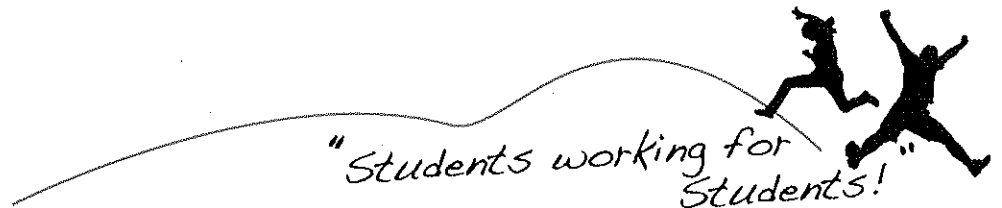


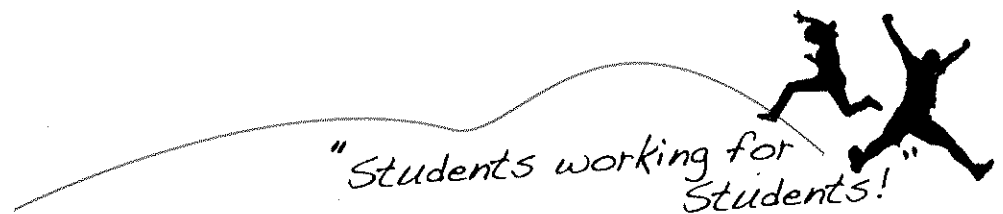


**Constitution of
ASSOCIATED STUDENTS, INC. Senate
CALIFORNIA STATE UNIVERSITY, EAST BAY**



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Table of Contents

Name and Purpose [Article I]	Page 3
Composition of the Senate [Article II]	Page 3-4
Duties and Responsibilities of the ASI Senate [Article III]	Page 5-11
Meeting and Voting of Senators [Article IV]	Page 11-12
Ratification and Amendment of Constitution [Article V]	Page 12
Recall, and Removal of Senators [Article VI]	Page 12-13
Limitation of Interest [Article VII]	Page 13-14
Miscellaneous Provisions [Article VIII]	Page 14
Indemnification of Senators [Article IX]	Page 14-15
Abridgment [Article X]	Page 15
Enabling Measure [Article XI]	Page 15



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ARTICLE I: Name and Purpose

The name of this senate shall be the Associated Students, Incorporated of California State University, East Bay Senate, hereinafter Associated Students, Inc. Senate or ASI Senate.

The purpose of this organization is:

- a) To serve as the governing body of the students of CSUEB as the ASI Senate.
- b) To advance the causes of CSUEB students.
- c) To provide programs and services designed to meet the varied needs of CSUEB students.

ARTICLE II: COMPOSITION OF THE SENATE

The ASI Senate shall be comprised of voting members, liaisons, and advisors. Voting members shall be the Senators from each of the Academic Colleges, Special Interest Senators, and Students-at-Large.

Section 1:

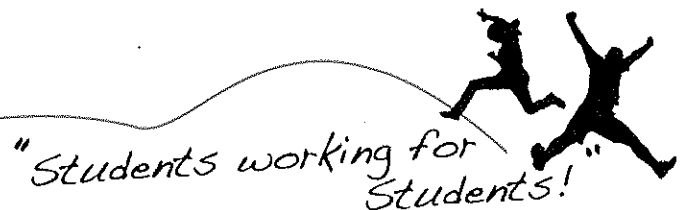
1. Co-Chair:

- a. Chair of the Board (1).
- b. Vice President of University Affairs (1).

2. Voting Members:

- a. Senator of College of Business & Economics (1);
- b. Senator of College of Education & Allied Studies (1);
- c. Senator of College of Letters, Arts, & Social Sciences (1);
- d. Senator of College of Science (1);
- e. Senator of Diversity (1);
- f. Senator of International Students (1);
- g. Senator of Transfer Students (1);
- h. Senator of Commuter Students (1);
- i. Senator-at-Large (1);
- j. Senator of Greek Life (1) Effective Fall 2018;
- k. Senator of Alumni Relations (1) Effective Fall 2018;
- l. Senator of Residence Life (1) Effective Fall 2018;
- m. Senator of Athletics (1) Effective Fall 2018;
- n. Senator of Online Students (1) Effective Fall 2018.

