

FOR CONFIRMATION

PUBLIC

CLOSED SESSION

TO: Executive Committee

SPONSOR: Desmond Pouyat, Dean of Student Experience and Wellbeing
CONTACT INFO: Phone: 416-287-7673 / Email: desmond.pouyat@utoronto.ca

PRESENTER: See Sponsor
CONTACT INFO:

DATE: March 18, 2021 for March 25, 2021

AGENDA ITEM: 5 (d)

ITEM IDENTIFICATION:

Compulsory Non-Academic Incidental Fees – Student Society Fees: UTSC Student Society Proposals for Fee Increases.

JURISDICTIONAL INFORMATION:

Section 5.1 of the Campus Affairs Committee Terms of Reference lists student societies and compulsory non-academic incidental fees among the Committee’s areas of responsibility.

Sections 5.4.1 and 5.4.2 provide that compulsory non-academic incidental fees for representative student committees and divisional student societies “are approved by the UTSC Council on the recommendation of the UTSC Campus Affairs Committee.”

Student society fees are subject to the terms and conditions of the *Policy on Ancillary Fees* (Category 2.0, “Student organizations and services provided by such organizations,” and Category 3.0, “Student levies for specific, limited projects”), and the *Policy for Compulsory Non-Academic Incidental Fees* (Preamble, Section A., and in particular, Section B). More information on these sections is appended in the attached memo from Desmond Pouyat, Dean of Student Experience and Wellbeing.

Increases that are greater than the cost of living must be supported by referendum. Other increases must be supported by a previous referendum approving the concept of annual increases by the cost of living or an explicit inflation factor.

The administrative procedures are outlined in the *Handbook for Student Societies*, which is published by the Office of the Vice-Provost, Students (OVPS).

Requests for increases are brought forward to the Committee by the administration on the assurances of the student societies that due constitutional and fair procedures have been followed within the societies concerned. If a complaint is received about the process related to a fee request from a student society, the OVPS makes inquiries about the issue and, if necessary, investigates matter further as part of the assessment of the request.

GOVERNANCE PATH:

1. UTSC Campus Affairs Committee [For Information] (February 11, 2021)
2. UTSC Campus Council [For Approval] (March 10, 2021)
3. **Executive Committee [For Confirmation] (March 25, 2021)**
4. University Affairs Board [For Information] (April 22, 2021)

PREVIOUS ACTION TAKEN:

Requests for changes to existing student society fees and/or the establishment of new fees may be brought forward to the Committee on one or more occasions each year. This is the first set of requests on behalf of student societies brought forward this year.

HIGHLIGHTS:

The following student society has requested changes to fees charged on its behalf by the University:

Scarborough Campus Students' Union (SCSU)

Additional information is provided in the attached memorandum from Desmond Pouyat, Dean of Student Experience and Wellbeing.

The requests have been reviewed by the Office of the Vice-Provost, Students in light of the requirements of the *Policy for Compulsory Non-Academic Incidental Fees* and are found to be in compliance. Therefore, the requests are recommended for approval.

FINANCIAL IMPLICATIONS:

There are no net implications for the campus' operating budget.

RECOMMENDATION

Be it Confirmed by the Executive Committee,

THAT beginning in the Summer 2021 session, the Scarborough Campus Students' Union (SCSU) fee be modified as follows: (a) an increase of \$7.09 per session (\$1.42 part-time) in the UTSC Sports & Recreation Complex Levy portion of the fee;

THAT beginning in the Fall 2021 session, the SCSU fee be modified as follows: (a) an increase of \$0.06 per session (full-time only) in the Canadian Federation of Students (CFS) portion of the fee; (b) continuation of the WUSC Program portion of the fee through the 2021-22 academic period; and

subject to confirmation of the following fee increase proposals by the SCSU Board of Directors at its March 19, 2021 meeting,

THAT beginning in the Fall 2021 session, the SCSU fee be modified as follows: (a) an increase of up to \$8.23 per Fall and Winter sessions (full-time only) in the Health Plan portion of the fee; (b) an increase of up to \$10.40 per Fall and Winter sessions (full-time only) in the Dental Plan portion of the fee.

