



## ASI Executive Committee Minutes 21-07

Monday, February 1, 2021 at 2:00pm

Zoom: <https://csusm.zoom.us/j/84411200000>

**ASI Executive Committee 2020/2021**

Dylan Crivello  
 Chair and Chief of Staff

Michael Garrett  
 President & CEO

Tim Pelayo  
 Executive Vice President

Andrew Gamboa  
 VP of Student & University Affairs

**Advisors**

Annie Macias  
 Executive Director

Ashley Fennell  
 Associate Director,  
 Government Affairs  
 & Initiatives


*This meeting is being facilitated through an online zoom format, consistent with the Governor's Executive Order N25-20, suspending certain open meeting law restrictions.*

ITEM	SUBJECT	PRESENTER
01	<b>Call to Order</b> The meeting was called to order at 2:03pm	Dylan Crivello <i>Chair and Chief of Staff</i>
02	<b>Roll Call</b> Present: Dylan, Michael, Tim, Andrew, Annie, Ashley	Dylan Crivello <i>Chair and Chief of Staff</i>
03	<b>Recognition of Guests</b> None	Dylan Crivello <i>Chair and Chief of Staff</i>
04 Action	<b>Approval of Agenda</b> Chair approved by consent vote None Opposed Motion Carries	Dylan Crivello <i>Chair and Chief of Staff</i>
05 Action	<b>Approval of Minutes</b> Chair approved by consent vote None Opposed Motion Carries	Dylan Crivello <i>Chair and Chief of Staff</i>
06 Information	<b>Open Forum*</b> None	Dylan Crivello <i>Chair and Chief of Staff</i>
07 Action	<b>Approval of Viewpoint Neutrality Policy</b> <b>Description:</b> Approving official policy from settlement documents from Apodaca case. <b>Fiscal Impact:</b> None See attached for document reviewed. Presenters mentioned settlement documents from Apodaca case in January 2020. This policy has already been approved with that settlement, but this document puts it into ASI letterhead and includes additional ASI related information. Tim motioned to approve the viewpoint neutrality policy Andrew-2 <sup>nd</sup> Motion Carries	Ashley Fennell <i>Associate Director, Government Affairs &amp; Initiatives</i>  Annie Macias <i>Executive Director</i>
08 Information	<b>Reports</b> Dylan – BOD applications and interviews as well as semester preparation Michael – BOD Interviews, COVID test groups/testing on-campus, CIO search, and Cougar Chronicle interview. Tim- VPFSA search/open forums, IITS Funds, mid-year retreat, and budget call. Andrew- Advocacy meetings, lobby corps schedules, Provost meeting, and Cesar Chavez Day of Service planning. Annie- Corporate taxes through Joint Audit Committee, Repopulation meetings/planning, MCT/CAB oversight, and South parcel meeting. Ashley- PDC meeting with new contractor, refrigerated lockers install, BOD applications, Elections, scheduling budget meetings, and BOD event planning.	Dylan Crivello <i>Chair and Chief of Staff</i>

<b>09 Information</b>	<b>Announcements</b> Ashley – Open Forums, LEAP trainings, Campfire, and elections information sessions Tim- Open forums for VPFSa	Dylan Crivello <i>Chair and Chief of Staff</i>
<b>10 Action</b>	<b>Adjournment</b> The meeting was adjourned at 2:32pm	Dylan Crivello <i>Chair and Chief of Staff</i>

\* Public comment will be limited to a maximum of 5 minutes per guest.  
Chair will determine allocated amount of speakers per meeting.

I, Dylan Crivello 20/21 ASI Chair & Chief of Staff, hereby certify that the above minutes were approved by Board of Directors of Associated Students, Inc., at a regularly scheduled meeting held on April 5, 2021

  
Dylan Crivello

08/18/21  
Date

<b>POLICY:</b>	<b>Viewpoint Neutrality Policy and General Procedures</b>
<b>EFFECTIVE DATE:</b>	<b>January 17, 2020</b>
<b>APPROVAL DATE:</b>	<b>February 1, 2021</b>

**PURPOSE**

ASI adopted a viewpoint neutral standard guiding decision-making in connection with the allocation of mandatory student association fees made to any Recognized Student Organizations (RSO) or other similar- student conducted event that involves viewpoint expression.

