

# MOREHEAD STATE UNIVERSITY

## BOARD OF REGENTS MEETING

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February 23, 2023  
MSU At Mt. Sterling  
Former Clay Community Center,  
Current Montgomery County  
School Board Office

3400 Indian Mound Drive

9:30 a.m. Audit Committee Meeting

9:40 a.m. Executive Committee Meeting

9:45 a.m. Full Board Meeting



**MOREHEAD STATE UNIVERSITY**

**BOARD OF REGENTS MEETING**

**February 23, 2023**

**Audit Committee meeting at 9:30 a.m.**

**Executive Committee Meeting at 9:40 a.m.**

**Full Board Meeting at 9:45 a.m.**

**MSU At Mt. Sterling**

**Former Clay Community Center,  
Current Montgomery County  
School Board Office**

**Morehead State University Board of  
Regents Members**

Eric Howard, Chair

Sanford Holbrook, Vice Chair

Dr. Annie Adams

Adam Hinton

Debbie H. Long

Chloe Marsteller

Wayne Martin

Dr. Joel Pace

Craig Preece

Laura Russell

Arthur Walker, III

Dr. Joseph A. (Jay) Morgan, President

**BOARD OF REGENTS MEETING  
MOREHEAD STATE UNIVERSITY**

MSU at Mt. Sterling  
Thursday, February 23, 2023  
9:00 a.m. Breakfast  
9:30 a.m. – Audit Committee  
9:40 a.m. Executive Committee  
9:45 a.m. Board Meeting

**AGENDA**

**AUDIT COMMITTEE MEETING – 9:30 a.m.**

Members: Sanford Holbrook, Wayne Martin, Adam Hinton, Laura Russell, and Arthur Walker.

\*All Board Members are invited to attend the audit committee meeting.

**EXECUTIVE COMMITTEE MEETING—9:40 a.m.**

Approval of Minutes

**BOARD MEETING AND WORK SESSION— 9:45 a.m.**

- I. CALL TO ORDER
- II. ROLL CALL
- III. RECOGNITION OF FACULTY, STAFF, AND STUDENT
- IV. PRESIDENT’S RECOMMENDATIONS AND REPORTS

**A. Consent Agenda (Action)**

- 1. Approve Minutes of December 1, 2022 Board Meeting.....3
- 2. Approve Executive Committee Minutes of November 15, 2022 .....10
- 3. Approve Audit Committee Minutes.....11
- 4. Accept 2021-2022 NCAA Agreed Upon Procedures Report .....13
- 5. Approve Reappointment of Auditing Firm and Audit Price.....14
- 6. Accept 2021-22 Single Audit Report.....15
- 7. Approve Minimum Scope of Annual Audit for the Year  
Ending June 30, 2023.....16
- 8. Accept Organizational Chart .....21
- 9. Approve SGA Bylaws/Constitution.....29
- 10. Approve University Endowment Match .....64

**B. Recommendations (Action)**

- 1. Approve 2023-2024 Housing Schedule .....65
- 2. Approve Employee Compensation Plan .....67
- 3. Approve Coaching Contracts .....68

**C. Reports**

- 1. Report on Personal Service Contracts, Mary Fister-Tucker

**D. Presentations**

- 1. University Performance Update, Courtney Andrews
- 2. Mid-Year Financial Update, Mary Fister-Tucker and President Jay Morgan
- 3. Closed Executive Session  
*The Closed session is called pursuant to KRS 61.810 to discuss matters relating to the future disposition of real estate where publicity would be likely to affect the value of a specific piece of property to be acquired or sold. The Board will take no action while in Closed Executive Session.*
- 4. Facilities Presentation, Kim Oatman
- 5. Capital Planning Presentation, Kim Oatman
- 6. Legislative Update, President Jay Morgan

**V. ADJOURNMENT**

**LUNCH**

Agenda is available online at <http://www.moreheadstate.edu/bor>

**UPCOMING MEETING DATES:**

Thursday, March 30, 2023

Thursday, June 15, 2023

**BOARD OF REGENTS  
MOREHEAD STATE UNIVERSITY  
QUARTERLY MEETING  
MINUTES  
December 1, 2022**

**CALL TO ORDER**

The Board of Regents of Morehead State University met on Thursday, December 1, 2022 at 10:30 a.m. in Room 329 of the Adron Doran University Center on the campus of Morehead State University.

Chair Howard called the meeting to order.

**ROLL CALL**

Chair Howard recognized General Counsel Jessica Stigall to call the roll.

The following regents were present: Chair Eric Howard, Vice Chair Sanford Holbrook, Dr. Annie Adams, Adam Hinton, Debbie Long, Chloe Marstiller, Wayne Martin, Dr. Joel Pace, Craig Preece, Laura Russell and Arthur Walker, III.

**ELECTION OF  
BOARD  
SECRETARY**

Chair Howard called for a nomination for Board Secretary. Regent Art Walker moved that Jessica R. Stigall be appointed Board Secretary. Regent Adam Hinton seconded. The motion passed unanimously.

**SINGING OF THE  
ALMA MATER**

President Morgan recognized MSU Senior and Mt. Sterling native Katie Webb to sing the university alma mater. Ms. Webb was accompanied by MSU staff accompanist William Murphy. Dr. Eric Brown of the Department of Music was also present and recognized.

**PRESIDENT'S  
RECOMMENDATIONS  
AND REPORTS**

*Consent Agenda*

Chair Howard asked that the Board consider the following items on the Consent Agenda:

1. Approve Minutes of August 4, 2022 Quarterly Board Meeting
2. Ratify Fall 2022 Graduates
3. Ratify Personnel Actions
4. Adopt Police Manual Updates
5. Approve Asset Preservation Projects
6. Approve State Endowment Matches for Endowed Scholarships and Professorship
7. Approve Facility Name
8. Approve Housing Deposit

President Morgan briefly commented on the items, drawing attention to the asset preservation projects and the emphasis on the HVAC repair/replacement upgrades. He also discussed the state matches for endowment, and recommended their approval.

*Question about housing  
deposit for new students*

Regent Chloe Marstiller asked about whether or not existing students would be required to pay the housing deposit. Vice President for Student Affairs Russell Mast replied no.

Chair Howard called for a motion to adopt the Consent Agenda.

MOTION: Vice Chair Holbrook moved that the Board approve the items on the Consent Agenda. Regent Preece seconded the Motion.

VOTE: The Motion carried passed, with Regent Pace abstaining.

*Campus External Audit*

THE PRESIDENT RECOMMENDED: that the Board of Regents approve the 2021-2022 Audit Report. Dean Dorton Allen Ford, PLLC presented their report during the audit committee meeting held at 10 a.m. Regents had been provided a copy of the external audit prior to the meeting. There were no questions.

MOTION: Regent Hinton moved the adoption. Regent Long seconded.

VOTE: The motion passed by unanimous vote.

2021-2022  
Amended Operating  
Budget

THE PRESIDENT RECOMMENDED: that the Board of Regents ratify the 2021-2022 Amended Operating Budget.

MOTION: Student Regent Marstiller moved the ratification. Regent Russell seconded. There were no questions.

VOTE: The motion passed by unanimous vote.

First Quarter financial  
report and amended  
operating budget

THE PRESIDENT RECOMMENDED: that the Board of Regents accept the first quarter financial report and ratify the amended operating budget. Dr. Morgan noted that there was an ongoing gentle pull back on expenses in acknowledgment of rising costs nationwide.

MOTION: Regent Walker moved to accept the first quarter financial report and amended operating budget. Regent Long seconded. There were no questions.

VOTE: The motion passed with Regent Adams abstaining.

Increase in Scope of  
Alumni Tower Ground  
Floor Renovation

THE PRESIDENT RECOMMENDED that the Board of Regents approve an increase in the scope of the Alumni Tower Ground Floor renovation.

President Morgan noted that in the original approval from the Board at the June 16, 2022 meeting the scope of costs was \$2.25 million. The bids received were \$2.245 million due to cost escalations. Costs are expected to exceed \$2.25 million due to cost increases. The new scope requested is \$2.7 million to provide room for soft costs. Chief Facilities Officer Kim Oatman explained these rising costs were due to inflationary pressures and agreed with the cost increase.

MOTION: Vice Chair Holbrook moved that the Board accept the President's recommendation regarding the increase in scope for Alumni Tower Ground Floor Renovation. Regent Hinton seconded the Motion.

VOTE: The Motion carried unanimously.

Increase in Scope on  
Modernization/renovation  
of Cooper Hall

THE PRESIDENT RECOMMENDED: that the Board of Regents approve an increase in the scope on modernization/renovation of Cooper Hall.

This project would return Cooper Hall to service as a dormitory. At the June 16, 2022 Board of Regents meeting, the regents approved the initiation of the modernization/renovation of Cooper Hall with a scope of \$8 million dollars. An engineering study on the feasibility of Cooper Hall returning to service revealed that the costs to renovate Cooper Hall would exceed \$8 million dollars, but confirmed that it was a viable building and that the project was feasible.

Planning and discussions had gone forward after the engineering study and now the Board was asked to approve this increased scope for the modernization and renovation of Cooper Hall to \$9.5 million dollars. The funding for this project would utilize state asset preservation funds which are available for this purpose. State asset preservation funds require a 15% match from the university.

The 15% match will come from university reserves unless the university issues bonds to recoup the required match.

Regent Adams asked how many dollars would be left in the asset pool if this project was approved. President Morgan stated there would be none left for 2022-2023 if the modernization/renovation of Cooper Hall was approved and some projects planned may need to be shifted to next fiscal year. He stated that it was anticipated that there would be additional dollars released by the Commonwealth of Kentucky for 2023-2024.

Student Regent Marstiller asked when the project was anticipated for completion. Kim Oatman stated that it would likely be Fall 2024, but if there continued to be world-wide supply chain issues, or changes in the economy, that date could be pushed back. President Morgan added that it would be safest therefore to anticipate that the project would be completed by Spring 2025 due to these potential issues.

Regent Long asked if there were any residents in Cooper Hall at this time, and the answer was no.

Regent Long asked how many could occupy the dormitory. President Morgan noted that its occupancy would be 185 students, with some rooms set as double occupancy. A strategic goal for bringing this dormitory back online was to relieve housing pressures in Cartmell Hall.



President Morgan noted that Cooper Hall would be a lower cost, discount residential hall option for students.

MOTION: Regent Craig Preece moved to approve the increase in scope on modernization/renovation of Cooper Hall. Regent Long seconded.

VOTE: the motion passed unanimously.

*Resolution for Jane V. Fitzpatrick*

THE PRESIDENT RECOMMENDED: that the Board of Regents approve a resolution commending Jane V. Fitzpatrick for her years of service as University General Counsel, Governmental Liaison and Board Secretary. Mrs. Fitzpatrick had recently retired.

MOTION: Regent Long moved the board approve this resolution. Vice Chair Holbrook seconded. The motion passed with Regent Adams not recording a vote or abstention.

**REPORT ON  
PERSONAL SERVICE  
CONTRACTS**

President Morgan noted the personal service contract report was provided to each member of the Board in their board packets. Regent Adams asked if Baird Hall would receive new HVAC design. Kim Oatman stated that yes, Baird Hall would be receiving a new HVAC system.

**PRESIDENT'S  
REPORT**

Chair Howard recognized President Morgan for his report. President Morgan noted the resolution from the Kentucky General Assembly on Morehead State University's centennial as a public institution. He provided the Board of Regents with details on the upcoming commencement ceremonies on December 10, 2022, with announcements on parking. He described the success of several centennial celebrations that had been held in the fall including special events at Homecoming.

**CLOSED  
EXECUTIVE  
SESSION**

Chair Howard called for a motion to move to closed executive session pursuant to KRS 61.810(1)(f), discussions which might lead to the appointments, discipline, or dismissal of an individual employee. The Board of Regents will take no action while in Closed Executive Session and any action taken, if any, will occur after return to open session.

**CLOSED  
EXECUTIVE  
SESSION**

MOTION: Vice Chair Holbrook moved the board move into executive session. Regent Long seconded.

VOTE: The motion passed with Regent Adams not recording a vote or an abstention.

The Board retired to closed executive session in the Heritage Room in ADUC.

Following closed executive session, Vice Chair Holbrook moved that the Board return to open session. Regent Preece seconded the motion. The motion passed, with Regent Adams not recording a vote or abstention

*Board of Regents  
statement and  
recommendation*

Chair Howard read the following statement:

*After reviewing an initiated grievance submitted to the Faculty Rights and Responsibilities Committee by Faculty Regent, Dr. Annie Adams, the Board of Regents unanimously accepted a recommendation from the Executive Committee that Morehead State President Dr. Jay Morgan did not retaliate against Regent Dr. Annie Adams by recommending to the Board of Regents a change be made to the bylaws concerning the course release as a result of an inquiry from the Staff Regent who expressed concern about disparate treatment. The Executive Committee, with full board agreement, also noted that President Morgan had a responsibility and performed his duty diligently to inform legal counsel and act to address the violation of state law.*

*Further, a reasonable and appropriate interpretation and application of KRS 164.330 is that no member of the Board of Regents, including elected regents, may receive compensation beyond the reimbursement of necessary and legitimate expenses related to their service.*

*In addition, the Executive Committee of the Board of Regents recommends the following:*

- 1) The Executive Committee finds that, in consultation with prior general counsel, current general counsel and outside counsel, the course release previously received by the Faculty Regent is a form of compensation and in direct violation of KRS 164.330.*
- 2) The Executive Committee finds that shared governance is observed by the Faculty Regent's representation on the Board of Regents.*

**CLOSED  
EXECUTIVE  
SESSION**


- 3) *The Executive Committee agrees with the third recommendation of the Faculty Rights and Responsibilities Committee and finds that the President diligently works with the Board of Regents, in their entirety, with respect and full transparency.*
  
- 4) *The Executive Committee agrees that Faculty Senate needs to review both PAc-18 and the Faculty Rights and Responsibilities Committee's description so that alternative recommendation channels are available should a University President be named in a future petition of grievance under PAc-18. The Executive Committee recommends that it serve as the sole body to hear future grievances against a President under this policy as the Board of Regents is the sole body with evaluative oversight of the President.*

MOTION: Vice Chair Holbrook moved the Board of Regents adopt the recommendation. Regent Long seconded. Vice Chair Holbrook called the question.

VOTE: The motion passed with Regent Adams not recording a vote or abstention.

**ADJOURNMENT**

There being no further business to discuss, Regent Walker moved that the meeting adjourn. Regent Preece seconded the Motion and the Motion passed.

