

7-5-2011

Senate General Body Meeting Minutes 7/05/2011

University of South Florida. Student Government Senate

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University of South Florida
Student Government Fifty Second Student Senate

Summer Session
July 5, 2011

Call to Order by Senate President Hassouneh at 6:15 pm

Pledge of Allegiance

First Roll Call:

Present: 36

Absent: 8

Additions/Deletions and/or Clarifications to the Orders of the Day:

Senator Hemani- *Motion to accept, accepted.*

Additions/Deletions and/or Changes to the Minutes:

Senate President Hassouneh- You have been given minutes from the last two meetings. The 7th and the 14th I believe.

Senator Wilson- *Motion to accept both sets of minutes.*

Senator Thomson- *Objection!* Pg 5 June 7th, it has senator Thomas and it should be senator Thomson for me, senator Thomas is over there.

Senate President Hassouneh- Would you motion with that amendment?

Senator Wilson- *So moved, accepted with amendment.*

Legislative Branch Report:

Senator Gao- My committee hasn't met yet for the past 2 weeks now because we haven't had any new business. Next week we will be having our meeting and discussing 3 interim budgets. My ADHOC committee had 2 meetins and 2 very successful discussions on budgetary practices. Thank you.

Senator Aziz- Last week the committee went over student initiatives and this week we will be reviewing the candidates and also some things. On Monday July, 11th we'll be having our tent day with University Affairs. We will send out a doodle soon and keep you posted on that.

Senator Hemani- Next week my committee will be looking at presentations for signature event applications. These presentations will be held in the Chambers, if you want to take a look at different programs that are being presented by the student organizations.

Senate President Hassouneh- Mine you saw via email but I will touch on two things that I did not touch on there. First off you will see something slightly unique later today. The safe team director will be brought up, presented, take oath of office, and that's it. There will be no confirmation process because of the unique contract agreement with UP. If you have any questions we can discuss that at a later time. We do have a College of Public Health senator that was elected. I know I would butcher her name. She's not here today. I haven't heard back from her. She was elected and an email was sent Friday. By the time she got it, it was the 4th of July and she probably didn't know there was a meeting today. Hopefully she will be joining Senate next meeting. That's all for me.

Executive Branch Report:

Vice President Johnson- I will keep it brief for you guys. These next few weeks we will be meeting with the council for student body president, we are hoping the week of the FSA. The FSA planning conference will be represented by 6 students at the Tampa campus. They will be made up of the legislative branch and the executive branch, their attendance is important. So well when we go to the FSA planning conference we need to move forward with a unified USF system voice for the students, and we are excited about that. JEC you're aware there's a lot of hiring going on. Hopefully we will be approving a lot of coordinators that will hopefully be appointed if we have strong candidates these next few weeks. We have a candidate up tonight for Associate Justice and Director of Bulls Radio. Last night we met with the Rays and we are hoping for a student night for the fall. We have a confirmed date and were hoping to work with The Center for Student Involvement to get that branded real strong and making it a possible Bulls Night. We would like to send out a good 1,500 students or so. Last year we were successful with 1,200. We are hoping for really strong programming. For now though there will be a lot of hiring. I appreciate working with you guys.

Judicial Branch Report:

None

Swearing in of S.A.F.E. Team Director

University Police Officer- Good evening and thank you for having us and taking the time out of your schedule to let us come out tonight. I am JD Major Withro, the Assistant Chief of Police with the USF Police Department. I have with me here Captain Mike Clingingbell, the Operations commander. What we wanted to do as the system changed, is to present to you Scott Nee, our selection for the next Safe Team Director. A little about the selection process; we had numerous candidates and his name was selected from a pool of very strong candidates. We created an oral review board that consisted of VP Johnson, Captain Clingingbell, Ms. Judy Walker, and myself. We interviewed several candidates and Scott rose above the others. Scott has been with Safe Team for 4 years, sitting as the Associate Director. That was his strong experience as well because he already

understands the operating and can step in seamlessly. We're still working on his official starting date seeing that Nelson is still with us and will graduate at the end of summer. So we are working out those particulars, but without further ado I present your Safe Team Director Scott Nee.

Senate President Hassounch- Alright if you would like to come over here, we will go through the oath.

Oath given by Senate President Hassounch and taken by Scott Nee.

University Police Officer- Thank you again for having us and we will leave you to finish out the rest of the night and complete your business.

Open Forum:

Senator Warmke- Alright guys, University Wide Committee is still looking for Senators. There is a wide variety of topics but who better to represent the students better than Senators. I'm going to pass around the application and I need them back by tonight. It will only take a few minutes so fill them out and hand them back to me. If you can't do it then maybe you have a friend. So just put forth your genuine effort because we really need people. Thank you.