As part of the policy revisions, any allocation of mandatory student association fees by ASI for events shall (1) be made in a viewpoint neutral manner; (2) not discriminate against any funding request based on the viewpoint to be expressed by proposed event; (3) be made in accordance with viewpoint neutral objective criteria; and (4) be adjudicated by ASI in a process that provides (a) that if the ASI fund application is denied or reduced, the decision-maker shall state on the record or in writing the reasons therefore, and (b) provide for a right of prompt appeal of the denial or reduction of the request to an appropriate official or administrator.

**I. Definitions**

**Viewpoint Neutral Funding**

A process in which all funding or allocation decisions are made pursuant to narrow, objective, and definite standards, and which does not involve the exercise of judgment or formation of an opinion concerning the content of the event, or is otherwise affected in any way by the viewpoint of a student organization or the proposed event.

**Recognized student organizations (RSO)**

Recognized student organizations are student organizations that are currently properly registered and in good standing with CSUSM Student Life & Inclusion Center (SLIC).

**Associated Students, Inc. (ASI)**

Associated Students, Inc. is a nonprofit public benefit corporation. ASI’s mission is to serve, engage and empower students and promote a campus climate that meets the educational, social, and cultural well-being of all students. ASI supports and serves the University's educational purposes by (i) providing opportunities for students to enjoy the educational benefits and social enrichment gained from participation in extracurricular programs and activities, and (ii) stimulating discussion and debate on a wide range of issues from a variety of viewpoints.

## **POLICY AND PROCEDURES**

### **II. Funding Standards**

#### **(A) Viewpoint Neutrality Compliance**

All individuals making funding decisions on behalf of ASI must agree and warrant that they will comply with and abide by the requirement that decisions must be made in a viewpoint neutral manner. With respect to any funding decision, all of the individuals making the funding decision are responsible for ensuring compliance with the requirement of viewpoint neutrality. Individuals who knowingly and intentionally violate the viewpoint neutrality requirement are subject to any otherwise available and appropriate corrective measures, including removal or suspension from their ASI office(s) or position(s), or disqualification from any future funding decisions. Any funding decision made in violation of the viewpoint neutrality requirement is null and void.

All funding decisions must be made without regard to the viewpoint being expressed by an RSO. An RSO cannot be granted or denied funding on the basis of its viewpoint or because it advocates a particular opinion or view. Funding decisions must be based on procedures and criteria that are not tied to the viewpoint expressed by the RSO or the approval, disapproval, acceptance, or rejection of that viewpoint.

Viewpoint neutral criteria and processes will be utilized during the decision making process for any and all ASI funding policies and procedures involving expressive activities. If there is a conflict between the CSUSM-ASI Viewpoint Neutrality Policy and General Procedures and other ASI funding guideline(s), the viewpoint neutral guidelines control.

#### **(B) Procedures for Evaluating Applications for or Decisions to Allocate Student Association Fees to Expressive Events.**

Within ASI there are two programs under which Student Association Fees may be reallocated to fund an event containing expressive activity: (1) Upon application by a qualifying RSO, under the ASI Leadership program (ALF) for reimbursements for events and activities; and (2) Upon application by a qualifying student, under the ASI Leadership Funding - Travel Policy (for conference attendees). These two programs will be collectively referred to and called the ASI Expressive Activity Student Association Fee Reallocation Programs. Any additional programs regulating or supporting student speech activities funded by mandatory student association fees created by ASI in the future must have written policies that provide Viewpoint Neutral Funding as defined herein.

Specific and separate procedures have been adopted to guide decisions made under these two programs, including the right to appeal any adverse decisions regarding applications for funding. Adverse decisions, if any, are appealable to an appropriate campus official as provided in the specific ASI Expressive Activity Student Association Fee Reallocation Program Procedures.

#### **(C) Appeal Process**

If decision violates or did not comply with the viewpoint neutrality requirement, it may file an appeal. The complainant has five (5) business days after receipt of the written post-meeting decision to file an appeal. Such appeal must be in writing and state the reason believed the funding was wrongfully denied or reduced. The appeal shall be limited to the question of whether the application was properly denied pursuant to the policy or whether viewpoint or opinion played an impermissible role in the denial or reduction.

The CSUSM Vice President of Student Affairs (“VPSA”) or the VPSA’s designee will review the appeal and issue a written decision as soon as reasonably practicable but no later than ten (10) business days of receipt of appeal.

The VPSA or the VPSA’s designee shall determine “de novo” (*i.e.*, without any deference to the ASI decision) whether the funding decision complied with the terms of the policy or whether it violated the viewpoint neutrality requirement.