  
 Jessica R. Stigall, Secretary  
 Board of Regents

**BOARD OF REGENTS  
MOREHEAD STATE UNIVERSITY  
EXECUTIVE COMMITTEE  
SPECIAL CALLED MEETING MINUTES  
NOVEMBER 15, 2022, 9:00 A.M.**

- I. Call to Order Special Called Meeting: Regent Howard called the meeting to order at 9:10 a.m.
- II. Roll Call by Jessica Stigall: All executive committee members present: Regent and Board Chair Howard, Regent Holbrook, Regent Long, Regent Martin, and Regent Preece. Quorum was met.
- III. Closed Session – Regent Howard asked for a motion to go into closed session pursuant to KRS 61.810(1)(f), discussions which might lead to the appointments, discipline, or dismissal of an individual employee. The Executive Committee of the Board of Regents will take no action while in Closed Executive Session. Regent Holbrook moved to go into closed session and Regent Martin seconded. Unanimous vote to go into closed session at 9:11 a.m.
- IV. Return to Open Session and, if required, Action by the Executive Committee – Regent Holbrook made a motion to leave closed session and Regent Preece seconded. Unanimous vote to leave closed session and resume open session at 10:36 a.m.
- V. Regent Howard asked for a motion to approve the written recommendations as stated in memorandum to be conveyed by the Board Chair to the full Board of Regents at the December 1, 2022 meeting. Regent Holbrook so moved and Regent Preece seconded. Unanimous vote to approve the written recommendations.
- VI. Special Called Meeting Adjournment – Regent Holbrook moved to adjourn the meeting and Regent Long seconded. Unanimous vote to adjourn the meeting and meeting adjourned at 10:43 a.m.



Jessica Stigall, Secretary  
Board of Regents

**BOARD OF REGENTS  
MOREHEAD STATE UNIVERSITY  
AUDIT COMMITTEE MEETING MINUTES  
DECEMBER 1, 2022**

The Audit Committee met on December 1, 2022 at 10:00 a.m. in Room 329 of the Adron Doran University Center (ADUC) on the campus of Morehead State University.

Audit Committee Chair Sanford Holbrook presided.

The following Audit Committee members were present: Audit Committee Chair Sanford Holbrook, Adam Hinton, Laura Russell, Wayne Martin and Arthur Walker.

Chair Holbrook called on President Morgan to discuss the external audit report. President Morgan recognized Mary Fister-Tucker, Kim Oatman, Jeremy Withrow, Jessica Cooper and Joe Hunsucker for their work in the accounting and finance areas.

The audit book had been mailed ahead of time to committee members, along with the full external audit report and internal auditor report.

Lance Mann with Dean Dorton Allen Ford, PLLC was then recognized to provide the audit report for the university. Mann noted that MSU had a “boring” audit with no issues. He then noted some changes in auditing procedures, including the way leases were listed. Leases are now expected to be included on balance sheets, a new nation-wide accounting standard. This meant some new liabilities and assets were listed.

Mann thanked the MSU accounting and finance staff for their work, noting the challenges of public institutions which must follow strict deadlines that are set by the Commonwealth of Kentucky.

Mann noted that there were no difficulties or differences from management.

He stated that this was a positive year for MSU, due to positive growth in revenues, and that some emergency funding remained from the federal government. The university’s pension liability was flat, and that the Commonwealth had provided some relief for pension liabilities, and to be aware that as interest rates rise, pension liabilities will likely decrease.

The floor was opened for questions from the audit committee. No questions.

Mann noted that for the future, no emergency funds from the federal government were expected, and that student enrollment declines were expected nationwide due to demographic changes. He noted that MSU had been highly successful in insulating the university from these changes, but that population trends should be monitored closely. He also noted that the university should continue to monitor pension liabilities and other expenses, especially in an inflationary environment. He suggested the university continue to look at compensation for employees, and that cost reduction efforts be kept in mind.

Chair Holbrook asked if there were any particular expenses that should be noted. Mann stated

that it is important to review the profitability of programs.

President Morgan invited any member of the board of regents to ask questions of the external auditor at this time. No questions.

RECOMMENDATION by Chair Holbrook: That the Audit Committee accept the full university audit report, as prepared by Dean Dorton Allen Ford, PLLC, for the fiscal year ended June 30, 2022.

MOTION: Regent Hinton moved that the Audit Committee accept the full external audit report by Dean Dorton Allen Ford, PLLC. Regent Russell seconded the Motion and the Motion carried unanimously.

Chair Holbrook called for the President to recognize the university internal auditor to make his report. President Morgan also noted upcoming internal audits that would be conducted in 2023.

Internal auditor Joe Hunsucker referenced his printed report that had been previously provided to the Board of Regents. His report included audits of the NCAA student assistance fund, university travel, and President Morgan's expenses. Hunsucker commented on various aspects of the NCAA student assistance fund and its requirements. Hunsucker noted that there were no issues for university travel. Hunsucker noted that there were no issues for any of President Morgan's expenses. He further noted that the purchasing card (P-Card) company reviewed over 12,000 transactions, and MSU had a 99.65% compliance rate on the samples that were reviewed by the internal auditor.

There were no questions from the Board of Regents.

There being no further business to discuss, Regent Walker moved that the meeting adjourn. Regent Hinton seconded the Motion and the Motion carried unanimously. The audit committee meeting was adjourned.

  
Jessica Stigall, Secretary  
Board of Regents

**ACCEPT 2021-22 NCAA AGREED  
UPON PROCEDURES REPORT AND  
WMKY-FM AUDIT REPORT**

**BOR IV-A-4  
February 23, 2023**

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**Recommendation:**

That, contingent on the recommendation of the Audit Committee, the Board of Regents accept the Agreed Upon Procedures Report required by the NCAA and the WMKY-FM audit report for the fiscal year ended June 30, 2022 as prepared by Dean Dorton Allen Ford, PLLC.

**Background:**

KRS 164A.570 requires an annual audit to be conducted by all universities in the state system. The audit is to be conducted by an independent public accounting firm. On March 31, 2022, the Board approved the recommendation of the Audit Committee to reappoint the accounting firm of Dean Dorton Allen Ford, PLLC to conduct the 2021-22 fiscal year audits. The Board also approved at that time, the Audit Committee's recommendation for the minimum scope of the audit work to be performed.

Dean Dorton Allen Ford, PLLC has completed the Agreed Upon Procedures Report required by the NCAA and the WMKY-FM audit report for the June 30, 2022 fiscal year. A copy of the reports have been provided to each member of the Board of Regents. The Audit Committee met on February 23, 2023. Representatives from Dean Dorton Allen Ford, PLLC presented the reports to the Committee for acceptance.

**APPROVE REAPPOINTMENT OF  
AUDITING FIRM AND AUDIT PRICE**

**BOR-IV-A-5  
February 23, 2023**

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**Recommendation:**

That, contingent upon the recommendation of the Audit Committee, the Board approve the extension of the auditing services contract with Dean Dorton Allen Ford, PLLC in Lexington and approve the audit price to conduct the required annual audits for Morehead State University for the fiscal year that will end on June 30, 2023.

**Background:**

KRS 164A.570 requires an annual audit to be conducted for all universities in the state system. The bylaws of the Board of Regents provide that the Audit Committee will review, evaluate, and recommend to the full Board, an accounting firm to conduct the University's required annual audits. State statutes specify that the auditing firm must be selected through a request for proposal process, and that a personal services contract be issued to engage the firm.

On January 8, 2021, the University issued a request for proposals from qualified public accounting firms to perform the auditing services. As a result of that process, the Audit Committee recommended and the Board approved the appointment of Dean Dorton Allen Ford, PLLC to conduct the annual audits. The contract with the firm was for the fiscal year that ended on June 30, 2021 with the option to extend the contract for seven additional one-year periods. The audit fee adjustments for the extension periods will be based on the consumer price index.

The Audit Committee met on February 23, 2023. The Audit Committee recommends that the Board approve the extension of the auditing services contract with Dean Dorton Allen Ford, PLLC and the audit price to conduct the annual audits for fiscal year June 30, 2023. The services rendered by Dean Dorton Allen Ford, PLLC for the 2021-2022 fiscal year were satisfactory and in compliance with the terms of the contract. The fee for the 2022-2023 fiscal year will not exceed \$102,050.



**Recommendation:**

That, contingent on the recommendation of the Audit Committee, the Board accept the Single Audit Report for the fiscal year ended June 30, 2022 as presented by Dean Dorton Allen Ford, PLLC.

**Background:**

KRS 164A.570 requires an annual audit to be conducted by all universities in the state system. The audit is to be conducted by an independent public accounting firm. On March 31, 2022, the Board approved the recommendation of the Audit Committee to reappoint the accounting firm of Dean Dorton Allen Ford, PLLC to conduct the 2021-22 fiscal year audit. The Board also approved at that time, the Audit Committee's recommendation for the minimum scope of the audit work to be performed.

Dean Dorton Allen Ford, PLLC has completed the Single Audit for the June 30, 2022 fiscal year. The report was issued with an opinion that the University complied, in all material respects, with the compliance requirements reviewed as part of their audit. A copy of the audit report has been provided to each member of the Board of Regents. The Audit Committee met on February 23, 2023. Representatives from Dean Dorton Allen Ford, PLLC presented the University's single audit to the Committee for acceptance.

**APPROVE MINIMUM SCOPE  
OF THE ANNUAL AUDIT**

**BOR IV-A-7  
February 23, 2023**

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**Recommendation:**

That, contingent on the recommendation of the Audit Committee, the Board approve the minimum scope of the University's audit for the year ending June 30, 2023.

**Background:**

The University is required to have an annual audit conducted of its financial activities. The bylaws of the Board of Regents specify that the Audit Committee review, evaluate, advise and recommend to the full Board the minimum scope of the annual audit.

The Director of Accounting and Financial Services and the Director of Internal Audits have outlined the scope of the audit that will comply with all local, state, and federal audit requirements. A summary of the audit scope is attached.

**MOREHEAD STATE UNIVERSITY  
MINIMUM SCOPE OF THE ANNUAL AUDIT  
FOR THE YEAR ENDING JUNE 30, 2023**

**BOR IV-A-7  
February 23, 2023**

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This document outlines the minimum scope of the annual audit of Morehead State University (MSU), and any applicable related entities, to be conducted by the University's auditors (the Firm) for the year ending June 30, 2023. Additional audit requirements and procedures may be added as situations warrant.

**Internal Controls**

The audit will include a review and evaluation of the existing internal control structure. The evaluation will provide a basis for reliance thereon in determining the nature, timing and extent of selective audit tests to be applied to recorded transactions and data for certain periods of the year.

**General Purpose Financial Statements**

The Firm will perform an audit of and issue its independent auditor's report on the financial statements of MSU as of June 30, 2023 and the results of its operations for the fiscal year then ended. The audit will be performed in accordance with auditing standards generally accepted in the United States of America and in accordance with *Government Auditing Standards* (GAS), issued by the Comptroller General of the United States. The audit should include a determination as to whether Morehead State University's federal expenditures have met the Single Audit threshold established by the provisions of the Single Audit Act, Subpart F of Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). The report will also include an independent auditor's report on supplemental information covering those supplemental schedules suggested to be reported on by the AICPA Audit Guide *Audits of Colleges and Universities*.

**Federal Awards Programs**

The audit will include a Schedule of Expenditures of Federal Awards, which will be subjected to the auditing procedures applied in the audit of the financial statements. An opinion will be rendered on whether the Schedule is presented fairly in all material respects in relation to the financial statements taken as a whole.

The audit will report on the internal controls over financial reporting and on compliance with laws, regulations, and provisions of contracts or grant agreements, non-compliance with which could have a direct and material effect on the determination of financial statement amounts in accordance with *Government Auditing Standards*. A report will also be issued on compliance with requirements applicable to each major program and internal control over compliance with requirements of laws, regulations, and the provisions of contracts or grant agreements that could have a direct and material effect on each major program in accordance with the Single Audit Act, Subpart F of Title 2 U.S. CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance).

### **Kentucky Lease Law Compliance Audit**

The Firm will issue a separate report on compliance with the Kentucky Lease Law. This report should include documentation of testing procedures performed, sample selection methods, and summary of the auditor's result in accordance with KRS 48.111, 48.190, 56.800 through 56.823, and 164A.575.

### **Intercollegiate Athletics Department**

The Firm will perform certain agreed-upon procedures and issue a separate report covering the limited examination of the Intercollegiate Athletics Department for the year ending June 30, 2023. These procedures will be performed in accordance with the latest version of the *NCAA Financial Audit Guidelines*.

### **Corporation for Public Broadcasting (CPB)**

The Firm will issue its independent auditor's report on the financial statements of WMKY-FM for the year ending June 30, 2023. The audit will be performed in accordance with auditing standards generally accepted in the United States of America and the *Public Telecommunications Audit Guide and Requirements* as they relate to the CPB Annual Financial Report for the year ending June 30, 2023.

### **Compliance Report Under KRS 164A.555 to 164A.630 (House Bill 622)**

The Firm will also issue a separate letter covering its study of MSU's internal accounting controls and administrative control procedures considered relevant to the criteria established by the Commonwealth of Kentucky Finance and Administration Cabinet as set forth in the latest version of the Cabinet's *Minimum Audit Scope for Compliance*.

### **Management Letter**

As required by generally accepted auditing standards (*Statement on Auditing Standards No. 60*), the Firm will prepare a letter of reportable conditions noted during the audit related to inherent weaknesses of controls, procedures, policies or noncompliance with governmental laws or regulations and suggest possible improvements. The Firm will comment and discuss those or other matters with the Director of Accounting and Financial Services, the Internal Auditor, the Chief Financial Officer, the President and the University Board of Regents. The Firm will also submit ideas or observations that will help achieve the University's objectives or improve efficiency in operations. The Firm will also document the resolution status of prior year recommendations.

### **Closing Package**

In accordance with the directive from the Commonwealth of Kentucky Auditor of Public Accounts, the Firm will provide a copy of the comprehensive financial statements and management letter to the Auditor of Public Accounts. In addition, a report issued under *Codification of Statements on Auditing Standards AU 623.11 through 623.17* applicable to the "closing package" furnished by the University to the Finance and Administration Cabinet will be provided to the Auditor of Public Accounts by October 1, 2023. If requested by the Auditor of Public Accounts and approved by the University, all working papers prepared by the audit team will be made available for review.

### **Audit of Subsequent Events**

In accordance with the directive from the Auditor of Public Accounts, the Firm will update the audit procedures related to events subsequent to June 30, 2023 from the last day of field work (projected for late September 2023) to December 13, 2023. The Firm will report the results of these updated procedures in a separate letter, which shall be delivered to the Auditor of Public Accounts and to the University, no later than close of business on December 13, 2023.

### **Other Reports**

The Firm will issue any other letter reports as may be required by the Finance and Administration Cabinet or the Auditor of Public Accounts of the Commonwealth of Kentucky.

### **Exit Conferences**

Separate exit conferences may be required to be held with the MSU Board of Regents, the Board of Regents Audit Committee, the MSU President and other members of the administration. Also, it is expected that exit conferences will be held with major unit heads as appropriate to the areas or functions audited.

### **Timing of Reports**

1. The audited financial statements and management letter shall be furnished to the Auditor of Public Accounts no later than October 1. If final reports are not available as of October 1, drafts will be submitted by that date. The reports will contain the following items:
  - (a) Audited financial statements and an opinion thereon. A report on compliance and on internal control over financial reporting based on an audit of financial statements performed in accordance with *Government Auditing Standards*.
  - (b) A report on compliance in accordance with KRS 164A.555 through 164A.630 (House Bill 622) based on the audit of financial statements.
  - (c) A report on compliance with the Kentucky Lease Law in accordance with KRS 48.111, 48.190, 56.800 through 56.823, and 164A.575.
  - (d) The closing package forms, in accordance with *Codification of Statements on Auditing Standards*, AU 623.11 through 623.17.
  - (e) If applicable, the Firm shall also obtain and submit management's summary schedule of prior audit findings and corrective action plan for current year audit findings.
2. The Firm will provide a representation letter by July 15 to the Auditor of Public Accounts stating that the Firm is in compliance with auditing standards generally accepted in the United States of America and the *Government Auditing Standards* concerning continuing

education requirements, independence and internal quality control system and peer review requirements.

