



Resolution 9: Amendments to the University Assembly Charter

Abstract: Makes applicable revisions to University Assembly Charter.

Sponsored by: Richard Bensel, *Faculty Representative*

Reviewed by: Codes and Conduct Committee, 04/14/2023

Type of Action: Charter Amendment

Originally Presented: 04/25/2023

Current Status: Adopted

Now, Be it therefore resolved, that the attached copy of the Charter of the University Assembly, as amended, be adopted as the true and correct version of the same.

Respectfully Submitted,

Richard Bensel

Chair, Codes and Conduct Committee

Faculty Representative, University Assembly



Resolution 9: Revisions to University Assembly Charter

Charter

Cornell University Assembly
As amended on May 14th, 2021

4 PREAMBLE

5 After consultation with members of the campus community, and to effect more extensive involvement in
6 campus governance ~~through a University Assembly and~~ [by the representatives of the] constituent assemblies
~~representatives~~ of faculty,
7 students, and employees, the President, through the authority granted them by the Board of Trustees,
8 hereby establishes this Charter for the University Assembly of Cornell University.

9 ARTICLE I: NAME AND DEFINITIONS

10 Section 1: Name

11 The name of this organization is the University Assembly of Cornell University, hereinafter referred to as
12 the Assembly or the UA.

13 Section 2: Definitions

- 14 A. **Campus Community:** The students, staff, and faculty of the Ithaca and Geneva campuses of the
15 university.
16 B. **Constituency:** A constituency is a population represented by one of the constituent assemblies.
17 C. **Constituent Assembly:** Any one of the following campus governance units of the university may
18 be considered a constituent assembly: Student Assembly, Graduate and Professional Student
19 Assembly, Employee Assembly, or Faculty Senate.
20 D. **Session of the Assembly:** A session of the Assembly begins June 1 and continues through May 31
21 of the next year.



22 **ARTICLE II: OBJECT**

23 The object of the Assembly is to improve and sustain the involvement of the campus community in the
24 governance of campus affairs affecting the broad campus community by establishing open, effective, and
25 efficient channels of communication between and amongst the community and university administration.

26 **ARTICLE III: AUTHORITY AND RESPONSIBILITY**

27 The Assembly, by delegation from the President, has the following authority and responsibilities:

28 **Section 3.1: Authority in policy development**

29 The Assembly may examine, on its own initiative, matters which involve the interests or concern the
30 welfare of a substantial segment of the campus community and may make recommendations or
31 resolutions thereon to the President or to other appropriate officers or decision-making bodies of the
32 University. Such matters include, but are not necessarily limited to:

33 common standards of conduct,
34 campus planning,
35 diversity and inclusion,
36 environmental impact and sustainability,
37 family support,
38 health services,
39 information technology,
40 public safety, and,
41 transportation and commuter policies.

42 **Sub-Section 3.1.1: Assembly responsibilities**

43 To the extent practical and appropriate, the Assembly shall provide public notice of either the terms
44 or the substance of each proposed recommendation or resolution and a meaningful opportunity for
45 community participation in the development of such recommendations and resolutions. ~~Such~~

46 ~~opportunity may include:~~

47 ~~A. a comment period of at least one calendar month during which any member of the community~~
48 ~~may submit written information or opinions for the Assembly's consideration,~~

49 ~~B. at least one public hearing during which any member of the community may submit~~
50 ~~information or opinions to the Assembly in person for its consideration, and,~~

51 ~~C. solicitation of pertinent information from appropriate University officials.~~

52 **Sub-Section 3.1.2: Recipient responsibilities**

53 A. To the extent practical and appropriate, University officials will provide pertinent information
54 as the Assembly requests.



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55 B. Recipients of recommendations and resolutions shall reply in writing, either accepting them or
56 explaining why they will not be implemented. When circumstances prevent recipients'
57 response within [seven calendar days] ~~one calendar month~~, they shall inform the Assembly of such
circumstances
58 and a date by which it can expect a response.

59 **Sub-Section 3.1.3: Policies and actions subject to Assembly review**

60 A. Responsible University officials shall consider designating the Assembly, or one of its
61 constituent assemblies, as a stakeholder in each impact statement, prepared under the terms of
62 University Policy 4.1, Policy on the Formulation and Issuance of University Policies, which
63 involves the interests or concerns the welfare of a substantial segment of the campus
64 community. If the Assembly is not identified as a stakeholder, the impact statement should
65 incorporate a brief explanation for this determination.
66 B. Where circumstances permit, the Assembly shall be allowed a period of at least one calendar 67 month to
review and respond to proposed changes of the following policies:
68 a. the Campus Code of Conduct, and
69 b. the Rules and Regulations for the Control of Traffic and Parking on the Grounds of
70 Cornell University.
71 c. Officers of the university should consider consultation with the Assembly before
72 implementing other significant actions or policies which involve the interests or
73 concern the welfare of a substantial segment of the campus community.
74 C. The Assembly may review or recommend specific policies and actions on its own initiative or
75 in response to a petition from members of its constituencies.