General Business:

➤ *Confirmation of Executive Branch Appointees*

1. Mr. Matrell Everett for the position of Associate Justice

Vice President Johnson- I am proud to announce the nomination of Matrell Everett. I have brought forth Sean McCarthy from the court, who was part of the hiring committee. He can better speak about Matrell and why he was picked.

Sean McCarthy- We really had a great applicant pool especially for during the summer. The entire committee was. The committee was a diverse one, the hiring committee. We had our own ideas who we wanted to represent the students on the court but even after more than 30 interviews we conducted, the top 5 candidates were unanimous. We were extremely pleased with that and brought forth for confirmations. Matrell Everett is a thoughtful person and you will see that when you have questions for him. He won't blurt out an answer, he takes time think through his answer that he gives. We liked that about him. We also liked that he has many diverse interest besides law. He does have a great legal background; he is a member of the PreLaw Society, and will be taking the LSAT this fall. He is excited about joining the court and wants to represent the students of USF. So I turn you over to the nominee.

Matrell Everett- Hey everybody, like Sean said I am Matrell Everett and I am a Junior majoring in Political Science and National Studies, with my main focus in International Law. I have a deep understanding of law and it is something that I am passionate about. The law affects every aspect of our lives and I feel this is something I can do the rest of my life.

Senate President Hassounch- Any questions for the candidate?

Senator Saunders- I went over the Rocky the Bull opinion and since we don't have a handout can you give a brief outline on how you came to your decision?

Matrell Everett- Rocky the Bull turned in his application late, that's a fact and that's something you can't change. My decision was to deny his application for 2 reasons. The first is he turned it in late, there's no way around that. The 2nd reason is when laws are in place they are proactive. It's up to the court to react and interpret the law. That's why it makes it to the court for a reason and it's up to the court to either be reactive or proactive based on the evidence. Chapter 7 states the student has the first 2 weeks of the spring semester to turn the application in on time. I feel that is valid enough time. Mr. Rocky the Bull waited until the last minute to turn it in so either way he accepted the risk willingly or unwilling. He assumed the risk of something going wrong, that risk is always there. Even if it was the University's fault, by interpretation of the law I would still deny his application based on those reasons.

Senator Aziz- What are your other commitments outside of Student Government and schedule for the fall?

Matrell Everett- In the fall I am taking 13 credit hours, my language requirement Arabic. I am a member of Phi Alpha Delta, a pre law fraternity and we have bi weekly meetings every Sunday. That's the only time commitments I have.

Senator Saunders- Do you foresee yourself holding any other jobs as your tenure of Associate Justice?

Matrell Everett- No, Associate Justice is something I really want to do. It's a great chance to use my skills and it's a learning experience. With that said I would devote all my time to this job. I feel I can do it the rest of my life, so it's the only job I will hold.

Senator Toro- What sort of legal writing experience do you have with documents, or interpreting writing?

Matrell Everett- I've taken two classes. Constitutional Law with Dr. Sanders, I learned to formulate my opinion and arguments for what I am trying to say. I've also taken Law and Politics with Morehouse and I interpreted how courts in general and the role of court in Judicial plays a part in our society. I have more than extensive background in this job.

Senator Wilson- How long do you see yourself holding this position?

Matrell Everett- I graduate 2013, so as long as I'm here I foresee myself holding this position.

Senator Gao- Have you attended a court proceeding, hearing, or one of those meetings before?

Matrell Everett- I had a class the same time of the meetings this past semester. I'm pretty sure I will be at all the hearings and meetings.

Senator Toro- If a case came before you that you had to interpret statutes and that statute was poorly written or unclear. How would you go about making a decision on that statute? Would you look it up or speak to someone and who would you speak to?

Matrell Everett- It would definitely stay within the court. It's important to protect the integrity of the job. Whatever we would do would stay within the court and from that we would formulate our opinion.

Senator Saunders- Do you feel legislative intent has any role in deciding judicial opinion?

Matrell Everett- Not at all. Legislative intent brings some form of political justice. The Associate Justice is supposed to be free of political justice and focus on facts and clearly facts and interpretations of the law. Legislative intent needs to stay far away in this court room.

Senator Gao- Can you define view point neutrality?

Matrell Everett- The laws are set up where there sorta black and white in my opinion. I am a strick constructionist. We react based on those laws and that's what makes them more reactive and proactive. Did that answer your question?

Senator Gao- A little bit.

Senator Aziz- What is your knowledge about SG statutesand constitution?

Matrell Everett- I actually read SG statutesand constitution. It's a really good read by the way. I know a lot of knowledge of the judicial branch of course. I know it handles two forms of law. The first time is original intent and that's the first time that the court rules on something like any involvement of SG or impeachment process and election process. Appealet jurisdiction is ruling on something that is previously ruled on before like parking and transportation services, elections, and rules commission.