3. Advisors to the ASI Senate shall consist of:



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- a. ASI Executive Director or designee (1);
 - b. ASI President/CEO or Designee from the Executive Committee (1);
 - c. Student Affairs Designee (1).
4. Each Senator shall perform their duties, including duties as a member of any committee of the ASI Senate on which the Senator may serve, in good faith, in a manner believed to be in the best interests of Associated Students, Inc. and its members and with the care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances.

Section 2:

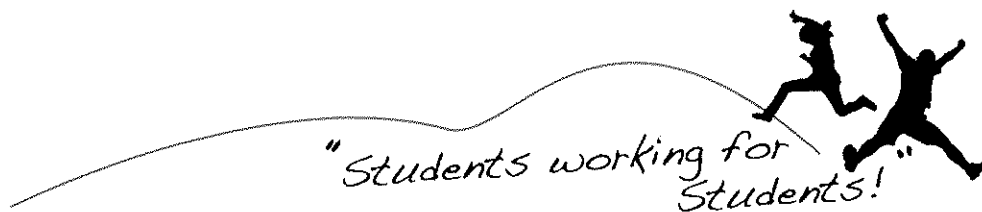
All positions on the ASI Senate shall be appointed by the ASI Personnel Committee and confirmed by a 2/3 vote of the ASI Board of Directors (Executive Officers, Directors and Senators of the Academic Colleges).

The process of the appointment is:

- a. Open the application to the entire school from the date of elections to the second week of the academic year;
- b. Ask for recommendations from the department or specialty of the Senator;
- c. The interview committee will be comprised of the Executive Vice President, Vice President for University Affairs, Executive Director and President. There will be 3 voting members and 2 non-voting members that will be designated before the time of the interview. Designees may be utilized as needed.
- d. ASI Executive Vice President/Chief-of-Staff will make the recommendation to the Personnel Committee;
- e. Personnel Committee accepts the recommendation and makes a recommendation to the Board of Directors;
- f. Board of Directors shall take a vote, and Senator will be appointed with a 2/3 majority vote. Senators shall serve for a one (1) year term of office, commencing at 12:00 p.m. (Noon) the second Monday of October and will end the last day of May of the following spring term. The first official annual meeting of the ASI Senate shall occur in the Fall Quarter (Fall Semester 2018) of the school year.

Section 3:

- a) The Associated Students, Inc. Senate shall also affirm through the oath of office of ASI, the support of its governing documents, and execute the duties of office.
- b) The oath of office shall state as follows: "I (full name), as duly appointed (senator) of Associated Students, Incorporated of California State University East Bay, do swear that I will faithfully fulfill the duties of this office as provided by the established Constitution. I will strive to establish representative government, maintain academic freedom, and defend student rights. I will work toward the strengthening of the cooperation between the Associated Students, Incorporated, Senate and the Ad-



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 ministration, and work toward bettering my leadership qualities and scholastic standards. With these thoughts in mind, I shall set as my final goal the betterment of California State University East Bay Associated Students Incorporated; I so affirm.”

- c) The Oath shall be administered to the ASI Senate by the current ASI President/CEO.

Section 4:

- a) A vacancy or vacancies of the ASI Senate shall exist on the occurrence of any of the following:
- i. The failure of the membership to appoint the required number of Senators;
 - ii. The resignation, death, or disqualification due to enrollment, GPA or University “good standing” requirements of any Senate
 - iii. The declaration by resolution of the Senator of a vacancy in the office of a member who has been declared of unsound mind by an order of court, convicted of a felony, or found by final order or judgment of any court to have breached a duty under Article 3 of Chapter 2 of the Nonprofit Law
 - iv. Removal of the member due to failure to attend meetings or failure to comply to the ASI Code of Conduct
- b) Except as provided in Section 4(a), any Senator may resign by giving written notice to the ASI President/CEO. The resignation shall be effective when written notice is given unless the written notice specifies a later date for the resignation to become effective.

ARTICLE III: DUTIES AND RESPONSIBILITIES OF THE ASI SENATE

Section 1:

Along with any specifics contained herein, Senators shall be required to adhere to the ASI Board of Directors Administrative Manual guidelines and regulations which outlines processes, policies, and procedures for the conduct of business by the ASI and the Bylaws of ASI. All members of the ASI Senate shall strive to act in, and represent the best interests of the student body of CSU East Bay and the corporation of ASI.