76 **Section 3.2: Appointments to certain administrative offices**

77 **Sub-Section 3.2.1: Confirmation of certain Presidential appointments**

78 The Assembly must approve each appointment or reappointment by the President of the
79 University ~~to the following offices: the Judicial Administrator, [of] the University Ombuds, and~~
80 ~~the Judicial Codes Counselor~~. In the event of a vacancy in the offices of the University
81 Ombuds ~~or Judicial Codes Counselor~~, the President or a designee will appoint a search
82 committee to which the Assembly may appoint a representative. ~~In the event of a vacancy in the~~
83 ~~Judicial Administrator's office, the procedure laid out in Article II, Section A, Subsection 3 of~~
84 ~~Campus Code of Conduct for constituting a search will be followed. Incumbent occupants of each~~
85 ~~office [The University Ombuds] may serve any number of consecutive terms; however, no single term may~~
86 exceed two years ~~in duration~~.

~~87 **Sub-Section 3.2.2: Appointment of members to the University Hearing and Review**~~ ~~88 **Boards**~~



~~89-The Assembly may appoint members to and remove members from service on the University 90-Hearing and Review Boards convened under the Campus Code of Conduct as needed to assure 91-the effective operation of those panels.~~

92 **Section 3.3: Internal operations**

93 The Assembly has authority in matters concerning its internal operation and maintenance, including
94 provisions for the creation of bylaws and procedures.

95 **Section 3.4: Establish committees**

96 The Assembly establishes standing committees and ad hoc committees as needed to perform its duties.

97 **Section 3.5: Reservation of authority**

98 Nothing contained herein shall be construed to limit or constrain the President or other officers of the
99 University in the exercise of their delegated authority. The Assembly shall also defer to the advisory
100 authority of the Faculty Senate and the college and school faculties regarding matters of educational
101 policy within their purview pursuant to the University Bylaws.

ARTICLE IV: MEMBERSHIP

103 **Section 4.1: Composition and terms**

104 A. The total membership of the Assembly shall consist of twenty voting members: five
105 Undergraduate Student Representatives, five Graduate and Professional Student
106 Representatives, five Employee Representatives, and five Faculty Representatives.
107 B. Appointments to the Assembly will be made before the last regularly scheduled meeting of the
108 current session of the Assembly. Seats left unfilled after this time will be considered vacant.
109 Terms shall be served for a duration determined by the constituent assembly at the time of
110 their appointment, and may be for one or two years concurrently.
111 a. For a given session of the Assembly, the Student Assembly, Graduate and Professional
112 Student Assembly, Employee Assembly, and Faculty Senate may appoint four members
113 from their respective constituencies to terms concurrent with that session of the
114 Assembly. Excluding the presiding officers, at least two of the appointed members from
115 each constituent assembly at a given time must also serve concurrently as members of
116 the constituent assembly responsible for their appointment.
117 b. The presiding officer of each constituent assembly serves as a voting member of the
118 Assembly concurrent with his or her term of office.
119 c. Each constituent assembly may appoint members to the Assembly in the manner of its
120 choosing and may fill vacancies as they occur with members who will serve the balance



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- 121 of the term of the vacated member.
122 C. The Assembly may provide in its bylaws for appointment of additional non-voting members to
123 serve ex-officio.

124 Section 4.2: Exclusion

- 125 A voting member of the Assembly may not serve concurrently as a member of the Board of Trustees of
126 the University.

127 Section 4.3: Removal

- 128 Any member may be removed by affirmative vote of two-thirds of seated members of the assembly and
129 consent of the constituent assembly responsible for his or her appointment.

130 ARTICLE V: OFFICERS

131 Section 5.1: Positions

- 132 The officers of the Assembly are the Chair, the Executive Vice Chair, and the Vice Chair for Operations,
133 who must be of different constituencies. Additionally, a ranking member must be appointed for each
134 constituency not otherwise represented by the officers of the Assembly.

135 Section 5.2: Terms

- 136 The term for each office is ~~concurrent with a session of the Assembly~~ [June 1 to May 31].

137 Section 5.3: Election

- 138 A. The organizational meeting for the next session of the Assembly shall occur after the adjournment
139 of the final regularly scheduled meeting of the current session of the Assembly and prior to the
140 beginning of the next session of the Assembly to ensure that the Assembly may organize before
141 the next session begins.
142 B. At the organizational meeting of the Assembly or at the first meeting after a vacancy arises, the
143 Assembly must elect officers from its membership by secret ballot in closed session. The highest
144 ranking non-returning member of the current session of the Assembly shall preside over the



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145 election of the Chair for following session. Where no such person exists, the longest consecutively
146 serving member of the Assembly shall preside over the election of the Chair.

