MINUTES YOUNGSTOWN STATE UNIVERSITY SPECIAL SENATE MEETING Friday, March 13, 1970

PRESENT: Mr. Azneer, Mr. Fortunato, Mr. Reilly, Mr. Grim, Mr. Boland, Mr. Dobbert, Mrs. Botty, Mr. Hurd, Miss Sterenberg, Mrs. Murphy, Mrs. Cunningham, Mrs. Budge, Sister M. Conroy, Mr. Ringer, Mr. Swan, Mr. Hare, Mr, Miner, Mrs. Miner, Mr. Elser, Mrs. Dykema, Miss Pfau, Mr. Teodorescu, Mr. Gutknecht, Jr., Mr. Kermani, Mr. Blue, Mr. Evans, Mr. Petrych, Mr. Chrisp, Mr. Shipman, Mr. Hill, Mr. Looby, Mr. Paraska, Mr. Flad, Mr. Vanaman, Mr. Miller, Mr. Solomine, Jr., Mr. Roberts, Mr. Domonkos, Mr. Slavin, Mr. Behen, Mr. Henkel, Mr. Williamson, Mr. Hibbeler, Miss Boggess, Mr. Skardon, Mr. D'Isa, Mr. Luginbill, Mr. Tarantine, Mr. Richley, Mr. Hotchkiss, Mr. Edgar, Mr. Beckman, Mr. Ellis, Mrs. Mackall, Mr. Jones, Mr. Dillon, Mr. Magner, Mr. Terlecki, Mr. Sorokach, Mr. Young, Mr. Riley, Mr. Greenman, Mr. Rishel, Mr. Snyder, Mr. Scriven, Mrs. Foley, Miss DeCapita, Mr. Letchworth, Mrs. Niemi, Miss Feldmiller, Mr. Fukui, Mr. Bright, Mr. Harris, Jr., Mr. Ives, Mr. Sturn, Mrs. Painter, Mr. Painter, Mr. Jonas, Mr. Byo, Mr. Yozwiak, Mr. Gay, Mr. Hahn, Mr. Dykema, Mr. Smith, Mr. Livosky, Mr. Gillespie, Mr. Wales, III, Mr. Cohen, Mr. Gould, Mr. Cernica, Mr. Foster, Miss Boyer, Mr. Bednarcik, Mr. Brachfeld, Mr. Crishon, Mr. Isgro, III, Mr. Dennison, Mr. Ward, Mr. Hammack, Mr. Foldvary, Mr. von Ostwalden, Miss Jenkins, Vice President Rook, Vice President Coffelt, and President Pugsley.

PRESIDING: PRESIDENT ALBERT L. PUGSLEY

President Pugsley called the Special University Senate Meeting to order at 4:00 pm. He stated that through deliberations at the previous Senate meeting the Senate members by resolution extended an invitation to students of the University to attend this particular meeting as observers, but that this invitation was not applicable to any other meeting unless the Senate so determined by subsequent action.

The President further stated — the question has now come before us, raised in particular by a representative of the Press, as to whether or not meetings of the University should or should not be public, attended at the option of the Press, TV, or any other individual, Miss Karen Benningfield, The Vindicator Reporter, was in attendance. She had presented to Dr. Pugsley a copy of the statute "Ohio Code, section 121.22" which the Legal Counsel of the Vindicator held was applicable, and requiring the meeting to be open. Dr. Pugsley asked the reporter and TV to leave the room until the question was decided by the University Senate,

Dr. Pugsley stated that he himself is not a lawyer. This question of Press and TV has not come up before. He further stated that to reach a decision a legal ruling might be required, which we do not now have. The President stated that the Senate had always held closed meetings, and therefore, he preferred Senate members to decide this for themselves. We have our own Constitution.

Dr.	Pugsley	asked	Senate members:	Shall there be representatives from
				the Press admitted to this meeting?

<u>COMMENIS</u>:

1) One faculty member (who is a lawyer), stated as a hasty decision she

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TIME: **4:00** p.m. **(ES** AUDIT.)

SENATE MINUTES CONT'D.: (March 13, 1970) COMMENTS CONT'D.:

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did not think this was a public meeting but would need more evidence. Her hope would be not to have the public media present today. Stated further: this meeting belongs to the students of this University and not the general concern to the City of Youngstown at this time.

- 2) If media present the reporter should present copy to you so you know the **comments** to be made.
- 3) A Board or a Commision has a final authority. In our case, actions of the Senate must be approved by the Board of Trustees although the Board has delegated some authority to this body. A course of study has to be taken to the Board of Trustees.
 (Dr. Pugsley says final authority resides in Board of Trustees, Board of Regents, and in some matters The Legislature).
- 4) Is this Senate sufficient final authority on matters brought to it that this should be regarded as a public meeting today?
- 5) Another faculty member: Not speaking pro or con. Perhaps the most foolish thing to do would be to reach a general decision that these Senate meetings are Open Meetings. We should have attorneys' decision before doing this. It should be presented for legal study; this is to determine whether or not to admit Press or TV. May we invite them to attend today as our guests?

6) Could we act on it now as a prescribed order of business?

Dr. Pugsley stated: The Press is waiting. They are interested in the business to come before us today. He further stated: Visitors **are** not entitled to speak. This is the regulation of this body.

- 7) Agrees that we need legal counsel's decision. We cannot pass on the Section of the Ohio Code.
 We should note the fact the Press will comment on what is done today.
 Would rather they get an accurate description; invite them in to attend today's meeting as observers. No wild items taking place here. Normal function taking place here today.
- 8) As observers and not as reporters. What is this difference? Invite the Press including TV to attend today's meeting.

MOTION: Dr. Sidney I. Roberts moved the Press be invited to attend today's Open Senate meeting. Seconded. IN FAVOR: 41 NOS: 40.

Dr. Pugsley asked Miss Ivis **Boyer** to invite the Press and TV in to attend today's Senate meeting.

Dr. Pugsley stated: Our legal counsel will be asked to give advice on this and possibly the Attorney General for future guidance. Will try to get as early action as possible on this question.

SENATE MINUTES CONTD. : (March 13, 1970)

NOTE: Dr. Pugsley announced the next regular meeting of the University **Senate** is Friday, April 3, 1970 - **4:00** pm. ES Auditorium (Room 273).

Dr. Pugsley then addressed the Senate reminding them that this meeting was called to consider **the** report of the Student Affairs Committee. It is an important meeting. It brings together out of the due processes which have been employed by students and faculty the voicing of opinion, If the academic process is to work it requires respect for those processes. This is a deliberative process and permits solutions to the satisfaction of all.

