

Cornell University University Assembly

Cornell University's University Assembly

Agenda of the April 26th, 2022 Meeting

4:30 PM – 6:00 PM

401 Physical Sciences Building | Zoom

- I. Call to Order
 - a. Roll Call
 - b. Land Acknowledgment of the Gayogohono (Cayuga Nation)
 - c. Call for Late Additions to the Agenda
- II. Approval of the Minutes
 - a. [Minutes of April 12, 2022](#)
- III. Open Forum
 - a. U.A. Internal Elections and Organizational Meeting
 - b. Debra Howell - Mental Healthcare Problems and Solutions
- IV. Business of the Day
 - a. [Presidential Response to U.A. Resolution #6 - Alterations to Codes and Judicial Committee Name and Function](#)
- V. Assembly Reports
 - a. Student Assembly
 - b. Graduate and Professional Student Assembly
 - c. Employee Assembly
 - d. Faculty Senate
- VI. Committee Reports
 - a. Executive Committee
 - b. Codes and Judicial Committee
 - c. Campus Welfare Committee
 - i. UA Campus Crisis Response Forum Discussion
 - ii. Civic Holiday Resolution
 - d. Campus Committee on Infrastructure, Technology, and the Environment
- VII. Liaison Reports
- VIII. Adjournment

If you are in need of special accommodations in order to fully participate, please contact Student Disability Services at (607) 254-4545 or the Office of the Assemblies at (607) 255-3715 or assembly@cornell.edu prior to the meeting.



Cornell University
University Assembly

Cornell University's University Assembly

Minutes of the April 12th, 2022 Meeting

4:30 PM – 6:00 PM

401 Physical Sciences Building | Zoom

- I. Call to Order
 - a. J. Feit called the meeting to order at 4:35 PM.
 - b. *Members Present:* I. Akisoglu, V. Aymer, M. Benda, R. Bensel, D. Cady, N. Danev, E. DeRosa, J. Feit, B. Fortenberry, T. Fox, P. Hanley, D. Hiner, D. Howell, C. Levine, A. Ononye, J. Richards, D. Sharp, J. Withers.
 - c. *Members Absent:* M. Louis
 - d. *Also Present:* L. Davis Frost
- II. Land Acknowledgment of the Gayogohono (Cayuga Nation)
 - a. J. Feit recited the Land Acknowledgement.
- III. Approval of the Minutes (March 22nd, 2022 and March 29th, 2022)
 - a. R. Bensel motioned to approve the March 22nd, 2022 minutes.
 - i. N. Danev seconded the motion.
 - ii. The motion **passed** with unanimous consent.
 - b. R. Bensel motioned to approve the March 19th, 2022 minutes.
 - i. T. Fox seconded the motion.
 - ii. The motion **passed** with unanimous consent.
- IV. Open Forum
 - a. Presentation from Liz Davis Frost – Free Period Product Initiative
 - i. L. Davis-Frost presented on the Free Period Product Initiative.
 - ii. Discussion ensued on the possibility of using the SA's Student Activity Fee, approximations on cost, and the shift away from the term "menstrual" to "menstrual."
- V. Business of the Day
 - a. Resolution #8- Examining Cornell University's Existing Waste Management Practices (including highlighted amendments)
 - i. I. Akisoglu presented the resolution and noted that the GPSA passed the resolution in their last meeting.
 - ii. I. Akisoglu motioned to call to question.
 1. D. Sharp seconded the motion.
 2. The motion **passed** with 17-0-1.
- VI. New Business
 - a. Resolution #9 - Updates to University Assembly Charter in Order to Remain Consistent with Campus Judicial Documents
 - i. J. Richards presented the resolution.



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- ii. D. Sharp motioned to table the resolution.
 - 1. D. Cady seconded the motion.
 - 2. The resolution was **tabled** with unanimous consent.