Senator Kimble- *Motion to discuss, accepted.*

Pro: Senator Wilson, Senator Saunders, Senator Hughes

Con: None

Senator Wilson- *Motion to vote by acclimation.*

Senator Toro- *Objection!*

Senator Wilson- *Motion to vote by roll call, accepted.*

Final Count 36-0-1, nominee accepted.

Senate President Hassouneh- Congratulations

Oath given by Senate President Hassouneh and taken by Matrell Everett.

2. Mr. Nathan Watters for the position of Associate Justice

Vice President Johnson- Thank you, I'm back. Just like last time we're excited to announce our nomination Nathan Waters. I'm going to give the floor to Sean that was on the hiring committee for the court because he is more informed about the candidate.

Sean McCarthy-This hiring pool and I'm really glad thank you, because that's the future of the court. Matrell will be with us until 2013, he is the future believe me. Nathan Waters, we had a great pool we really did the best pool in the 2 years that I've been on the court. One of the main reasons is

Nathan Waters works for Holland and Knight, one of the best law firms. They trust him with sensitive information and duties. He is more than accomplished within USF. He has many interests besides law. He wants to become an attorney, he wants to become a licensed pilot, and he has a show on Bulls Radio. He brings more than just a legal background to the court. He is an interesting person and mature beyond his years. I won't discuss with you, but he is at least a few years younger than myself. He is a very mature person who is serious about this position. You will find all this out when questioning him.

Nathan Waters- Hello my name is Nathan Waters. I am a student at USF with a dual major in Political Science and Mass Communication. My hopes and ambition is to become a practicing attorney, specifically media law- that's a big interest of mine. I feel like my experience at Holland and Knight has been a learning curve. It had introduced me into the field of the legal profession and I have handled information that is sensitive and carried out the process of law with that. It's through this experience that I have quiet an extensive encounter with the court system; civil, county, and federal. I'm excited about this opportunity to join the court. I feel like I have something to bring to the table and I'm excited to surround myself with colleagues that share the same interest as me.

Senator Saunders- Could you explain your Rocky the Bull opinion?

Nathan Waters- Basically how I would look at it, before I get into specifics and facts that are relevant. I go back to the rules of procedure. I make sure everything is in check before it gets to me. I don't want to step outside my boundaries. Specifically in the rules and procedure it gives the date and time that the applicant was due. Some say it was a possible typo, so that's what I ran with. The ERC overstepped boundaries and denied the candidate to run when it wasn't the deadline. I took a step back and said we need to make sure the ERC is operating under rules of procedure. From that point on everything was mute and the candidate did have a right to run the election.

Senator Saunders- There's a second part in addition here about the election rules commission. What was your reason for adding that on?

Nathan Waters- I wanted to go back and point out the issue. It was a procedural error. It wouldn't have been brought to the court if we would have went back to the rules and procedures. Sometimes we don't like to be checked and we don't like to hear how we stepped out of bounds. We all make mistakes but we have to operate within the rules and procedures. I simply cited those violations.

Senator Toro- *Point of clarification.* For those of you who didn't understand the question, there was an error in the question that was sent to Waters. It said Rocky the Bull turned in his application January 7 and in the question it said the application wasn't due until January 28th. So Waters wrote the opinion according to what he saw on the paper.

Senator Gao- What do you hope to gain from this position?

Nathan Waters- To be honest with you at, at this point in my life I've interacted with a lot of people. I'm just looking for the experience with likeminded people who think like me. Law School is competitive and I want to gather and gauge myself to interact with McCarthy and the court. President Diaz said something... he said, we need to work to leave a mark, a legacy, and that's what I want to do here at the University of South Florida. I want to get involved and that's what I hope to get from this experience.

Senator Thomson- Looking at your application you work 28 hours a week at Holland and Knight. How would you balance that with this job and academic course load? You noted that you plan on keeping your employment.

Nathan Waters- I spoke with my employer about it and he's thrilled. He said, Nathan this is a great opportunity to get involved in the judicial process within your own university. He said we will be flexible with your hours and we will work with you. This is not a position that brings the food to the table. I love going to Holland and Knight because I get to work with professionals and get exposure.

Senator Toro- Would you see yourself as more of a strict constructionist or loose constructionist?

Nathan Waters- Strict. Like I said I'm very detailed. I like to go back to the rules, statutes, and government documents to make sure everything we do is within that scope. It's important that we operate like that. Laws are black and white and when we don't agree with the law then sometimes, especially when we're in violation that's the grey area. We need to make sure that we are operating within that law.

Senator Saunders- Do you believe legislative intent has any part in the judicial process?

Nathan Waters- I'm with my colleague on that one. The court needs to handle matters within the court. We don't want to be biased and we want to look at things with a balance. Lady Justice is blind and we need to maintain that.

