



2008-2009 ASUC Senate

200 Eshleman Hall #4500, Berkeley CA 94720-4500 • 510.642.1431 • www.asuc.org

ASUC REGULAR SENATE MEETING AGENDA

SPRING 2009 SESSION – WEEK 13

WEDNESDAY, APRIL 29, 2009

7:00PM, SENATE CHAMBERS

SPECIAL ORDER, “MULTICULTURAL CENTER”
MULTICULTURAL CENTER INTERNS

7:30-8:00P

I. APPROVAL OF THE MINUTES FROM APRIL 22, 2009

II. NEW BUSINESS

III. APPROVAL OF THE AGENDA FOR MAY 6, 2009

IV. GUEST ANNOUNCEMENTS

V. REPRESENTATIVES TO THE ASUC REPORTS

Faculty Representative (Professor Lieu)
Chancellor’s Representative (Dean Poullard)
UCPD Representative (Sergeant Tucker)
Graduate Assembly (GA President Daal)
ASUC SUPERB Representative (Huynh)
Alumni Representative

VI. ASUC STORE OPERATIONS BOARD REPORT (Auxiliary Director Permaul)

VII. ELECTED OFFICIAL ANNOUNCEMENTS

VIII. STANDING COMMITTEE REPORTS

Standing Committee on Finance (Hussain)
Standing Committee on Constitutional and Procedural Review (Mairena)
Standing Committee on University and External Affairs (Lisa Tran)
Standing Committee on the Advocacy Agenda (Pasco)
Advocacy Committee on Student Health & Mental/Spiritual Well Being (Shah)
Advocacy Committee on Academic Resources Improvement & Employment Security (Cho)
Advocacy Committee on Fiscal, Environmental & Socially Responsible Businesses for Lower Sproul (Oatfield)

IX. CONSENT CALENDAR

X. APPOINTED OFFICIAL REPORTS

Finance Officer (Batac)
Attorney General (Sinanian)
Solicitor General (Hollihan)
ASUC Lobby Corps Director (Ballard)
City Affairs Lobbying and Housing Director (An)
ASUC Webmaster (Hemmati)

Senate Aide (Vir-Banks)
"Perspectives" Show Co-Directors (Patel & Louie)
Judicial Council Representative (Chair Johal)
Commissioner of Diversity Affairs (Dolores)
Public Relations Director (Title I) (Mak)
Undergraduate Representative to the SOB (Rhoads)
Elections Council Chair (Liedblad)

XI. IMMEDIATE CONSIDERATION

XII. OLD BUSINESS

XIII. APPOINTMENTS

Terri Wang, Judicial Council
Laura Zelko, Department of Energy Commission Chair
Two (2) ASUC Senators, Temporary Committee to Evaluate the Future of the Cal Lodge

XIV. EXECUTIVE OFFICER REPORTS

President (Winston)
Executive Vice President (Pasco)
External Affairs Vice President (Jirachaikitti)
Academic Affairs Vice President (De La Cruz)
Student Advocate (DeMartini)

XV. SPECIAL COMMITTEE REPORTS

Disability Accommodation Fund Director Selection Committee (Mairena, Shah, Rodriguez, Cho, Smelko)
Fundraising Director Selection Committee (Dhar, Rodriguez, Yang, Owens, Tu Tran)
Public Relations Director (Title XIII) Selection Committee (Mairena, Dhar, Tu Tran, Raffi, Rodriguez)
ASUC Recognition Awards Committee (Nahabet, Cho, Hussain, Tu Tran, Rodriguez)
Temporary Committee for the Selection of the ASUC Lawyer (Tu Tran, Hussain, Cho, Rodriguez)
Temporary Committee on the Revenue & Expense Sharing Agreement Between the ASUC & the GA (Zuo)
Temporary Committee on the Selection of Student Representatives to the Store Operations Board (Pasco)

XVI. ASUC REPRESENTATIVES

Representative to the Multicultural Greek Council (Chen, Mairena, Rodriguez, Smelko)
Representative to the Multicultural Center Oversight Committee & Advisory Board (Mairena)
Representative to the Residence Hall Assembly (Lisa Tran, Zuo, Yang, Cho, Ude)
Representative to the Inter-Fraternity Council (Smelko, Moghtader, Mairena)
Representative to the College Panhellenic Association (Smelko, Hussain, Chen)
Representative to ASUC SUPERB (Sakaue, Smelko, Dhar, Raffi, Rodriguez)
Representative to the Graduate Assembly (Shah, Cho, Flores, Rodriguez, Yang, Dhar)
Representative to the Re-Entry and Transfer Students' Association (Mairena)
Representative to the Student-Athlete Advisory Committee (Smelko, Moghtader, Ude)
Representative to the Haas Business School Association (Raffi, Dhar, Zuo)
Representative to the Berkeley Student Cooperative (Oatfield, Rodriguez)
Representative to the Engineering Joint Council (Tu Tran)
Representative to UC Fall Extension Students (Lisa Tran, Dhar)
Representatives to the Recreational Sports Advisory Board (Smelko, Moghtader)
Representatives to the Ethnic Studies Fifth Account Committee (Shah, Cho)
Representative to the National Pan-Hellenic Council (Ude, Raffi)
Representative to the SUPERB Oversight Board (Smelko)
Representatives to the ASUC Committee for the Academic Opportunity Fund (Zuo, Flores)
Representatives to the ASUC Committee for the Intellectual Community Fund (Tu Tran, Hussain)
Representatives to the ASUC Committee for the Educational Enhancement Fund (Tu Tran, Hussain)
Representatives to the ASUC Committee for the Multicultural Fund (Nahabet, Shah)
Representatives to the ASUC Committee for the Public Service Fund (Chen, Rodriguez)
Representatives to the C.A.L. Housing Commission (Zuo, Hussain)
Representatives to the ASUC Lobby Corps Commission (Sakaue, Oatfield)
Representatives to the RISE Scholarship Evaluation Committee (Mairena, Flores, Rodriguez, Ude)

Representatives to the Berkeley Students Foundation (Nahabet, Yang, Mairena, Zuo, Rodriguez, Raffi)
Representative to the Committee on Student Fees & Budget Review (Yang, Sakaue, Owens, Moghtader,
Rodriguez

