

U.A. Resolution # 5

Bylaws Change Clarifying the Charge of the Codes & Judicial Committee

October 17, 2017

1 **Sponsored by: Matthew Battaglia, Graduate and Professional; Chair, Codes & Judicial**
2 **Committee**

3
4 **Whereas**, the object of the University Assembly (the Assembly), "...is to improve and sustain
5 the involvement of the campus community in the governance of campus affairs affecting the
6 broad campus community by establishing open, effective, and efficient channels of
7 communication between and amongst the community and university administration" [Charter,
8 Article Two]; and

9
10 **Whereas**, pursuant to Article Three, § 3.3 of its Charter "The Assembly has authority in matters
11 concerning its internal operation and maintenance, including provisions for the creation of
12 bylaws and procedures"; and

13
14 **Whereas**, the Codes and Judicial Committee (the Committee) over time has been charged with
15 and has reviewed all resolutions concerning the Campus Codes of Conduct (the Code); and

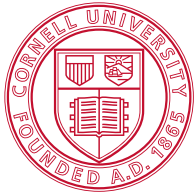
16
17 **Whereas**, in the Committee's work it has examined areas that are adjacent to and similar in
18 scope and application to the Code both of its own volition and upon request of the Assembly;
19 and

20
21 **Whereas**, in the past some areas of responsibility of the Assembly and the Committee have been
22 examined sparingly as they have not been formally documented in the standing charge to the
23 Committee; and

24
25 **Whereas**, the Committee in its discussion of the role of non-matriculated minors in the Code
26 expressed a concern that by removing these individuals from the Code the Committee would lose
27 touch with these groups and the policies governing them; and

28
29 **Whereas**, the Assembly traditionally has worked with the Committee and Cornell
30 Environmental Health and Safety to approve Guidelines for Display of Religious Symbols in the
31 Fire Safety Guidelines for Holiday Displays¹; and

¹ Attached as Appendix A to this resolution.



Cornell University University Assembly

32
33 **Whereas**, in his letter of April 22, 2012 then-President David Skorton accepted the University
34 Assembly’s request to be a stakeholder under the definition of Policy 4.1 for Policy 6.4 stating “I
35 very much appreciate and welcome the participation of the University Assembly as a stakeholder
36 in the process of amending Policy 6.4 and know that the community will benefit from the “robust
37 participation” of the University Assembly”; and

38
39 **Whereas**, by adding these responsibilities and areas of examination to the Committee’s standing
40 charge it records them in our permanent governing documents, minimizing the risk that
41 responsibilities are inadvertently neglected; and

42
43 **Whereas**, these changes are not modifying the existing authority of the Assembly or Committee
44 but rather documenting and aligning the Committee’s charge with its current and historical areas
45 of examination and responsibility; and

46
47 **Whereas**, the Committee in its examination of the Code and other documents has emphasized
48 taking steps to align practice and written procedure; and

49
50 **Whereas**, the Assembly strives to be a partner with the Administration; and

51
52 **Whereas**, effective partnership requires that the Assembly maintain and exercise its
53 responsibilities judiciously; and

54
55 **Whereas**, these changes assist the Assembly and the Committee in keeping track of and carrying
56 out their respective responsibilities; therefore

57
58 **Be it Resolved**, that Article Four, § 4.1 of the University Assembly Bylaws be amended to add:

59
60 By delegation from the Assembly, the Committee will review any proposed motion related to:

- 61
- 62 • Campus Code of Conduct;
 - 63 • recruitment and appointment of members to the University Hearing and Review Boards;
 - 64 • the Assembly’s role as a Policy 4.1 stakeholder in Policy 6.4 (or its successor);
 - 65 • the Assembly’s approval of the Guidelines for the Display of Religious Symbols contained
66 within the University’s Fire Safety Guidelines for Holiday Displays; and
 - 67 • written behavioral policies regarding non-matriculated minors who are outside the full
Campus Code of Conduct.

No signature block is present until the resolution has been disposed of by the Assembly (Passed, Failed, Withdrawn, etc.) Then a block with the certifying member (customarily Chair/Vice-Chair) verifying the authenticity and vote tally of the resolution.