- a) It will be the duty of the Senate to:
- i) Perform any and all duties imposed on them collectively or individually by the Board of Directors, Senate, by law, by the Articles of Incorporation for the Associated Students, Inc., the Administration Manual, the ASI Bylaws, and by this constitution;
 - ii) Actively seek input from and effectively represent the interests of the students whom they’ve been appointed to serve;
 - iii) Meet at such times and places as required by this constitution
 - iv) Duty of good faith. All members of the ASI Senate shall perform their duties in good faith, in a manner which they believe to be in the best interest of ASI and its members, and which such care, including reasonable inquiry, as an ordinary prudent person in a like position would use

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under similar circumstances.

- b) The ASI Senate will have the power to:
- i. Provide for its own rules and procedures
 - ii. Draft resolutions based off of research and overall mission and representation of ASI
 - iii. Create Standing and ad-hoc committees
 - iv. Hear reports from standard board and committee members
 - v. Create policies on behalf of the ASI Board of Directors
 - vi. Give recommendations to the ASI Board of Directors to better represent the needs of their specific group

Section 2:

The ASI Senate will work to create policies and resolutions that will benefit the students of CSUEB. The ASI Senate will work closely with the Vice President of University Affairs, in order to establish a relationship with the Board of Directors. The ASI Senate will house all legislation that is brought forth to the Board of Directors. The ASI Senate will make recommendations to the Board of Directors, based on the situations or concerns that arise and directly affect their correspondent duties.

Section 3:

All members of the ASI Senate shall perform their duties in good faith, in a manner, which they believe to be in the best interest of ASI and its members, and with such care including reasonable inquiry, as an ordinary prudent person in a like position would use under similar circumstances. The ASI Senate shall be responsible for adopting policies and resolutions concerning the affairs of this corporation.

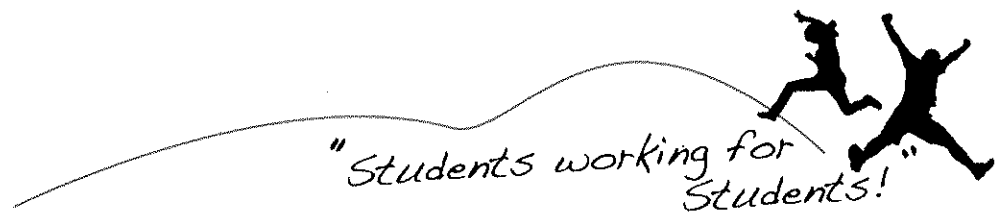
Section 4:

- a) The ASI Senate is eligible to receive a scholarship stipend throughout their term of office.
- b) The ASI Board of Directors, as recommended by the Executive Committee, shall determine the amount, requirements, criteria and eligibility of remuneration prior to the last meeting of the ASI Board of Directors to be instated for the incoming Board of Directors.
- c) All stipend recipients shall adhere to and abide by State, Federal and University financial requirements. In accordance with the ASI "Attendance Policy", the President and the Executive Director may alter any stipend of the Chair, Director, or Executive Officer or Senator of the Board or Senate in the event any above stated requirements are violated.

Section 5:

The ASI Board of Directors shall have the power and duty:

- a) To govern the operation of ASI and to approve policies and procedures consistent with the Articles of Incorporation, these Bylaws, the laws of the State of California, and/ or the policies of the California State University and California State University, East Bay.
- b) To maintain and follow the ASI Administrative Code which outlines the policies, procedures, and processes under which the ASI Board Members, ASI Staff, and ASI Committees must



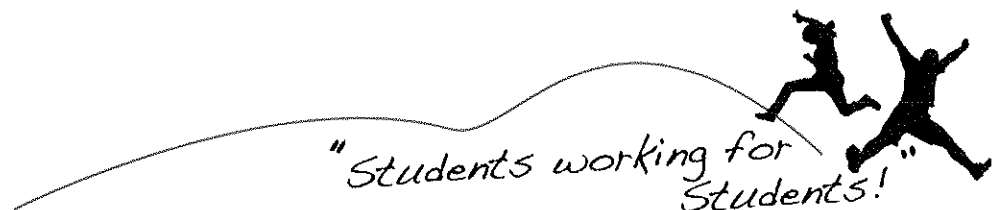
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operate.