Senator Toro- *Motion to discuss, accepted.*

Pro: Senator Wilson, Senator Hughes

Senator Kimble- *Motion to vote by straw pull.*

Pro Tempore Brown- *Objection!*

Senator Kimble- *Motion to vote by roll call, accepted.*

Final Count: 36-0-1, nominee accepted.

Senate President Hassounah- Congratulations

Oath given by Senate President Hassounah and taken by Nathan Waters.

3. Mr. Nick Gryniwicz for the position of Director of Bulls Radio

Vice President Johnson- Hi everyone, it's me again. This time I don't have Sean McCarthy to do the dirty work for me. I am excited for Bulls Radio we interviewed 4 candidates. We looked in particular for knowledge of Bulls Radio through either volunteering or employment within the agency. That was a priority of ours. We wanted to continue to provide an experience and opportunity to our students and student organization development. Something that Nick has experience is managing volunteers, managing budget, has technical expertise to work there and maintain the equipment. I'm going to let Nick dive in and tell a little bit about himself

Senate President Hassounah- He has a PowerPoint and also has a handout, you can review that.

Nick Gryniewicz- Good evening Senators, I hope everyone is doing well. I'll try to move along so that you can get to the rest of the meeting. I am being considered for Director of Bulls Radio. I have put together this PowerPoint that says; who am I, my experience with Bulls Radio and such, and my goals for 2011 & 2012. If I'm a little slow it's because I got on a flight at 6:30 this morning to come from Chicago. Who I am: my name is Nick and I am from Chicago, Illinois. I moved to Florida in 2000 and I enrolled at USF in the fall of 2008. I went to high school in Kissimmee, where I played a lot of sports. That is what attracted me to Mass Communication, specializing in broad journalism. My anticipated graduation date is set for the spring of 2013. My experience started in January 2009 with Bulls Radio. I was an unpaid intern that was literally taken out of my bachelor mass communication class. Some interns came in and asked who would like to help and I thought, well I could spare a couple hours. Little did I know that I would end up spending 40-60 hours involved. I was lost in college at this time and I had a hard time assimilating until I found my niche and became friends that developed who I am. Although I was recruited by the Sports Department I have worked in all departments and had multiple radio shows. Not because any one of them was bad but because I loved having them. They ranged from sport variety shows to afternnon shows. I worked with Street Team and the promotions team. I DJ'd a couple events, although my DJ career doesn't look promising. I was able to circulate flyers trying to attract as many people as we could. I began working in recording studios with muscians and to mic up bands, which is something that everyone in the studio should know how to do. I also learned how to run professional tools recording studio programings. That is standard in the radio industry. You need to know how to lay out demo tracks and broadcast games. I was hired as the Sport's Director in August of 2010 and I just spent this last year as the Sports Director. It was really the best year thanks to the people here at Senate. You guys always gave us the budget and support that we needed. We were able to tell Brett Favre anything and he would pass it on to you guys. We were able to travel to football games even. It was great, we felt like a family. It would be depressing to leave. What I did as director was broadcasted sporting events. What that entails is sending emails and chasing athletic directors at other schools. I recruited 40 interns. I was told how hard it was to market and I sent out one email and placed the position in noteabull news and got 40 interns. 35 of those are still at the station. I was able to move psychology majors to mass communication majors because that is what they enjoyed doing. I recruited and then I trained them and educated them on the technology. Mass communication department has no radio classes or school at USF, so everything I have learned is from people and taking my own initiative. I would sit with sports people and kick out different ideas of what I felt went wrong and what was right. I held weekly department meetings to discuss the previous week and what we could to do improve. I would like to implement a equipment monitoring system. I talked about the budget and that was able to get us great equipment, but when it disappears we need to be able to monitor where it goes. It's vital. I know everything that is coming back at the end of the day and when someone goes to look in the bag for something that is not there, it's disconcerting. I organize each event and streamline who was going where. We also cleaned, serviced, and maintained the radio equipment so that it didn't brak. I got experience as a play by play broadcaster. I worked in media relations with ESPN radio. I had a variety show for events that were in Orlando. I worked on an internet radio show so I learned how to market that radio station just as it started sprouting from the ground. I worked in Clermont, Florida with a developing show. I worked on content ideas and getting people listening to it. In 2011 and 2012 I have goals. My first thing is to manage the budget. At the end of the summer Bulls Radio had gotten an email that said we were out of money. I thought we had plenty of money but the budget wasn't managed well. Something was mismanaged right from the beginning. I want to know what we have, how much money we will use, and with that hiring a strong and trusting staff. They get paid to work 20 hours a week and we will work 40 hours. Other major student radio programs don't get paid. We are learning and getting a pay check to take home.