REPORT OF STUDENT AFFAIRS COMMITTEE:

This report was given by the Chairman, Miss Ivis Boyer.

Miss Boyer stated she and the **Committee** appreciates the interest of all and patience of everyone present in turning out on the last day and last week of the Quarter.

Two matters to be presented today:

1) Admission of **Jambar** Reporter to meetings of the University Senate. Miss Boyer stated: **Jambar** Editor testified in **favor** of this.

1) Request was based on freedom of inquiry.

2) Minutes do not always record floor discussions.

3) Sometimes Minutes are at a 2-week interval.

MOTION: Miss Ivis Boyer moved on behalf of the Student Affairs Committee that the University Senate admit a Jambar Reporter to its meetings. Seconded. AYES HAVE IT. MOTION PASSED.

2) Review of Student Social Regulations. The materials, Miss Boyer stated, that you have been given are in the following order:

- 1) Statement of Social Regulations, as published in Penguing^r Coop, 1969-70.
- 2) Student Affairs Committee Recommendation for Social Regulations.
- 3) Report of Minority, Recommendation for Social Regulations.
- 4) Calendar of Student Affairs Committee action on Social Regulations.

Miss Boyer stated as follows:

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"The background of the Student Affairs **Committee** proposal for revision of Social Regulations is apparent in the **calendar** of committee action. The **Committee** includes, by **Senate** Executive Committee and Administrative Council action, representatives of various University interests; its discussion procedures are such as to encourage expression of those interests.

SENATE MINUTES CONTD. : (March 13, 1970) REPORT OF STUDENT AFFAIRS COMMITTEE CONTD.: (Miss Boyer)

"The social regulation revision study was initiated by student members of the Committee. In the course of five meetings, drawing on the resources of committee membership only, the **committee** developed a proposal which it sent to Student Council as the group most representative of student concerns. That is essentially the proposal which the Student Affairs Committee in its sixth meeting on the subject (February 6) voted 12-1 to send to the Senate for consideration in March. The report before you is in substance, though not in form, the same proposal.

"As the calendar of committee action indicates, the committee then became involved in questions of jurisdiction not yet resolved. One relates to fraternitysorority-university housing — how should regulations in this area be initiated and developed — by the groups involved and their advisers, by the Student Affairs Committee (to which students have brought the question), by **"appropriate** administrative reference", by a combination of these? The committee is proceeding in this area at present which an uncertain mandate, if indeed it has any at all. And regulations of this kind, you will note, are a major concern of the Social Regulations.

"A second jurisdiction question is that of appropriate reference. The Student Affairs Committee is responsible to the Senate and appropriate administrative reference. Its reports to date have been referred to the Senate only; perhaps some of them should have gone to the Administrative Council. In the proposal for social regulation revision, for example, the Committee felt faculty members are so closely involved with **chaperone/adviser** responsibilities that the Senate seems a proper forum. But jurisdiction over the machinery of the University calendar may well be another matter, much more involved administratively than the Committee understood in the course of its deliberations.

"The Committee finds, therefore, it has worked its way with diligence, good will, and unexpected **ignorance** into something of a thicket. The committee report and the minority report you have before you may look simple. They are not. They represent substantially different points of view on interrelated issues, involving procedures and policies not yet thoroughly codified. In view of what the committee has learned since its action of February 6, it will understand if the Senate raises the issue of jurisdiction at this point. If not, we welcome you all to the thicket."

Dr. Pugsley asked: Is your Committee making a recommendation Miss Boyer?

MOTION: Miss Boyer moved the Student Affairs Committee Recommendation for Social Regulations be approved by the University Senate. Seconded. AYES HAVE IT. (THIS WAS RESULT). (SEE COMMENTS BEFORE PASSAGE, ETC.)

AT THIS POINT ARE ATTACHED COPIES OF:

- 1) Statement of Social Regulations, as published in penguins' Coop, 1969-70
- 2) Student Affairs Committee Recommendation for Social Regulations
- 3) Report of Minority, Recommendation for Social Regulations
- 4) Calendar of Student Affairs Committee action on Social Regulations.

THE SOCIAL REGULATIONS ARE AS FOLLOWS: (AS IN PENGUINS COOP) 1969-1970

GENERAL

- A. All such functions for the following school year must be registered with the Calendar Committee in the office of the Dean of Women before the first of May. Additions may be made by submitting them to the Calendar Committee which meets weekly on Wednesday at 4:00 pm.
- **B** All such functions shall be open to students entitled to or possessing an I.D. card or to an invited guest.
- **C.** Chaperones must be present at **every** and all University functions. **Two mem**bers of the University must be chaperones. Approval of the dates and chaperones will be sent to the sponsoring organizations by the Calendar Committee. Proper invitations for the chaperones will be sent thirty days before the went and written acceptance will be filed in the Office of Dean of Women one week prior to the went.
- D. All social functions conducted by a student organization must be under the direction of a responsible committee and a faculty advisor.
- **E.** Any, all-university functions that are social must be over by one o'clock unless a school day follows in which case then it must be over by twelve o'clock midnight. Each fraternity and sorority may participate in only one social party per week. (Except for the two weeks prior to Homecoming.)
- F. Alcoholic beverages must not be available at any all-university functions. Extract from the Youngstown State University Faculty Handbook,--"University Social Regulations forbid any drinking at University **functions** on penalty of expulsion."

Alcoholic beverages are permissible at a private function where the establishment has a liquor license. The laws of the State of Ohio are applicable.

- **G.** No organization may hold any activity in form of a raffle or chance. Any money making activity must be cleared by the Calendar Committee.
- **H.** Solicitation directed by any University organization is not to be permitted off the University campus.

SPECIFIC

- A. No organization may conduct more than one money **making** dance per year. Two organizations in the same priority shall **not** have functions on the same evening.
- **B.** Organizations conducting money making functions may open them up to the public providing:
 - 1. A minimum of two (and one more for every 200 people expected) policemen are required in the hall to maintain order. The chairman of the function and the committee are expected to assist the policemen.
 - 2. For violations of social behavior (particularly concerning **drinking**, disorderly behavior, etc.) by the University students, they and the organizations they represent will be held responsible.