VII. Assembly Reports

- a. Student Assembly
 - i. A. Ononye stated that R. Bensele spoke to the SA on the tech-in about academic freedom. They also saw Resolution 52: Extending the Petitioning Deadline.
- b. Graduate and Professional Student Assembly
 - i. P. Hanley reported the GPSA passed a resolution similar to UA Resolution 8 and are preparing for elections.
- c. Employee Assembly
 - i. J. Withers reported that the EA passed a resolution in support of the Faculty Senate's Natatorium resolution. The EA saw a presentation from the Office of Student Conduct and Community Standards and talked about the two vacancies on the University Hearing and Review Board. J. Withers also relayed elections are on their way.
- d. Faculty Senate
 - i. E. DeRosa stated that they had a faculty forum on the Part-Time Bachelor's for Non-Traditional Students and passed along the faculty feedback to the provost.

VIII. Committee Reports

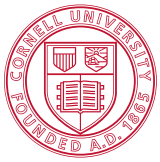
- a. Campus Welfare Committee
 - i. D. Howell stated that the UA Campus Crisis Response Forum should move to new business or go to the executive committee. They also state that discussion on the Civic Holiday Resolution will be held back until the fall.
- b. Campus Committee on Infrastructure, Technology, and the Environment
 - i. I. Akisoglu stated that there may be one more resolution coming from the CCITE and that they received a presentation on material salvage and deconstruction.

IX. Liaison Reports

- a. No reports.

X. Adjournment

- a. N. Danev motioned to adjourn.
 - i. A. Ononye seconded the motion.
 - ii. The motion **passed** with unanimous consent.



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The meeting was adjourned at 5:23 PM.

Respectfully Submitted,
Kassandra Jordan
Clerk of the Assembly



Office of the Assemblies

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Resolution: UA R6: Alterations to Codes and Judicial Committee Name and Function

Date	04/18/2022
Action	Rejected by the President
Notes	The University Assembly By-laws must be updated after adoption of the Student Code of Conduct this academic year. As the CJC is no longer tasked with approval/rejection of all Resolutions, it will instead function as a non-judicial body providing an avenue for objective review of regulations of conduct across the entire Cornell population. Additionally, the CJC will undergo a name-change and role-clarification to reflect the structure of the new disciplinary hearing process and University Hearing and Review Panel appointment procedure.
File Attachment	
Text Attachment	Dear Brandon, Thank you for submitting University Assembly Resolution 6, "Alterations to Codes and Judicial Committee Name and Function," for my consideration. As you know, the Student Code of Conduct (SCC) adopted by the Board of Trustees in December 2020 was the result of a years-long effort that included a report from the Presidential Task Force on Campus Climate and input from many campus constituents, including the University Assembly (and the Codes and Judicial Committee), the Student Assembly, the Graduate and Professional Student Assembly, the Faculty Senate, the Judicial Codes Counselors, the Complainants Advisors, and university administration. That robust process led to the adoption of a modern statement of student rights and responsibilities built on contemporary student conduct best practices and aimed at achieving educational and rehabilitative goals by eliminating the Campus Code of Conduct's prosecutorial model, increasing opportunities for mediation and alternative dispute resolution, and creating the Office of Student Conduct and Community Standards (OSCCS) to impartially and professionally administer the conduct system under the oversight of the Vice President for Student and Campus Life (VP SCL). Unlike the previous Campus Code of Conduct, the SCC only applies to students. Ordinarily, the administration defers to the UA's passage of bylaw amendments that govern its internal operations. However, UA6 is inconsistent with the Board of Trustees' resolution adopting the SCC. Authority over the SCC and responsibility for its administration is vested with the VP SCL, with a participatory role for the Student Assembly and Graduate and Professional Student Assembly in reviewing applications for membership on the University Hearing and Review Board and considering amendments to the SCC.

The UA's areas of responsibility are defined by the delegations made to the UA by the trustees. UA6 nevertheless claims authority over areas that have not been delegated to it, including acting as a "non-judicial, non-administrative body authorized to receive and consider complaints" on a wide range of matters, including "the application of Cornell's codes or regulations of conduct," matters of freedom of speech, and collective bargaining issues. Oversight of these areas is appropriately handled by various administrative units of the university, and the UA cannot assume review authority over them.

For these reasons, I must reject this resolution. I do want to assure you that the VP SCL and the Director of OSCCS are committed to a fair and evenhanded application of the SCC, and to following the SCC's provisions regarding the participation by specified assemblies in certain aspects of the implementation and amendment of the SCC.