- c) To incur indebtedness and set a schedule of charges for the conduct of business, the terms and amount of which shall be entered in the minutes of the Board of Directors.
- d) To oversee and provide for the general direction of all Officers, agents and employees, and see that their duties are properly performed;
- e) To appoint and remove agents (e.g.: attorney, etc.), special committees; and employees based upon recommendation of the Finance or Personnel Committees; and fix their duties as may be deemed advisable;
- f) To provide for the transcription of a complete record and minutes of all their acts and proceedings and the proceedings of Associated Students, Inc.;
- g) To prepare, amend and present the annual budget of Associated Students, Inc. to the President of the University;
- h) To provide for an Elections Code by which General and Special elections are to be called and conducted;
- i) To provide for Committee Codes for all standing, regular and ad-hoc committees,
- j) To do such other acts as may be authorized by law.

Section 6:

a) Vice President of University Affairs:

- i) Shall keep the Board of Directors informed of all issues that affect the student population.
- ii) Shall establish a continuous method for the public to address their concerns to the Board of Directors.
- iii) Shall chair the University Affairs Committee.
- iv) Shall work closely with the Chairs of Legislative Affairs and Lobby Corps committee on all Legislative matters
- v) Shall serve as a CSSA representative.
- vi) Shall have the authority to facilitate and shall discharge the duties ordinarily conferred upon and discharged by the Treasurer until such time as the Board of Directors shall limit, enlarge, or otherwise prescribe the authority and duties of the office.
- vii) Shall work in coordination of the Senators of Academic Colleges and the ASI Senate of the Corporation to ensure the Board is informed on all Academic Senate policies, procedures, and any issues that involve curriculum, general education, continuing education and academic advising.
- viii) Shall serve as Co-Chair of the ASI Senate.
- ix) Shall create quarterly retreats for the ASI Senate
- x) Refer to Administration Manual for more duties and responsibilities.



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b) Senators of Academic Colleges:

- i) Shall represent students' concerns in matters pertaining to their colleges and convey reports back to the ASI Board of Directors, and when necessary further investigate these matters.
- ii) Shall serve as academic senator and attend the academic senate meetings.
- iii) Shall serve as voting members of the University Affairs Committee, and ASI Senate.
- iv) Shall table outside of their respective colleges in regards to the External Affairs Tabling Policy.
- v) Refer to Administration Manual for more duties and responsibilities.

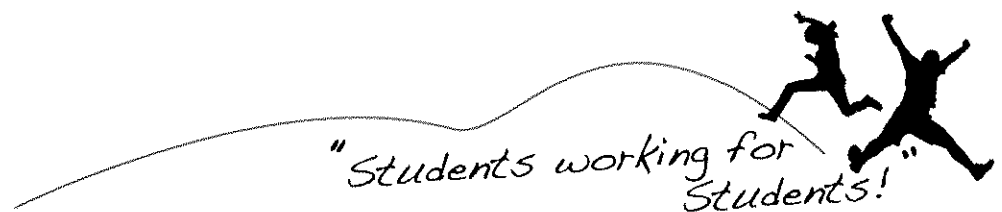
c) Senators of the ASI Senate:

i) Senator of Diversity

- 1) Shall represent students' concerns in matters pertaining to diversity throughout the California State University, East Bay.
- 2) Shall be any student-at-large at CSU East Bay.
- 3) Shall serve as a voting member on the ASI Senate.
- 4) Shall work closely with the University Diversity Officer and the Diversity and Inclusion Student Center.
- 5) Shall report to and work closely with the Co-Chairs of the ASI Senate
- 6) Shall create resolutions and policies that pertain to the diverse bodies at California State University, East Bay and the East Bay community.
- 7) Shall have the authority to hold an event(s) pertaining to diversity.
- 8) Shall attend committee meetings pertaining to diversity on the CSUEB campus

ii) Senator of International Students:

- 1.) Shall represent students' concerns in matters pertaining to all international students.
- 2.) Shall be an international student at CSU East Bay.
- 3.) Shall serve as a voting member on the ASI Senate.
- 4.) Shall work closely with the International Admission Office.
- 5.) Shall report to and work closely with the Co-Chairs of the ASI Senate
- 6.) Shall keep an open communication with clubs and organizations that are affiliated with a multi-international backgrounds.
- 7.) Shall create resolutions and policies that pertain to international students at California State University, East Bay and the East Bay community.
- 8.) Shall have the authority to hold an event(s) pertaining to international students.
- 9.) Shall attend committee meetings pertaining to international students on the CSUEB campus.