THE SOCIAL REGULATIONS ARE AS FOLLOWS: (AS IN PENGUINS COOP) 1969-1970

SPECIFIC CONT'D .:

- B, cont'd.:
 - 3. For violations of the social regulations by outsiders which are not controlled by the sponsoring organization, the function will be cancelled for the following **year**.
- **C.** An **advisor** and/or faculty member and/or parent must be present at any organization function.
- **D.** The weekend prior to final examinations is closed to social functions.
- **E** Float-building and Greek Sing practices do not have to be scheduled except when girls are present. When it is a mixed group all University rules apply.
- F. Women are not permitted in the fraternity except at regularly scheduled parties.

ENFORCEMENT

- a. Enforcement of the above regulations shall be by the Discipline Committee of the Student Council, according to the provisions made for such duty in the Student Council By-laws, along with the presidents of the different **organi-zat**ions.
- **b.** Violations of **the** above regulations will result in loss of social privileges, the degree in which would rest on the kind and extent of the violation. This punishment would be determined by the Discipline Committee, in consultation with the personal deans.

PROPOSED SOCIAL REGULATIONS

NOIE: PASSED AT UNIVERSITY SENATE MEETING March 13, 1970 (V.Jenkins, Sec. of Senate)

GENERAL REGULATIONS (Applicable to all social events or functions sponsored by chartered student organizations).

A. All social events or functions sponsored by chartered student organizations **may** be registered with the Calendar Committee in the Office of the Associate Dean of Student Affairs. (In order to insure availability of University facilities, functions should be registered).

Events to be placed on the printed calendar in the "Penguin's Coop' must be registered prior to the first of May of the preceding academic year. In order to ensure availability of University facilities, all functions should be registered as far in advance of the event as possible.

Registration forms are **reviewed** by the Calendar **Committee** each Wednesday afternoon that classes are in session. Approval of the date will be sent to the sponsoring organization by the Calendar Committee.

B: **Recognizing** the interaction of organizations and the **community**, no specific function shall be a public nuisance.

C. No organization may hold any activity in the form of a raffle or game of chance. Any money-making activity must be approved by the Calendar Committee.

D. Solicitations for which a service is not provided shall be restricted to public places. Private homes, apartments and business establishments shall be **considered non-public** places.

E. Sponsoring organizations shall be held responsible for the behavior of persons attending the functions.

F. Faculty advisors must be informed in advance of all general functions conducted by an organization.

GENERAL FUNCTIONS (Those functions open to all members of the University community)

A. General functions shall be open to students possessing their valid ID cards and to their invited guests.

B. An advisor, faculty member or parent should be present at University general functions.

C. Alcoholic beverages must not be available at any general function.

D. Organizations conducting general functions with admissions charges may open them to the public providing: A minimum of two (and one more for every 200 people expected) policemen is required in the hall to maintain order. The chairman of the function and the committee are expected to assist the **policemen**.

<u>PRIVATE FUNCTIONS</u> (Those functions restricted to members of the sponsoring organization and their invited guests)

A. An advisor, faculty member or parent should be present at any private function.

B. Alcoholic beverages are permissible as sold by the management at any private function where the **establishment** has a liquor license. The laws of the State of Ohio are applicable.

NOIE FROM MINUTES OF SAC MEETING 6 February 1970:

"The record of the Report of the Ad Hoc Committee is to show clearly that the word 'should', wherever it appears in the Social Regulations, is to be construed as advisory, not compelling."

SIUDENT AFFAIRS COMMITTEE YOUNGSTOWN STATE UNIVERSITY

TO: UNIVERSITY SENATE AND ADMINISTRATIVE COUNCIL

SUBJECT: MINORITY REPORT ON SOCIAL REGULATIONS

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Several weeks ago, an Ad Hoc Committee of the Student Affairs Committee developed and recommended to the full committee a proposed revision of the Social Regulations of the University as they pertain to social events or functions sponsored by the University and/or recognized student organizations or groups. On February 6, the Student Affairs Committee approved a motion to send the Ad Hoc Committee report to the University Senate for consideration. The right to submit a minority report was reserved by a dissenting member.

It was called to the attention of the committee that the Student Affairs Committee is a committee which derives its authority jointly from the faculty and administration, and that "Policy matters are subject to approval by the appropriate administrative reference and also by the Senate." After considerable discussion, they determined that the "appropriate administrative reference" in this case was the Administrative Council and unanimously approved a motion, "that the Recommendation on Social Regulations be directed to the Senate and to the Administrative Council, to be considered individually by each body." A second motion, "that the Recommendations on Social Regulations be endorsed and **recommended** for approval by the University Senate"; was passed by a vote of 7 yes, 5 no, and 0 abstaining. This action took place on February 27.

Following this, the minority report was completed and made available to the **com**mittee. On March 6, a **revised** report was submitted by the Ad **Hoc** Committee and substituted for the original report. The substance of the recommendation remained the **same;** however, the organization was **revised** to parallel the minority report. The intent was to simplify comparison of the two recommendations.

Five specific points of difference exist between the recommended "Social Regulations" developed by the Ad Hoc Committee and presented as the majority report of the Student Affairs Committee and the recommendations developed and submitted herewith as the minority report. These are:

- 1. Mandatory versus optional registration of all social functions or events sponsored by the University or by recognized student organizations.
- 2. Mandatory versus optional attendance by a faculty member, advisor, or parent representing the University at social functions restricted to members of the sponsoring organization and their invited guests.
- 3. Established closing times for events which take place in University facilities or in fraternity or sorority houses versus unrestricted time limits for all social functions.
- 4. The inclusion of specific regulations covering co-educational events which are held in fraternity or sorority houses versus the elimination of these rules from the Social Regulations.

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MINORITY REPORT CONT'D. TO: UNIVERSITY SENATE AND ADMINISTRATIVE COUNCIL

- Page #2
- 5. The requirements for police attendance at **all All-University** functions versus the requirement that policemen be retained **only at** those functions which charge admission and are open to the general public.

It is the opinion of the authors of the minority report that the two sets of **recommendat**ions must be considered in their entirety. To accept some statements from either report and reject others without regard to the inter-relationships of the separate rules may well lead to further contradictions within the regulations. The intent of all persons participating in the rwiew of the regulations has been to eliminate present contradictions, as well **as** unnecessary restrictions in the present regulations.

The following Social Regulations are recommended for consideration by the University Senate and the Administrative Council:

I. GENERAL REGULATIONS

A. All social **events** or functions sponsored by recognized student organizations or groups must be registered with the Calendar Committee in the office of the Associate Dean of Student Affairs at least one week prior to the date of the event.