We're after the experience and education. So managing the staff clock in hours and monitoring the budget is huge. Improving communication and organization inside the station. I talked about the equipment but I would also like a weekly staff meeting. We got away from that last year. Maybe once a month the 5 departments could come together to see that everyone is on the same page. I want to make sure week by week were able to sit down with everyone and know where everyone is going. I want to get things done together and be able to have regular updates for SG. You are the people that oversee us, so we need to get on the phone once a week. We can work in plugs on the air as well for SG events that are coming up and expand equipment monitoring to all departments so we don't lose anything. I would like to improve quality programming that will attract listeners. A lot of time people will come in 5 minutes early and figure out what they want to talk about. Quality programming will attract people to listen, it's called topic development and it's something we need to teach new people. Sending tapes to area program directors are also important. I talked to a sports director that asked if I had a tape from 2009 when we did the game together. He was talking to the Lightening and they wanted to hear some of his stuff. We need to have tapes because not only are we building relationships but we are also sending it to a working file system. If someone wants a previous show from honors or something from down on the field after talking to the quarterback and the winning game pass, we need to be able to provide that. You need to tape all your shows; it's a resume for people on the radio. Building that relationship is key. We need to create more variety in the shows and find niche programming. Off the top of my head we could do a SG Radio show or Presidential Radio. I would hate to take more of your time guys but it's something fun to let the student population know what's going on. The last couple things are to market free DJ services to student organizations. Many organizations still don't know this is available and they have events but they don't come to Bulls Radio or they aren't even having a DJ there. A DJ can make any event more fun. It's important to build relationships with more people. Marketing goes along with this. There are more freshmen dorms on campus. Every station director has potential and has stood up here and said we have to market the place. I estimate 35% of students know there's a radio station. When I first got here I knew about the Oracle but not a Radio stations. We need to advertise to freshmen with Noteabull News, tailgating, and athletic events. People go to those events. We need one account for social media. With any radio station, social media is important. However Bulls Radio has 5 twitter feeds, 6 linked in accounts, etc. We need one to communicate with everyone at the same time. It's not about who has control over it but where to look. It's important to have one outlet for people to communicate with you. New webpage; ours now is pretty old and boring. We designed one already as a project that we put in effect last year. It's not something that we paid for, it was donated to us. At the end if you want to take a look at it I will get to it. Eventually we need a new webpage to communicate with the audience in new ways such as blogs. This is the last thing I want to talk about. Along with getting involved with DJ'ing Miles for Moffitt and Relay for life, Moffitt is misspelled, I'm very sorry, I think we could volunteer our DJ services and with that build a relationship with the community. We need to make people aware that Bulls Radio is here. Build relationships with the community, I said that. Last thing is my mission statement, the one I would like to put into effect. It states, to build strong station awareness and listening on USF campus by offering quality programming, to make Bulls Radio the destination for student entertainment, while providing opportunity for students to train in the communication industry. People forget we're trying to entertain. We are here for learning, it's a learning tool, college is an educational device. To bring people through the door we need to worry about what is being put on the air and education. That's all I have for now, thank you for your time.

Pro Tempore Brown- Obviously, as you said, executing the budget is vital to the station. What experience do you have writing the budget and presenting it to ASRC.

Nick Gryniewicz- Last year for the sports department, I drew up the budget and worked with Brett to bring it together to be brought before Senate here. I wasn't here for that. I also have experience managing money. I work as a salesman on other days, although that job may be coming to an end. I always make sure whatever I sale I make money on. I also handle my own money and pay my own, school and rent just like the rest of us.

Senator Wilson- In the application is says that you're currently employed by Bulls Radio in addition to a sales position in Kissimme. According to the resume that's 35 hours a week, 10 for Bulls Radio and 25 for the other. Would that be an issue having the extra distance added on.

Nick Gryniewicz- I don't see that being a problem. It's my fathers business. I make my own time. My schedule right now is set up to where I have at least 5 hours during office hours that people can come. Monday, Wednesday, and Friday all day are pretty much free besides class. Two days a week I might be in Orlando working. I can always be on the phone, email, and everything else. Obviously if there are special circumstances I have an understanding that I need to leave and take of my responsibilities here.

Senator Hughes- From what I understand, the station is currently without a programming director and station manager. How do you plan to operate the shows for the rest of the summer?

Nick Gryniewicz- I do know that we don't have anyone on staff right now. We have a few working under interim basis but that's not really a paid staff. I would like to sit down with those guys and see what they have been up to. I know there have been some shows that have gone in and out. I want to know what the program looks like. I know there are a few shows in there. I would be there to manage the shows until we were able to get a programming director in there. I know the equipment and software. I can hold the ship together until we get more people.

Senator Lewis- Quickly explain your position on journalist objectivity.

Nick Gryniewicz- Journalist objectivity, that's a good question. When you're looking at objectivity, I hope I can at least say the word correctly. Separated from the issue, many times when people are covering something they get emotionally involved. They need to keep in check so you can see it from a 360 degree view of the subject to report or write on it, whatever that might be.