XVII. CONSIDERATION OF THE 2009-2010 ASUC BUDGET



2008-2009 ASUC Senate

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ASUC REGULAR SENATE MEETING AGENDA

DRAFT

SPRING 2009 SESSION – WEEK 14

WEDNESDAY, MAY 6, 2009

7:00PM, SENATE CHAMBERS

SPECIAL ORDER, “COURSE RANK”

7:45-8:45P

TONY CHRISTOPHER, STUDENT SERVICES AND OUTREACH MANAGER

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V. ASUC STORE OPERATIONS BOARD REPORT (Store Operations Board Chair Smith)

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Elections Council Chair (Liedblad)

X. IMMEDIATE CONSIDERATION

XI. OLD BUSINESS

XII. APPOINTMENTS

Rebecca Coleman, Student Representative to the Store Operations Board (1 year term)
Yishi Zuo, Student Representative to the Store Operations Board (2 year term)

XIII. EXECUTIVE OFFICER REPORTS

President (Winston)
Executive Vice President (Pasco)
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Representative to the Committee on Student Fees & Budget Review (Yang, Sakaue, Owens, Moghtader, Rodriguez)

Spring 2009
SB 227

**A Resolution Supporting the Adoption of an Advisory Committee of
Investor Responsibility for the University of California Berkeley**

Authored by: Whitney Ramos

Sponsored by: Senators Christina Oatfield, Sarah Cho

WHEREAS, a number of other colleges and universities in the United States, including the three Universities with largest endowments, Harvard University, Yale University, and Stanford University, have successfully incorporated advisory committees on responsible investing without compromising fiduciary responsibility; and

WHEREAS, the University of California, Berkeley is widely regarded as one of the premier educational institutions in the United States and the world, and as such should lead by setting a positive example for other universities to emulate; and

WHEREAS, students, community members, and citizens feel strongly about corporate responsibility and are becoming increasingly aware of harmful social and environmental business and investment practices; and

WHEREAS, the University of California Berkeley has a growing endowment, which currently holds about \$1 billion; and

WHEREAS, the University of California Berkeley therefore has the opportunity to make investment decisions that create a positive impact, as consistent with its mission of dedication to public service, as well as with UC Berkeley's stated values, including; "We believe that active participation and leadership in addressing the most pressing issues facing our local and global communities are central to our educational mission"¹; and

WHEREAS, UC Berkeley was given an "A" or "B" grade for all other aspects of its sustainability program by the Sustainable Endowment Institute's College Sustainability Report Card 2009, the UC was graded as a "D", and "F" in Endowment Transparency and Shareholder Engagement, respectively²;

THEREFORE BE IT RESOLVED that the ASUC publicly express its support for the UC Berkeley administrators in working with students, faculty, the Alumni Association, union leaders and other stakeholders to develop a socially and environmentally responsible investment policy for the UC Berkeley endowment.

THEREFORE BE IT RESOLVED that the ASUC urge the UC Berkeley Administration to begin this process with the creation of an advisory committee on investor responsibility which would include representatives of all of all major stakeholders of the UC Berkeley endowment.

1. <http://berkeley.edu/about/principles.shtml>
2. <http://www.greenreportcard.org/report-card-2009/schools/university-of-california-berkeley>

A Bill in Support of Amending Title II, § 3.5 of the ASUC By-laws

Authored by Senator Raffi, Yaman Salahi

Sponsored by Senators Raffi, Owens

WHEREAS, the current ASUC Constitution and By-laws has proved insufficient in addressing the issue of student group misconduct and punishment; and,
WHEREAS, the Israel Action Committee lost its recognition as an ASUC sponsored group on April 1, 2009 when found guilty by the Judicial Council for a single elections violation in the recall election of Senator John Moghtader; and,
THEREFORE BE IT RESOLVED, Article II, Section 3.5 of the ASUC By-laws be replaced with the following text:

3.5 Revoking Sponsorship

1. Any student group sponsored by the ASUC may have its sponsorship:
 - Failure to apply in time each year for the spring budget process, as determined by the Finance Committee
 - Discriminates in its method of recruitment and acceptance for membership as per Article VI Section 7 of the ASUC Constitution
 - Violates regulations in the ASUC Constitution and By-laws pertaining to acceptable behavior of ASUC sponsored student groups.
2. Charges can be pursued against ASUC sponsored student groups in the following ways:
 - The Senate may recommend filing charges for the revocation of sponsorship to the Attorney General for acting as specified in this section. Such a motion shall be considered a main motion, and requires a two-thirds (2/3) vote of the entire Senate.
 - This section does not limit the power of the Attorney General, or the right of any other member of the Association, to file charges of his/her own volition.
3. If the Judicial Council determines that an ASUC sponsored student group has failed to fulfill its obligations as specified in this section, it may issue any of the following punishments, considering both the seriousness of the offense, the presence or absence of previous violations, and the impact the punishment may have on a student group's ability to operate.
 - The Judicial Council may issue a reprimand that outlines specific findings of wrongdoing. A student group's sponsorship status and access to funding is not affected by reprimands.
 - The Judicial Council may issue a suspension. During the suspension, all ASUC regulations pertaining to sponsored groups continue to apply and the student group is prohibited from:
 - accessing its funding;
 - being reimbursed for costs expended during that time;
 - reserving or using ASUC-owned spaces for group-sponsored events;
 - A suspension must be accompanied by specific conditions for lifting the suspension, which may include:

- iv) actions taken to remedy any issues;
- v) the passage of a time period not exceeding 21 days;
- vi) any other conditions that the Judicial Council determines are necessary to protect the interests of both the ASUC and the student body.

In extreme cases, the Judicial Council may revoke the sponsorship of the group. The group will not be re-eligible to apply for ASUC sponsorship through normal processes until the following fall semester, at which time it can be re-instated with the same number of years-to-date excluding the year during which it was suspended. If a student group has its sponsorship revoked, that group will no longer have access to any office space or funding from mandatory fees it may have had at the time its sponsorship was revoked. Its funding may be re-apportioned for another purpose with a two-thirds (2/3) vote of the entire Senate, and its office may be re-allocated by the Executive Vice President, as outlined in the By-Laws.