Events to be placed on the printed calendar in the "Penguin's Coop" must be registered prior to May 1st of the preceding academic year. In order to ensure availability of University facilities, all functions should be registered as far in advance of the event as possible.

Registration forms are **reviewed** each Wednesday afternoon that classes are in session. In the event that it becomes necessary for the Calendar Committee to deny approval of any function or date, the sponsoring organization will be notified within **forty**eight hours after the next Wednesday review following submission of the registration form to the Associate Dean's office. Otherwise, approval may be assumed.

B. Recognizing the interaction of the University and the Community, no social **event** or function shall create a public nuisance. The sponsoring **organization(s)** shall be responsible for the behavior of persons attending the function and shall ensure that a nuisance does not develop.

C. Functions which are held in University facilities or in fraternity or sorority houses must end **no** later than **12:00** midnight on days preceding class days and at **1:00** a.m. on other days.

D. Women are not permitted in fraternity houses, or men in sorority houses, at times other than registered social functions. (This rule is currently under discussion in the Student Affairs Committee and may be recommended for change in the near future.)

E. All money-making activities must be approved by the Calendar Committee. No organization may hold any activity in the form of a raffle or game of chance.

MINORITY REPORT CONT'D. TO: UNNWSITY SENATE AND ADMINISTRATIVE COUNCIL

I. <u>GENERAL REGULATIONS CONT'D.</u> :

F. Solicitations for which a service is not provided shall be restricted to public places. Private homes, apartments, and business establishments shall be considered **non-public** places.

II. <u>ALL-UNIVERSITY FUNCTIONS</u> (those functions open to all members of the University community)

A. All such functions must be registered; this should be accomplished before the first of May of the preceding academic year in order that the event may be placed on the printed social calendar of the Penguin's Coop. Additions may be made by **submitting** completed registration forms to the Office of the Associate Dean of Student Affairs not less than one week prior to the date of the event.

- B. All-University functions shall be open to students possessing their valid \mathbb{D} cards and to their invited guests.
- C. At least one policeman must be present at every All-University function. An advisor, faculty member, or parent also should be present.
- D. Faculty advisors must be informed in advance of all such functions sponsored by an organization.
- E. Alcoholic beverages must not be served or otherwise made available at any All-University function.
- F. Organizations conducting All-University functions with **admissions** charges may open them to the public; however, a minimum of two (and one more for every 200 people expected) policemen must be present during the entire function. **The** chairman of the function and the committee are expected to assist the policemen in maintaining order.
- **III.** <u>PRIVATE FUNCTIONS</u> (Those functions restricted to members of the sponsoring organization and their invited guests)
 - A. **All** such functions must be rkgistered. If University facilities are to be used, registration should be **completed** as far in advance of the date of the event as possible in order to ensure availability of the desired facility.
 - B. **An** advisor, faculty member, or parent must be present at any private function.
 - C. Alcoholic beverages are permissible **as** sold by the management at any private function where the establishment has a liquor license. The laws of the State of Ohio are applicable.

IV. ENFORCEMENT

Violations of these regulations are within the jurisdiction of the Discipline Committee and the Dean of Student Affairs as provided for in the Youngstown State University Student Disciplinary Code.

CALENDAR, STUDENT, AFFAIR6 COMMITTEE ACTION ON SOCIAL REGULATIONS

5 Dec. 1969	Item placed on agenda for 11 Dec., by student member.			
11 Dec.	Recommendations presented by student member, general dis-			
	cussion, tentative agreement on points covered.			
9 Jan. 1970	Continuation of discussion, appointment of Ad Hoc Committee to			
	begin draft of proposed revision.			
16 Jan.	Continuation of discussion, Ad Hoc Committee instructed to com-			
	plete draft for next meeting.			
	Referral of fraternity regulations to IFC.			
23 Jan.	Discussion of 23 Jan. draft.			
	Considera tion of question of jurisdiction over fraternity regulations.			
30 Jan.	Revision of 23 Jan. draft of Regulations passed unanimously and referred to Student Council for consideration			
6 Feb.	Discussion of 23 Jan. draft in light of Student Council recommendations.			
	Motion to send 23 Jan. draft, as revised 6 Feb., to Senate for consideration at its next meeting, passed 12 yes, 1 no, 1 abstention.			
13. Feb.	Discussion of IFC regulations, action postponed pending general hearing with IFC president and advisers			
20 Feb.	Action on IFC regulations postponed for two weeks to permit consideration by organizations.			
27 Feb.	Discussion, question of proper referral of recommendation on Social Regulations.			
	Motion that the Recommendation on Social Regulations be en- dorsed and recommended for approval by the University Senate passed 7 yes, 5 no , no abstentions.			
6 March	Presentation by Ad Hoc Committee of statement of Social Regu- lations revised to conform in form to Report of Minority dated 3 March 1970.			
	Motion to substitute the (6 March) revised statement for the statement of Recommendation on Social Regulations en- dorsed and recommended for approval by the University Senate at the 27 February meeting, passed 10 yes, 3 no, 1 abstention.			

NOTE ON SIUDENT AFFAIRS COMMITTEE PROCEDURE:

The Committee meets every Friday, noon to **1:30** p.m., Carnation Room. Committee minutes (from which the above calendar is drawn) are presented to each member at the beginning of each meeting. Corrections and additions are read into the minutes of the following meeting. It is the practice of the committee, in the course of discussions, to poll individual **opinions** of members as issues crystallize and prior to voting.

<u>COMMITTE MEMBERSHIP</u>. Bednarcik, Blue, **Boyer**, Bright, Crishon, Csikey, **Dennison**, **Engelhardt**, Gillespie, **Hammack**, Householder, Isgro, **Mathews**, Painter, Papacostas, Rishel, **Shemunovich**, Sturm, Wales.

<u>SENATE MINUTES CONTD.</u> (March 13, 1970) REPORT OF STUDENT AFFAIRS COMMITTEE CONTD.: (Miss Boyer)

COMMENTS:

 Student: helped to initiate proposed changes in Social Regulations. It is a job to try to enforce Social Regulations, You become a baby sitter for adults. YSU University Students are not only mature, responsible adults; they are just more realistic.

Dean Darrell Rishel asked to be heard at this time.

The Parliamentarian asked if this related to the Minority Report. Dean Rishel answered: Yes, but he wanted to exercise his prerogative to speak in his position as Dean of Student Affairs.