3. The Firm shall notify the Auditor of Public Accounts of matters which come to its attention which may have a significant impact on the Commonwealth's financial statements. The Firm shall be available to the Auditor of Public Accounts to address questions about the University's financial statements.
4. The Firm will certify, on line, the CPB audit report by November 30 of each year.
5. The Firm will provide a letter to report the results of the subsequent events audit through December 13, 2023. The letter shall be delivered to the Auditor of Public Accounts and to the University, no later than close of business on December 13, 2023.
6. The Firm will prepare the University's form 990-T by February 15 of each year and provide consulting services related to unrelated business income.

**Recommendation:**

That the Board of Regents, upon recommendation of the President, accept the University organizational chart for January 1, 2023.

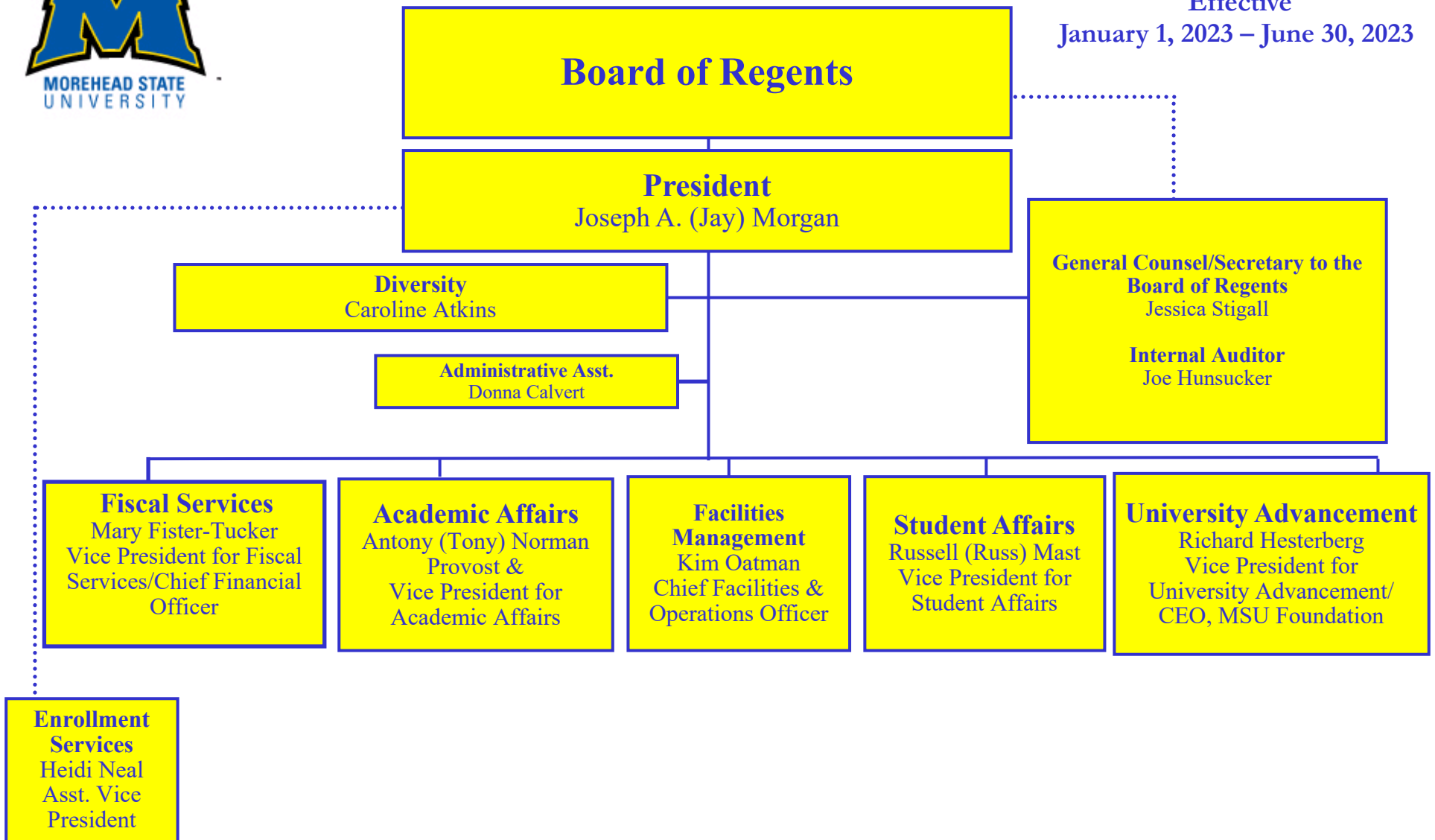
**Background:**

The organizational chart is updated on a regular basis to illustrate the reporting relationships at the University.

Prepared by Joseph A. Morgan

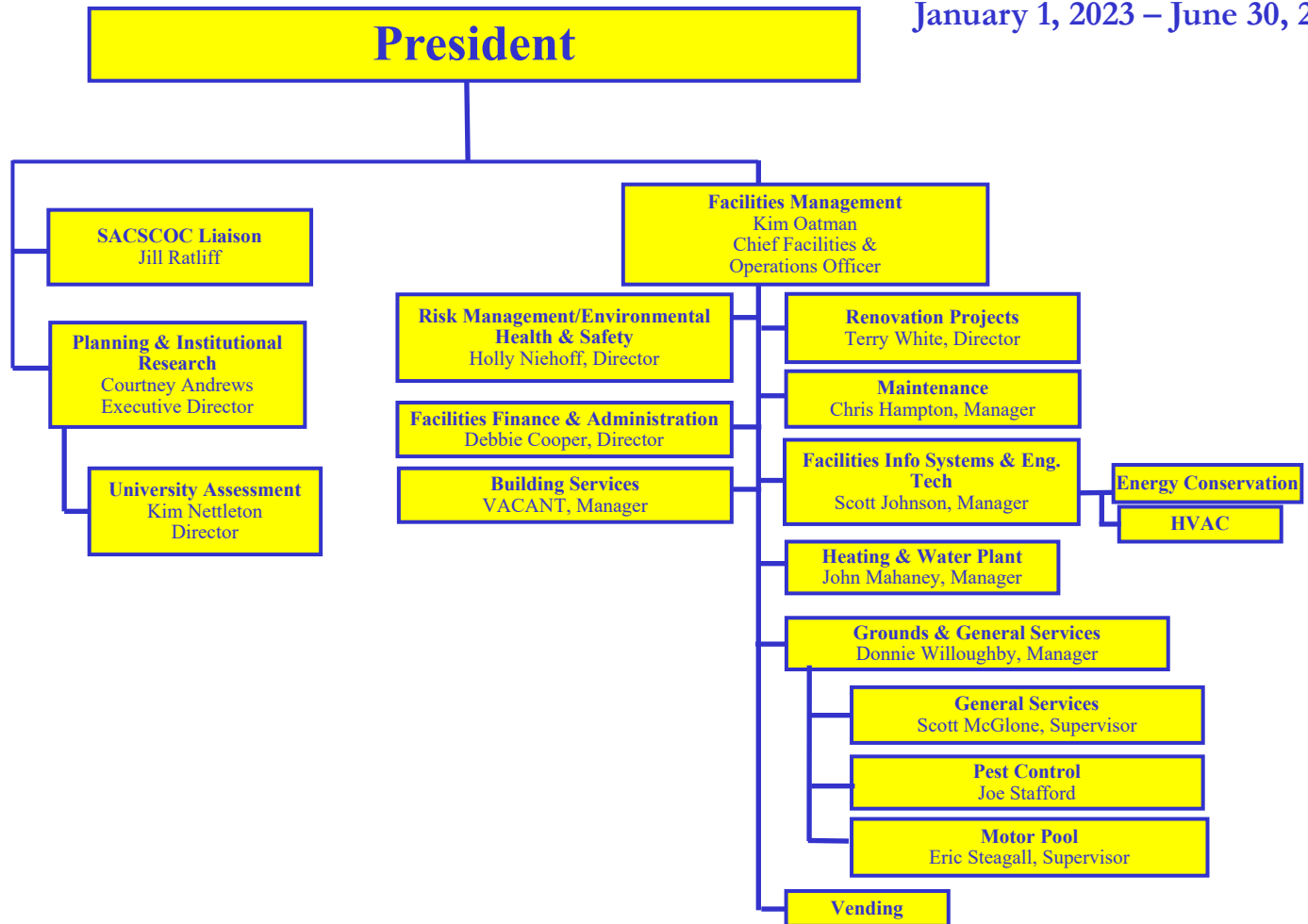


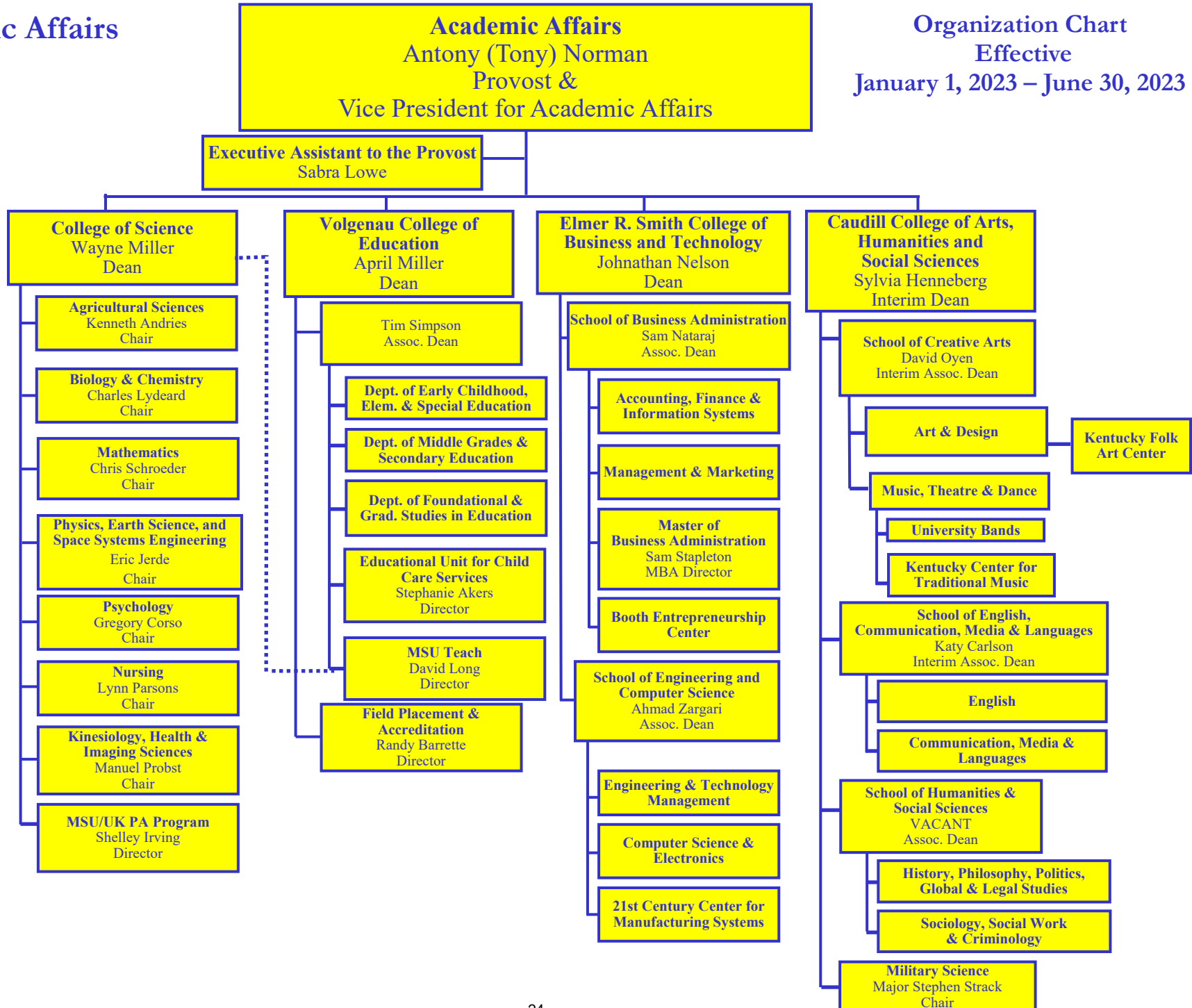
Organization Chart  
Effective  
January 1, 2023 – June 30, 2023





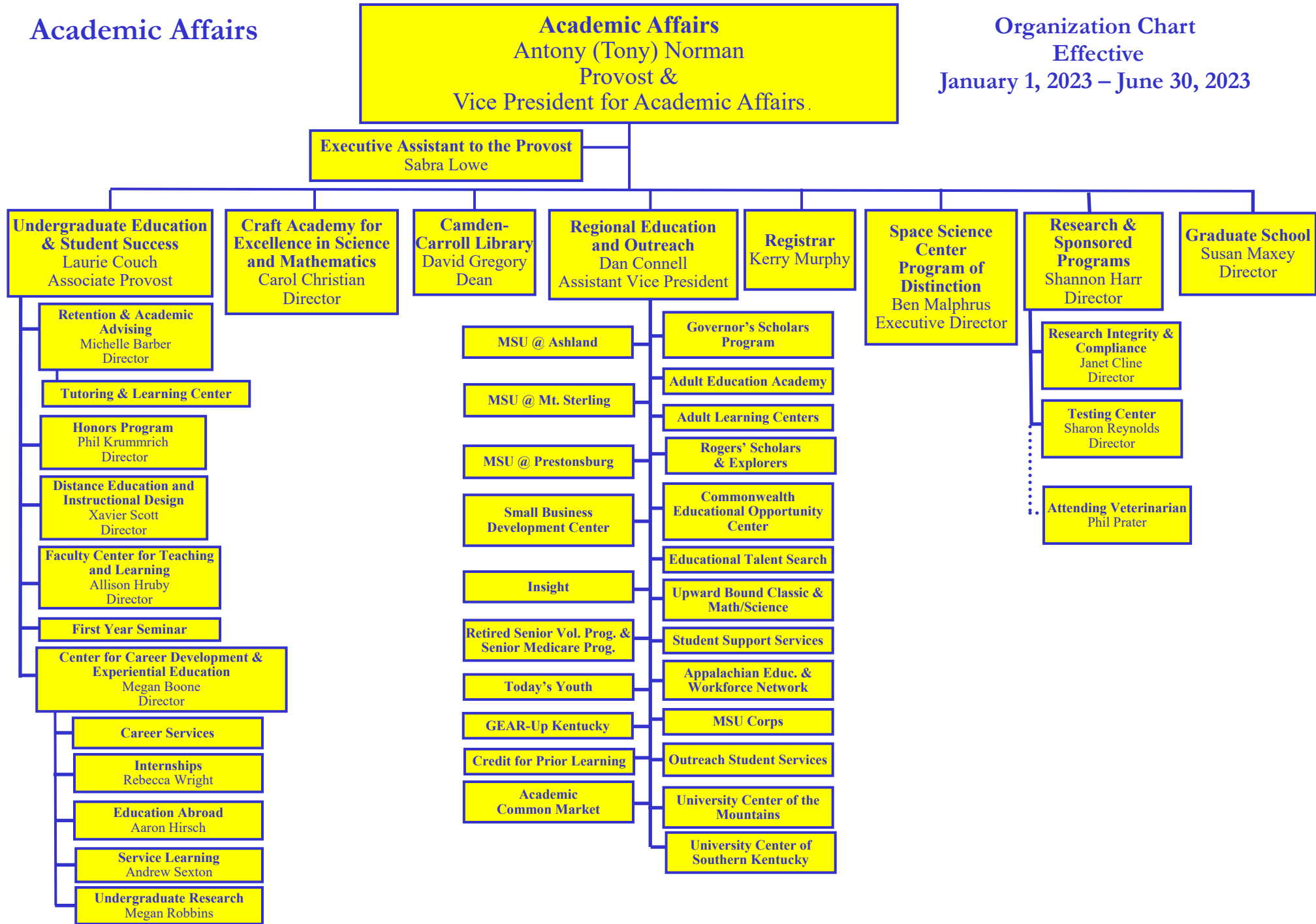
**Organization Chart**  
**Effective**  
**January 1, 2023 – June 30, 2023**