4. Student groups are entitled to due process and equal protection, as per Article XI, Section 1 of the ASUC Constitution. Failure to fulfill the obligations of an ASUC sponsored student group must be proved in front of the Judicial Council, with the accused student group given the opportunity to defend itself in a fair hearing, as per the authority granted the Judicial Council in Article IV, Section 4.C of the ASUC Constitution.

A Bill in Support of the 1st Annual Hmong Professional Symposium

Authored by Stephanie Yang

Sponsored by Senator(s) Yang, Flores, Rodriquez, Sakaue, L. Tran, Mairena, Shah

WHEREAS, the Hmong Student Association at Berkeley (HSAB) was established in Spring 2008; and

WHEREAS, the mission statement of HSAB is to promote higher education and cultural understanding for students of the Hmong community at the University of California, Berkeley; and

WHEREAS, HSAB also sets out to provide academic and social support to current and prospective Hmong students at Berkeley; and

WHEREAS, Given the array of connections that students may have with the Hmong community, HSAB believes in providing services that are culturally sensitive and inclusive of all communities; and

WHEREAS, Through the implementation of educational discussions, social activities, and outreach services, HSAB functions as a home and community space where students can explore, learn, and promote awareness about the Hmong culture, history, and contemporary issues; and

WHEREAS, Just this year alone, HSAB has represented the voice and presence of the Hmong student community at Berkeley on the national and regional level; and

WHEREAS, HSAB will be hosting their 1st Annual Hmong Professional Symposium on April 25, 2009;

WHEREAS, The purpose of the symposium is to present a wide range of Hmong professionals from fields such as health, business, non-profit, education, etc; and

WHEREAS, The Hmong student population on UC Berkeley campus is less than 50 and so HSAB hopes this event will help inspire other students to attain higher education and pursue professional careers;

WHEREAS, The percentage of the general U.S. population of higher education attainment are

as follows: 49.7 percent with high school diplomas, 21.9 percent with college degrees, and 8.9 percent with graduate degrees; and

WHEREAS, In comparison, the education attainment percentages in the Hmong community is dramatically lower. The numbers are as follows: 27.2 percent high school graduates, 11.7 percent with Associates or Bachelor.s degrees, and 1.5 percent with graduate degrees; and

WHEREAS, Due to such low levels of higher education attainment, the Hmong community suffers economically and financially with nearly 40 percent of the U.S. Hmong population in 2000 with income below the poverty level;

WHEREAS, According to the U.S. Census Bureau in 2000, about 43% of employed Hmong men and women are in manufacturing jobs; and

WHEREAS, Due to a lack of education and limited resources, the Hmong community have been stuck in a cycle of low-paying manufacturing jobs that are not enough to make ends meet;

WHEREAS, Because the history and culture of the Hmong people is a very unique one, many Professionals who are not familiar with the Hmong experience do not understand the needs and barriers that Hmong students face, therefore cannot and do not provide the right resources; and

WHEREAS, HSAB realizes that there is a small growing population of Hmong in professional job settings; and

WHEREAS, HSAB have observed that there is a disconnect between Hmong Professionals and the greater Hmong community and hopes to bridge in this gap;

WHEREAS, HSAB not only hopes to change these low statistics of Hmong in higher education and in the workforce, but continue empowering the community; and

WHEREAS, This event is not only open to the Hmong community, but open to the public and will feature constructive workshops, great networking opportunities, and endless possibilities for success; and

WHEREAS, in addition, participants will get a chance to experience real interview stimulations, get free advising on their resumes, and learn about the different professions all in one day;

WHEREAS, the expenses for the symposium is as follows: Total: \$950.35

	Amount	Price	Total
Supplies			
Poster Board	1	\$20.99	\$20.99
Binders	10	\$2.89	\$28.90
Colored Paper	2 (500 Count Each)	\$9.99	\$19.98
Masking Tape	5	\$4.99	\$24.95

Markers	5	\$7.99	\$39.95
Pens	10 (12 Count Each)	\$1.99	\$19.90
Raffle Tickets	1 (2,000 Count)	\$7.79	\$7.79
Name Badges	2 (100 Count)	\$4.49	\$8.98
Folders	10 (10 Count Each)	\$9.29	\$92.90

Copies			
Agenda Copy	100	\$0.20	\$20.00
Flyer Copy	200	\$1.15	\$230.50
Copies for workshops	100	\$0.20	\$20.00

Technology			
Projector	2	\$20.00	\$40.00

Honarariums			
Jerry Thao	1	\$300.00	\$300.00
		Subtotal	\$874.84
		Tax 9.75%	\$75.51
		Grand Total	\$950.35

THEREFORE BE IT RESOLVED, that the Hmong Student Association is recognized as a 2nd year student initiated service group (SISG) ASUC-sponsored group;

THEREFORE BE IT FINALLY RESOLVED, that the ASUC recognizes the 1st Annual Hmong Professional Symposium as an ASUC sponsored event;

A Resolution Against Discriminatory Blood and Bone Marrow Drives on ASUC Property

Authored by Oscar Mairena and Bridget Roell

Sponsored by Senator(s) Mairena, Sakaue, Ude, AAVP De La Cruz

WHEREAS, the ASUC Constitution states that:

The Senate shall not fund any activity or group which discriminates against any student by race, color, religion, marital status, national origin, sex, age, sexual orientation, physical disability, or political activity or belief in its method or recruitment and acceptance for membership.

WHEREAS, Men who have had sex with other men, at any time since 1977 are currently deferred as blood donors according to Food and Drug Administration Policy. This is because MSM are, as a group, at increased risk for HIV, hepatitis B and certain other infections that can be transmitted by transfusion; and

WHEREAS, Blood donor testing using current advanced technologies has greatly reduced the risk of HIV transmission; and

WHEREAS, Today, the risk of getting HIV from a transfusion or a blood product has been nearly eliminated in the United States. Improved procedures, donor screening for risk of infection and laboratory testing for evidence of HIV infection have made the United States blood supply safer than ever, and

WHEREAS, the ASUC usually hosts blood drives and bone marrow drives in the Martin Luther King, Jr. Student Union by allowing student groups to use the facilities, and even though they are not funding the event, ASUC resources are being used, especially if they use a fee waiver, and

WHEREAS, In March of 2006, the American Association of Blood Banks (AABB), America's Blood Centers (ABC) and the American Red Cross (ARC) testified before the FDA that the lifetime ban for men who have sex with men "is medically and scientifically unwarranted" and that "it does not appear rational to broadly differentiate sexual transmission via male-to-male sexual activity from that via heterosexual activity on scientific grounds."; and

WHEREAS, Rational blood donation guidelines need to be founded upon the best evidence-based science and the behavior of individuals, not upon archaic data and preconceptions about groups of people. The FDA's current guidelines imply that gay men are the primary agents for the spread of HIV, while giving heterosexuals a false sense of security about their sexual behavior and responsibility.