Sincerely,

Martha E. Pollack

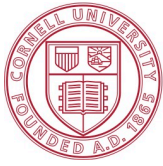
Martha E. Pollack

President, Cornell University

300 Day Hall

Ithaca, NY 14853

Get Involved	Shared Governance	Elections
Input & Issues	Employee Assembly	Undergraduate Students
University Hearing & Review Boards	Graduate and Professional Student Assembly	Graduate and Professional Students
Undergraduate Students	Student Assembly	Staff Members
Graduate and Professional Students	University Assembly	Faculty Members
Staff Members	Board of Trustees	Constituent-Elected Trustees
Faculty Members	Faculty Senate	
	Archival Documents	
Tools & Resources		
General Resources		
Student Code of Conduct		
Funding		
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History of Shared Governance		
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U.A. Resolution #6

Alterations to Codes and Judicial Committee Name and Function

[03/22/2022]

Sponsors: James Richards, with agreement from the Codes and Judicial Committee

ABSTRACT: The University Assembly By-laws must be updated after adoption of the Student Code of Conduct this academic year. As the CJC is no longer tasked with approval/rejection of all Resolutions, it will instead function as a non-judicial body providing an avenue for objective review of regulations of conduct across the entire Cornell population. Additionally, the CJC will undergo a name-change and role-clarification to reflect the structure of the new disciplinary hearing process and University Hearing and Review Panel appointment procedure.

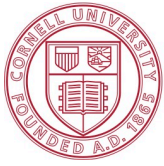
Whereas, prior to this update, the University Assembly By-laws state “By delegation from the Assembly, the Codes and Judicial Committee will review any proposed motion related to:

- Campus Code of Conduct; and
 - recruitment and appointment of members to the University Hearing and Review Boards”,
- and

Whereas, the By-laws also state “The Committee may propose, review, and amend resolutions as it deems appropriate. The Committee must approve resolutions referred for its consideration before they can be advanced to the Assembly for a vote and for debate. The Judicial Administrator and Judicial Codes Counselor serve as non-voting, ex-officio members of the Committee,” and

Whereas, the CJC is no longer tasked with mandatory review of UA resolutions under the Student Code of Conduct, and

Whereas, recruitment and appointment of University Hearing and Review Panel (hereinafter “UHRP”) members is no longer delegated to this Committee, but to the Director of the OSCCS, Executive Committee, and the Assemblies & Senate, and



Cornell University Employee Assembly

Whereas, replacement of the Campus Code of Conduct with the Student Code of Conduct has raised concerns about the ability of a non-administrative, non-judicial body to ensure fair and even-handed regulation of conduct across every constituency within Cornell

Be it therefore resolved, the language of the By-laws will be altered to reflect the CJC's new role and new name, both of which shall reflect the new Student Code of Conduct, and

Be it further resolved, the By-laws shall be amended to state:

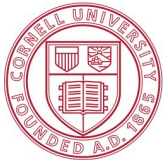
"By delegation from the Assembly, the **Campus Codes & Conduct Committee** (hereinafter "CCCC") shall be authorized to:

- Upon request from the Senate and Assemblies, provide information and guidance regarding the UHRP solicitation and appointment process, in order to facilitate the smooth and timely appointment of UHRP members,
- Receive and consider complaints or concerns regarding inconsistent regulation of conduct within the Cornell community, and
- In its discretion, bring forth to the University Assembly any such complaints or concerns that it has received and considered."

Be it further resolved, the By-laws shall be amended to clarify these responsibilities, by stating:

"The Committee will function as a non-judicial, non-administrative body authorized to receive and consider complaints or concerns from any member of the Cornell community regarding inconsistent application of Cornell's codes or regulations of conduct. Such issues can include but are not limited to: freedom of speech issues, collective bargaining restraints, and general application of standards of conduct."

Be it further resolved, the By-laws shall be amended to clarify these responsibilities by stating:



Cornell University Employee Assembly

54 “After receipt and consideration of such complaints and concerns, this committee shall be
55 authorized to bring forth such complaints and concerns at the soonest practicable University
56 Assembly meeting.”

57

58 **Be it finally resolved,** that future editions of the University Assembly By-laws contain such
59 language.

60

61 Respectfully Submitted,

62 James Richards

63 Codes and Judicial Committee, Chair