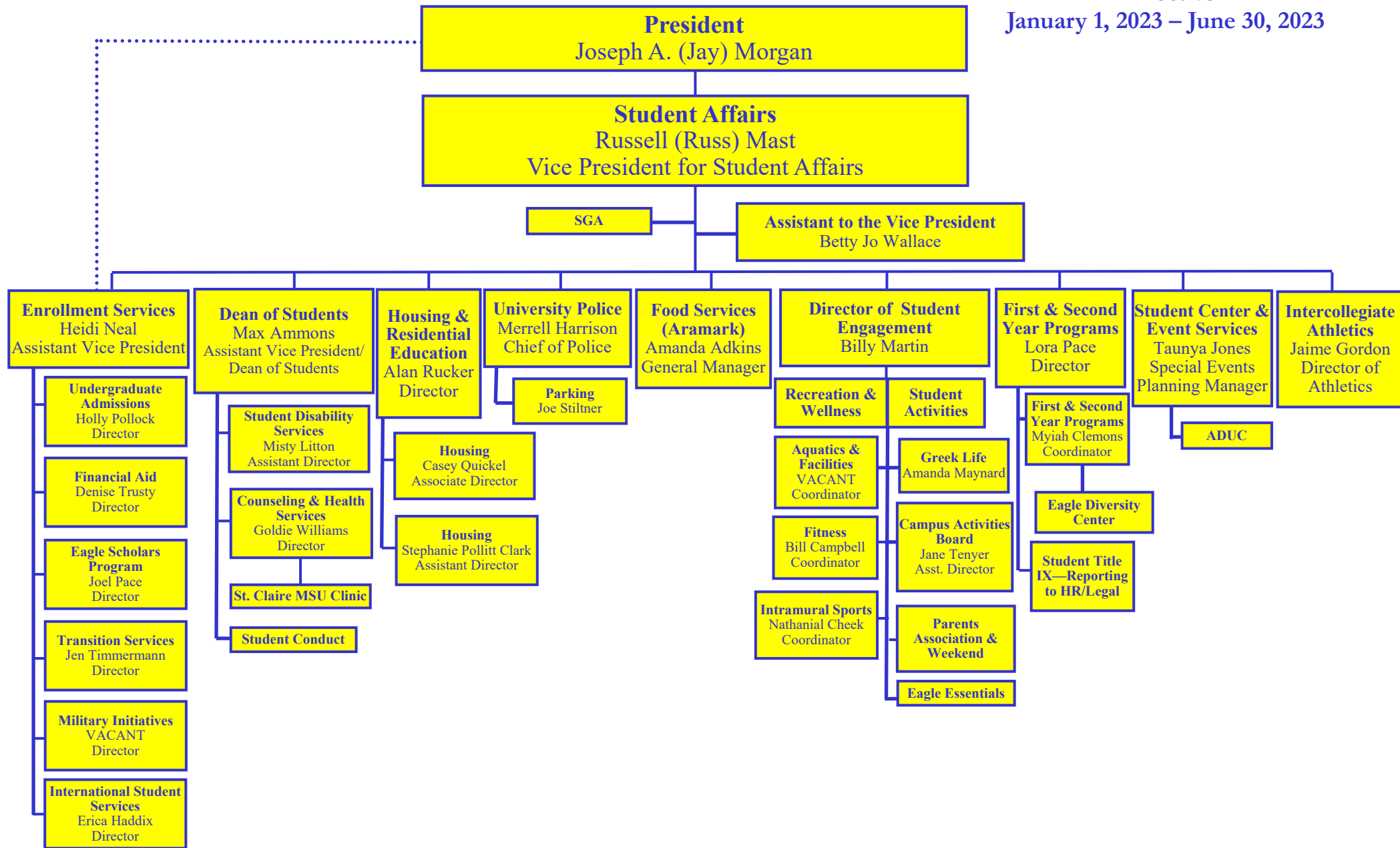
# Academic Affairs

Organization Chart  
Effective  
January 1, 2023 – June 30, 2023



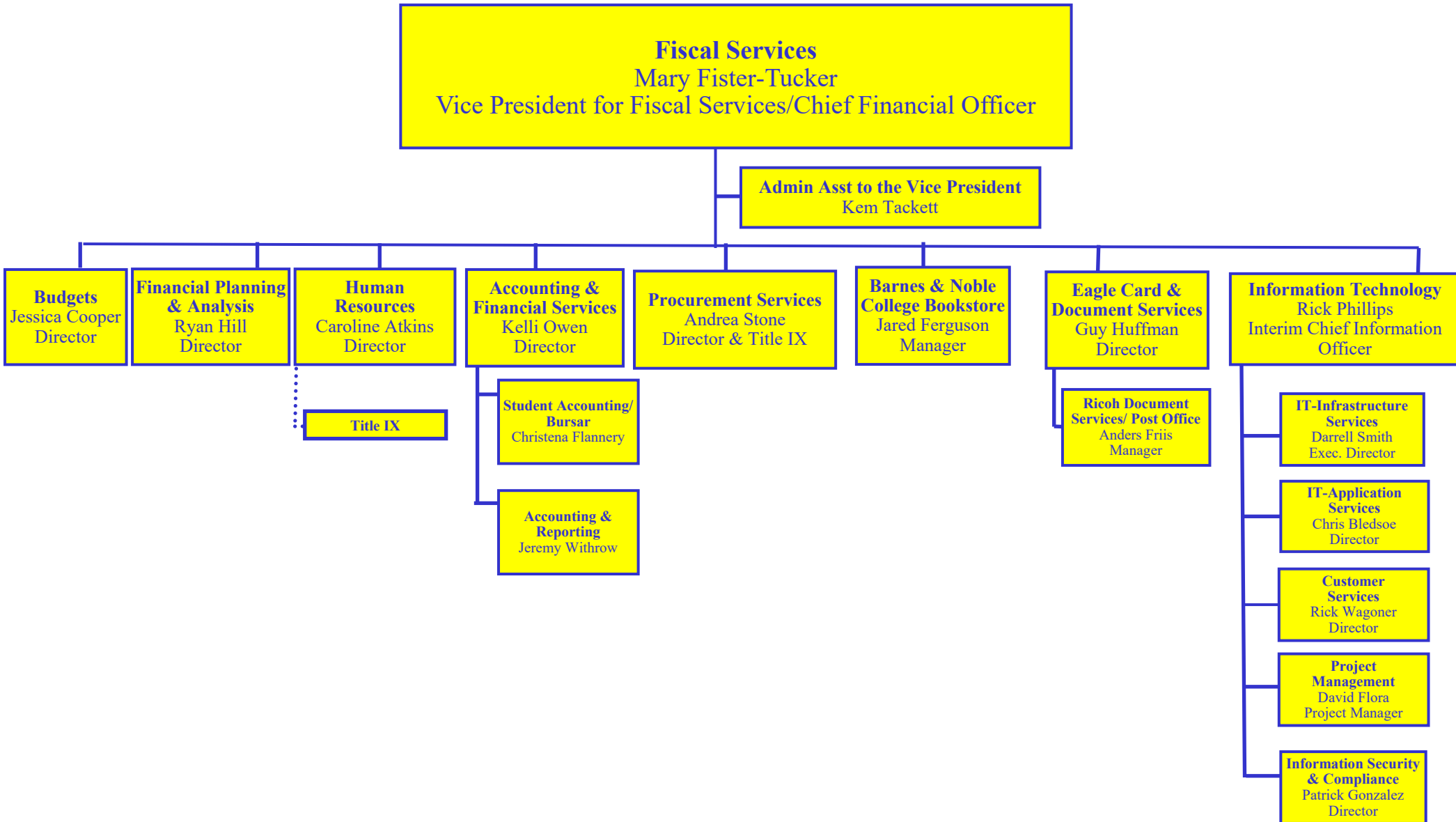
# Student Affairs

Organization Chart  
Effective  
January 1, 2023 – June 30, 2023



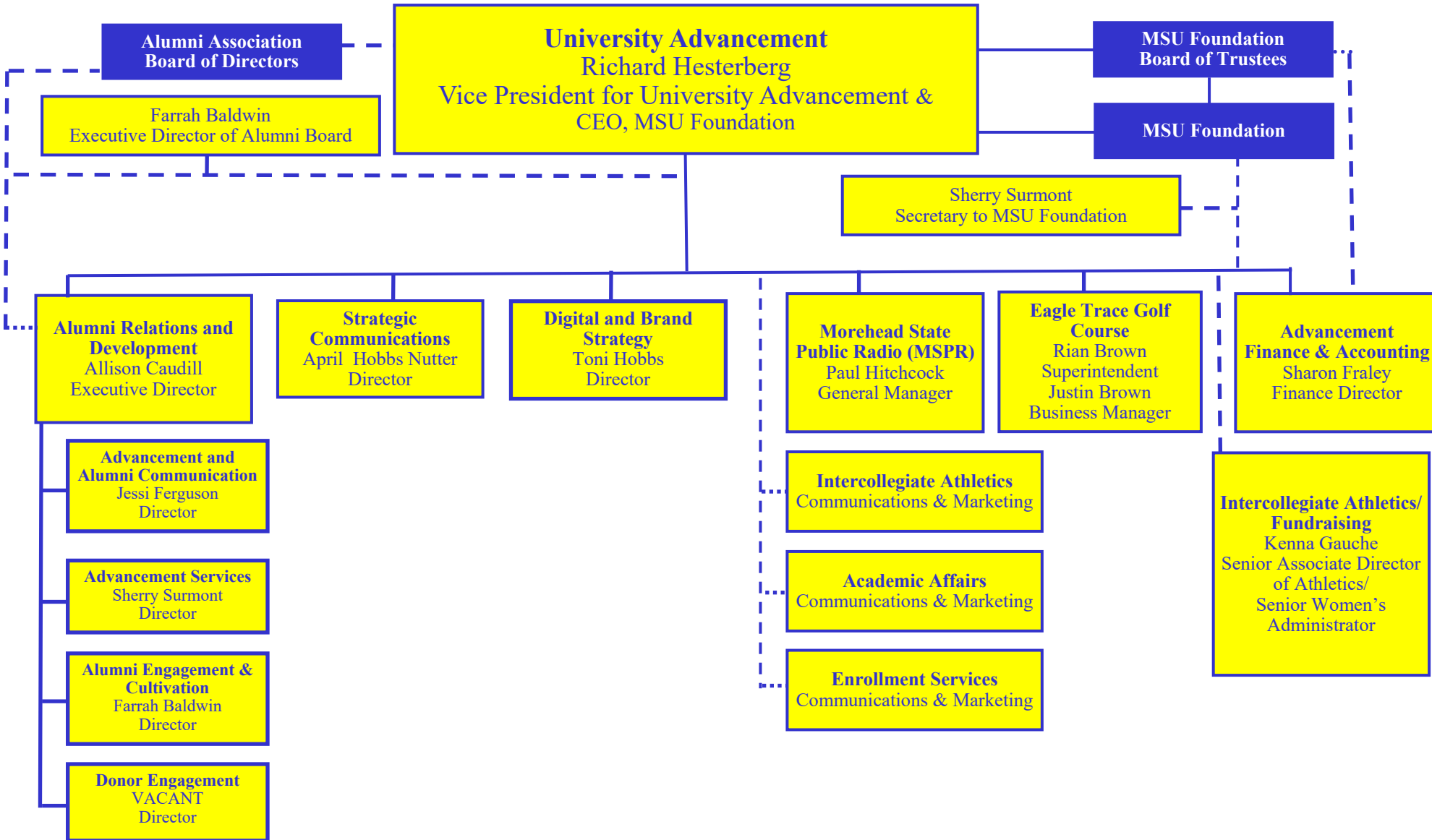
# Fiscal Services

**Organization Chart**  
 Effective  
 January 1, 2023 – June 30, 2023



# University Advancement

Organization Chart  
 Effective  
 January 1, 2023 – June 30, 2023



**APPROVE SGA CONSTITUTION  
AND BYLAWS**

**BOR IV-A-9  
February 23, 2023**

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**Recommendation:**

That the Board of Regents approve amendments to the SGA Constitution and Bylaws.

**Background:**

The Board of Regents has the power and duty to approve the constitutions of the Faculty Senate, Staff Congress and Student Government Association, per the Board of Regents Bylaws, Section 1.3.26.

Per Article XII, Section 1 of the SGA Constitution, proposed amendments to the constitution must be presented to Student Congress for consideration. A proposed amendment will become effective when ratified by a two-thirds majority of the Student Congress, and when approved by the Board of Regents.

The Student Government Association has engaged in examination of its Constitution and Bylaws over the course of the last academic year, culminating in the revisions and amendments approved unanimously by the SGA Student Congress on January 26, 2023 and presented here to the Board of Regents for approval.

Prepared by Russell F. Mast

# The Constitution of the Morehead State University Student Government Association

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## PREAMBLE

We, the students of Morehead State University, acknowledging our rights and responsibilities as citizens of the University community, do hereby establish a system of self-government where our convictions and actions may be fully represented in a forum, our rights protected from adjudication, and the student experience enhanced.

## ARTICLE I – THE STUDENT BODY

### Section 1. Definition and Rights

Definition: Any person enrolled as a full-time student of Morehead State University, including the Craft Academy, with the exception of dual credit students, is a member of the Student Body.

- A. ~~A.~~—Members of the Student Body shall possess the right to vote in any Student Government elections.
- B. ~~B.~~—Members of the Student Body possess the right to attend any Student Government Congress meeting.

## ARTICLE II – BRANCHES OF GOVERNMENT

### Section 1. Delegation of Powers:-

The Student Government Association of Morehead State University shall be composed of three branches: ~~executive, legislative~~ Executive, Legislative, and judicial Judicial. These branches shall be separate but interrelated.