AT THIS POINT IS ATTACHED: <u>DEAN DARRELL RISHEL'S REPORT</u> - (DEAN OF STUDENT AFFAIRS) (COMMENIS ON SOCIAL REGULATIONS TO UNIVERSITY SENATE MARCH 13, 1970)

DEAN OF STUDENT AFFAIRS (DR. DARRELL RISHEL)

COMMENTS ON SOCIAL REGULATIONS TO UNIVERSITY SENATE MARCH 13, 1970

"1. At least seven changes are common to both reports:

1. Requirements for chaperones to be present at All-University functions eliminated. (General Regulation C, page 33)

- 2. Requirement that functions be under the supervision of a re sponsible committee and <u>faculty advisor</u>. (General Regulation D, page **33)**
- 3. Requirement that <u>all</u> functions must end at **12:00** midnight on week nights and **1:00** a.m. on weekends modified to include only events in **campus** facilities or in fraternity houses. (General Regulation E, page 33).
- 4. Restriction of "one party per week" limitation on fraternities and sororities eliminated. (Rule 3-E, Page **33).**
- 5. Restriction limiting organizations to not more than **"one** money **making** dance" per year eliminated. (Specific Regulation A, page 34)
- 6. Prohibition against social events on weekends prior to final examinations eliminated. (Specific Regulation F, page 34)

7. Restriction on the number of social events which can take place on the same evening eliminated. (Specific Rule A, page 34)

II. Specific points of difference between the majority and minority **recommenda**tions are:

1. Mandatory versus optional registration of all social functions or events sponsored by the University or by **recognized** student organ-izations.

a. This is an **information** gathering device; it is not a matter of requesting approval or disapproval, The Calendar **Committee** has **not** exercised an arbitrary authority in this area.

- b. University must **know** what **events** are sponsored by groups representing the University. If we are to assume some responsibility for what organized groups using the name of the University do in the community, we must know when sponsored events take place.
- c. We must be able to differentiate between organized events and unsponsored incidents involving groups of students acting as individual citizens.

2, Mandatory versus optional attendance by a faculty member, advisor, or parent representing the University at social functions restricted to **members** of the sponsoring organization and their invited guests.

a. If the University assumes some responsibility and feels that a sense of rapport between the community and the University is desirable or essential, some permanent member of the community representing the University should be present. ł

- 3. Established closing times for events which take place in University facilities or in fraternity or sorority houses versus unrestricted time limits for all social functions.
 - a. Events which take place in University facilities are regulated by closing times for campus buildings; therefore, this imposes no additional restriction.

b. Fraternity houses are located in residential areas, and some guidelines for their use seem necessary.

c. Other **events** off the campus in leased public facilities have appropriate controls imposed by the management to ensure that a public nuisance does not develop.

- 4. The inclusion of specific regulations covering co-educational events which are held in fraternity or sorority houses versus the elimination of these rules from the Social Regulations.
 - a. Rules covering co-educational use of fraternity and sorority houses are now a part of the Social Regulations. These should not be removed until other rules are dweloped and accepted to replace them.
 - b. Not all groups operating houses and functioning as social fraternities are members of the **IFC**; therefore, IFC rules would **not** pertain to all. Revisions to rules may be initiated by these groups and considered by the Student Affairs Committee at any time.
- 5. The requirements for police attendance at <u>all</u> All-University functions versus the requirement that policemen be retained <u>only</u> at those functions which charge admission and are open to the general public.
 - a. It is not definite that a difference in intent of the two proposals actually exists in this point.
 - b. The minority report statement is intended to eliminate possible misinterpretation and confusion in **implimenting** the rule.
- 6. Violations of these regulations are within the jurisdiction of the Discipline Committee and the Dean of Student Affairs as provided for in the Youngstown State University Student Disciplinary Code.
 - a. An item on Enforcement is included as a cross-reference to the Student Disciplinary Code and is intended to refer the reader to that document.
 - b. Items 5 and 7 of the code read as follows:

(5) Violation of the University policies or of campus regulations including those regulations concerning the registration of student organizations, the use of University facilities, or legally justified **procedures** concerning the time, place and manner of public expression. 6 (b) cont'd.: Items 5 and 7 of the code read as follows cont'd.:

(7) Disorderly conduct, breach of the peace, aiding, abetting or procuring another to breach the peace on University owned or con-trolled property or at University sponsored or supervised functions.

- III. Comparison to current regulations on other State University Campuses. 1969-70 Handbooks from Akron, Miami, Ohio State and Ohio Universities are available and are the source of the following:
 - 1. Registration of Social Events: a. AKRON (page 76)

"An Extracurricular Event Notice **must** be filed in the University Calendar Office, SC, for all activities, whether the event is held on or off campus. This request should be made at least two weeks in advance to establish the **event** on the calendar and thus avoid conflicts. If the event is to be a coed social event a Social Card will be issued upon which students secure the signatures of two full-time members of the faculty. This Social Card must be returned to the University Calendar Office at least one school week in advance of the event."

.b. MIAMI (page 37)

"Section 701. <u>Schedulinq</u>. All social events of student organizations must be scheduled through the Office of the Social Director. So that they may appear on the weekend calendar, all social events must be scheduled not later than **1:00** pm. on the preceding **Wednesday**."

c. OHIO STATE UNIVERSITY (Page 52–53)

"1. Purpose: Contact between recognized student organizations, or organized living units, and the University is imperative for the benefit and well-being of both parties. The registration of social functions shall serve to establish this contact.

2. Conditions: In order to insure that the recognized student organizations, or organized living unit, and the **University** derive **maximum** benefit from this contact, every social function sponsored by a recognized student organization or an organized living unit including its related entities **(i.e.,** floor, pledge class, etc.) which is **COEDUCATIONAL** or for which there is an ADMISSION CHARGE, must be registered in advance.

3. Some Examples of Registered Functions Are:

- a. Parties (including fraternity house parties).
- b. Dances (including street or parking lot dances).
- c. Open houses and open-open houses.
- d. An all-campus event.

These examples are by no means exhaustive. IF THERE IS ANY DOUBT AS TO WHETHER OR NOT A SOCIAL FUNCTION SHOULD BE REGISTERED, CONTACT THE OFFICE OF THE SOCIAL BOARD (448 OHIO UNION) OR CALL 293-2207."