Senator Hughes- What is your knowledge outside of the sports department?

Nick Gryniewicz- I worked there for 2 1/2 years, moving onto the 3rd year. I have been there for every problem, even someone being on the air saying something they shouldn't. Producing radio shows and on site music, dj events. Whne our news department got started I was making sure we got the right people in. It's the same thing with the music department when it got started. I listened to CD's to be able to give opinions. I was the sports director but I've been in pretty much every department in Bull's Radio. I was the Sports Director for the past year but even though that's the title, you still end up working in every department. I have a lot of knowledge for everything that goes on in that place.

Pro Tempore Brown- Because Bulls Radio is a part of USF there are certain expectations as far as appropriate content. Where do you feel the balance should be between freedom of speech and student rights?

Nick Gryniewicz- We flirted with that earlier this year didn't we? Like I said earlier, communication with SG or whoever is overseeing us is very important for knowing your expectations of what can and can't be said. I know there was an issue earlier this year. I'll tell you that if we had weekly staff meetings that wouldn't have happened. I felt that they were playing with fire and someone got burned. I think we need to keep it clean on the air and internet. I think freedom of speech is one thing but actively trying to get in the news or trying to be polarized is another thing. That's when you're beginning to flirt with the boundary there. I believe everyone can have that freedom of speech but at a point we are a student organization that is involved in the college. We have to be careful not to insult people that are listening.

Senator Toro- Part of your job as a director would be to manage personnel. What sort of management experience do you have, along with motivating people and disciplining?

Nick Gryniewicz- I've been managing the sports department for the past year, even though I wasn't the sports director I served that role. I served in that role when the previous sports director wasn't available. I have that as experience. I preached something very important to someone once. If you want people to come in and work for you then let them know what expectations you have of them. I'm not going to yell at people. I'll let them know that they disappointed me by not living up to my expectations. You shouldn't have to constantly get on to your employees. Having weekly meetings and sitting down with people, discussing the weekly agenda and managing people. There were events that I couldn't get to last year but there were people I trusted and knew could run events and were responsible. It's simple when you have people that you can trust.

Senator Sandoval- This goes along with her question. On the PowerPoint you said that one of your goals is to have your employees constantly working. Do you have any ideas on how you will keep them working so that they aren't slacking off?

Nick Gryniewicz- Obviously monitoring when they are clocking in. I know previous years, not last year, people would be there at 9:30-10:00 at night hanging out with buddies while they were clocked in. First let them know what your expectations are. I'm not everyday going to be monitoring that people are working. You need to have people that are motivated like the guys we have had working in the station. Guys like Greg Johnson, our programming director and Cody our business director, they didn't need any motivation. They got in there and were all about hard work. When you're going through the staffing process and hiring people you need to focus on hard workers. When you have to push and prodd people to get them motivated and there's a point when the effort to motivate is more than worth their work, then that's when you have a problem. Make sure the people you hire are dedicated and want to be there. I can't sit here and say that I'm going to be a stickler and brush the fire but I think if you put the people in the right place then you won't have a problem or need to give them a Brook's speech. I think people will work.

Senator Lewis- You mentioned forming an SG Radio or Presidential Radio. Do you not see that as a conflict of interest? Having a member of the legislative branch or the executive branch discussing public opinion?

Nick Gryniewicz- I think it was discussed when the earlier candidates were here. Stuff that happens in the chambers stays in the chambers. I'm talking about having a radio show to discuss events that are going on in SG or being sponsored by SG. Maybe an issue that has risen on campus that is not necessarily that Senate is involved in. I don't think that it's a conflict of interest since you guys

oversee us. The purpose of the show was misconstrued. SG has a hand in what is going on, on campus and not what's goin on inside the Senate.

Senator Aziz- What is your opinion of having Bulls Radio being played in the food court areas or public spaces?

Nick Gryniewicz- Anywhere they can play, we should get them to play it. I think visability on campus is huge. We already have a relationship with Beef O' Brady's right now during spring events and shows in the morning I think. Maybe going to a couple local businesses like, of the top of my head, McCalisters and Boston Market. Those kinds of places are intertwined with USF culture. So if we say, if you guys are going to put music on then why not put on something that the students are running. We need to build relationships. To go along with freedom of speech, I think as long as people aren't preaching mass murder in public places then it's the best thing to put on there to hear what is going on and get involved and interested. That's really what were looking to do.

Senator Saunders- There's an old FCC law called the Fairness Doctrine. It was overturned a while ago. It stipulated that if you put a radio broadcast on the air that is conflicting, then you have to air the other side as well. It's not the case anymore, but a lot of stations say its good policy. What is your take on this?