### Section 2. Title of the Branches:-

These ~~aforementioned~~ branches shall be named the **Executive Board**, the **Student Congress**, and the **Student Court**, respectively.



## ARTICLE III – BILL OF RIGHTS

### Section 1. Rights of Students:-

The rights of students of the Morehead State University Student Body, ~~as citizens of the University,~~ shall not be infringed

~~upon by any person, organization, association, or group affiliated with this University.~~

### Section 2. Inalienable Rights:-

All students are by nature free and equal, and have certain inherent and inalienable rights, among which are:

A. ~~A.~~—The right of students to free elections. Students appointed to office are to be appointed by freely elected officials.

B. ~~B.~~—The right of students to alter, reform, or abolish their government, conditioned by the Board of Regents.

~~Section 3.—University Reserved Right: The administration may, in those cases where there is a strong indication that a student’s misconduct will be repeated or continue, or where the administration believes disciplinary action is necessary to permit the University to carry on its function. They may impose immediate suspension with resultant loss of all student rights and privileges, pending hearing, if the student desires, before the Student Disciplinary Committee. The student has a right to a speedy hearing on the limited question of whether the suspension should remain in effect until the regular hearing is completed.~~

### Section 3. University Reserved Right

Students have the right to due process as stated in the Student Code of Conduct in the Student Handbook, approved by the Board of Regents.

## ARTICLE IV – THE EXECUTIVE BRANCH

### Section 1. Officers:-

The Executive Branch shall consist of the following officers: **President, Vice President, Secretary of Internal Affairs, Secretary of Public Relations**, and Secretary of Campus Involvement.

Section 2. Qualifications:-

A. ~~A.~~—Any candidate for the executive branch must:

1. ~~1.~~—Be a member of the Student Body.
2. ~~2.~~—Have a 3.0 institutional cumulative grade point average on a 4.0 GPA scale, or a 3.0 institutional cumulative grade point average on a 4.0 GPA scale from the latest 2 consecutive semesters prior to the election.
3. ~~Not be on academic warning or on disciplinary probation.~~
4. ~~Have served prior in the Student Congress. If no applicants meet these criteria, the candidacy will be opened to the general student body.~~

B. ~~B.~~—Any elected member of the executive branch must:

1. ~~1.~~—Be a member of the Student Body.
2. ~~2.~~—Maintain a minimum at least a 3.0 institutional cumulative grade point average on a 4.0 GPA scale, or a 3.0 institutional cumulative grade point average from the latest 2 consecutive semesters prior to the election.as well as any semesters during their term in office.
3. ~~3.~~—Not be on disciplinary probation or academic warning.

C.

Any candidate for the office of the President must also have

- C. 1. ~~Completed a minimum of 45 hours of~~ spent at least three (3) semesters as a full-time student at Morehead State University.
2. ~~Must have previously served at least 1 term (minimum 1 semester) on Student Congress.~~

~~3. — If no eligible candidates run, the position will be open to the Chief Justice and Chief of Staff, then the Student Congress.~~

Section 3. Executive Board Responsibilities:-

The Executive Board shall be responsible for the execution of all Student Congressional acts. It shall assist the President, meet prior to each general Student Congress session to set an agenda, meet in emergency sessions, and perform all duties granted by the Student Congress.

Section 4. Duties of Officers:-

A. ~~A.~~ — The President of the Student Government Association is the chief officer of the Executive Branch.

~~1. 1.~~ — The major duties are as follows: to make all appointments granted to the executive branch, to preside at all the Executive Board meetings, and to perform such other duties as are necessary to serve the student(s) ~~of the~~ body to the best of their ability.

~~2. 2.~~ — Their presidential-legislative power shall be limited to: introduction of legislation if applicable, messages, and power to initiate impeachment charges.

~~3. 3.~~ — Their presidential-judicial appointment power shall be limited to appoint, with the approval of the Student Congress, judges to the court.

~~4. 4.~~ — The Student Government Association President shall serve as student representative to the Board of Regents.

~~5. 5.~~ — The Student Government Association President shall serve on the Alumni Board.

B.

B. The powers of the Vice President shall be as follows:

1. ~~1.~~ — The Vice President shall be vested with the powers of the President in the absence of, or at the request of the President.

2. ~~2.~~ — They shall be an ex-officio member of all Student Congress ~~standing~~ committees. They are charged with reporting their progress to the President.

3. ~~3.~~ — The Vice President shall preside during the impeachment and/or removal proceedings of the Chief Justice of the Student Court.

4. ~~4.~~—The Vice President must attend each standing committee’s meeting once a month.
5. ~~5.~~—They shall conduct an evaluation of the effectiveness of all standing committees each semester to be submitted to the President.
6. ~~6.~~—They shall head all ad hoc ~~committee~~ committees.
7. ~~7.~~—The Vice President shall serve as a liaison to the ~~faculty~~ Faculty Senate.
8. ~~8.~~—The Vice President shall serve as a tiebreaking vote in the Student Congress when needed.

C. ~~C.~~—The powers of the Secretary of Internal Affairs shall be as follows:

1. ~~1.~~—The Secretary of Internal Affairs shall be responsible for the oversight and maintenance of all records of Student Congress meetings.
2. ~~2.~~—They shall handle all correspondence and send a notification of Student Congress meetings at least one day in advance of the dates of the respective meetings.
3. ~~3.~~—They shall file an official copy of the Student Congress minutes with the advisor and the Chief of Staff within one week after the Student Congress meetings.
4. ~~4.~~—They shall be responsible for taking attendance at Student Congress general meetings and taking disciplinary action as needed as set by the Executive Board.
5. ~~5.~~—They shall have the power to oversee financial transactions of the Student Government Association
6. ~~6.~~—They are entrusted with the keeping of all financial records, in an orderly and consistent manner, and the collection and distribution of all monies as directed by the Student Congress, and/or the President, when granted the power by Student Congress.

7. ~~They~~ The Secretary of Internal Affairs shall be ~~responsible for ensuring student satisfaction and safety throughout the college experience.~~

8. ~~They shall oversee Internal Affairs Committee~~

7. a. ~~The Chair of~~ presiding official over the Internal Affairs Committee ~~shall be responsible for the official presentation, to the Student Congress, of a breakdown of the budget and disbursements of funds at least once a month.~~

8. b. ~~The Secretary of Internal Affairs will~~ They shall be responsible for presenting funding packets to the Internal Affairs Committee where the committee will then vote on the approval or denial of the packet. ~~This will then be sent to the Student Congress for approval~~

D. D.—The Secretary of Public Relations shall be responsible for the public affairs of the Student Government Association. The Powers of the Secretary of Public Relations shall be as follows:

~~The Powers of the Secretary of Public Relations shall be as follows:~~

1. 1.—They shall act as the public relations director of the Student Government Association and shall direct all notifications and announcements of Student Government Association sponsored events to the Student Body.
2. 2.—They shall keep an accurate record, either written or digital, of all the Student Government Association’s promotional activities.
3. 3.—The Secretary of Public Relations shall be responsible for maintaining the Student Government Association’s online presence.
4. 4.—The Secretary of Public Relations shall be the presiding official over the Public Relations Committee.

E. E.—The Secretary of Campus Involvement shall be responsible for the administration and proposition of all sponsored programs and/or events to the Executive Board and Student Congress. The powers of the Secretary of Campus Involvement shall be as follows:

1. They shall keep a record of all the Student Government Association’s related programs and sponsored events.
2. They shall be responsible for the administration of special programs related to student issues or concerns as directed by the Executive Board and Student Congress.
3. The Secretary of Campus Involvement shall be the presiding official over the Campus Involvement Committee.

F. The individual members of the Executive Board will be responsible for other duties as assigned by the President.

G. F.—The Executive Board will be paid as Morehead State student employees ~~with a salary coming from the Student Affairs budget. Each member must log office hours in order to receive payment.~~ Payment is subject to change.

## ARTICLE V – THE STUDENT CONGRESS

Section 1. The Student Congress shall be composed of:

- A. ~~A.~~—The **Class Representatives** will be elected from the following classifications: two (2) Freshman, two (2); ~~Sophomore, two (2);~~ Junior, and two (2); ~~Senior (2);.~~
- B. ~~B.~~—One (1) representative per college shall be elected from their constituency. There shall be one (1) ~~representative from the~~ **College of Business and Technology Representative**, one (1) ~~representative from the~~ **College of Education Representative**, one ~~representative from the~~ **(1) College of Science Representative**, and one (1) ~~representative from the Caudill~~ **College of Arts, Humanities and Social Sciences**. ~~These representatives will also serve as student members on committees within their colleges.~~ **Representative.**
- a. If a dual major falls ~~into~~ under two different colleges, then they may exercise their own discretion as to which college to run for.
- C. ~~One (1) commuter representative~~
- C. **The Commuter Representative** shall be elected from ~~that~~ their constituency. Commuters are defined as students not living in ~~University~~ university housing.
- D. ~~D.~~—There shall be fourteen (14) ~~at-large representatives~~ **At-Large Representatives** elected. Those elected shall be a member of the Student Body, ~~as defined in Article I, Section 1.~~
- E. ~~B.~~—The **Craft Academy Representative** will be an appointed member to the Student Congress that is the Student Council President or their designee of the Craft Academy.
- E. ~~C.~~—The **Graduate Student Representative** will be an appointed member of the Student Congress by the director of the Graduate School or by the ~~SGA~~ Executive Board. If no interest arises, other applicants will be taken.
- G. ~~D.~~—The **Athletics Representative** shall be elected from their constituency. ~~Student Athlete~~ A student athlete is defined as a member of a Morehead State University NCAA ~~sanctioned sport~~. If no interest arises, other applicants will be taken.
- H. ~~E.~~—The **Veterans Representative** shall be elected from their constituency. To qualify for Veterans Representative, a student must be current or past active-duty military personnel. If no interest arises, other applicants will be taken.
- I. ~~F.~~—The **Diversity and Inclusion Representative** shall be nominated by their constituents and appointed by the president.

~~I. One (1)~~

J. The International Representative shall be nominated by their constituents and appointed by the president.

K. The Housing Representative shall be appointed by the Morehead State Office of Student Housing. ~~The holder of this position/candidate~~The appointee must be either a member of the Executive Board of the Residence Hall Association, or be a Resident Advisor.

~~J. Each representative will be a member of a standing committee of Student Congress.~~

## Section 2. Chief of Staff

A. A.—The Chief of Staff shall be a member of the Student Congress that applies for the position. Applications are reviewed by the Executive Board, ~~followed by~~then qualified applicants are invited to an interview by at least 2 members of the Executive Board including the President and Advisor. After review of the applications, the ~~Executive Board~~President will then propose the appointment of the Chief of Staff to the Student Congress to then be voted on and confirmed by a majority vote. If no one would apply for the position, open nominations will be made at Congress meetings to be confirmed by a majority vote of the Congress.

B. B.—The Chief of Staff is responsible for:

1. a.—Attending Executive meetings and keeping records of said meetings, administrative tasks, and other duties.

2. b.—The Chief of Staff will be responsible for reading bills, as well as facilitating discussion, motions, and voting.

~~e. —If a tie were to occur after a counted vote takes place, the Chief of Staff is able to either call for a ballot vote or motion to table until the next meeting.~~

3. d.—If the Chief of Staff is not present, the meeting will be presided upon by the President or their designee.

4. e.—If for whatever reason the Secretary of Internal Affairs is unable to record minutes for the Student Congress meeting, the Chief of Staff or their designee will be responsible for doing so.

5. f.—The Chief of Staff ~~and their assistant~~ shall be responsible for overseeing reporting of hours by Student Congress members.

6. g.—The Chief of Staff shall have a copy of the constitution, standing rules, the book of parliamentary procedure, and a list of all members of the Student Congress at all Student Congress meetings upon the request of the President.

~~C. Each representative will be assigned at least one focus point by the Executive Board from the 7 Focus Points listed below as well as any Focus Points assigned as deemed fit for the remainder of the year.~~

- ~~1. Parking/Transportation~~
- ~~2. Health & Wellness~~
- ~~3. Off-campus community~~
- ~~4. Disability~~
- ~~5. Food Services~~
- ~~6. Honors~~
- ~~7. Non-traditional Students~~

### Section 3.

~~A. Qualifications:-~~

~~a.~~

~~A.~~ All representatives must be full-time students and in good disciplinary and academic standing with a 2.5 overall institutional cumulative grade point average on a 4.0 scale.

~~b. Qualifications of all candidates shall be verified by the SGA advisor.~~

~~c.~~

~~A.~~ If a Student Congress member drops below full-time status or a 2.5 Institutional GPA during a semester, they shall be removed from Student Congress.

~~B.~~ ~~d.~~ The Secretary of Internal Affairs and the Student Government Association Advisor shall ensure that all Student Congress members remain eligible for their positions throughout their term of office.

~~B. Each representative will be a member of a standing committee~~ Section 4. Student Congress Responsibilities

A. Representatives of the Student Congress shall be responsible for representing the constituency for which they are elected and shall vote on their behalf.

B. Representatives of the Student Congress must serve on one of the standing committees.

~~C.~~

C. Representatives of the Student Congress must attend Student Congress meetings and the meetings of the standing committee they are assigned.



D. Each Representative shall be responsible for meeting a required amount of hours per semester, set by the Executive Board each semester. Hours can be earned by attending ~~SGA~~Congress and Committee meetings and other ~~SGA~~Student Government Association-sponsored events. Representatives will be responsible for submitting proof of hours to the ~~Chiefs~~Chief of Staff.

~~Section 4.~~ Section 5. Vacancies:-

If a vacancy occurs in Student Congress, a new representative from the same constituency shall be appointed by the President of the Student Government Association and approved by majority vote of the Student Congress.

Section ~~5-6.~~ 6. Parliamentary Procedure:-

The Student Congress shall use Robert's Rules of Order, latest edition, to govern the parliamentary procedure when needed and not in conflict with this constitution.

Section ~~67.~~ 7. Minutes:-

The Secretary of Internal Affairs must keep minutes of the Student Congress meetings and proceedings and post them to be viewed by the public as well as being kept as a record to be sent out before the following Student Congress meeting.

Section ~~78.~~ 8. Committees: ~~All special and standing~~

A. Standing committees are established through the constitution.

B. Ad hoc committees of the Student Government Association shall be established by the executive branch upon Student Congress approval. ~~The~~ and shall be regulated by the Vice President ~~shall regulate them.~~

C. Committees shall be given direction through purposes and guidelines when established by the Student Congress and report to the Vice President. ~~Decisions on quorum will be up to the discretion of the committee.~~

D. Decisions on quorum will be up to the discretion of the committee.

Section ~~89.~~ 9. Quorum:-

A majority of the voting members of the Student Congress shall form a quorum for the transaction of business.

Section ~~9~~10. Committee Reports:-

Committee representatives shall be asked to report weekly on the action of their respective committees.

**ARTICLE VI – THE STUDENT COURT**

Section 1. Authority and Purpose:-

The Student Court established by the Student Government Association and approved by the Student Congress receives its authority from the Board of Regents through the President of Morehead State University. The Student Court will hear cases of members of the Student Government Association- and student organizations charged by the Attorney General of the Student Court with violating provisions of the Student Government Association constitution, the association’s election procedures, or other stated policies of the Association, and will recommend action to the appropriate University committee.