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iii. Senator of Transfer Students:

- 1.) Shall represent students' concerns in matters pertaining to all transfer students.
- 2.) Shall serve as a voting member on the ASI Senate.
- 3.) Shall be a transfer student at CSU East Bay.
- 4.) Shall work closely with Academic Advising and Career Education (AACE) and all clubs and organizations that are affiliated with transfer students.
- 5.) Shall report to and work closely with the Co-Chairs of the ASI Senate
- 6.) Shall keep an open communication with local community colleges.
- 7.) Shall create resolutions and policies that pertain to the transfer students at California State University, East Bay and the East Bay community.
- 8.) Shall have the authority to hold an event(s) pertaining to transfer students.
- 9.) Shall attend committee meetings pertaining to transfer students on the CSUEB campus.

iv. Senator of Commuter Students:

- 1.) Shall represent students' concerns in public matters pertaining to all commuter students, such as students who use public transportation (i.e. BART, AC Transit, CSUEB Shuttle, etc.).
- 2.) Shall serve as a voting member on the ASI Senate.
- 3.) Shall be a student that commutes to CSU East Bay.
- 4.) Shall work closely with the Office of Parking & Alternative Transportation Services.
- 5.) Shall report to and work closely with the Co-Chairs of the ASI Senate
- 6.) Shall create resolutions and policies that pertain to the commuter students at California State University, East Bay and the East Bay community.
- 7.) Shall have the authority to hold an event(s) pertaining to commuter students (i.e. commuter day, etc.).
- 8.) Shall attend committee meetings pertaining to commuter students on the CSUEB campus.

v. Senator of Greek Life:

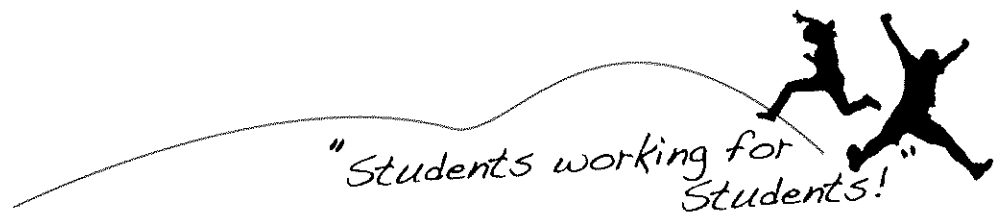
- 1.) Shall represent students' concerns in matters pertaining to Greek Life.
- 2.) Shall serve as a voting member on the ASI Senate.
- 3.) Shall be a member of the Greek community at CSU East Bay.
- 4.) Shall report to and work closely with the Co-Chairs of the ASI Senate
- 5.) Shall communicate with Greek Council and attend Greek Council Meetings.
- 6.) Shall work with the Greek Life Advisor and Student Life and Leadership.
- 7.) Shall create resolutions and policies that pertain to Greek Life at California State University, East Bay and the East Bay community.
- 8.) Shall have the authority to hold an event(s) pertaining to Greek life on campus.