DEAN OF SIUDENT AFFAIRS (Dr. Rishel) REPORT ON: COMMENIS ON SOCIAL REGULATIONS TO UNIVERSITY SENATE March 13, 1970 CONID.:

d. OHIO UNIVERSITY (Page 36)

"All social events sponsored by University-recognized student organizations and of an **all-campus** nature **and/or** coeducational nature must be registered <u>three days prior to the event</u> with the appropriate office as listed below. If the **event** is planned for Saturday night, it must be registered before **5:00** p.m. on Wednesday. Those **events** held in residence halls or residence hall dining rooms and requiring moving of furniture **must** be registered two weeks in advance."

- 2. Faculty or other guest requirement:
 - a. AKRON (page **76**)

"Two faculty guests are present at each coed social event, representing the University and not controlling the conduct of students. The sponsoring organization is responsible for the entertainment of faculty guests and for student behavior."

b. MIAMI (page 36)

"Section 703. <u>CHAPERONES</u> An open house by a student organization requires the presence of an adult adviser or housemother. Student organization coeducational social events, overnight and out-of-town events must be attended for the duration of the event by one or more chaperones. Social events will not be scheduled by the Social Director without information about a supervisor or chaperones, in-cluding appropriate assurance of their willingness to serve.

Members of the administrative or academic staff, housemothers, and advisers to groups are acceptable chaperones."

c. OHIO STATE UNIVERSITY (page 52)

"2. Groups are encouraged to invite faculty, staff, alumni, and citizens of the community to student social functions as guests of the organization.

3. University personnel **(faculty/staff)** will be present at on-campus events as determined by the officials responsible for the building or residence hall area."

d. OHIO UNIVERSITY (page 36)

"It is recommended that the student organization invite members of the faculty or administration as guests to their functions."

Two of the four require chaperones or guests; two strongly recommend that they be invited.

- 3. Coeducational use of fraternity houses:
 - a. AKRON -- Requires either house mothers or faculty guest. Houses open 11:00 a.m. to 11:00 p.m. if this requirement is met.

(CONTD. NEXT PAGE)

DEAN OF STUDENT AFFAIRS (Dr. Rishel) REPORT ON: COMMENIS ON SOCIAL REGULATIONS TO UNIVERSITY SENATE March 13, 1970 CONID.:

- 3. Coeducational use of fraternity houses cont'd.:
 - **b.** MIAMI Requires that resident advisor or house mother be present. Extensive variance exists between units and other restrictions. Each unit sets own rules within limits; these are subject to approval by Social Director.
 - c. OHIO STATE UNIVERSITY -- Registration rules apply; no special rules listed.
 - d. **OHIO** UNIVERSITY -- House mothers required; Other social regulations apply for special events.

4. Two exceptions to the general policy of retaining some regulation regarding registration and recognition of University responsibility in social programs apparently exist in the State system. Toledo and Cleveland State assume little or no responsibility and have no regulatory measures. The question is, "Is Youngstown comparable to Cleveland or Toledo?"

IV. The above **comments** reflect general judgements of several faculty and administrative members of the Student Affairs Committee. I now think that it is necessary to state briefly my position as the Dean of Student Affairs and chief Student Personnel Officer of the University.

The Board of Trustees, in establishing the position of Dean of Student Affairs, charged the office with specific responsibilities, including the following:

"Among his duties shall be **to:.....direct** all extracurricular activities except athletics;.....maintain the University social calendar of events; assist the various organizations of student government and student activities in their programs; submit reports requested by the President concerning the activities, affairs and needs of the operation under his jurisdiction, and perform such duties as may be assigned."

I, therefore, feel that it is my responsibility and duty to exercise the best judgement possible in recommending policies regarding Student Affairs to this and other appropriate policy making bodies of the University. This obviously goes beyond my responsibilities as a member of the Student Affairs Committee,

It is my judgement that the proposal included in the minority report represents a significant improvement over existing regulations, whereas, the proposal of the Ad Hoc Committee moves M effectively remove all University influence over **the** conduct of social programs. At the **same** time, it continues to imply University responsibility for organizations and what takes place at social functions.

In my opinion, these are not compatible. If the University has a responsibility for the use of its name in the community and for the actions of officially recognized group members of the University community, then it must continue to have knowledge of events which take place and to be represented at these events.

I, therefore, move to amend the motion on the floor to substitute the Social Regulations proposed in the minority report for those recommended in the Report of the Student Affairs Committee."

SENATE MINUTES CONT'D.: (March 13, 1970) MINORITY REPORT CONT'D.: (Dean Rishel)

<u>AMENDMENT BY SUBSTITUTION</u>: Dr. Darrell Rishel, Dean of Student Affairs moved to amend by substitution the Social Regulations proposed in the Minority Report for those recommended in the report of the Student Affairs Committee. Seconded.

COMMENIS:

1) The Chairman of the Discipline Committee noted the Discipline Committee is caught in the thicket. Specifically states enforcement by Discipline Committee (Page 63, Minority Report, #6 - within jurisdiction of the Discipline Committee).

The Chairman felt need for clarification on this point; in the past these social regulations have not come before the Discipline Committee. Impossible to do all this.

2) Student: React to Minority Report; unfair to pass the Minority report.

Dean Painter: I have worked in this type of work for the last 10 years. Most organizations do put things on the calendar. About 112 organizations did this past year; 1153 different functions this past year; 101 parents as guests; 86 faculty.
Dean of Women most concerned about if functions are not reported; will not know what organizations are having parties, where they are being held. University needs to know if using school property. If someone calls cannot tell them where these functions are being held.
We do not want to lose our responsible advisers.

- 3) Student: In regard to enforcement of these. Two important words removed in regard to Clarification of Mandates of Revised Ohio Code Section 3345.21 -- "Off campus".
- 4) Dr. Coffelt: Not quite correct for #3 The Mandates specify: Conduct at on campus and University owned or controlled property or to functions, etc. <u>SEE PENGUINS' COOP Pages 20 and 21 for MANDATES</u>.

5) Student: Bad discrepancy in these rules. We are asked to accept Minority Report in full. They take only into account those organizations, etc., that are under Charter regulations. Any social event carried on by word of **mouth** should be taken into consideration; if you do not regulate these why single out the others? Seems to be a prejudice on the part of Social Regulations.

Dr. Nicholas Sturm gave a report at this point. Dr. Sturm is a member of the Student Affairs Committee and of the Ad Hoc Committee which attempted to assemble the majority views of the Committee. At this point Dr. **Sturm** made several important points regarding the Social Regulations which are being considered at this meeting.

AT THIS POINT IS ATTACHED. REPORT OF DR. NICHOLAS STURM.