THEREFORE BE IT RESOLVED, that the ASUC Senate take a stance in opposition to the discriminatory practices of blood drives because of the FDA bans on MSM blood and blood from individuals who have been in specific countries; and

BE IT FURTHER RESOLVED, that blood drives will no longer be allowed on ASUC property unless they allow for all students to have an equal opportunity to provide life to others.

A Bill to Amend Title IX of the ASUC Bylaws
Authored by Oscar Mairena
Sponsored by Senator(s) Mairena, Zuo

WHEREAS, Article IX Section 4, Section 6.3.5 currently states that:
A candidate may withdraw from the election at any time. ;and

WHEREAS, Article IX Section 15.1 of the same bylaws states:

15.1 Ballot Tabulation

1. Preliminary ballot tabulation shall commence within 24 hours following the good faith filing deadline for elections violations. This section does not prohibit the filing of new charges by the Election Council or Attorney General for Campaign Violations occurring after the commencement of ballot tabulation.
2. If any candidates should be disqualified following the preliminary tabulation, a second and final ballot tabulation will commence following all decisions and settlements of lawsuits regarding elections by the Judicial Council.
3. Both ballot tabulation shall be supervised by the Elections Council Chair and the Attorney General or their representatives.
4. After the preliminary tabulation, the results of the elections shall be released by the Elections Council Chair and the Attorney General of the ASUC as soon as possible. The results shall be posted on the ground floor doors of Eshleman Hall as well as in other relevant places so that all persons shall have access to these results that do not confer upon anyone the legal rights and/or responsibilities of the office in question. They shall be clearly marked as preliminary and uncertified results.
5. The election results for all elected officials positions, as certified by the Elections Council, shall become effective by their being read into the Minutes of a Senate Meeting following their certification by the Judicial Council.
6. The election results for all elected official positions may be certified separately from all propositions.

WHEREAS, the ability to withdraw after results have been tabulated allow for election results to be altered based on the ASUC's utilization of a Single Transferrable Vote (STV) system. Therefore be it

RESOLVED, that Title IX Section 15.1 of the ASUC Bylaws be amended include the following changes(as italicized, bolded, striken and underlined) and read:

15.1 Ballot Tabulation

1. Preliminary ballot tabulation shall commence within 24 hours following the good faith filing deadline for elections violations. This section does not prohibit the filing of new charges by the Election Council or Attorney General for Campaign Violations occurring after the commencement of ballot tabulation.

2. If any candidates should be disqualified following the preliminary tabulation, a second and final ballot tabulation will commence following all decisions and settlements of lawsuits regarding elections by the Judicial Council.

3. Both ballot tabulation shall be supervised by the Elections Council Chair and the Attorney General or their representatives.

4. If a candidate withdraws after preliminary tabulations have been completed, their withdrawal will not entail a retabulation of results and will not affect the election. If a candidate is a winning candidate, then the seat is to be given to the alternate.

~~4.~~ 5. After the preliminary tabulation, the results of the elections shall be released by the Elections Council Chair and the Attorney General of the ASUC as soon as possible. The results shall be posted on the ground floor doors of Eshleman Hall as well as in other relevant places so that all persons shall have access to these results that do not confer upon anyone the legal rights and/or responsibilities of the office in question. They shall be clearly marked as preliminary and uncertified results.

~~5.~~ 6. The election results for all elected officials positions, as certified by the Elections Council, shall become effective by their being read into the Minutes of a Senate Meeting following their certification by the Judicial Council.

~~6.~~ 7. The election results for all elected official positions may be certified separately from all propositions.

**A Bill in Support of Sigma Alpha Epsilon's South Seas Philanthropy Beach Volleyball
Tournament**

**Authored by Justin Sharp, Mike Tepper, Will Smelko
Sponsored by Smelko, Dhar, Tran, Nahabet, Chen**

WHEREAS, the Associated Students of University of California strives to serve students' best interests by supporting, among other things, student groups that promote or sponsor community; and

WHEREAS, Sigma Alpha Epsilon is hosting its annual South Seas Philanthropy Beach Volleyball Tournament on May 8th, 2009; and

WHEREAS, Sigma Alpha Epsilon emphasizes goodwill within the community, a strong focus on academic excellence, and leadership on and around campus;

WHEREAS, Sigma Alpha Epsilon is dedicated to raising awareness of cancer and its effects on families and to help fight the disease through strong donation efforts and social support; and

WHEREAS, Sigma Alpha Epsilon has chosen Camp Kesem as its charity organization to support, and will dedicate its proceeds and fraternal support to Camp Kesem in an effort to fight cancer; and

WHEREAS, Sigma Alpha Epsilon hopes to reach its goal of raising \$4,000 dollars for Camp Kesem this year; and

WHEREAS, Camp Kesem is a UC Berkeley Student-run summer camp for families coping with cancer, and is open for kids ages 6-16 who've lost a parent to cancer, or have a parent suffering from the disease; and

WHEREAS, Sigma Alpha Epsilon intends to promote the objectives and intentions of Camp Kesem in a positive, fun environment by hosting the volleyball tournament; and

WHEREAS, We firmly believe that our dedication to helping fight cancer will be supported not only by the broader Greek community but the University of California Berkeley community at large; and

WHEREAS, the budget for the event is as follows:

Item	Amount
Publicity/Advertising (Fliers, Banner, Publicity)	\$200
Volleyball Set up Supplies (Board, Markers, Cooler, Nets, Sand, Volleyballs, Canopy, Chairs, Table, Poster Paper, Duct Tape)	\$500
Decorations (Fencing, Bamboo walls (doubles as security), chairs, plywood, scoreboard, tableware, etc.	\$200
Food	\$400
Drinks	\$250
Clean up (trash cans, fees)	\$100
Speakers	\$200
DJ	\$200
T-Shirts	\$500
Total	\$2,550