Nick Gryniewicz -I'm always for equal opportunity. Right now we have a show that runs called democracy now. We don't have a show that refutes those views or anything mentioned on there. I welcome anyone that wants a show to come on. I just think we should keep an eye on the content. I think that discussion or debate should always be welcome especially because it drives listenership. I don't think we should go out of our way to find that opposite opinion though. I think if someone wants to go on and wants to talk about the opposite sides then they should.

Senator Toro- *Motion to discuss, accepted.*

Nick Gryniewicz - Thank you for your time, have a great night.

Con: None

Senator Kimble- *Motion to vote by roll call, accepted.*

Final count 35-1-1, nominee accepted.

Senate President Hassounch- Congratulations.

Oath given by Senate President Hassounch and taken by Nick

➤ *Statutory Legislation on First Reading*

1. *SB [S] 52-003 Updates to Title IV*

Senator Toro- The purpose of this legislation shall be two-fold. It is meant to update Title IV to reflect the cessation of the Senate class. In addition, the deletion of Chapter 401 is intended to avoid repetition of clauses and sentiments already present in Chapter 209 and Senate Rules of Procedure. The main things that you have seen that have been stricken are things that pertain to the Senate class before our time. Senate used to be a class that you had to take for 1 credit. All these

rules were never removed from Title 4. 401, the entire chapter was stricken. A lot of these things were already in chapter 209 for the Code of Ethics in SG. I felt it was repetition and these statements should be seen as an umbrella for all of SG.

Senator Hughes- Can you scroll back up some please?

Senate President Hassouneh- This is only in first reading. Are there any questions for the sponsor at this time?

Senator Saunders- Can you scroll down further?

Senator Kimble- *Motion to postpone to second reading, accepted.*

2. SB [S] 52-004 The ERC Timely Nomination Act

Senator Toro- Hello again, this is the ERC Timely Nomination Act. The intent of this legislation shall be to ensure, in the interest of maintaining the integrity of the electoral process, that in the event that a nominee for the position of the Election Rules Commission is not confirmed by the Senate, the Student Body President must put forth a subsequent nominee within fifteen business days of the failed confirmation. It's extremely straight forward with the clause for once the deadline has passed for the ERC Supervisor of Elections, which is the only director level position in the executive cabinet that has a timeline. The reason is because the ERC Supervisor of Elections is the first person that is hired because he hires everybody else. So nominating the Supervisor of Elections late then the ERC can miss the vote and the whole thing can catch on fire. This is a strict timeline because what has happened before is they have hired during the third week of July but failed on the floor. The President could then wait two or three months before they nominate anybody else. We put a timeline on the Supervisor of Elections so if he fails we will have a new nominee within 15 business days.

Senator Aziz- Does this apply to having to readvertise the position of Supervisor of Elections on the website?

Senate President Hassouneh- When someone isn't confirmed the President has the opportunity to readvertise. Theoretically they just look at the people that had interviewed during their decision.

Senator Saunders- That being the case, if they put forth one person is that enough time? They can move on to the second or third person that was in the pool. Are 15 business days going to be enough to do anything but that? Are they going to be able to readvertise?

Senate President Hassouneh- I'm going to answer that. Technically HR does have to readvertise but 15 business days is more than enough, 5 business days of readvertising and 10 business days to reappoint. Even if you had a 3 day layover, you could get the application back up in time.

Senator Hughes- if they fail to have a nomination within 15 business day what happens

Senator Toro- Then they are breaking statutes and that's either censure or impeachment.

Senator Kimble- *Motion to suspend ROP's and move to a second reading.*

Senator Saunders- *Objection!*

Senator Kimble- *Resend*

Senator Saunders- Is there any reason it's 15 days?

Senator Toro- It seemed like a long enough period of time to readvertise, but short enough to not put the election on hold.

Senator Kimble- *Reinstate my motion.*

Senator Toro- Here it is.

Senator Kimble- *Motion to vote by straw pull, accepted.*

Final Count: 35-0-1, bill passes.

3. SB [S] 52-005 Creation of the Declaratory Judgment Process

Pro Tempore Brown- The intent of this bill is to grant the Student Government Supreme Court the power to issue binding interpretations of Statutes by means of a new process which shall be named Declaratory Judgment. Declaratory Judgments are not intended to mandate action nor to provide interpretations or opinions regarding general operational circumstances or specific controversies. Chapter 103.1 states that the Declaratory Judgment –A conclusive and legally binding opinion given by the Declaratory Judgment Panel of the Student Government Supreme Court regarding the clarification of a Student Government Statute. Do I have to read word for word?

Senate President Hassouneh- No.