Section 2. Composition and Duties:-

~~A.~~ A. ~~Composition:~~

- A. ~~1.~~—The Student Court shall consist of a Chief Justice and six Associate Justices.
- B. ~~a.~~—There shall be an Attorney General.
- C. ~~b.~~—There shall be a Chief Defense Counsel.
- D. ~~c.~~—There shall be a Clerk of Court as needed.

~~B.~~ B. Section 3. Duties:-

A. ~~1.~~—Chief Justice:

- 1. ~~a.~~—The Chief Justice shall be chosen by a simple majority vote of the Student Court.
- 2. ~~b.~~—They will preside over all hearing and meetings.

~~c.~~ They will call special meetings and hearings.

- ~~3. d.~~ They may discuss each case with the court.
- ~~4. e.~~ They will cast a vote only in case of a tie.
- ~~5. f.~~ In cases in which the Chief Justice is unable to preside, an acting Chief Justice shall be selected by a lot of the Associate Justices.
- ~~6. g.~~ The Chief Justice shall have the power to organize the court to work on projects related to its operation.
- ~~h.~~ ~~The Chief Justice shall have the power to create lesser courts.~~
- ~~7. i.~~ The Chief Justice shall be the representative of the Court at all formal Student Congress meetings.

B. ~~2.~~ Associate Justices:

- ~~1. a.~~ Each Associate Justice may discuss each case with the Court.
- ~~2. b.~~ Each Associate Justice may cast one vote on all issues.

C. ~~3.~~ Attorney General:

- ~~1. a.~~ Attorney General shall be designated by the Chief Justice, chosen from the associate justices.
- ~~2. b.~~ They are to act as a prosecutor for the court.
- ~~3. e.~~ They are to gather all pertinent and relevant information concerning the case.
- ~~4. d.~~ They shall prepare a writ of summons on individuals or chief executive officers of organizations, ordering them to appear before the court. The summons must be delivered at least forty-eight (48) hours before the date of appearance to allow the defendant to consult with their Chief Defense Counsel. The server of summons shall be a designee of the Student Court.
- ~~4.~~

D. Chief Defense Counsel:

- ~~1. a.~~ Chief Defense Counsel shall be designated by the Chief Justice, chosen from the associate justices.
- ~~2. b.~~ They shall gather evidence relevant to the case, and case and shall have access to the information of the Attorney General concerning the case.

- ~~3. e.~~ — They shall conduct the defense for the case unless the defendant requests another Counsel. ~~(Refer to Article VI, Section 1).~~
- ~~4. d.~~ — The defendant reserves the right to waive their defense counsel.

~~E. 6.~~ — Clerk of Court:

- ~~1. a.~~ — Clerk of Court shall be designated by the Chief Justice, chosen from the associate justices as needed.
- ~~2. b.~~ — They shall keep transcripts of all proceedings for the court.
- ~~3. e.~~ — They shall forward each decision and a copy of the transcript of all proceedings to the President of the Student Government Association and the Secretary of Internal Affairs.

~~d. — Upon dispute of the Chief Justice's appointment, the Court at large shall vote on the appointment.~~

Section ~~34.~~ Method of Selection, Terms of Office, and Vacancies:

~~A.~~ — Method of Selection:

- ~~A. 1.~~ — The President of the Student Government Association, with the approval of the Student Congress, shall appoint Justices to the court ~~and designate a Chief Justice.~~ No Justice may be a member of the Student Congress while serving on the court. Appointments shall be made ~~in~~ at the spring beginning of the fall semester by the ~~newly elected~~ President ~~prior to~~ by the final first Student Congress meeting of the academic year.

~~2. — The Attorney General, Chief Defense Counsel, and Clerk of Court shall be appointed by the President of the Student Government Association with the approval of the Student Congress. They may not be members of the Student Congress during their respective terms of service. Appointments shall be made in the spring semester by the newly elected President prior to the final Student Congress meeting.~~

- ~~B. B.~~ — Terms of Office: All Justices, ~~the Attorney General, Assistant Attorney General, the Chief Defense Counsel, and the Clerk of Court~~ shall serve from the date of their approval by the Student Congress until the newly appointed members have been sworn in, unless otherwise stated in this constitution. All court officers must be full-time students at Morehead State University with a minimum of ~~30 credit hours, a minimum of~~

a 3.0 Institutional GPA on a 4.0 scale, and must not be on social or academic probation at the time of appointment or during their term of office.

~~C. C.~~—Vacancies: In the event of vacancies, the ~~Student Court and the~~ President of the Student Government Association, advised by the Student Court, and with the approval of the Student Congress, shall appoint officers to serve the remainder of the term.

Section ~~4~~5. Impeachment and Punishments:-

Any member of the Student Court may be removed from their respected office through the procedure defined in Article X, Section 1.

Section ~~5~~6. Jurisdiction:-

Any member of the Student Association or any student organization charged by the Attorney General may be subject to the jurisdiction of the court.

Section ~~6~~7. Authority and Appeal:-

A. A.—The establishment of the court and the derivation of its authority are contingent upon statutory restrictions of the Commonwealth of Kentucky and delegation of power from the Board of Regents and the President of the University.

B. B.—The court may recommend any action, which it considers fair and equitable to the appropriate University committee and may be modified.

C. C.—Decisions resulting from the recommendation of the Student Court may be appealed to the appropriate University committee and may be modified.

Section ~~7~~8. General Punishments:-

A. A.—A Justice will be disqualified in any case in which proof of conflict of interest is established in the preliminary motions or any Justice may freely disqualify ~~himself or herself~~themselves from voting on a case, which they feel they cannot, without prejudice, pass judgment. A disqualified ~~judge~~Justice may not attend court hearings. They may not discuss the case and cannot vote.

B. B.—A decision is reached by a majority of justices voting on the case.

~~C.~~  
C. The Student Congress may develop lower courts, as they are deemed necessary, with the majority vote of the Student Congress and approval of the Board of Regents.

Section ~~8~~9. Advisor:

The Advisor of the Student Court shall be the Vice President for Student Affairs or their designee. They shall have deliberate power but no voting power in court. They must be notified in advance by the Clerk of the Student Court of all hearings.

Section ~~9~~10. Meeting Time:

A. ~~A.~~—The court shall meet twice a semester as well as anytime that may arise.

B. ~~B.~~—The Chief Justice shall have the power to call special meetings, providing a forty-eight (48) hour notice of all such meetings is given to all officials of the court.

Section ~~10~~11. Hearings:

A. ~~A.~~—The Chief Justice shall have the power to call special hearings. The Defendant, Chief Defense Counsel, Attorney General, Clerk of Court, Advisor, and all Justices must be notified of such hearings forty-eight (48) hours in advance.

B. ~~B.~~—For regular hearings, the ~~following~~ Student Court will determine procedures ~~will be observed:~~ to follow as applicable to University policy.

- ~~1. Call of cases on the docket. Enter a plea.~~
- ~~2. Opening statements from prosecution and defense counsels, respectively.~~
- ~~3. Presentation of the case for prosecution, including evidence and witnesses through direct examination.~~
- ~~4. Cross-examination.~~
- ~~5. Any redirect or re-cross examinations.~~
- ~~6. After the prosecution rests its case, the defense will pursue its case in the same order.~~
- ~~7. Summation by the prosecution.~~

~~8. Summation by the defense.~~

~~9. The verdict of the court.~~

Section ~~H~~12. Enumerated Rights of the Defendant:

A person appearing before the court is to be advised of the following rights which they enjoy as an American Citizen or as a full-time student ~~of~~at Morehead State University. ~~These rights shall be enumerated in the writ of summons.~~

~~A. They may act as their own counsel, utilize the assistance of the Chief Defense Counsel's office, or have Counsel of their own choice. Such Counsel must be a full-time Morehead State University student.~~

~~B. They may have witnesses testify on their behalf.~~

~~C. They must be informed of the charges brought against him or her.~~

~~D. They may not be forced to testify against themselves or be forced to otherwise incriminate themselves.~~

~~E. They may change their plea.~~

~~F. They may request an open or closed hearing.~~

~~G. They have the right to request of the court that the courtroom be cleared of all spectators. The Chief Justice reserves the right to clear the courtroom of spectators who violate the dignity of the court by unruly action during proceedings.~~

~~H. They have the right to testify in their own defense.~~

**ARTICLE VII – STUDENT INITIATIVE, REFERENDUM, AND RECALL**

Section 1. Initiative:

Any election deemed appropriate may be initiated by a resolution approved by a majority of the Student Congress at a regular meeting or by a petition directed to the Student Congress stating the proposed matter in full and signed by at least 10 percent of the Student Association.

Section 2. Referendum:

The Student Congress shall, within 15 days of receipt, verify the initiative and shall refer the referendum to the President of the Association to begin ratification within twenty-four (24) hours of its verification. Ratification shall be accomplished in the following manner:

- A. ~~A.~~—The President of the Student Government Association shall, within 60 days and not less than 15 days from the date of receipt cause a special election to be held, wherein the Student Association shall be entitled to vote on the matter submitted.
- B. ~~B.~~—The election will be held, provided that notice of such election setting forth the proposed referendum, in full, be made public by the Secretary of Public Relations not less than six days prior to the date set for the election.
- C. ~~C.~~—If the referendum is approved by a majority of those voting it shall be binding upon all branches of the Student Government Association.

Section 3. Recall:

If by a petition of not less than 25 percent plus one of the official's constituency calls into question the qualification record or if the loyalty of the elected official is disputed, the Student Congress shall call a special election demanding a majority vote of the total constituency to declare a vacancy in that office. If a vacancy is declared it shall be filled as stated in Article ~~IXVI~~, of this constitution.

## ARTICLE VIII – ELECTIONS AND TERMS OF OFFICE

Section 1. Executive Branch:

The Student Association shall elect all members of the Executive Branch each year mid-term in the spring semester of the academic year. All dates, procedures, and rules pertaining to the elections and installations will be established by an Election Committee created by the Vice President. All newly elected officials shall be installed before the end of the spring semester at a time and in a fashion set by the Election Committee. The term of office, unless otherwise stated in this constitution, is to be no longer than 12 months and no less than 10 months after installation. If for whatever reason, a regular spring election for the Executive Branch is deemed to be infeasible, the Student Congress will vote on and confirm next year's Executive Branch from the current Student Government Association. If candidate registration has already taken place, this election will be limited to those who have already signed up for elections. If not,



elections will be conducted based on nominations of members from the Student Government Association by the chair or the floor of the Student Government

Association following Robert's Rules of Order. All elected representatives of the Student Association are subject to the qualifications, fulfillment of vacancies, recall, and responsibilities as set for the members of Student Congress.

Section 2. Student Congress:-

All members of the Student Congress listed in Article V, Section 1, subsections B, C, D, E, and F, shall be elected from their respective constituencies during the first five weeks in the fall semester of the academic year. All dates, procedures, and rules pertaining to elections and installations will be established by an Election Committee created by the Vice President. All newly elected officials shall be installed after the election date at a time and in a fashion set by the Election Committee. The term of office is not to extend beyond the closing of the spring semester.

Section 3. Miscellaneous Student Elections:-

The Student Association shall elect all other elected representatives of the Student Association created by the Student Government Association of the University. All dates, procedures, and rules pertaining to elections and installations will be established by an Election committee created by the Vice President. All newly elected officials shall be installed at a time and in a fashion set by the Election Committee. The term of office shall be no more than 12 months and no less than 10 months after installation. All elected representatives of the Student Congress are subject to the qualifications, fulfillment of vacancies, recall, and responsibilities as set for the members of the Student Congress.

## ARTICLE IX – SUCCESSION

Section 1. Presidential Order of Succession:-

The order of succession to the presidency shall be: Executive Vice President, Secretary of Internal Affairs, Secretary of Public Relations, Secretary of Campus Involvement, Chief of Staff, and ~~an elected member~~ then a representative of the Student Congress, respectively.

Section 2. Secretarial Order of Succession:-

The order of succession to any Secretary shall be: Chief of Staff ~~and an elected member~~, then a representative of the Student Congress, respectively.

Section 3. Chairs and Vice Chairs

In the event that an elected Chair or Vice Chair is deemed unfit by a majority of their respective committee, a new one may be elected by that committee.

**ARTICLE X – IMPEACHMENT AND REMOVAL**

Section 1. Definition of Impeachment:-

Any member of the Student Government Association, who has failed to act in the best interests of the Student Body or Student Government, may be impeached by a majority vote of Student Congress. This must be initiated through a bill submitted to the Secretary of Internal Affairs. A trial shall be held at the first convenience of the Student Court, from the act of impeachment. If a defendant is found guilty by the Student Court, the position shall be declared vacant and shall be filled by appointment by the President.

~~position shall be declared vacant and shall be filled by appointment by the President~~

Section 2. Removal of Student Congress Representative

A. If a Student Congress member drops below full-time status or a 2.5 Institutional GPA during a semester, they shall be removed from Student Congress.

Section 3. Removal of Chief of Staff

If the sitting Chief of Staff is deemed to be unfit for office, they may be dismissed by a majority vote of either the Student Congress or Executive Board.

**ARTICLE XI – MEETINGS**

Section 1. Schedule of Meetings:-

Student Congress shall meet weekly during the regular academic year at a time, place, and date set by the Executive Board and advised by the Student Congress.

Section 2. ~~A.~~ Voting

A. A member of the Student Congress may not vote on a bill if it pertains to a student organization they are a part of, ~~they~~. They may however speak on behalf of their organization regarding the bill.

B. ~~B.~~ Only members of the Student Congress are able to motion and cast a vote on an item on the floor.

## ARTICLE XII – AMENDMENTS

### Section 1. Procedure:

Amendments and changes to this constitution may be proposed by a member of the Student Congress in which an Ad ~~Hee~~hoc Committee is assembled. The Ad ~~Hee~~hoc Committee shall be chaired by the Vice President. Amendments and changes to this constitution may also arise by means of a petition signed by not less than 10 percent of the Student Association. An Amendment shall become effective when ratified by a two-thirds majority of the Student Congress, and when approved by the Board of Regents

BYLAWS

# The Bylaws of the Morehead State University Student Government Association

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## PURPOSE/MISSION STATEMENT:

The Student Government Association will commit itself to addressing student concerns, improving the overall quality of student life, and ~~work~~working to make the college experience the best it can be.

## ARTICLE I. STANDING COMMITTEES

### Section 1. Standing Committees and Duties

~~The standing committees will be established as follows:~~

A. \_\_\_\_\_

- A. Internal Affairs - Research policies and initiate plans to enhance the quality of student life while serving as a liaison to university departments. Evaluate applications for Funding Packets; find innovative ways to partner with on and off-campus entities; maintain a regularly updated list of Morehead businesses that offer student discounts or accept Beaker Bucks as a form of payment; and oversee the organizations budget as a whole when necessary.
- B. Public Relations - Promote, publicize information, and maintain social media accounts affiliated with the Student Government Association in a professional and positive manner.

C. Campus Involvement—~~Develops~~ - Develop and ~~manages~~manage civic engagement efforts, educational programming, philanthropic programming (~~e.g., Challenge for Change~~),<sub>2</sub> and participation in the campus community.