THEREFORE BE IT RESOLVED, that the ASUC recognize Sigma Alpha Epsilon's Annual South Seas Philanthropy Beach Volleyball Tournament as an official ASUC sponsored event; and

THEREFORE BE IT FURTHER RESOLVED, that the ASUC allocate \$1,100 from the Greek Opportunity Fund to Sigma Alpha Epsilon's Philanthropy event

A Bill in Support of Replenishing the Greek Opportunity Fund

**Authored by Will Smelko
Sponsored by Senators Smelko**

WHEREAS, The Greek Opportunity Fund is running short on funds necessary to continue funding the final events and projects hosted by student organizations this year; and
THEREFORE IT BE RESOLVED, that the ASUC Senate allocate from the Senate Contingency Fund to the Greek Opportunity Fund

A Bill in of Support of Compass Project

**Authored by Badr Albana and Senator T. Trần
Sponsored by Senator T. Trần**

WHEREAS, the Compass Project is a graduate, undergraduate collaborated program to recruit and retain women and underrepresented minorities in the physical sciences at Cal (Physics, Astronomy, Earth & Planetary Sciences); and

WHEREAS, the Compass Project is open to all students who wish to create a more diverse scientific community; at the end of the summer, incoming students come to the campus a week before beginning their freshman year to address a question in physics to set off an intense experience, laying the groundwork for a community among the students and graduate students that will serve them throughout their years at Cal, and forms the basis for the ongoing programs Compass offers such as mentoring, academic advising, and lecture series directed at undergrads; and

WHEREAS, this year, the Compass Program will include for the first time a conference for all participants to decide where Compass will go in the future and what activities Compass will pursue for the following year; the time will also provide an opportunity to build community across the years of the Compass participation; and

WHEREAS, the Compass Project Summer 2009's budget, as of April 20, 2009, is as follows:

Facilities Rental		\$500
Materials	Notebooks, Handouts and Documentation	\$200
T-shirts	To commemorate the event and build a sense of identity among the students	\$600
Total		\$1300

WHEREAS, the Compass Project coordinators receive revenues for the facilities, t-shirts, and food from the Graduate Assembly and Physics Department; and

THEREFORE BE IT RESOLVED, that the ASUC recognizes the Compass Project Summer 2009 as an ASUC-sponsored project; and

BE IT FURTHER RESOLVED, that \$200 (two hundred USD) shall be allocated from the Senate Contingency Fund to Compass Project Summer 2009.

A Bill in Support of the ASUC Leadership Development Program

**Authored by Executive Vice President Pasco
Sponsored by Executive Vice President Pasco**

WHEREAS, the ASUC does not currently have a structured leadership development and/or internship program to effectively develop socially conscious leaders through the ASUC; and

WHEREAS,

WHEREAS,

THEREFORE BE IT RESOLVED, that the ASUC amend the By-Laws to include the following Title:

A Bill in Opposition to Proposition 209

**Authored by Executive Vice President Pasco
Sponsored by Executive Vice President Pasco, President Winston, External Affairs Vice
President Jirachaikitti, Academic Affairs Vice President De La Cruz, Senator(s) K.
Shah, O. Mairena, MJ. Flores, O. Ude, C. Rodriguez, L. Sakaue, S. Yang, L. Tran**

WHEREAS, Proposition 209 was passed in 1996; and

WHEREAS, the passage of Proposition 209 eliminated the ability for public institutions to take race and gender into consideration for hiring, contracting, and admissions into public universities; and

WHEREAS, in the years immediately following the passage of Proposition 209, the number of students of color at UC Berkeley dropped tremendously, contributing to the lack of diversity on the UC Berkeley campus; and

WHEREAS, since the passage of Proposition 209, the diverse intersectional climate, cultural, economic, and racial setting students once benefited from has deteriorated; and

WHEREAS, the University of California, Berkeley has witnessed a tremendous decline in representation of women faculty and faculty of color in specific departments and racially segregated wage differences for the lowest paid employees in the UC System; and

WHEREAS, the ASUC has committed itself to protect and promote diversity within the University of California, Berkeley through many of its programmatic and organizing agendas and funding to student groups that work to promote diversity; and

WHEREAS, in November 2006, the people in the state of Michigan voted on a similar Proposition, the "Michigan Civil Rights Initiative" (MCRI) or Proposition 2, which has been put forth by the same individual that created Proposition 209, Ward Connerly; and

WHEREAS, it is a crucial time for the ASUC to be examining issues that deal with race and gender as they are currently facing national attention; and

WHEREAS, November 2nd, 2009 marks the 13th Anniversary of the passage of Proposition

209;

WHEREAS, ACA7 was introduced by Assembly Member Ed Hernandez on December 22, 2008; and

WHEREAS, ACA7 would delete the "Public School System", as defined, and "the University of California," from the scope of this constitutional prohibition; and

WHEREAS, this measure is one of the first efforts to address the lack of diversity in the California Public School System since Proposition 209 was passed; and

THEREFORE BE IT RESOLVED, that the ASUC opposes Proposition 209; and

BE IT FURTHER RESOLVED, that the ASUC will work to educate students at UC Berkeley about the diversity crisis California students and families are now facing after the elimination of equal opportunity programs in California due to Proposition 209.

BE IT FINALLY RESOLVED, that the ASUC support ACA7 and other legislation that works to address the diversity issues in the University of California system.