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- 9.) Shall attend committee meetings pertaining to Greek life on the CSUEB campus.
- vi. Senator of Residence Life:
 - 1.) Shall represent students' concerns in matters pertaining to Housing.
 - 2.) Shall serve as a voting member on the ASI Senate.
 - 3.) Shall be a student living in student housing at CSU East Bay.
 - 4.) Shall report to and work closely with the Co-Chairs of the ASI Senate
 - 5.) Shall work with Office of Student Housing & Residence Life.
 - 6.) Shall attend the Area Council and RHA meetings.
 - 7.) Shall create resolutions and policies that pertain to residence life at California State University, East Bay and the East Bay community.
 - 8.) Shall have the authority to hold an event(s) pertaining to residence life.
 - 9.) Shall attend committee meetings pertaining to residence life on the CSUEB campus.
 - vii. Senator of Athletics:
 - 1.) Shall represent students' concerns in matters pertaining to Athletics.
 - 2.) Shall serve as a voting member on the ASI Senate.
 - 3.) Shall be a part of the athletic community at CSU East Bay.
 - 4.) Shall report to and work closely with the Co-Chairs of the ASI Senate
 - 5.) Shall communicate with a Staff/Admin. from the Athletics Department.
 - 6.) Shall encourage students to attend all Athletic Sporting Events
 - 7.) Shall be a part of the Pioneer Pack and leading it.
 - 8.) Shall create resolutions and policies that pertain to athletics at California State University, East Bay and the East Bay community.
 - 9.) Shall work closely with the Programming Council committee to hold tailgates for the athletics community.
 - 10.) Shall attend SAAC (student athlete advisory committee) and any other committee meetings pertaining to athletics on the CSUEB campus.
 - viii. Senator of Online Students:
 - 1.) Shall represent students' concerns in matters pertaining to Online Education.
 - 2.) Shall serve as a voting member on the ASI Senate.
 - 3.) Shall report to and work closely with the Co-Chairs of the ASI Senate
 - 4.) Shall communicate with the Office of the Online Campus.
 - ix. Senator of Alumni Relations:
 - 1.) Shall work closely with CSUEB Alumni Association with the goal of strengthening the relationship between CSU Alumni and CSUEB Students



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- 2.) Shall serve as a voting member on the ASI Senate.
 - 3.) Shall report to and work closely with the Co-Chairs of the ASI Senate
 - 4.) Shall communicate with the Alumni Association.
 - 5.) Shall serve as a member of the Alumni Association Board.
 - 6.) Shall create resolutions and policies that pertain to alumni relations at California State University, East Bay and the East Bay community.
 - 7.) Shall have the authority to hold an event(s) pertaining to alumni relations.
 - 8.) Shall attend committee meetings pertaining to alumni relations on the CSUEB campus.
- x. Senator-at-Large:
- 1.) Shall represent students' concerns in matters pertaining to all issues that affect their daily lives.
 - 2.) Shall serve as a voting member on the ASI Senate.
 - 3.) Shall report to and work closely with the Co-Chairs of the ASI Senate
 - 4.) Shall create resolutions and policies for the betterment of all students at California State University, East Bay and the East Bay community.
 - 5.) Shall have the authority to hold an event(s) for the betterment of all students at CSUEB.
 - 6.) Shall sit on committees pertaining to the betterment of the students and/or the university.

ARTICLE IV: MEETING AND VOTING OF SENATORS

Section 1:

- a) Regular Senate Meetings shall be held at least bi-weekly during each academic quarter, when classes are in session.
- b) A schedule of regular senate meetings must be publicized for all students prior to the second week of the academic term.
- c) Special Senate meetings may be called as needed by the Chair or upon a request of one-half of the members of the Senate.

Section 2:

- a) Written notice of every Regular Senate meeting shall be given to each member at least seventy two (72) hours (or three business days prior) before each meeting and to any individual or medium that has filed a written request for notice. Any request for notice filed pursuant to this section shall be valid for one (1) year from the date on which it is filed;
- b) An Agenda listing the matters to be considered at each meeting shall be included in the notice for the meeting;
- c) Notwithstanding anything in this Section to the contrary, the Chair may call a special meeting of the Senate, by delivering personally or by an email written notice to each member of the Senate, as appli-

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 cable and to any medium or other party to be directly affected by a meeting, or any other person who has requested notice in writing. The call and notice of a special meeting shall be delivered at least twenty four (24) hours prior to any meeting and shall specify the time and place of the special meeting and the business to be transacted. No other business shall be considered at these special meetings by the governing board or committees.

Section 3:

All meetings of the Senate shall be open and public, and all persons shall be permitted to attend any meeting of the Senate. The Senate may hold closed sessions during any meeting of the Senate to consider those matters relating to litigation, collective bargaining, or the appointment, employment, evaluation of performance, or dismissal of an employee, or hear complaints, or charges brought against an employee by another person or employee, unless the employee requests a public hearing. The Senate, upon a favorable majority vote of its members, may also hold a closed session to discuss investments where a public discussion could have a negative impact on Associated Students, Inc.'s financial situation. In this case, a final decision shall only be made during public sessions.

Section 4:

A majority of the authorized number of Senators shall constitute a quorum and is necessary for the transaction of business, except as may be otherwise specifically provided by statute or these Constitution. In the event of a vacancy on the Senate, quorum shall be established at (50%+ 1).

