- WHEREAS** all such financial assistance provided from student body organization funds must be approved by the campus financial aid office before such funds are expended, and cannot exceed amounts provided under regulations of federal and state financial aid programs¹; and
- WHEREAS** CCR Section 42659 “Approved Uses of Student Body Organization Funds” states that student body organization funds obtained from mandatory fees may be expended for “Student government-scholarship stipends, grants-in-aid, and reimbursements to student officers for service to student government;” and
- WHEREAS** Section 42659 further states that “before such scholarship stipends, grants-in-aid, and reimbursements can be established by a student body association, the principle of establishing such payments shall be approved by a student referendum;” and
- WHEREAS** a student referendum held in March 2013 established Chapter One, Article II, Section 5 of the Associated Students Bylaws which states that “the Senate will have the power to establish during normal budgetary process, student government scholarships, stipends, grants-in-aid, or reimbursements to elected and appointed student officers for service to student government;” and
- WHEREAS** it is the current practice of the Associated Students, Incorporated to provide employee compensation to the five executive officers; compensatory stipends to members of the President Cabinet, Judiciary, Lobby Corps, USU Program Council and ASI Programming Board; and directors fees to members of the Senate, ASI Media Board of Trustees, Isabel Patterson Child Development Center Board of Trustees, and the University Student Union Board of Trustees; and
- WHEREAS** the amount of compensation provided to the President, Vice President, and Treasurer is “an amount sufficient to meet the estimated living expenses for a single student living off-campus as published in the current edition of the CSULB Bulletin” which is then “amortized over a twelve

¹ California Code of Regulations, Title 5, Section 42500

month period”² resulting in an amount that could possibly exceed the amounts provided under regulations of federal and state financial aid programs in violation of CCR 42500; and

WHEREAS the payment of compensation to student officers for service to student government is not specifically listed as an authorized function of auxiliary organizations or as an approved use of student body fees³; and

WHEREAS the practice of providing compensatory payments to student officers for their service to government denies students without lawful immigration status any financial benefit for their service to Associated Students, thereby serving as a deterrent to their full and equal participation in student government leadership; and

WHEREAS Chapter 2, Article I, Section 1.C. of the Associated Students Bylaws states that it is the duty of the Associated Students Legislative Branch to “Establish during normal budgetary process, student government scholarships or stipends to elected or appointed student officers for service to student government” ; and

WHEREAS an ad hoc committee of the Board of Control formed to review current compensation practices for the Executive Officers concluded that the current Policy on Executive Fellowship should be decommissioned effective June 1, 2016 contingent upon the adoption of a bylaw amendment regarding payments to student officers that is more compatible with the California Code of Regulations and the legislative intent of Assembly Bill 844 adopted on October 8, 2011, which amended California Education Code Section 66016.3(a) to read, “Any student, including a person without lawful immigration status, or a person who is exempt from nonresident tuition pursuant to Section 68130.5, may serve in any capacity in student government at the California State University or the California Community Colleges and receive any grant, scholarship, fee waiver, or reimbursement for expenses incurred connected with that service to the full extent consistent with federal law;” now therefore, be it

RESOLVED that the Senate authorizes the following revisions to Chapter 2 of the Associated Students Bylaws in order to comply with CCR Section 42659 and AB 844:

ARTICLE I ASSOCIATED STUDENTS LEGISLATIVE BRANCH

SECTION 1 DUTIES

- C. Establish during normal budgetary process, student government scholarships to elected or appointed student officers for service to student government.
 - 1. All such scholarships will be administered through the Office of Financial Aid in accordance with CSULB financial aid policies and procedures.
 - 2. At no time will any such scholarships exceed the Costs of Attendance for California Residents for a student living off-campus as published by the CSULB Office of Financial Aid.

² ASI Policy on Executive Fellowships

³ California Code of Regulations, Title 5, Section 42500

3. Student officers will continue to receive their respective scholarships for the duration of their terms of office provided they meet all eligibility requirements for remaining in office.
4. It is the expressed intent of the Associated Students Senate that all such scholarships are intended to reward student officers for their service to student government.