A Bill in Support of an Ethnic Studies Third World College

**Authored by Executive Vice President Pasco, Senator Kifah Shah
Sponsored by Executive Vice President Pasco, President Winston, External Affairs Vice
President Jirachaikitti, Academic Affairs Vice President De La Cruz, Senator(s) O.
Mairena, K. Shah, MJ. Flores, C. Rodriguez, L. Tran, S. Yang, O. Ude, L. Sakaue**

WHEREAS, the ASUC does not currently have a structured leadership development and/or internship program to effectively develop socially conscious leaders through the ASUC; and

WHEREAS, on January 22 1969 the third world Liberation Front (twLF) Strike began with picket lines at all major entrances of the campus; and

WHEREAS, the twLF demands included: 1) establishment of a Third World College with four departments; 2) minority persons be appointed to administrative, faculty, and staff positions at all levels in all campus units; 3) additional demands included admission, financial aid, and academic assistance for minority students; work-study positions for minority students in minority communities and on high school campuses; 4) minorities be allowed to control all minority-related programs on campus; and 5) no disciplinary action against student strikers; and

WHEREAS, the demand for a Third World College has yet to be actualized; and

WHEREAS, on February 24, 1969 Chancellor Heyns met with the twLF leaders to discuss implementation of a Third World College, but the meeting was inconclusive; and

WHEREAS, on September 17, 1973 a Third World College proposal was submitted to the Chancellor, which was soon rejected; and

WHEREAS, the Third World College is envisioned as a major academic subdivision of the University such as Agriculture, Chemistry, Engineering, Environmental Design, and Letters and Science; and

WHEREAS, the Third World College would accept students directly from high school or as transfers from other institutions and provide them with a thorough background in one or more of the ethnic study programs including familiarity with other related fields and general fields of knowledge; and

WHEREAS, the Third World College will have its own administrative officials and its own regulations for obtaining degrees and all students will be expected to satisfy requirements for the degree on three levels: 1) University, 2) Third World College, and 3) field of concentration; and

THEREFORE BE IT RESOLVED, that President Winston and Executive Vice President Pasco write a letter to the Chancellor urging him to support the Third World College and begin its immediate planning in conjunction with people from the members (past and present) of the third world Liberation Front; and

THEREFORE BE IT FURTHER RESOLVED, that the ASUC support the efforts to create an Ethnic Studies Third World College at UC Berkeley.

**A Bill in Support of a Philippine/Pilipin@-American
Studies Program**

Authored by: Senator MJ. Flores and Lean de Leon
Sponsored by Senator(s) MJ. Flores, C. Rodriguez, S. Yang, L. Tran, L. Sakaue, O.
Mairena,
K. Shah, O. Ude, EVP Pasco, AAVP De La Cruz

WHEREAS, the Pilipino-American community is the second largest Asian American group in the United States. According to the U.S. Census Bureau in 2007, there are approximately 3.1 million Pilipinos, 80% of which are American citizens; and

WHEREAS, in Northern California, and the Central Valley, cities such as Sacramento, Stockton, Lathrop, and Delano are major Filipino American concentrations. San Francisco alone is home to 40,072 Filipinos, by the estimate of the 2000 U.S. Census. Many Filipinos also live in the counties surrounding San Francisco, with 68,680 in Alameda County, 34,436 in Contra Costa County, 60,144 in San Mateo County, 77,815 in Santa Clara County, and 35,862 in Solano County. Daly City, in San Mateo County, has one of the largest Filipino communities in the San Francisco Bay Area with an estimated Filipino population of over 32,000; and

WHEREAS, the University of California is a public institution founded and created to provide public education to the public population; and

WHEREAS, all of the campuses of the University of California should be at the forefront in providing a relevant education and curriculum that is reflective of the historic and current population and demographics of the California public; and

WHEREAS, there is a necessity to expand and develop academic curriculum on UC-campuses across the state to hold the university accountable to the changing dynamics and needs of the public community;

WHEREAS, the Pilipino-American community is the largest growing Asian American group in California; and

WHEREAS, the University of California should provide a thorough background in one or more of the ethnic study programs including familiarity with other related fields and general fields of knowledge; and

WHEREAS, the movement for Philippine/Pilipin@-American Studies at UC Berkeley has endured for many decades since the 1968-1969 third world Liberation Front's fight for a Third World College and Ethnic Studies; and

WHEREAS, in UC Berkeley, the first Pilipino-American tenured professor, Professor Catherine Ceniza-Choy, was hired in 2004 after years of student campaign from a student organization, COMPASS, the Committee for Pilipino American Studies, and other coalitions; and

WHEREAS, as of Fall 2008, there are 972 Pilipino /Pilipino-American students, which is 2.75% of the total student population of 35,409 at UC Berkeley.

WHEREAS, there is only one Philippine/Pilipino-American related course offered during the Fall semester and Spring semester every academic year; and

WHEREAS, there are only one introductory and one intermediate Tagalog language courses during the Fall and Spring semester every academic year; and

WHEREAS, the programs within the Ethnic Studies Department and South Southeast Asian Studies Department need to be transformed from an interdepartmental program to a full-fledged department, thereby increasing the power to create courses in Philippine/Pilipin@ studies; and

WHEREAS, this would allow for the development of major and minor program for Philippine/Pilipin@-American Studies; and

WHEREAS, having a concentration recognizes that the Pilipino community faces particular and pertinent issues distinct from other communities; and

WHEREAS, organizing these classes within a concentration invites students to draw and link connections between courses they take in addition to providing others specific skills and knowledge about specific issues and how they relate to larger Asian American communities; and

THEREFORE BE IT RESOLVED, that the ASUC Senate support a Philippine/Pilipin@-American Studies Program in UC Berkeley; and

THEREFORE BE IT FINALLY RESOLVED, that the ASUC Academics Affairs Vice President Carlo De La Cruz write a letter supporting the current Campaign for Pilipino Studies (CPS) initiated by UCLA students and organizations; and

BE IT FINALLY RESOLVED, that the current and incoming ASUC Academics Affairs Vice President write a UC-wide letter supporting the development of a Philippine/Pilipin@ -American Studies Program in all UC campuses.