~~B. Public Relations Promotes, publicizes information and maintains social media accounts affiliated with SGA in a professional and positive manner.~~

~~C. Funding and Awards Evaluates applications for SGA Funding Packets, reviews and selects candidates for SGA awards and oversees the organization's budget as a whole.~~

~~D. Student Life Researches policies and initiate plans to enhance the quality of student life while serving as a liaison to University departments.~~

## Section 2. \_\_\_ Committee Chairs

~~A.~~

A. The Committee Chair is the presiding Student ~~Senate~~Congress member of the committee. This person is responsible for managing the committee's operations.

~~B.~~

B. The Committee Chair shall be ~~appointed~~elected from within the respective committee and approved by the ~~Executive~~ Vice President.

~~C.~~

C. The responsibilities of the chair are to include the following:

1. ~~1.~~ To determine a time and place for the meeting to be held.

2. ~~2.~~ To produce an agenda for each meeting.

~~3. To conduct the meeting pursuant to Roberts Rules of Order.~~

3. ~~4.~~ To report committee progress to ~~Senate~~the Student Congress.

4. ~~5.~~ To report directly to the ~~Presiding Official~~presiding Executive Board officer.

D. In the event of the Committee Chair being removed, their position will be filled by the sitting Vice Chair.

## Section 3.- \_\_\_ Vice Chairs

~~A.~~

A. The Committee Vice Chair is the second presiding Student Congress member of the committee. This person is responsible for assisting the chair in managing the committee's operations.

B.

B. The Committee Vice Chair shall be ~~appointed~~elected by the ~~Chair of the Committee~~committee with the approval of the ~~Executive~~Vice President.

C. ~~In the event of the Committee Chair being removed, his/her position will be filled by the sitting Vice Chair.~~

D.

C. The responsibilities of the Vice Chair are to include the following:

1. ~~1.~~——To take roll at each meeting.
2. ~~2.~~——To submit a roll to the ~~Vice President for Administration~~Secretary of Internal Affairs.

#### Section 4.

3. ~~3.~~——To take minutes of the meeting.
4. ~~4.~~——To submit the completed committee minutes to the ~~Executive Vice-President~~ and the Secretary of Internal Affairs.
5. ~~5.~~——To fulfill the responsibilities of the chair in their absence.

#### Section 4.      Advisors to Standing Committees

A.——

- A. All committees will have an advisor from the Executive Board.
- B.      ~~Advisor~~
- B. The advisor should be available should the committee require assistance.
- C.——
- C. The staff ~~advisors~~advisor will also be an available resource to the committees to advise as necessary.

#### Section 5.

\_\_\_\_\_ ~~Ad-Hoc~~ hoc Committees:-

A.—— ~~The SGA~~

A. The Student Government Association may establish and disband supplemental ~~Committees~~committees with the intent of addressing ~~specified~~specific purposes. These committees shall be referred to as ~~Ad-Hoc~~ hoc committees.

B.      ~~Ad-Hoc Committees~~

- ~~B.~~ Ad hoc committees shall be vested with all powers, privileges, and responsibilities as designated to standing committees by the ~~SGA~~Student Government Association Constitution and Bylaws.

## ARTICLE II. ATTENDANCE POLICY

### Section 1.

\_\_\_\_\_ Attendance for Student ~~Senate~~Congress Members

~~A.~~ ~~SGA~~

A. Meeting attendance will be regulated as follows: a maximum of two unexcused absences in total will be permitted per semester. The third unexcused absence will result in dismissal from ~~Senate~~. ~~This will include attendance to Student Senate and committee meetings~~their Student Congress position.

~~B.~~ An absence shall also be defined as any appearance to one of the aforementioned events 15 minutes or more after its official start time unless permission is granted from the presiding official of the meeting.

~~C.~~

~~C.~~ Any Senator may submit a written excuse to the ~~Vice President~~Secretary of ~~Administration~~Internal Affairs no more than 48 hours after the absence has occurred unless a long-term emergency arises. The excuse will be reviewed by the Executive Board and the Senator will be notified of the excuse's approval or denial.

~~D.~~

D. Any official university excuse as described in University Administrative Regulation 131.05 may be submitted no more than 48 hours after the excused absence has occurred and the absence will be excused ~~(e.g. Sporting Events, FYS Speakers)~~unless the situation surrounding the absence prevents it.

~~E.~~

E. By the first meeting of the semester, a ~~preapproved~~pre-approved list of events, created by the Executive Board, will be presented to ~~Senate~~the Student Congress. If two of these are attended before the third absence, these events may absolve one absence. No more than ~~one absence~~two absences can be absolved in one semester.

1. a. ~~\_\_\_\_\_~~ The Executive Board will be able to add makeup events as they see fit.

~~F.~~ ~~\_\_\_\_\_~~ ~~Event attendance can only absolve an absence if it occurs in the same semester as that absence.~~

~~G.~~

F. The Executive Board will notify ~~SGA-Student~~ ~~Senators~~ Representatives individually after their first two unexcused ~~absence~~ absences. After the ~~second~~ third unexcused absence, the Executive Board will notify the member in question to allow them to resign or appeal their absences ~~within 48 hours of notification~~. The appeal will be heard by the Student Court.

## Section 2.

### Attendance for the Executive Board

~~A.~~

A. Required to attend weekly Student ~~Senate~~ Congress meetings.

~~B.~~

B. Advisors of the ~~standing~~ Standing Committees are required to attend their respective committee meetings.

~~C.~~

C. Attendance requirements for the Executive Board meetings will follow the policy written in Article 2II, Section 1, ~~Part A~~ Subsection A of the Bylaws.

## ARTICLE III. DISPENSATION OF ~~SGA~~ STUDENT GOVERNMENT ASSOCIATION FUNDS

### Section 1. Student Government Association Budget

~~A.~~

Prior to each fall semester, the Executive Board shall take into consideration the ~~SGA~~ Student Government Association budget as a whole.

### Section 2. Expenditure of Funds

~~A.~~

A. The Executive Board shall earmark funds for ~~SGA~~ Student Government Association standing committees based on analysis of previous and projected expenditures.

~~1.~~

B. The Executive Board shall present the dispensation of Student Government Association funds to the Student Congress for ratification, no later than the second Student Congress meeting of each fall semester.



C. Any use of ~~SGA~~Student Government Association standing committee funds must first be proposed by the respective standing committee and approved by a majority vote within the committee.

~~2.~~—

D. All standing committee transactions must be approved by a majority vote of the Student ~~Senate~~Congress unless otherwise specified in ~~SGA~~Student Government Association governing documents.

~~3.~~—

E. All committee expenditures of less than or equal to ~~\$50~~100.00 may be approved by the ~~Vice President for Finance~~Secretary of Internal Affairs without a majority vote of the ~~SGA-Senate~~Student Congress.

a) ~~—~~ Standing Committees must file a request to dispense funds with the ~~Vice President for Finance~~Secretary of Internal Affairs and include:

a. ~~—~~ Amount Requested

b. ~~—~~ Description of Expenditure

1. ~~e.~~ ~~—~~ Sponsorship the amount requested, description of expenditure, and sponsorship by the ~~Committee~~committee.

2. ~~b)~~ ~~—~~ If the ~~Vice President for Finance~~Secretary of Internal Affairs is inaccessible for a signature of approval, committee expenditures of less than or equal to \$100.00 may be approved by the President.

### Section 3. Unallocated Funds

~~A.~~

All funds not allocated to ~~SGA~~Student Government Association standing committees shall be designated as the ~~SGA~~ General Fund.

~~1.~~—

~~A.~~ Allocations of the ~~SGA~~ General Fund may be proposed to the Student ~~Senate~~Congress and approved by a majority vote.

~~2.~~—

~~B.~~ The ~~SGA~~ General Fund shall be designated for spending outside the specific duties of the standing committees.

### ~~Section 4.~~

~~A. — The Executive Board shall present the Dispensation of SGA Funds to Student Senate for ratification, no later than the second Student Senate meeting of each fall semester.~~

~~—~~

## **ARTICLE IV. SGA STUDENT GOVERNMENT ASSOCIATION ELECTION RULES AND PROCEDURES**

The following are rules by which the campaigning and elections will be governed. Should there be any violations of these rules, then action may be taken against the individual concerned and/or the candidate for which the individual is campaigning.

Section 1.

         Election Committee

~~A. —~~

A. An election committee ~~of five to seven members of Student Senate~~ shall be formed ~~six~~ by the Vice President four weeks prior to the election day(s) ~~by the~~.

1. ~~For Executive Vice President~~ Board Elections, the Vice President shall form and chair an election committee of preferably five to seven Congress members.

2. ~~1. —~~ For Congress Elections, the Vice President shall have the authority of the Election Committee.

B. In the event that the ~~Executive~~ Vice President is running for ~~reelection~~ election, they must step down from the committee and succession will be followed. If no member of the Executive Board or the Chief of Staff wishes to assume the position, or are all running for election, open nominations will go to and be voted on the Congress floor with preference to members of the Student Congress that have spent at least three (3) semesters at Morehead State University as a full-time student and are not running for an Executive Board position.

~~B.~~

~~C.~~ The election committee shall adhere to all regulations and responsibilities designated to committees in the Bylaws.

~~C.~~

~~D.~~ No candidate for election is eligible for membership in the committee.

~~D. —~~

~~E.~~ The election committee will meet at least two times during the ~~six~~ four weeks prior to the election(s).

~~E. —~~

~~F.~~ The committee shall be responsible for:

1. ~~1. —~~ Setting the election dates.

2. ~~2. —~~ Setting the date for the ~~candidates meeting~~ Candidates Meeting.

3. ~~3. —~~ Setting the date for the debate.

4. ~~4. —~~ Reviewing campaign violations.

- ~~5.~~ ~~5.~~—Conduction of a voter drive during the days of the election;
- ~~6.~~ ~~6.~~—And all other duties as assigned by the ~~Assistant~~ Vice President/~~Dean~~ of ~~Students~~Student Affairs.

## Section 2.-      Voting / Election

### ~~A.~~ ~~In order for a student~~

- A. To be eligible to vote in the election, he/she a student must be a hold full-time student status at Morehead State University.
- ~~B.~~
- ~~B.~~ Voting may not be used as bribery or as a way to gain admittance or admission into any function.
- ~~C.~~
- C. The election will be open during the announced time provided by the Student Government Association. The election information will be announced one week prior to the election. Winners will be selected by receiving the highest percentage of votes. Results will be announced at least one week after the election.
- ~~D.~~
- D. If there is any failure of the university data network or alleged violation that would impair at least five percent of the total number of students from voting, the results of the election could be voided, and a new election may be held within 48 hours. The decision to hold a new election or declare an election void is at the discretion of the ~~Assistant~~ Vice President/~~Dean~~ of ~~Students~~Student Affairs.
- ~~E.~~
- E. If no ~~Campaign Violation~~ campaign violation is filed, the results of the election will be posted within 48 hours of the election. If a ~~Campaign Violation~~ campaign violation is filed, the results will be posted once the violation has been settled.

## Section 3.

### Candidate Requirements and Responsibilities

#### ~~A.~~

- A. Student Government Association Executive Board candidates must meet all the qualifications set forth in the ~~SGA~~Student Government Association Constitution: be a full-time student, have ~~at least~~ a 3.0 institutional cumulative grade point average on a 4.0 GPA scale, or a 3.0 institutional cumulative grade point average on a 4.0 GPA scale from the latest 2 consecutive semesters prior to the election, and be in good disciplinary standing with the university.

B. Any candidate for the office of President must have successfully completed ~~a minimum of 45 hours of~~ at least three (3) semesters as a full-time ~~study~~ student at Morehead State University.

~~C. Candidates for all Executive Board offices must be able to attend at least two SOAR sessions.~~

~~D. Candidates running for any Executive Board office must be available to attend KLA and summer job training unless they are unavailable due to a university sponsored event or if they live outside the university's in-state tuition district.~~

C. Each candidate or their campaign manager as designated on the candidate's application must attend the first candidate's meeting as announced by the ~~SGA~~ Election Committee.

1. At the conclusion of the meeting, each candidate, their campaign manager, or a designated representative must sign a form stating they understand the election rules and regulations.

2. a. ~~—~~ If a representative is not present at the first candidate's meeting, the candidate will be removed from the ballot. unless a university excused absence is presented in accordance with the absence policy outlined in the Student Government Association Constitution and Bylaws.

~~A. F. While campaigning, candidates, their campaign managers, and any other representatives are required to conduct themselves in a professional manner.~~

Section 4.  
       Campaign Regulations

~~A. —~~

A. Candidates running for office may begin campaigning after, and only after, the first candidate's meeting as announced by the ~~SGA~~ Election Committee.

B.  
B. All campaigning functions including campaign promotion, passing out of campaign materials, social media usage, and any other legal campaigning activities are permitted between the end of the first candidate's meeting and until the officially announced ending of the election. Candidates may campaign on election days.

~~C. There will be no campaigning on the day of the election within an approximant 25ft radius of the voter drive.~~

~~D.~~

C. Any campaign activity cannot interfere with the academic mission of the university.

D. While campaigning, candidates, their campaign managers, and any other representatives are required to conduct themselves in a professional manner.

~~1. Candidates must gain permission from the Area Coordinator and or Director of each residence hall and the visit must be documented by the Area Coordinator and or Director of each residence hall.~~

~~2. Candidates must have the proper escort for each building and floor (e.g. female candidates need a male, from that building, escort them on male floors).~~

E. No campaign materials may be posted in residence halls

F. ~~Starting the day after the first candidate's meeting and ending on the day of the election's announced closing, candidates may campaign door to door from 5pm-9pm. Any campaign activity cannot interfere with the academic mission of the university.~~

~~G.~~

E. In order for a candidate to host political activities, documented permission must be gained from the ~~Dean~~Vice President of ~~Students~~Student Affairs or ~~his/her~~their designee and scheduled through the Office of ~~Conference~~Student Center and Event Services.

~~H.~~

F. No voice amplification devices of any kind are to be used.

~~I.~~

G. No mass communication may be sent by a university employee on behalf of a candidate.

~~J.~~

H. Current executive members may not actively endorse candidates or distribute materials on behalf of a candidate.

1. a. ~~The above provision does not apply if the current Executive Member(s) wish(es) to seek election on a joint ticket to an Executive Board position.~~

~~K.~~

I. No university social media accounts can be used for publicizing any candidate. This includes, but is not limited to, the social media accounts owned and operated by an officially listed office, individual, or organization that is directly affiliated with the University. The social media accounts of MSU Athletics, the University's official social media accounts, or the social media accounts of the Student Government Association may not be used to promote the election of any candidate.

~~L.~~

Social media accounts run by the candidate, their campaign manager, or any other non-affiliated University personnel may promote and utilize social media platforms both during campaigning and on the days of the elections. All other non-University affiliated

- J. organizations may only begin promoting a candidate on social media after the first candidates meeting and up until the officially announced close of the election Section 5.