Section 5:

The meetings of Associated Students, Inc. shall be conducted according to the parliamentary rules of procedure specified in Robert's Rules of Order, latest Edition.

Section 6:

Each officer shall have one (1) vote, except the Chair who may only vote in the case of a tie vote of the Senate.

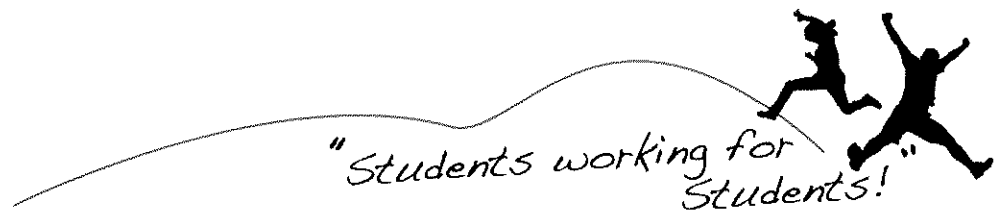
ARTICLE V: RATIFICATION AND AMENDMENT OF CONSTITUTION

The Senate may approve the Constitution changes and forward said changes to the ASI Board of Directors with a majority (50% +1) vote.

ARTICLE VI: RECALL AND REMOVAL OF, SENATORS

Section 1:

Members of the Senate may be removed from office, for cause by a three-fourths (3/4) majority vote of the Senate. Notice of such action for removal must be given at least one (1) week prior to the meeting when such action is to occur. Cause can be, but is not limited to, a Senate missing two consecutive Senate and/or stand-



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ing, regular or ad-hoc committee meetings. If a Senator misses a meeting due to extenuating circumstances (i.e. family emergency, illness, academic schedule, other ASI Business), it shall be reviewed by the Executive Director and Executive Officers. Upon approval by the Personnel Committee, absence of this type may be considered excused and will not affect membership on the Board or Committee.

Section 2:

- a) Senators must be regularly enrolled at CSUEB during their entire tenure and must earn at least 9 units of credit per quarter for undergraduates, 4 units of credit per quarter for graduate students, must maintain a quarterly and overall GPA of 2.0 and must be in "good standing" with the University. Board members must also adhere to the minimum requirements as specified by the CSU Chancellor's office to participate in student leadership activities. At the commencement of each quarter, the Executive Director shall initiate the process to check the eligibility requirements set forth in these bylaws. Any Board member, elected or appointed, and any committee member, who fails to meet the enrollment, GPA or "good standing" eligibility requirements shall be immediately removed.
- b) Student office holders must be enrolled in a minimum of three (3) quarters during the calendar year to maintain eligibility.
- c) Undergraduate students are allowed to earn a maximum of 225-quarter units or 125 percent of the units required for a specific baccalaureate degree objective, whichever is greater. Graduate and credential students are allowed to earn a maximum of 75 quarter units or 167 percent of the units required for the graduate or credential objective, whichever is greater. Students who have earned over that number of units will no longer be eligible to run or serve on the Senate or as the at-large member on ASI standing committees.
- d) All other regulations as per the California State University, Student Services "Guidelines for Qualifications for Student Office Holders" apply.

ARTICLE VII: LIMITATION ON INTERESTS:

Section 1: Conflict of Interest

No member of the Senate shall be financially interested in any contract or other transaction entered into, by which is not in accordance with the conflict of interest provisions set forth in Education Code Sections 89906-89909. The following relationships are specifically deemed not permissible:

- a) Any contract, other than an employment contract, directly between ASI and an ASI Director.
- b) Any contracts between ASI and a partnership or association in which an ASI Director is a partner, or owner, or holder, directly or indirectly, of a proprietorship interest.
- c) Any contract between ASI and a for-profit corporation in which an ASI Director is the owner or holder, directly or indirectly, of five (5) percent or more of the outstanding common stock.
- d) There are other relationships, including the following that are permissible:
 - i) Contracts between ASI and a for-profit corporation in which an ASI Senator is the owner or holder, directly or indirectly, of less than five (5) percent of the outstanding common stock

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- ii) Contracts between the ASI and a for-profit on whose Board of Directors an ASI Director serves and such Director is the owner or holder, directly or indirectly, of less than five (5) percent of the outstanding stock.
- iii) Contracts between the ASI and a nonprofit corporation on whose Senators an ASI Director serves.