(CONT'D. NEXT PAGE)

DR. NICHOLAS STURM'S REPORT TO UNIVERSITY SENATE (March 13, 1970)

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"As a member of the Student Affairs Committee and of the Ad **Hoc** Committee which attempted to assemble the majority views of the committee, I should like to address my remarks to several important points regarding the Social Regulations which we are considering.

"<u>First</u>: the social regulations referred this day for our deliberation appear in the Student Handbook immediately following a Classification of Student Organizations. In structure and wording it is clear that the present regulations are intended to govern the activity of organizations and are not a list of social regulations applied to the individual student. Twelve of the fourteen present rules refer specifically to functions and organizations; and the remaining two imply that they are organizational regulations.

Apparently the regulations and discipline of the **abberant** action of individual students are covered by the University Student Discipline Code which also appears in the Student Handbook. It is clear in the Student Discipline Code that it directs its attention specifically to the behavior of the individual student and does **not** refer to the activity of organizations.

"If this distinction, of which most members of the committee were aware, had been kept clearly in mind much of the confusion which has developed would have been avoided. The committee **has** directed its efforts toward a revision of these regulations as they affect the organizations chartered by the University and specifically recognized by Student Government.

"Second: the Student Affairs Committee conducts itself informally and welcomes the opinions of all of its members, The members are regularly canvassed for their opinions before actions are brought to a final vote. Although there was an occasional, "I object" heard during these discussions. And perhaps more frequently, there was a suggestion that, "This will not work."; it was not until the final draft containing the majority opinion was presented, considered item by item and then recommended to the Senate for consideration; that clearly stated alternatives were offered by those presenting the minority views. We of the Ad Hoc Committee regret that we did not have the candid advise of those in the minority available for consideration more fully when we prepared our initial draft of the revised regulations. We did not feel that we could alter the substance of the initial report after it had been overwhelmingly approved by the Committee for referral to the Senate for consideration. We have, however, used the form suggested by the minority in the draft presented to you today.

Third:we do not doubt that the University may regulate the use of its physical plant with regard to hours and within the limits provided legally by the State, but we feel that activities held off campus will not seriously conflict with those on campus. We would encourage the continued voluntary registration of **all** functions in order that a calendar may be maintained and conflicts of usage be minimized. As our enrollment has increased it no longer seems necessary to prohibit simultaneous functions by different interest groups.

<u>Fourth</u>: we feel that organizations should know specifically that facilities are available when they are requested. The assumption that they are **approved** unless notice is received to the contrary depends too much on the vagarities of the mails. An organization could be adjudged to have improperly held an event simply because it does not receive the notice that there had been a disapproval.

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Page #2

DR. NICHOLAS STURM'S REPORT TO UNIVERSITY SENATE CONTD.: (March 13, 1970)

"Eifth: if a policeman is to be required for the protection of University property, this is properly the financial responsibility of the University. The uniform requirement of a policeman, paid by the sponsoring organization, for a function that is not designed to make money may well be an excessive deterrent to sponsorship of such functions. The minority view directs itself to all functions, not just a social function. This can properly be interpreted only as meaning that an Engineering Club that sponsors a Seminar which is open to the University at large must provide a policeman. This, of course, sounds ridiculous; but the regulations proposed by the minority would require it.

"Sivth: the majority clearly feels that an advisor or other representative should be present at private functions to offer advice and to aid the organization as needed; but it is well recognized that many types of functions, according to their nature, time or location do not necessitate such a person. We cannot emphasize too strongly that we do recommend to each organization that they have the meaningful advice of such an advisor, but so long as an organization exhibits adequate judgement this requirement **seems** unnecessary.

"FINALLY: the committee recognizes that the regulations proposed place a great responsibility on the officers and members of the student organizations. One of our members who is no longer with us recognized this perhaps most vividly and favored granting this responsibility. Although restrictive regulations may control behavior; they default in not offering the fullest opportunity for students to learn organizational operations.

"By granting to these organizations the opportunity to make successful decisions we also grant the opportunity to **make** mistakes. But, as an academic institution we do not give the student the answer sheet so that he will make no mistakes on his examination. Similarly, if we are to be a full educational institution we must grant students the opportunity to learn to make decisions. This is part of learning to live.

"I hope that our action here today will be one which would have been looked on with pleasure by the members of our committee who most wholeheartedly recognized the values of our students but who cannot be with us to speak in favor of the majority **report.**"

SENATE MINUTES CONTD: (March 13, 1970) COMMENTS ON DR. STURM'S REPORT:

1) A faculty member stated she supported Dr. Sturm wholeheartedly. Vote down the Amendment.

2) Dean **Dykema** stated in order to get a little more information for this meeting he called the Dean at the University of Akron and asked him three (3) questions. Seems to be some discrepancies between the Minority Report and the answers given by the Dean at Akron. Called the University of Akron because it is similar to ours.

- 1) What is the normal closing hour of events?
- Ans.: Campus events end at **1:00** or **1:30** a.m. on week-ends although they may run later.
 - 2) About the matter of Chaperones:
- **Ans.:** Not required but faculty guests were expected to be present but they do not have chaperone responsibilities. Responsibilities lies with head of the organization; he is the one.
 - 3) Registration of events:
- Ans.: This is required and mandatory if it is on the campus but not off-campus. These work on the whole satisfactorily stated the Dean at Akron; they have troubles but not too many.

Dean Rishel stated: Each fraternity and sorority at Akron required to register. Extra-curricular activities must be registered (on or off-campus). YSU does not require social cards.

4) Faculty member commented on the brilliant presentation of the Minority Report but feels it contains restrictions which do not lend full responsibility to students as adults. Opposed to the Minority Report.

5) Faculty member felt remarks on Minority Report very impressive.

What about the effect, if any, on the academic **atmosphere** of the University in all of this? Will these regulations make this better or worse? Need best possible proposals for academic work. Will this **make** us teach any better?

Miss Boyer: Probably should have done this when it was presented in the first place. Referring to #5 above.

 6) Who closes down the University; who has the responsibility to do this?
 Miss Boyer stated: Physical Plant would be under the ruling of the University. Public places normally require Security men in certain ways.

- 7) Faculty comment: As far as the Physical Facilities of the University is there a time for closing?
- Dr. Pugsley stated: There are closing hours for the buildings.
- Mr. Rook stated: **10:00** p.m. or as otherwise provided. One class meets this Quarter until **10:50** p.m.
- Dr. Pugsley stated: when we have a Student Center and expansion some buildings will be open longer than others occasionally.