#### Section 5.-      Campaign Materials

~~A.~~

- A. A candidate is responsible for all materials, activities, or other aspects, relating to ~~his/her~~their candidacy; therefore, ~~he/she~~they should approve all materials and activities related to ~~his/her~~their candidacies that are conducted by ~~his/her~~their campaign manager or supporters.
- B.
- B. All campaign materials must include, “Paid for by Candidate” or PFBC. If a candidate does not have PFBC on their campaign material, they have 24 hours after being notified to make the change on the material. If the candidate fails to comply then it will be brought to the election committee as a campaign violation.
- C.
- C. The Student Government Association logo may not be used on any campaign material.
- D.
- D. All political advertising should be put on bulletin boards which are designated for general use and/or other areas designated by the ~~SGA~~ Election Committee. There will be a limit of ONE poster per candidate per bulletin board. No poster on a university bulletin board is to exceed 16” x 24”. No campaign materials will be allowed to be posted in classrooms, computer labs, on trash cans, departmental boards, utility poles, trees, or other places deemed inappropriate by the Office of Student Affairs.
- E.
- E. All campaign literature distributed through the University Post Office or Residence Hall ~~mail boxes~~mailboxes must be properly addressed with the name and appropriate box number as well as the ~~sender~~sender's name. Each candidate is entitled to one stuffing of ~~mail boxes~~mailboxes in the residence halls during all-campus elections. The Office of Student Affairs must be notified 48 hours prior to the stuffing of Residence Hall ~~mail boxes~~mailboxes in order to notify the Office of Student Housing.

- F.
- F. Political banners are to be displayed only with the approval of the Office of Student Affairs.
- G.
- G. No candidate may negatively refer to ~~his/her~~their opponent or other person affiliated with an opponent in any campaign materials or events.
- H.
- H. No under-the-door distribution of materials or door-to-door campaigning will be approved for elections.
- I.
- I. A Candidate's campaign material may be removed only by the candidate, the campaign manager, or a designated representative.
- J.
- J. All posted campaign materials must be removed by the candidate or the candidate's designated representative 48 hours following the completion of the election.

Section 6.-      Campaign Finance

~~A.~~

- A. Any candidate running for an Executive Board position or for a position on the Student ~~Senate~~Congress is only permitted to spend up to \$250.00 on campaign advertising materials.
- B. Campaign advertising materials ~~is~~are defined as any promotional item that advances the ~~candidates~~candidate's name or presence and includes but is not limited to banners, promotional flyers, ~~or~~ business cards, giveaway items, etc.
- C. A copy of the receipt for all campaign advertising materials must be turned in and filed with the Office of Student Affairs 24 hours before the opening of voting polls.

Section 7.

     Campaign Violations

- A. ~~A.~~ Any formal complaint about a candidate or their materials must be filed by submitting a Campaign Violation Form to the Election Committee.
- B.
- B. Forms must be submitted no more than 48 hours after the election has ended.

C. C. Any violation will be reviewed by the election committee, who will determine whether the violation will be submitted to the Student Court.

~~D. —~~  
D. A Student Court hearing will take place no more than 5 business days after the form has been officially submitted by the Election Committee. \_

~~Section 8.~~

~~The election will follow Robert's Rules of Order to govern election procedure when not in conflict with the election rules. If at any time the election rules are found in conflict with the Constitution of the SGA, constitutional rules and requirements are to be followed.~~

E. The Election Committee reserves the right to make temporary changes to Article IV in good faith.

**ARTICLE V. ADDING, STRIKING, AND AMENDING THE BYLAWS OF ~~SGA~~THE STUDENT GOVERNMENT ASSOCIATION**

Section 1.

~~Procedure for Adding, Striking, and Amending Bylaws~~

~~A. — A motion~~

Amendments and changes to this constitution may be ~~made~~proposed by ~~any~~a member of the Student ~~Senate to add, strike, and amend bylaws.~~

~~A. B. — An Congress in which an Ad Hoc committee, hoc Committee is assembled. The Ad hoc Committee shall be chaired by the Executive Vice President shall be in charge of suggesting, editing, and finalizing a revised copy of the bylaws.~~

~~C. — Bylaws~~

B. Amendments and changes to this constitution may ~~be accepted, rejected, or amended~~also arise by means of a ~~TWO-THIRDS vote of~~petition signed by not less than 10 percent of the Student Government Association.

C. An Amendment shall become effective when ratified by a two-thirds majority of the Student Congress, and when approved by the Board of Regents.

Approved by Legislative Committee: 2/20/2007

Approved by Congress: 2/21/2007

Revised by Congress: 9/26/2007

Revised and Approved by Congress: 2/03/2010



**Revised and Approved by Congress: 9/22/2010**

**Revised and Approved by Congress: 2/26/2015**

**Revised by Congress: 12/02/2015**

**Revised and Approved by Congress: 1/24/2018**

**Revised and Approved by Senate: 11/28/2018**

**Approved by the Board of Regents: 3/28/2019**

**Revised and Approved by Senate: 1/25/2023**

**Recommendation:**

To approve and authorize the President of Morehead State University to work with all parties (Morehead State University Foundation and Council on Postsecondary Education) in order to optimize the match program and generate additional funds to support the University. And, to approve the endowments listed below that are qualified for the match.

**Background:**

MSU has the opportunity to match up to \$1,279,000.00 from CPE's Endowment Match program. That total is divided equally into two categories:

1. \$639,500.00 – Undergraduate scholarships, graduate fellowships, and mission support activities.
2. \$639,500.00 – Chairs, professorships, research staff or research activities to support an endowed chair or professor.

Funds collected, qualified and ready for the match:

**Randy & Judith Green Family Scholarship** – a scholarship to benefit full-time Morehead State students pursuing an Associate's or Bachelor's degree in a STEM+H-related field. Must be a resident of the MSU traditional 22-county service region – Elliott County preferred. **(\$100,000 was given in January 2023 and \$100,000 was given in January 2022) \*\*Note: At the December 1, 2022 BOR Meeting, the January 2022 endowment was identified as providing scholarships for STEM students. This resolution hereby amends the previous resolution and expands the eligibility to STEM+H.**

- **Sarah and Dr. George Kerr Endowment** – a scholarship to benefit Morehead State students in a STEM+H field. This endowment is intended to honor Dr. Kerr's career as a Health Physicist. **(\$25,000 was given in January, 2023)**
- **John Kirk-Adron Doran Memorial Scholarship** – a scholarship to benefit Morehead State students in a STEM+H field. This endowment is intended to honor Dr. Adron Doran's impact on the donor's life and career. **(\$100,000 was given in December, 2022.)**

**APPROVE 2023-2024 HOUSING RATES**

**BOR IV-B-1**  
**February 23, 2023**

**Recommendation:**

That the Board of Regents approve the recommended student housing rates effective for the 2023-2024 academic year.

**Background:**

Housing rental rates are established to remain competitive with other state universities and the local housing market with similar amenities. MSU continues to provide housing as an affordable option for our students. The average residence hall rate recommended in the 2023-2024 Operating Budget is \$2,750 per semester. The proposed rate schedule listed below provides the recommended 2023-2024 residence hall rates.

<b>Residence Hall Rentals (Semester)</b>	<b>2022-2023</b>	<b>2023-2024</b>	
Alumni Tower	\$2,750	\$2,750	
Alumni Tower (Craft)	NA	\$2,850	
Andrews Hall 2-Person	\$3,200	\$3,200	
Andrews Hall 4-Person	\$3,450	\$3,450	
Cartmell Hall	\$2,400	\$2,400	
Cartmell Hall (Single Premium)	\$2,800	\$2,800	
East Mignon Hall	\$2,650	\$2,650	
Fields Hall	\$2,550	\$2,550	
Grote-Thompson Hall	\$2,750	\$2,650	
Mignon Hall	\$2,650	\$2,650	
Mignon Tower	\$2,650	\$2,650	
Nunn Hall	\$2,500	\$2,500	
West Mignon Hall	\$2,650	\$2,650	
University Farm			
Lundergan Hall	\$3,350	\$3,350	
Lundergan Hall (work assignment)	\$1,675	NA	
Padula Hall	\$3,350	\$3,350	
Padula Hall (work assignment)	\$1,675	NA	
<b>Apartment Rentals (Semester)</b>	<b>2023-2024 Rate Per Person, if Shared Among:</b>		
	<b>1 Person</b>	<b>2 Persons</b>	<b>3 Persons</b>
Eagle Lake Apartments			
1 Bedroom	\$6,120	\$3,060	NA
2 Bedroom	NA	\$4,440	\$2,960
Mays Hall Apartments			
Efficiency	\$4,520	NA	NA
1 Bedroom	\$5,920	\$2,960	NA
2 Bedroom	NA	\$4,275	\$2,850
Normal Hall Apartments*	\$5,500	\$2,750	NA

**Summer Rates (All Halls and Apartments - Rate Per Person)**

Summer Term (June - July)	\$750
Summer I (June)	\$400
Summer II (July)	\$400
Intersession (May)	\$200
Intersession (August)	\$200

*\* one person occupancy pending availability*

***Housing Notes:***

- 1. All rates are for standard occupancy unless otherwise noted.*
- 2. A \$150 non-refundable housing deposit is required for all new students who submit a residence hall housing contract application.*
- 3. Private rooms, private suites, and semi-private suites are subject to availability and are billed at a premium rate.*
- 4. Morehead State University's On-Campus Residency Policy requires all full-time students under the age of 21 who have not lived on campus for four (4) semesters to live on campus and subscribe to one of the University meal plans. Students must be 21 years of age by the first day of classes to fulfill residency and meal plan requirements. Full-time students enrolled exclusively in internet courses and/or enrolled exclusively at a regional campus center are exempt from this policy. Additionally, students that reside at the University Farm are exempt from this policy.*
- 5. All full-time students with at least one class located on MSU's main campus will automatically be enrolled in the Dining Dollars Program (\$100 FLEX per semester) provided the student is not enrolled in another meal plan.*
- 6. Students who do not meet the criteria to live off campus, and do not have an approved housing waiver, will be billed "Required Housing" which is equivalent to the lowest published residence hall semester rate for a standard double occupancy room.*
- 7. Rooms in designated break housing will remain open during University closed periods (Thanksgiving Break, Winter Break, Spring Break). All other residence halls will be closed during break periods.*
- 8. Designated floors in Alumni Tower will be solely for students enrolled in the Craft Academy for Excellence in Science and Mathematics.*

Prepared by Mary Fister-Tucker

**APPROVE  
EMPLOYEE COMPENSATION PLAN**

**BOR IV-B-2  
February 23, 2023**

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**Recommendation:**

That the Board, upon recommendation of the President, approve the recommended compensation plan for full-time employees.

**Background:**

To recognize the on-going efforts of our employees, the following compensation plan is recommended for full-time individuals:

**Base Salary Increases:**

- All full-time employees who were employed full-time on September 1, 2022, have continued to be employed full-time, and are full-time on March 1, 2023, shall receive a 3.0% base salary increase to begin April 1, 2023.

**Longevity / Prior Year(s) Catchup Increases:**

- All full-time employees who were employed full-time on September 1, 2017, have continued to be employed full-time with no break in service, and are full-time on March 1, 2023, shall receive an additional 0.50% base salary increase to begin April 1, 2023.
- All full-time employees who were employed full-time on September 1, 2016, have continued to be employed full-time with no break in service, and are full-time on March 1, 2023, shall receive an additional 0.50% base salary increase to begin April 1, 2023.
- All full-time employees who were employed full-time on September 1, 2015, have continued to be employed full-time with no break in service, and are full-time on March 1, 2023, shall receive an additional 0.50% base salary increase to begin April 1, 2023.
- All full-time employees who were employed full-time on September 1, 2014, have continued to be employed full-time with no break in service, and are full-time on March 1, 2023, shall receive an additional 0.50% base salary increase to begin April 1, 2023.

**Compensation Scales:**

- The minimum salary for full-time employees shall be \$12.00 per hour.
- The MSU Staff Compensation Scale minimums shall increase by 1.0% beginning April 1, 2023. (Note: The scale guides initial, entry level hiring of staff employees.)

\*All increases and the associated fringe benefits shall be paid to the extent allowed by the employee funding source. Base salary increases of restricted fund employees shall be subject to the availability of funds within the funding source.

\*\*The Board of Regents authorizes the President of the University to analyze and determine how to handle any factors, or specific employees, which may have unusual circumstances.

Prepared by Joseph A. "Jay" Morgan

## **APPROVE COACHES' CONTRACT EXTENSIONS**

**BOR IV-B-3  
February 23, 2023**

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### **Recommendation:**

That the Board of Regents approve the contract extensions for the following athletic coaches:

Stephanie M. Barker, Women's Golf Coach (contract extended to May 31, 2027)

Benjamin Dixon, Men's & Women's Cross Country/Track Coach (contract extended to May 31, 2027)

Alan C. Joseph, Head Rifle Coach (contract extended to May 31, 2027)

William M. Martin, Men's Golf Coach (contract extended to May 31, 2027)

### **Background:**

Stephanie M. Barker has been the Women's Golf Coach since August of 2007. Coach Barker's contract includes expectations regarding Academic Progress Rates (APR), and Graduation Success Rates (GSR). Furthermore, Coach Barker agrees to abide by all NCAA & Morehead State University policies and procedures. This is not a tenure-eligible appointment.

Benjamin Dixon has been the Men's & Women's Cross Country and Track Coach since January of 2020. Coach Dixon's contract includes expectations regarding Academic Progress Rates (APR), and Graduation Success Rates (GSR). Furthermore, Coach Dixon agrees to abide by all NCAA & Morehead State University policies and procedures. This is not a tenure-eligible appointment.

Alan C. Joseph has been the Head Rifle Coach since August of 2014. Coach Joseph's contract includes expectations regarding Academic Progress Rates (APR), and Graduation Success Rates (GSR). Furthermore, Coach Joseph agrees to abide by all NCAA & Morehead State University policies and procedures. This is not a tenure-eligible appointment.

William M. Martin has been the Men's Golf Coach since August of 2014. Coach Martin's contract includes expectations regarding Academic Progress Rates (APR), and Graduation Success Rates (GSR). Furthermore, Coach Martin agrees to abide by all NCAA & Morehead State University policies and procedures. This is not a tenure-eligible appointment.



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Morehead State University is committed to providing equal educational opportunities to all persons regardless of race, color, national origin, age, religion, sex, sexual orientation, gender identity, gender expression, disabled veterans, recently separated veterans, other protected veterans, and armed forces service medal veterans, or disability in its educational programs, services, activities, employment policies, and admission of students to any program of study. In this regard the University conforms to all the laws, statutes, and regulations concerning equal employment opportunities and affirmative action. This includes: Title

VI and Title VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Executive Orders 11246 and 11375, Equal Pay Act of 1963, Vietnam Era Veterans Readjustment Assistance Act of 1974, Age Discrimination in Employment Act of 1967, Sections 503 and 504 of the Rehabilitation Act of 1973, Americans with Disabilities Act of 1990, and Kentucky Revised Statutes 207.130 to 207.240; Chapter 344 and other applicable statutes. Vocational educational programs at Morehead State University supported by federal funds include industrial education, vocational agriculture, business education, and the associate degree program in nursing. Any inquiries should be addressed to: Affirmative Action Officer, Morehead State University, 301 Howell-McDowell Administration Building, Morehead, KY 40351, 606-783-2097.