SECTION 2 DUTIES OF INDIVIDUAL SENATORS

D. Establish Senate scholarships.

1. Senators may each be granted a scholarship during their terms of office.
2. The amount of these scholarships will be established as a part of the annual budget and may not be revised during the fiscal year in which an amount has already been established for that term of office.
3. The ASI Board of Directors will be required to maintain a minimum of 3 office hours per week during the fall and spring semesters. Out of the total 12 hours required per month, 2 hours must be served tabling to actively seek the opinions of their constituents and bring those views to the attention of the Senate.

ARTICLE II EXECUTIVE BRANCH

SECTION 1 EXECUTIVE OFFICERS

A. Associated Students Executive Officers

3. The aforementioned officers may each be granted a scholarship during his/her term of office. The Board of Control and the Senate will determine the amount during the normal budgetary process in accordance with the appropriate provisions of the Bylaws and policies of the Associated Students.

SECTION 2 PRESIDENTIAL CABINET

A. General Provisions

2. Cabinet Scholarships

The Presidential Cabinet members may be granted a scholarship during their term in office. The Board of Control and Senate will determine the amount during the normal budgetary process in accordance with the appropriate provisions of the Bylaws and policies of the Associated Students.

SECTION 3 ASI OFFICERS

A. General Provisions

3. ASI Officer Scholarships

The ASI Officers may be granted a scholarship during their term in office. The Board of Control and Senate will determine the amount during the normal budgetary process in accordance with the appropriate provisions of these Bylaws and the policies of the Associated Students, Inc.

ARTICLE III JUDICIAL BRANCH

SECTION 1 JUDICIAL MEMBERSHIP

A. General Provisions

3. Judicial Scholarships

The Judiciary members may each be granted a scholarship during his/her term of office. The Board of Control and the Senate will determine the amount during the normal budgetary process in accordance with the appropriate provisions of the Bylaws and policies of the Associated Students.

ARTICLE V ASI PROGRAMMING BOARD

SECTION 1 GENERAL PROVISIONS

C. ASI Programming Board Scholarships

ASI Programming Board members may be granted a scholarship during their term in office. The Board of Control and Senate will determine the amount during the normal budgetary process in accordance with the appropriate provisions of the Bylaws and policies of the Associated Students.

ARTICLE X GOVERNMENT ELECTIONS

SECTION 7 GOVERNMENT ELECTIONS OFFICER

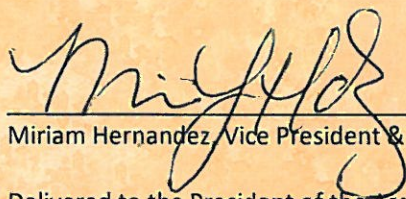
B. Elections Officer Scholarship

- 1. The Government Elections Officer may be granted a scholarship during his/her term in office.**
- 2. The amount of such scholarship will be determined during the annual budgetary process and will not be adjusted during his or her term of the office.**

; and be it

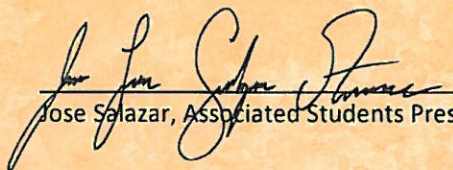
THE SENATE OF THE ASSOCIATED STUDENTS
CALIFORNIA STATE UNIVERSITY, LONG BEACH

- RESOLVED** that these amendments become effective on June 1, 2016 for all student officer positions other than the three elected Executive Officers; and be it further
- RESOLVED** that these amendments become effective on June 1, 2017 for the three elected Executive Officers to coincide with the effective date of the student government reorganization, and be it finally
- RESOLVED** that, upon its approval by the ASI President, electronic copies of this resolution be distributed to CSULB President Jane Conoley, Vice President for Student Affairs Carmen Taylor, Dean of Students Jeff Klaus, AB540 Taskforce Chair Manuel Perez, DSC Director Rafael Topete, DSC Coordinator Edgar Romo, California State Student Association (CSSA), all current and future ASI officers, the Daily 49er, and the Union Weekly.



Miriam Hernandez, Vice President & Chair Associated Students Board of Directors

Delivered to the President of the Associated Students on:



Jose Salazar, Associated Students President

Date 4/27/16

Date 4/27/16

###