ARTICLE VIII: MISCELLANEOUS PROVISIONS

Section 1:

The fiscal year of Associated Students, Inc. shall be the Fiscal Year of the State of California, which shall begin on July 1st and shall terminate on June 30th of the following year.

Section 2:

Associated Students, Inc. shall not contemplate the distribution of gains, projects, or dividends to the members thereof.

Section 4:

Associated Students, Inc. shall provide for an annual financial audit in conformance with the requirements of the California State University system and California State University, East Bay to be conducted by an independent agency at the end of each fiscal year.

Section 5:

Associated Students, Inc., in all respects, conforms to the requirements of the California Nonprofit Public Benefit Corporation Law and the policies and procedures of the California State University system and California State University, East Bay.

Section 6:

"Regularly enrolled" shall be defined as any student pursuing a course of study at California State University, East Bay that satisfies California State University system and California State University, East Bay academic requirements.

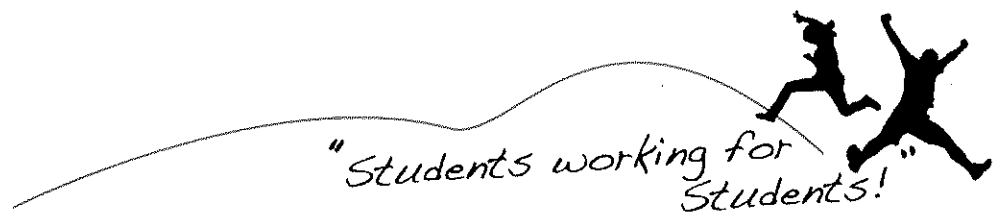
Section 7:

All voting members of the ASI Senate are required to attend one (1) mandatory retreat, planned and directed by the ASI President. ASI Staff, ex-officio officers and employee attendance will be at the ASI President's discretion, excluding the Executive Director, who will be required to attend.

ARTICLE IX: INDEMNIFICATION OF SENATORS

Section 1: Indemnification

- a) To the fullest extent permitted by law, this corporation shall identify its Senators, of the corporation described in Section 5238 (a) of the Nonprofit Law, including persons formerly occupying any such position, and who was or is a party or is threatened to be made party to a proceeding by reason of the



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fact that such person is or was such Senator, against all expenses, judgments, fines, settlements and other amounts actually and reasonably incurred in connection with any proceeding, if such person acted in good faith and in a manner such person reasonably believed to be in the best interests of the corporation and, in the case of a criminal proceeding, had no reasonable cause to believe the conduct of such person was unlawful and, in the case of an action by or in the right of the corporation, acted with such care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances. "Expenses" as used in this bylaw, shall have the same meaning as in section 5238 (a) of the Nonprofit Law.

- b) On written request to the Senate by any person seeking indemnification under section 5238 (b) or Section 5238 (c) of the Nonprofit Law, the Senate shall promptly determine under Section 5238 (e) of the Nonprofit Law whether the applicable standard of conduct set forth in Section 5238 (b) or Section 5238 (c) has been met and, if so, the Senate shall authorize indemnification.
- c) To the fullest extent permitted by law and except as otherwise determined by the Senate in a specific instance, expenses incurred by a person seeking indemnification in defending any proceeding shall be advanced by the corporation before final disposition of the proceeding, on receipt by the corporation of an undertaking by or on behalf of that person that the advance will be repaid unless it is ultimately determined that the person is entitled to be indemnified by the corporation of those expenses.

ARTICLE X: ABRIDGMENT

Statement of Non-Discrimination: ASI, nor any branch of ASI, nor any other committee or organization subject to its jurisdiction shall adopt any policy, or pass any statute or law, which directly or indirectly abridges the freedom of speech, assembly, religion or basic right of any individual; nor shall any of the same organizations practice or sanction any kind of discrimination against others according to sex, age, race, national origin, immigration status, sexual orientation, political affiliation, religion, or physical disability.

ARTICLE XI: ENABLING MEASURE

All existing legislation shall continue in effect until these Constitutions are ratified through an election of the membership. The Constitution will take effect in the fiscal year following ratification by the membership and will not affect the current Board of Directors.

Approved on: August 16th, 2017

ASI President: 

Approved by: ASI Board of Directors 2017-2018