If approved, the total Fall/Winter SCSU fee will be up to \$473.48 per session (\$51.40 part-time), charged to all UTSC undergraduate students.

DOCUMENTATION PROVIDED:

Compulsory Non-Academic Incidental Fees – UTSC Student Society Proposals for Fee Increases

TO: Members of the UTSC Campus Council

FROM: Desmond Pouyat, Dean of Student Experience and Wellbeing

DATE: March 1, 2021

SUBJECT: Compulsory Non-Academic Incidental Fees – UTSC Student Society Proposals for Fee Increases

Requests from one UTSC student society for the fee changes listed below has been received by the Office of the Vice-Provost, Students (OVPS), which manages the University-wide administrative processes related to student society fee requests. The OVPS works with my office as necessary and keeps me informed with respect to the fee requests received from UTSC student societies.

The applications have been reviewed in light of the requirements of the *Policy for Compulsory Non-Academic Incidental Fees*. The requests below are found to be in compliance with these requirements and are recommended for approval.

Requests for fee increases from student societies must meet a number of requirements. Section B.4. of the *Policy for Compulsory Non-Academic Incidental Fees* outlines the University's general expectations:

Requests to change the fee collected on behalf of a student society and requests for new fees shall be approved only when evidence has been presented that the request has been authorized by due constitutional process in the organization. The procedures to request approval of a new fee or an increase to an existing fee shall be published in the Handbook for Student Societies.

Cost of Living Increases

- (a) *Where the amount of an increase in the fee charged is not greater than the year-over-year change in consumer prices for Ontario as measured by Statistics Canada (December-over-December) as of December 31 of the previous year, the request must be supported by the results of a previous referendum approving the principle of a cost-of-living adjustment. In special circumstances (e.g., when a portion of a student society fee is designated for a health plan or capital project), other inflation indexes or predetermined inflation factors may be used, provided that the request is supported by the results of a previous referendum approving the use of the specific inflation index or predetermined inflation factor.*

Referendum Requirement

- (a) *Where the amount of an increase in the fee charged is greater than the year-over-year change in consumer prices, the request must be supported by the majority of the society's members voting in a recent referendum.*

The procedures for handling fee change requests (from the *Handbook for Student Societies* published by the OVPS) also provide that requests for a fee increase must be supplied with the following:

Evidence that the request to change the existing fee (or to institute a new charge) has been authorized by due constitutional process of the organization. This evidence should include a copy of or specific reference to the section of the society's constitution and/or by-laws which relate to the mechanism for fee changes, minutes of the meeting at which the resolution to request the change was passed, details and results of any referenda related to the subject which may have been held within the division, and publicity given the matter to ensure that those who may be affected by the change are aware of the proposal, including size and purpose of the increase, and have had the opportunity to make their views known.

Normally, the administration intersects with these processes at two points. Initially, student societies are asked to seek advice from the OVPS on the wording of the referendum questions (with respect to clarity and technical language). The second point occurs after the referendum when the student society makes the formal request for a fee increase. The recommendation for approval is derived from the assessment of whether or not the society has met the requirements established in the *Policy* and relevant procedures.

Occasionally, the OVPS is asked to look into complaints about referendum procedures and compliance with relevant portions of the society's constitution and/or by-laws. The results of these investigations play a significant role in the assessment of the request and the recommendation for approval.

The assessment of requests for fee increases is normally based upon the following expectations:

1. The student society must make the request in a manner consistent with the *Policy for Compulsory Non-Academic Incidental Fees* and the University's procedures for increases to student society fees;
2. When required, there must be a positive result in a referendum for a fee increase (special conditions established by the society's by-laws, such as quorum, must also be met);
3. The referendum question itself should be clear and provide enough information to students in order to gain a full understanding of the implications of the question and proposed fee for them;
4. The referendum must be held in a fair manner, advertised and promoted in a reasonable manner, and the members of each organization should be given a reasonable opportunity to vote; and
5. Each organization must comply with the provisions of its own by-laws, rules of procedure, and specific policies and procedures approved by the society's board or council.

Societies which have previously received approval (by referendum) from their members for an annual cost of living increase in the society's portion of the fee may request increases, upon approval by the society's board or council, of up to the previous Ontario December-over-December cost of living increase (consumer price index) calculated by Statistics Canada. The December 2020 consumer price index for Ontario was 0.7%.

