

To AS Senate:

This recommendation is in regards to a conversation between the AS CCO and the AS Executive Director that happened on February 4th, 2025. The Office of the AS President and the AS External Vice President of Local Affairs (EVPLA) have been working collaboratively on a local grant project, Raise the Bar<sup>1</sup>, in the Santa Barbara community since 2023. This project has the support of the California State and, consequently, has been a huge success in the community. The State has decided to issue a stipend to AS President Broadway and AS EVPLA Meyers directly within their office capacity representing this Association for their dedication and hardwork on the project. Their efforts cannot be understated and must be commended as this project, more details can be found by contacting them directly, continues strongly to this day.

However, this does pose an interesting issue for this Association that must be addressed, which has never, or has rarely, happened before. The AS Executive Director has already asked the AS Associate Director for Finance and Budgets to draft, approve, and submit an invoice to the project so this Association can receive the stipend on behalf of the AS President and AS EVPLA. The issue has shifted now from if the funds will come through the Association's book to what happens when it does. As such, there are two decisions that must be made through legislation, and two recommendations are given by this Office.

#### **The Issue of Payment to AS President Broadway and AS EVPLA Meyers**

The State has issued this stipend to them directly in recognition for their work and their dedication to the project. This money will go through the books of the Association. Currently, there are no workflows, policies, or procedures to distribute these funds properly. Anything new will also be retroactive

UCSB AS By-laws Article XVI describes stipends and honoraria for the members of this Association. Stipends defined under this Article do not apply to this current situation as Article XVI describes students within the context of student fees. As these funds come from outside of student fees, they cannot be governed under this section currently.

#### **The Issue of Future External Payments to AS Association Members in their Official Capacity**

After talking with student leaders, career staff, and other key members of this Association, the consensus within the Association, as gathered by this office, is that there is no will to allow for or establish a method of earning external funds through an official capacity of a role in this Association. Some cited reasons include the unnecessary incentive for profitable projects, loopholes to earn more than allowed under honoraria, and the necessity for such a situation to be approved on a case by case basis.

1. Please see the following links for more information:

<https://docs.google.com/document/d/10FCPBDyOpHe6QIPGBCSIOcej49-FJxh4/>

[https://docs.google.com/document/d/12HtpkdfqExxUnKOE\\_m\\_zCuhgHblZIRZUETwuUvaxP7zU/](https://docs.google.com/document/d/12HtpkdfqExxUnKOE_m_zCuhgHblZIRZUETwuUvaxP7zU/)

<https://www.abc.ca.gov/new-law-requiring-bars-serving-spirits-to-offer-drug-testing-devices-to-take-effect-july-1/>

<https://www.valor.us/stateconferences/valor-2024-statewide-conference/>

## Recommendation on The Issue of Payment to AS President Broadway and AS EVPLA Meyers

This Office believes that the hard work of AS President Broadway and AS EVPLA Meyers, and respectively their office, should be rewarded. In addition, the funds are already on their way into the books of this Association. Rejecting these funds at this stage would cause unnecessary friction from accounting to public relations and beyond.

As such, this Office recommends to the Senate to draft and pass legislation granting an authorization to approve and receive these funds retroactively. This Office also recommends a one-time exception, through a 3/4th vote, to UCSB AS By-laws Article XVI, as any processes have not been implemented at the time of receiving the stipends. This legislation will direct AS Administration to receive these funds and then expense them to AS President Broadway and AS EVPLA Meyers directly and evenly.

## Recommendation on The Issue of Future External Payments to AS Association Members in their Official Capacity

This Office notes that currently, honoraria and approved stipends should be the only income derived through the official business of this Association. However, this Office also believes that situations such as this will happen in the future. This Office has reached out to career staff members and have confirmed that if the expectation, or prohibition thereof, of external pay is explicitly stated within the job description, there are no immediate problems. This Office however, recommends additional research and consultation on this topic to ensure there are no policies or laws broken with this addition.

As such, this Office recommends to the Senate to draft and pass legislation to create Policy 41 under Policy and Procedures of the UCSB AS By-laws, or add a section under the existing Policy 33. This policy would outline the expectation of when external pay (that is non-student-fee revenue) shall be earned by an honoraria-earning member of this Association. This policy will also outline the process in which when such an exception will be heard, how such an exception will be requested, the timeline for the approval process of such an exception, the process of processing and receiving approved funds (both for AS Administration and for the recipient), the process of processing and rejecting denied funds (both for AS Administration and for the recipient), and the process of appealing such a ruling.

This Office also recommends a clear statement under UCSB AS By-laws Article XVI stating that any external funds that are earned under the official capacity of their role in this Association is not allowed.

As always, please do not hesitate to reach out if you have any additional questions or concerns.

Sincerely,

David Jr Sim  
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A handwritten signature in black ink that reads "David Jr Sim". The signature is written in a cursive, flowing style with a large, stylized 'D' and 'S'.