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## **SB75-21/22-Resolution Redefining Contribution In-Kind in Article VII, Section 1 (13) of the ASUM Bylaws**

Mary Melissa Glueckert

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1                   **The Associated Students of the University of Montana**  
2           **Resolution Redefining Contribution In-Kind in Article VII, Section 1 (13) of the ASUM**  
3                   **Bylaws**

4                   **January 26, 2022**

5                   **SB75-21/22**

6   **Authored by: Mary Melissa Glueckert, ASUM Senator; Nicholas Ververis, ASUM Senator;**  
7

8   Whereas, The Associated Students of the University of Montana (“ASUM”) is bound by its  
9   governing documents;

10  
11   Whereas, ASUM relies on the Bylaws in order to conduct fair and equitable elections;

12  
13   Whereas, The current Bylaws regarding elections can be confusing for Members running in an  
14   election, are repetitive, and contain dilatory language;

15  
16   Whereas, In an effort to ensure accessibility for Members running in elections, these Bylaws  
17   required immense restructuring, rewording, general clarification, and revision;

18  
19   Whereas, Article VII, Section 1 (13) of the Bylaws states:

20  
21           (13) *"Contribution in kind" means an advance, gift, loan, conveyance, deposit,*  
22           *payment, or distribution of money or anything of value to influence an*  
23           *election; or the payment by a person other than a candidate or group*  
24           *campaigning for or against a ballot referendum for the personal services of*  
25           *another person that are rendered to a candidate or group. Contribution in*  
26           *kind does not mean Services provided without compensation by individuals*  
27           *volunteering a portion or all of their time on behalf of a candidate.;*  
28

29   Whereas, The current definition does not allow individuals to provide special services on a  
30   volunteer basis, while giving exception to professional services that an individual would  
31   normally charge for in the course of business;

32  
33   Whereas, Nowhere in the Bylaws is this stated as “Contributions in-kind” but rather “In-kind  
34   Contributions”;

35  
36   Whereas, Candidates or candidate teams should be allowed to receive volunteer services from  
37   individuals that are available to any other given Candidate;

38  
39   Therefore, Let It Be Resolved, That Article VII, Section 1 (13) of the Bylaws be amended to  
40   state:

41  
42           (13) ~~*"Contribution in-kind Contribution" means an advance, gift, loan,*~~  
43           ~~*conveyance, deposit, payment, or distribution of money or anything of*~~  
44           ~~*value to influence an election; or the payment by a person other than a*~~  
45           ~~*candidate or group campaigning for or against a ballot referendum for*~~  
46           ~~*the personal services of another person that are rendered to a candidate*~~


47 ~~or group.~~ **contribution in the form of goods or services other than cash**  
48 **or other equivalents. Contribution** ~~In-kind Contribution~~ **does not mean**  
49 ~~services provided without compensation by individuals volunteering a~~  
50 ~~portion or all of their time on behalf of a Candidate, however these~~  
51 **individuals may not provide professional services if they regularly**  
52 **perform said services for compensation, including, but not limited to,**  
53 **marketing, legal, or graphic design.;**  
54

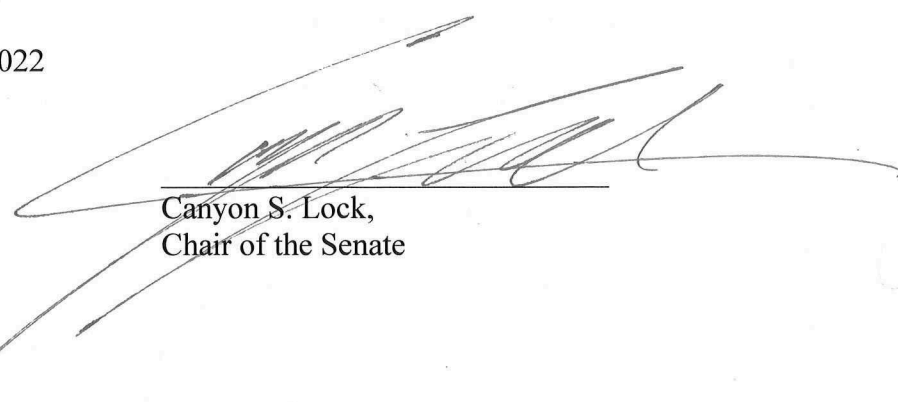
55 Therefore, Let It Be Further Resolved, That Article VII, Section 1 be reordered alphabetically,  
56 consistent with the amendment to this definition;

57  
58 Therefore, Let It Be Further Resolved, That this Resolution be sent to Alex Berna, ASUM  
59 Secretary; Gwen Coon, ASUM Office Manager.

60  
61  
62 Passed by Committee: January 30, 2022

63  
64 Passed by ASUM Senate: February 2, 2022

65  
66   
67 \_\_\_\_\_  
68 Elizabeth Bowles,  
69 Chair of Relations and Affairs

70   
71 \_\_\_\_\_  
Canyon S. Lock,  
Chair of the Senate

70  
71 Passed Unanimously.