147 C. Elections will utilize the exhaustive ballot system: until a candidate receives a majority of votes
148 cast, the candidate receiving the fewest number of votes will be removed from the ballot and
149 another round of votes cast.

150 a. If, after the floor is closed for nominations for specific officer position, only one candidate
151 is nominated to be an officer, he or she will be seated immediately, unless a member of the
152 Assembly opposes the nomination.

153 As soon as possible after the officers have been elected, seated members of the constituency not
154 represented by the officers must caucus and elect, following the same procedure as provided for
155 the election of officers, a ranking member to represent their constituency.

156 Section 5.4: Responsibilities

157 Sub-Section 5.4.1: Responsibilities of the Chair

157 The Chair:

158 A. presides over meetings of the Assembly;

159 B. serves as the spokesperson of the Assembly; and,

160 C. transmits any formal recommendations, resolutions, or reports issued by the Assembly to
161 the appropriate recipients.

162 Sub-Section 5.4.2: Responsibilities of the Executive Vice Chair

163 The Executive Vice Chair:

164 A. presides over meetings of the Executive Board;

165 B. receives and tracks reports, resolutions, and other items of business from members of the
166 Assembly and the chairs of its committees;

167 C. prepares and distributes the agenda for each meeting of the Assembly to all members of
168 the Assembly and to the Office of the Assemblies at least twenty four hours prior to the
169 meeting;

170 D. assists the Chair in compiling reports and materials as needed; and,

171 E. fulfills the responsibilities of the Chair in his or her absence or if the position is vacant.

172 Sub-Section 5.4.3: Responsibilities of the Vice Chair for Operations

173 The Vice Chair for Operations:

174 A. reviews and approves expenses under the discretionary budget of the Assembly;

175 B. monitors the activities of each committee of the Assembly;

176 C. assures that each committee of the Assembly is properly staffed, consulting with the
177 Executive Board, the committee's chair, and the appropriate officers of the constituent
178 assemblies as needed; and,

179 D. fulfills the responsibilities of the Executive Vice Chair in his or her absence or if the 180 position is
vacant.



181 Sub-Section 5.4.4: Responsibilities of the Ranking Member

- 182 The ranking member:
183 A. serves as a voting member of the Executive Board;
184 B. represents the interest of his or her constituency in meetings of the Executive Board; and,
185 C. resigns from office in the event that another member of his or her constituency becomes an
186 officer of the Assembly.

187 Section 5.5: Removal

- 188 The Assembly may remove any of its officers upon an affirmative vote of two-thirds of the seated
189 membership of the Assembly. Immediately thereafter, a new officer must be elected from among the
190 voting members of the Assembly for the balance of the term of office.

211 ARTICLE VI: EXECUTIVE BOARD

- 212 The Assembly has an Executive Board (the Board) to manage its daily operation and to provide continuity
213 of operation outside of the academic year.

214 Section 6.1: Membership

- 215 The Board consists of the officers and the ranking members of the Assembly.

216 Section 6.2: Authority during the academic year

- 217 The Board:
218 A. prepares the agenda for each meeting of the Assembly;
219 B. calls special meetings of the Assembly as needed; and,
220 C. removes members from committees in cases where behavior or absence disrupts the sound
221 operation of those committees.

222 Section 6.3: Emergency Authority

- 223 During periods between academic semesters and during university holidays, the Board may additionally:
224 A. speak on behalf of the Assembly on matters where, in the opinion of the Board, a delay would
225 prevent effective exercise of the Assembly's authority or hinder the efficient operation of
226 institutional functions for which the Assembly is responsible; and,
227 B. convene any ad hoc committees as needed to fulfill its responsibilities
228 In taking any such actions, the Board must make a reasonable effort to involve all of its members,
229 including those absent from campus, and to consult the chairs of any committees that the Assembly



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230 would ordinarily consult. The Chair must report such actions, including the results of any votes, at the
231 first meeting of the Assembly that occurs after the actions are taken.

232 ~~Article 7: Changes in the Charter and Bylaws of the University Assembly~~

233 **ARTICLE VII: CHANGES IN THE CHARTER AND BYLAWS OF THE**
234 **UNIVERSITY ASSEMBLY**

235 A. An affirmative vote of a majority of the seated members of the Assembly is required to amend the
236 Bylaws of the Assembly, and an affirmative vote of two-thirds of the seated membership is
237 required to amend the Charter.

238 B. Proposed amendments to the Bylaws or the Charter of the Assembly must be publicized at least
239 one week before any meeting where they are discussed or adopted. The Assembly may not adopt
240 amendments to the Charter at the same meeting where they are introduced or modified, and the
241 President of the University must approve such amendments before they may be implemented.