(CONT'D. NEXT PAGE)

SENATE MINUTES CONT'D.: (March 13, 1970) COMMENIS CONT'D.:

- 8) Mr. Clyde A. Painter asked for a point of information: How many Active Faculty Advisors here today?
- Ans.: 14 of all the Senate members on the floor today. He suggested we analyze the needs of our students from the standpoint of Social Regulations.
- 9) Dr. Cohen: There are some parts that should be considered separately? Could we take these up separately?

Ans, by Miss Boyer: Both reports were presented as a whole.

QUESTION CALLED FOR. ON AMENDMENT BY SUBSTITUTION: AMENDMENT BY SUBSTITUTION. MINORITY REPORT. FAVOR: 12. OPPOSED: 65. THE MOTION IS DEFEATED.

QUESTION CALLED FOR ON ADOPTION OF ORIGINAL REPORT

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REPORTADOPTION OF ORIGINAL REPORT.
On Page #4 of Minutes.
Seconded.
FAVOR: 53 OPPOSED: 24.
THE MOTION IS CARRIED.Miss Boyer's Report.

The Report will be brought to the attention of the Board of Trustees.

Dr. Pugsley stated he hoped the members of the University **Senate** and visitors had enjoyed the observations and had seen how Faculty and Administration work in due process of democracy.

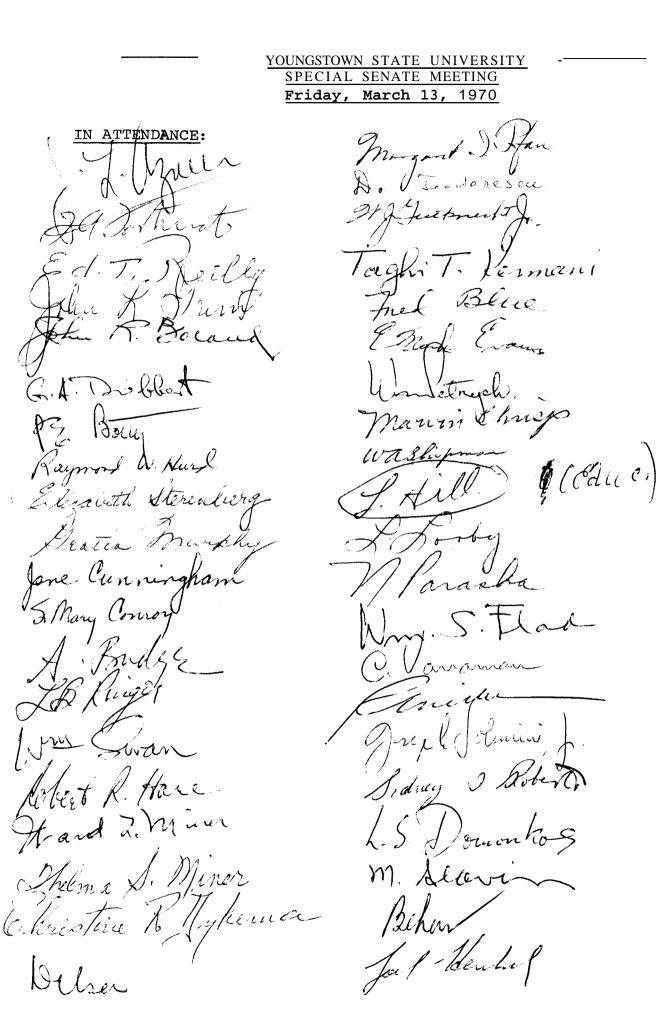
Student: Thanked University Senate and Administration for approving Social Regulations today.

Miss Boyer thanked the group; stated Student Affairs Committee will be back for Rules of Fraternity Houses and Disciplinary Code.

MEETING ADJOURNED.

Respectfully submitted,

Vera Jenkins SECRETARY OF THE SENATE



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YOUNGSTOWN STATE UNIVERSITY SPECIAL SENATE MEETING Friday, March 13, 1970 IN ATTENDANCE CONT D. : Warren Going M.R. Willimson Bruce I. Aiker QC Hibbely Htt Greenwer rrellAl. Vi Bogges "a. myden alm & im Scrin hann Majquente Foler Tauna tapita. IN A WE George & Letetwonth Thank / Tarantin Cather 1 V. A. Richley leaplan Eldin Mitchlein Kie E Elegr Faul Beckman Sarl Harris mart Haved & Irea Emily machace Mubelen Steen Brige Hours Elar Sailer that wills Cliple a. Gainter Lichard In: Willamer onald W Anas Aplan f. Inlacki. B Jejonwiak Inokasti homas They

YOUNGSTOWN STATE UNIVERSITY SPECIAL SENATE MEETING Friday, March 13, 1970

EN ATTENDANCE CONT'D.:

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March 16, 1970

TO: ALL FULL SERVICE FACULTY

FROM: JOHN R. BOLAND, CHAIRMAN CONSTITUTION AND BYLAWS COMMITTEE

The Constitution and Bylaws Committee was charged this year to examine and make recommendations regarding the nature and composition of the University Senate. The sections of the Constitution under review are Articles III, Section 1 and 2 which appear as follows:

> <u>Section 1.</u> <u>Authority and Powers</u>. The Senate is the representative body of the Faculty. The Senate's powers are commensurate with the functions and responsibilities of the Faculty recognized in Article **II**, Section 5.

<u>Section 2. Members.</u> The President, the academic and administrative Deans, the Business Manager, the Registrar, the Director of Admissions, the Director of Public Relations, the Librarian, Directors of Divisions, Chairmen of academic Departments and Supervisors of other academic units, and any other administrative officers so designated by the president shall be members <u>ex-officio</u>. Full service faculty members equal in number to members <u>ex-officio</u> shall be elected as representative members from each College or School in proportion to its total class credit hours taught in the Fall Quarter.

We invite your comments regarding any changes you would like to have considered by this Committee. We have placed on the Reserve Shelf of the Library copies of Faculty or University Senate Constitutions and Bylaws from the following Universities:

> Bowling Green State University Cleveland State University Kent State University Miami University Ohio State University Ohio University Toledo University

You are invited to examine them for your own enlightenment. Suggestions for revision should be addressed to the Committee Chairman, Prof. John R. Boland (Business Organization), Room 211, Kilcawley Center, and must be in the Committee's hands no later than April 15, 1970.