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Fall 9-30-2020

SB30-20/21: Resolution Amending Section 21.0 of Fiscal Policy

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1 **The Associated Students of the University of Montana**
2 **Resolution Amending Section 21.0 of Fiscal Policy**

3 **August 12th, 2020**

4 **SB 30 - 20/21**

5 **Authored by: Ethan Hanley, ASUM Business Manager;**

6 **Sponsored by: Maggie Bornstein, ASUM Senator; Noah Durnell, ASUM Senator;**
7 **Jonathan Karlen, ASUM Senator; Christian Pfeifer, ASUM Senator; Jack Rinck, ASUM**
8 **Senator; Vincent C. Tarallo Jr., ASUM Senator;**

9
10 Whereas, The Associated Students of the University of Montana (ASUM) is bound by its fiscal
11 policy;

12
13 Whereas, ASUM Fiscal Policy delineates all fiscal matters of the ASUM office and student
14 groups;

15
16 Whereas, During the summer of 2020, a working group met to completely revise the ASUM
17 Fiscal Policy;

18
19 Whereas, Section 21.0 of Fiscal Policy outlines the process for adjudicating and disciplining
20 member organizations that violate Fiscal Policy and/or commit other Financial Infractions;

21
22 Whereas; This section also briefly lays out interim action the Business Manager can take in
23 dealing with these matters;

24
25 Whereas; The current state of section 21.0 did not put limits or a timeline of when the Business
26 Manager is allowed to impose this;

27
28 Whereas, The process of financial infractions was very bare and only included the hearing of the
29 Board, vote thresholds, and the appeals process to the Senate;

30
31 Whereas, There is a need to flesh the section out to make the process more clear for member
32 organizations that may have committed financial infractions;

33
34 Whereas, Putting limitations on interim action for the Business Manager would reduce a
35 potential abuse of power and streamline the process;

36
37 Whereas, Having minimum sanctions for certain violations would help keep consistency when
38 ASUM sanctions member organizations;

39
40 Therefore, Let It Be Resolved, That the entirety of section 21.0 be struck with exception to the
41 header;

42
43 Therefore, Let It Be Further Resolved, That section 21.1 be created and read:

44 *21.1 If an organization commits an infraction of this Fiscal Policy, that organization*
45 *shall be notified to appear before the Board to explain their action(s).;*

46
47 Therefore, Let It Be Further Resolved, That section 21.2 be created and read:

48 *21.2 Once a member organization has been found to have committed an infraction, the*
49 *Board will hear the case no later than two (2) weeks of the receipt of the infraction.*
50 *During the time the Board does not see the case, the Business Manager may take interim*
51 *action which can include, but is not limited to, freezing the organization's account.;*

52
53 Therefore, Let It Be Further Resolved, That section 21.3 be created and read:

54 *21.3 The Board shall be empowered with the authority to send a letter of reprimand to*
55 *the organization, freeze the organization's account, and/or take other appropriate action.*
56 *Action(s) that the Board takes must be confirmed by a majority (50% plus 1) vote.;*

57
58 Therefore, Let It Be Further Resolved, That section 21.4 be created and read:

59 *21.4 Once the Board has made a decision regarding the member organization's*
60 *infractions and possible sanctions, it shall go before the Senate to be ratified by a*
61 *majority (50% plus 1) vote. The action(s) taken by the Board shall be in effect until other*
62 *action, if any, is taken by the Senate. The Senate is empowered to modify, strengthen, or*
63 *eliminate sanctions on the group.;*

64
65 Therefore, Let It Be Further Resolved, That Section 21.5 be created and read:

66 *21.5 The following infractions shall have minimum sanctions if a member organization is*
67 *found to have committed them:*

- 68 ○ *21.5.1 Outside Accounts. The minimum sanction for a member organization*
69 *violating the outside account policy is a written warning. A second violation of*
70 *this policy will result in the member organization's account being frozen for a*
71 *month and a meeting with the Business Manager and Office Manager to ensure*
72 *the member organization is in compliance with Fiscal Policy. Any further*
73 *violations of this policy will result in the member organization's account being*
74 *frozen for the remainder of the academic year.;*

75
76 Therefore, Let It Be Further Resolved, That this resolution be sent to: Gwen Coon, ASUM
77 Office Manager; Marlene Hendrickson, ASUM Accountant; Bailey Durnell, Student Group
78 Coordinator.

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80
81 Passed by Committee: _____, 2020

82
83 Passed by ASUM Senate: September 30, 2020

84
85

86 _____
87 Ethan Hanley,
88 Chair of the Board on Budget and Finance

Patrick James Flanagan,
Chair of the Senate