Pro Tempore Brown- So basically there would be a panel with the Chief Justice as well as 2 Justices elected by the Supreme Court. There's an outline to what would happen if someone needed to quit. Only offices can make a request for the declaratory judgment panel, so like the oracle couldn't request that a statute be interpreted. The opinion of the panel can be appealed to the entire court. You can't bring a court case to have a declaratory judgement so it can't be a specific circumstance. They can only interpret a statue and that's pretty much it.

Senator Kimble- What was the need to draft this legislation?

Pro Tempore Brown- It was ruled two years ago that the legal opinion of the Attorney General isn't legally binding. So when an opinion is needed then we need to go to the court. This was derived from the Florida Supreme Court that was observed in Tallahassee this year. It was brought back after speaking with Election Rules Commission. Sometimes you need a legally binding opinion on statutes to know which way to go on things.

Senate President Hassouneh- Do you have a point Senator Saunders.

Senator Saunders- No, I have a question.

Senate President Hassouneh- Please wait to raise your hand until after our presenter is speaking.

Senator Saunders- I was wondering outside of controversy, why would you need a legally binding opinion from the Attorney General?

Pro Tempore Brown- The Attorney General can't offer a legally binding opinion, sorry Brian. I don't know, why would you want a law? So, you know what's legal and what's not legal. If there was a grey area then wouldn't you want to know that legal opinion before acting so that it doesn't have to be appealed to the court and then you find out you were wrong in the first place. It's a waste of people's time. I'm sure there's a more politically correct term for that.

Senator Aziz- example of where it would be used. So senators can see where it would be sued for

Senate President Hassouneh- I'm going to jump in. Do you have an example Toro?

Senator Toro-Title 7 has major and minor violations when it comes to punishing candidates for misbehavior. So if they get three minor violations or one major violation they are disqualified. Let's say a minor violation is filed because a candidate can't use a university figurehead in campaign materials. The term university figurehead may be a vague term, so before they rule and assess someone with a minor violation then they would go through the declaratory judgement and determine what a university figurehead is beforehand.

Senator Wilson- What exactly defines legally binding? What does that mean? I don't understand what the meaning of legally binding is in this case.

Pro Tempore Brown- From what I understand, and I'm the Pro Tempore not the Rules Chair, legally binding is essentially as good as the law that cites it in a court case. It came up two years ago when we censured the student body president, for ironically not appointing the Supervisor or Elections in time. There was an argument because the statutes said that the confirmee had to be appointed and confirmed with consent of the Senate by a certain date. The argument was that the Student Body President couldn't control what the Senate did and it was complicated. Basically the AG said it was poorly written and Senate said, you should have made the appointment on time so we censured. Sometime during all that they said the Attorney General's opinion isn't legally binding. We write them, but there is no real check because the AG can't say, this is the way it should be. Personally I think that's better because I would rather have a panel of three people interpreting something, over one person. If the Attorney General can interpret all the statutes then what's the point of us. If we write that the sky is blue and the AG can interpret all the statutes, then what's the point of us? If we say the sky is blue and the Attorney General says it's actually a light fuschia, why are we all here? See everyone wants to talk now.

Senator Kimble- *Point of Inquiry*. Did you just say the attorney general can't do that?

Pro Tempore Brown- Yes, sir. The opinion of the AG isn't legally binding, it's just a suggestion.

Senator Kimble- Why does it mater if they say the sky is blue if its not?

Senate President Hassouneh- She was giving a hypothetical situation of what would happen if you didn't have someone to check what you were doing, and why the court recommended the opinion of the Attorney General to not be binding.

Senator Wilson- Is the necessity to write this just to say specifically that if someone seeks legal advice from this panel that it would be legally binding. I don't understand why somebody couldn't just go up to a justice and ask if what a statue meant right now.

Pro Tempore Brown- It would have no power if I have a law that's grey in some areas, like she said about the figurehead. Say someone used Rocky the Bull in their voting poster. So the ERC might say did he use a mascot or a figurehead? Just like McCarthy and say it's a university figurehead when we take it back to court, it's just the opinion of a student. It's the same thing with us. We have everything in writing so that at the end of the day we have something to back us up.

Senate President Hassouneh- You need to clarify a statue. It only refers to statutes because constitutions can be unconstitutional and ROP's are interpreted by the court. So you only have statutes that are left open. The court now has a mechanism to create that.

Senator Saunders- *Motion to postpone until next week, accepted.*

Final Roll Call:

Present: 36

Absent: 7

Senate President Hassouneh- Before we adjourn, I encourage you all to sign up for UWC. You will meet people you never thought you would meet at this university. You will also be a member of a 5 or 6 person committee so you have actual power in discussion. I will send that out of the listserve tonight, so if you can pass it along to your organizations and email it back to Mr. Warmke.

Brian Goff- Everyone should give a hand to Mr. Warmke. Had his wisdom teeth pulled out this morning and he is here doing his job.

Adjournment called by Senate President Hassouneh at 7:45 pm