A Bill in Support of ASUC R.I.S.E. Scholarship 2009

Authored by: Senator MJ. Flores and C. Rodriguez
Sponsored by Senator(s) MJ. Flores, C. Rodriguez, O. Mairena, O. Ude

WHEREAS, according to the ASUC By-Laws XXIII, The ASUC Removing Impediments to Students' Education (RISE) scholarship program shall provide scholarships to UC Berkeley students who have lost their federal financial aid eligibility due to an affirmative answer to the Aid Elimination Provision on the Free Application for Federal Student Aid (FAFSA); and

WHEREAS, in order to encourage these students to continue their quest for higher education, as well as to impress upon society the ASUC's commitment to supporting access to public education for all people; and

WHEREAS, recipients of ASUC Removing Impediments to Students' Education (RISE) Scholarship shall have the moral obligation to contribute to the ASUC Removing Impediments to Students' Education (RISE) Scholarship program after graduation once they find themselves in the financial position to be of assistance to the program; and

WHEREAS, the ASUC shall award no less than one (1) scholarship each year, contingent upon the annual demand for the scholarship; and

WHEREAS, each ASUC Removing Impediments to Students' Education (RISE) Scholarship shall be for the amount of \$400; and

THEREFORE BE IT RESOLVED, that the ASUC Senate allocate \$400 to the ASUC R.I.S.E. Scholarship 2009 from the Carry Forward Fund to one eligible and qualified student as the recipient.

A Bill in Support of H2Org

**Authored by Kifah Shah
Sponsored by Senator Kifah Shah**

WHEREAS, H2Org's vision of health is to link primary health care, as an integration between traditional and modern medical methods, with disease preventative and health promotive approaches that are broader than current biomedical interventions in unique cost effective community operative health centers; and

WHEREAS, H2Org believes the inequities in wealth are echoed in the distribution of the AIDS epidemic: more than 55% of all South Africans infected with HIV reside in the KwaZulu-Natal and Gauteng provinces (9) and these provinces have higher percentages of Black people and poverty than provinces like Western Cape (13%), Northern Cape (16%) and Limpopo (18%), where AIDS rates are much lower (9); and

WHEREAS, H2Org believes that to be able to realize any solution to such issues of healthcare we must first formulate our implementation approach. The two major frameworks for healthcare implementation are the horizontal and the vertical approaches. The "horizontal approach" seeks to tackle the overall health problems on a wide front and on a long-term basis through the creation of a system of permanent institutions commonly known as "general health services". The "vertical approach" calls for the solution to a given health problem through the application of specific measures. In essence, horizontal programs are person- and community-focused, whereas vertical programs are disease-focused.

WHEREAS, The line item budget of anticipated expenses as April 27, 2009 is:

Item	Amount
Banner, Flyer	150.00 USD
Educational Matierials	300.00 USD
Total	550.00 USD

THEREFORE BE IT RESOLVED, that the ASUC shall recognize H2Org as a first year ASUC Student Activity Group (SAG); and

BE IT FURTHER RESOLVED, that the ASUC shall allocate \$150 from the Senate

Contingency Fund to H2Org.

A Bill in Support of Twinning Universities

**Authored by Emiliano Huet-Vaughn
Sponsored by Senator(s) K. Shah, MJ. Flores**

WHEREAS, according to the ASUC constitution it is a mission of the student government to provide “effective student participation in all areas of student concern” and furthermore, the ASUC seeks to foster “independent action and in concert with other constituencies of the university community, participate in the formation and the improvement of educational programs, protect full freedom of assembly and expression in the university community, articulate and represent the student interest;”¹ and

WHEREAS, According to the UC Berkeley Principles of community, “we are committed to ensuring freedom of expression and dialogue that elicits the full spectrum of views held by our varied communities.” Furthermore, the “UC Berkeley community has a role in sustaining a safe, caring and humane environment in which these values can thrive;”² and

WHEREAS, promotion of cross-cultural understanding and the transmission and exchange of knowledge has long been a mission of UC Berkeley; and

WHEREAS, the ASUC supports the unrestricted intellectual and humanitarian pursuits of University of California students. Therefore, it also supports the free and unrestricted crossing in and out of all areas for academic pursuits, including Gaza, and

WHEREAS, students in the Arabic, Near Eastern Studies, Urban Planning and other departments would benefit greatly from the opportunity for cultural and linguistic immersion provided by a functioning exchange program with universities in the Occupied Palestinian Territories; and

WHEREAS, the ASUC acknowledges that heavy damage has been inflicted on all three of Gaza’s universities, including Al-Aqsa University³, Al-Azhar University⁴, and Islamic University of Gaza.⁵ Furthermore, Gaza’s grade schools and high schools have also been destroyed or damaged, thus greatly stifling the

¹ Constitution of the Associated Students of the University of California, Preamble p.1

² UC Berkeley Community Principles: <http://berkeley.edu/about/principles.shtml>

³ www.alaqsa.edu.ps/

⁴ <http://www.alazhar.edu.ps/arabic/>

⁵ www.iugaza.edu.ps/eng/

educational infrastructure and inhibiting the Palestinian people's access to quality education,⁶ therefore, greatly affecting the right to education and access to facilities for civilian purposes⁷; and

WHEREAS, the United Nations Children's Fund (UNICEF) reports that hundreds of thousands of Palestinian school children have been unable to reach their regular classrooms as a result of the Israeli occupation and its attending restrictions on movement, with UNICEF official Pierre Popular saying "a generation of Palestinian children is being denied its right to education" in violation of international law⁸; therefore be it

RESOLVED, that the ASUC will establish a sister school twinning relationship with the parallel student councils at Al-Aqsa University, Al-Azhar University, and Islamic University of Gaza. This relationship will include people to people exchanges from the respective student bodies, the raising of funds and collection and delivery of school supplies by ASUC-affiliated groups for students at the University California, and other related activities; be it further

RESOLVED, that the ASUC recommend the UC Berkeley administration follow suit and initiate formal administration-to-administration twinning initiatives with Al-Aqsa University, Al-Azhar University, and Islamic University of Gaza and include faculty exchange programs for interested faculty, joint research endeavours, study abroad programs for UC students, and discounted tuition fees for students in Gaza wishing to spend a year or summer studying at UCB. And be it further

REOSLVED, that the ASUC will work to spread awareness to the UC Berkeley campus community regarding the educational life, aspirations, and barriers faced by University students in Gaza, be it further

RESOLVED, that the ASUC affirm the right of Palestinian students, as with students everywhere, to an education without interference.

