

Memorandum of Understanding between the Associated Students of the University of California and the Graduate Assembly

This Memorandum of Understanding is entered into between the Associated Students of the University of California ("ASUC") and the Graduate Assembly of the University of California, Berkeley ("GA") to modify the relationship of the Graduate Assembly to the ASUC. This Memorandum supercedes and renders null all previous Memoranda of Understanding between the ASUC and the Graduate Assembly. This document becomes effective upon ratification by the GA delegates, the ASUC Senate, and approval of the student body.

NOW THEREFORE, in recognition of their mutual promises and the consideration made herein, the ASUC and the Graduate Assembly agree as follows:

I. Recognition and Status

- A. Pursuant to the ASUC Constitution, the Graduate Assembly recognizes the authority of the ASUC to speak for common interests of the student body as a whole at the University of California, Berkeley both inside and outside the campus.
- B. Pursuant to the ASUC Constitution, the ASUC recognizes the authority of the Graduate Assembly to speak for the specific interests of graduate and professional students at the University of California, Berkeley both inside and outside the campus.
- C. When the Graduate Assembly takes opposing positions on an issue, both organizations will respect the independent legitimacy of each position, and the ASUC position shall apply only to undergraduates. This applies to external bills only.
- D. When the Graduate Assembly seeks to speak for all students at the University of California, Berkeley, the President of the Graduate Assembly shall offer its position to the ASUC Senate as a main motion.
- E. The Graduate Assembly shall transmit or make available to the Executive Officers of the ASUC the agenda and minutes of all Graduate Assembly meetings as they become available by means of electronic mail.
- F. The ASUC shall transmit or make available to the Executive Officers of the Graduate Assembly the agenda and minutes of all Senate meetings, Executive Orders, presidential vetoes, and Judicial Council decisions as they become available, by electronic mail.



II. Finance

- A. The ASUC shall automatically appropriate to the Graduate Assembly each year the total amount of mandatory student fees paid by graduate and professional students to the ASUC minus the total amount of Graduate Student Return to Aid.
- B. The Senate shall not affect a modification in Graduate Assembly expenditures, divert revenue, or withhold funds except in times of Fiscal Emergency (a Section 5, Article VI of the ASUC Constitution), and shall respect total Graduate Assembly authority over its finances.
- C. In times of fiscal emergency and if the Association wishes to make changes in the financial arrangement involving the Graduate Assembly, a committee shall immediately convene composed of the following: the ASUC President, the GA President, the ASUC Executive Vice President, the ASUC Finance Officer (non-voting), the ASUC Finance Committee Chair, the GA Finance Chair, the GA Organization and Rules Chair, the ASUC Auxiliary Director (non-voting), and a non-voting member to be appointed by the GA at its discretion.

III. Representation

- A. The Graduate Assembly shall make and confirm all appointments designated for graduate and professional students to academic, campus, or Systemwide committees. The Senate shall not subject such appointments to confirmation or denial
- B. The Graduate Assembly shall nominate the graduate student members of the ASUC Store Operations Board. The Senate shall deem the nominees confirmed on receipt of the nomination.
- C. The Graduate Assembly shall be entitled to representation and the right to address the general body of the Academic Senate.

IV. Resources



The ASUC recognizes the Graduate Assembly's sole authority to occupy and use Anthony Hall. In extreme cases where Anthony Hall cannot be occupied, the ASUC will recognize the right of the Graduate Assembly to occupy and use some substitute space.

V. ASUC Elections

- A. The ASUC relinquishes all claims to Graduate Assembly payment for elections costs before the 2002-2003 academic year.
- B. For the 2002-2003 year, the Graduate Assembly is responsible for paying \$18,997, the remaining balance of election costs for the 2003 Spring ASUC election.
- C. For the 2003-2004 year, the Graduate Assembly is responsible for paying \$6,789, the remaining balance of the election costs for the 2004 Spring ASUC election.
- D. For the 2004-2005 year, the Graduate Assembly is responsible for paying \$8,944 or 18.75% of the cost for the 2005 Spring ASUC Election.
- E. A debt settlement timetable will be determined by the GA President and the ASUC President, and approved by the respective bodies, according to their Constitutions and By-laws, by the end of the Fall 2006 Semester.
- F. For future academic years, the Graduate Assembly will pay either 12% of total election costs or a percentage of election costs equal to the percentage of voters in the Spring ASUC election who are registered graduate students, whichever of the two is greater.
- G. Each year, the Graduate Assembly shall budget a sum sufficient to cover the base elections costs of the Graduate Assembly for that year based on the base election cost for the prior year. The Graduate Assembly shall be responsible for paying its share of the elections costs for an overall ASUC Election budget of up to \$75,000.
- H. If additional funding is required for ASUC Elections beyond \$75,000, then a committee composed of the ASUC President, the GA President, the Chair of the GA Finance Committee, and the Chair of the ASUC Finance Committee shall convene. Any agreement coming out of these meetings shall pend approval of the ASUC Senate.
- I. The ASUC Selection Committee for the Elections Council Chair shall be comprised of six members, one-third of which shall be graduate students. Preference will be given to graduate students serving in the ASUC Senate followed by GA Delegates. The remaining



members of this committee shall be from the ASUC Senate. In addition, there shall be one position on the Council with the designation "Graduate Outreach Coordinator." The Graduate Outreach Coordinator must be a graduate student.

VI. Conflict Resolution

- A. Three of the students in the Judicial Council shall be nominated by the GA President. Upon receipt of a vacancy in one of these three seats, the GA President will have two weeks to submit no fewer than three nominations for each vacancy. The Graduate Assembly will then forward three of the nominees to be confirmed by the senate. If the GA President does not make nominations within two weeks, the right of nomination goes back to the ASUC President, with GA delegate or Executive Board approval.
- B. All powers not specifically mentioned here are retained by the ASUC Senate.