⁶ al-Mughrabi, Nidal, Reuters, *Israeli Shells kill 42 at U.N. School: Gaza medics*. 6 January 2009

⁷ Reuters "Israel Bombs Islamic University in Gaza" -

<http://www.alertnet.org/thenews/newsdesk/LS256482.htm>

The Guardian "In Gaza the Schools are Dying Too" -

<http://www.guardian.co.uk/world/2009/jan/10/gaza-schools>

⁸ Inter Press Service "Israel Denying Education to Palestinian Children" -

<http://www.commondreams.org/cgi-bin/print.cgi?file=/headlines02/1003-05.htm>

A Bill in Support of Multicultural Organization

**Authored by Kifah Shah
Sponsored by Senator Kifah Shah**

WHEREAS, The Multicultural Organization is a first year SAG dedicated to increasing multiculturalism on our campus; and

WHEREAS, The line item budget of anticipated expenses as April 27, 2009 is:

Item	Amount
Banner, Flyer	150.00 USD
Tables, Chairs	100.00 USD
Total	250.00 USD

THEREFORE BE IT RESOLVED, that the ASUC shall recognize Multicultural Organization as a first year ASUC Student Activity Group (SAG); and

BE IT FURTHER RESOLVED, that the ASUC shall allocate \$150 from the Senate Contingency Fund to Multicultural Organization.

A Bill in Support of Additional Spring Budgeting from Elections Council Account

**Authored by Finance Office Madelaine Batac , Senator(s) Saira Hussain, MJ. Flores
Sponsored by Senator(s) Hussain, MJ. Flores**

WHEREAS, The Spring Budgeting process is underway; and

WHEREAS, Due to no projected increase in student enrollment at Berkeley, impacting the amount of money present in the Spring Budgeting process for the ASUC; and

WHEREAS, There is currently not enough money to sustain all student organizations and government operations in the spring budgeting process; and

THEREFORE IT BE RESOLVED, that the ASUC Senate authorize and additional \$13,000 (thirteen thousand dollars) from the Elections Council Account to be controlled by the Senate and is intended to be used in the spring budgeting process.

A Bill in Support of Additional Spring Budgeting from Senate Contingency Fund

**Authored by Finance Office Madelaine Batac , Senator(s) Saira Hussain, MJ. Flores
Sponsored by Senator(s) Hussain, MJ. Flores**

WHEREAS, The Spring Budgeting process is underway; and

WHEREAS, Due to no projected increase in student enrollment at Berkeley, impacting the amount of money present in the Spring Budgeting process for the ASUC; and

WHEREAS, There is currently not enough money to sustain all student organizations and government operations in the spring budgeting process; and

THEREFORE IT BE RESOLVED, that the ASUC Senate authorize and additional \$10,000 (ten thousand dollars) from the Senate Contingency Fund to be controlled by the Senate and is intended to be used in the spring budgeting process.

A Bill in Support of Additional Spring Budgeting from Senate Only Fund

**Authored by Finance Office Madelaine Batac , Senator(s) Saira Hussain, MJ. Flores
Sponsored by Senator(s) Hussain, MJ. Flores**

WHEREAS, The Spring Budgeting process is underway; and

WHEREAS, Due to no projected increase in student enrollment at Berkeley, impacting the amount of money present in the Spring Budgeting process for the ASUC; and

WHEREAS, There is currently not enough money to sustain all student organizations and government operations in the spring budgeting process; and

THEREFORE IT BE RESOLVED, that the ASUC Senate authorize and additional \$5,000 (five thousand dollars) from the Senate Only Fund to be controlled by the Senate and is intended to be used in the spring budgeting process.

A Bill in Support of Spring Budgeting 2009-2010

**Authored by Finance Office Madelaine Batac , Senator(s) Saira Hussain, MJ. Flores
Sponsored by Senator(s) Hussain, MJ. Flores**

WHEREAS, every spring semester, the Spring Budgeting takes place; and

WHEREAS, there have been four levels of proposals for monetary allocations for student organizations, programming, and other specific office line-item budget; and

WHEREAS, the final proposal for monetary allocations is essential in the coming year; and

THEREFORE IT BE RESOLVED, that the ASUC Senate approves the final Spring Budgeting 2009-2010 allocation.

**A Bill Commemorating Oakland Police Sgt. Mark Dunakin, Sgt. Daniel Sakai,
Sgt. Ervin Romans, and Officer John Hege**

**Authored by Will Smelko, Tu Trần, Yishi Zuo, Dani Haber, Meghana Dhar
Sponsored by Senator W. Smelko, Senator T. Trần**

WHEREAS, Sgt. Mark Dunakin, Sgt. Ervin Romans, and Sgt. Daniel Sakai and Officer John Hege died in action after a routine traffic stop on March 21, 2009 escalated into the shooting deaths of two traffic officers and further officer involved loss of life tragically occurred as a subsequent SWAT TEAM action was required to protect the lives of the residents of a multi-unit apartment building; and

WHEREAS, Sgt. Daniel Sakai, an Oakland City SWAT TEAM member was 35 years old, was the husband of Officer Jennifer Sakai, who is a member of the UCPD, was the father of a young daughter, was an alumnus of the University of California at Berkeley and while at CAL, was a member of the Alpha Sigma Phi Fraternity;

NOW, THEREFORE, BE IT RESOLVED, that the ASUC shall officially commemorate the passing of Sgt. Mark Dunakin, Officer John Hege, Sgt. Ervin Romans, and Sgt. Daniel Sakai by having a moment of silence in the ASUC Senate Chambers upon the passage of this bill; and

BE IT FURTHER RESOLVED, that the authors/sponsors of this bill and the ASUC President shall draft a letter of condolence, appreciation and gratitude to the families of these officers and to the Oakland Police Department; and

BE IT FINALLY RESOLVED, that the authors/sponsors of this bill and the ASUC External Affairs VP shall draft a letter of special condolence such that the ASUC shall offer its support, gratitude, and heartfelt sympathy to Sgt. Daniel Sakai's wife, Jennifer, who is a member of the UCPD to honor the contributions of Daniel and Jennifer Sakai given to the UC Berkeley campus and community.

A Bill in Support of the Commissioner of Diversity Affairs

**Authored by Commissioner of Diversity Affairs Dolores
Sponsored by Executive Vice President Pasco**

WHEREAS, the Commissioner of Diversity Affairs is an Appointed Official position within the ASUC; and

WHEREAS,

WHEREAS,

THEREFORE BE IT RESOLVED, that the ASUC amend the By-Laws to include the following....