As outlined in the excerpt from the *Policy* above, where members of a society have given consent (through a previous referendum) to the concept of inflationary increases according to a specific inflation factor or measure, this inflation factor may be used. For example, the Scarborough Campus Students' Union may request increases in both the Health Plan and Dental Plan portions of their fee of up to 10%.

It is important to note that when dealing with a student society request for a fee change, it is the society's own constitution, by-laws, or established policies that set the standards for acceptable results in referenda. In some cases, society constitutions establish a minimum voter turnout in order to consider a referendum result to be valid. The University has not established additional criteria with respect to valid referendum voter turnout.

In addition, with respect to both requests for increases based upon the results of a referendum, and increases which require only the approval of the society's board or council, the administration relies on the assurances of student societies that due constitutional processes and fair procedures have been followed.

Scarborough Campus Students' Union (SCSU)

Background

In Fall/Winter 2020-21, the total SCSU fee was \$447.70 per session for full-time University of Toronto Scarborough (UTSC) undergraduate students (\$49.98 part-time). The fee includes \$82.31 per session (full-time only) for the Health Plan portion of the fee; \$104.03 per session (full-time only) for the Dental Plan portion of the fee; \$8.33 per session (full-time only) for the Canadian Federation of Students (CFS) portion of the fee, \$0.75 per session (\$0.25 part-time) for the WUSC Program portion of the fee, and \$177.14 per session (\$35.42 part-time) for the UTSC Sports & Recreation Complex Levy.

Requests

- i. An inflationary increase in the Health Plan portion of the fee.*

In accordance with the original referendum question, the SCSU may request increases to the Health Plan portion of the fee of up to 10% upon approval of a resolution by the SCSU Board of Directors.

At its March 19, 2021 meeting, the SCSU Board will consider a resolution to request an inflationary increase to the Health Plan portion of the fee.

In the course of considering this request, the Office of the Vice-Provost, Students has not received any complaints concerning the process leading up to the request.

ii. An inflationary increase in the Dental Plan portion of the fee.

In accordance with the original referendum question, the SCSU may request increases to the Dental Plan portion of the fee of up to 10% upon approval of a resolution by the SCSU Board of Directors.

At its March 19, 2021 meeting, the SCSU Board will consider a resolution to request an inflationary increase to the Dental Plan portion of the fee.

In the course of considering this request, the Office of the Vice-Provost, Students has not received any complaints concerning the process leading up to the request.

iii. A cost of living increase to the Canadian Federation of Students (CFS) portion of the fee.

At its meeting held on February 13, 2021, the SCSU Board approved a resolution to request a cost of living increase to the CFS portion of the fee.

In the course of considering this request, the Office of the Vice-Provost, Students has not received any complaints concerning the process leading up to the request.

iv. Continuation of the WUSC Program portion of the fee.

At its meeting held on January 23, 2021, the SCSU Board approved a resolution to continue the WUSC Program portion of the fee.

In the course of considering this request, the Office of the Vice-Provost, Students has not received any complaints concerning the process leading up to the request.

v. An increase in the UTSC Sports & Recreation Complex Levy.

Pursuant to the provisions of the original referendum question, approved in the spring of 2010, annual increases to the Levy of 4% over a 25-year period following the implementation of the summer 2014 increase have been approved. The referendum question is considered an agreement among the students, the SCSU, and the University, in respect of the Levy.

Summary of Changes

| Scarborough Campus Students' Union | Summer 2021 | | Fall 2021 | | Winter 2022 | | Summer 2020 | | Fall 2020 | | Winter 2021 | |
|---|-----------------|-----------------|------------------------|-----------------|------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| | Full-time | Part-time | Full-time | Part-time | Full-time | Part-time | Full-time | Part-time | Full-time | Part-time | Full-time | Part-time |
| Society (cost-of-living increases permitted without referendum)) | 27.98 | 1.73 | 27.98 | 1.73 | 27.98 | 1.73 | 27.40 | 1.70 | 27.98 | 1.73 | 27.98 | 1.73 |
| Health Plan (including sales tax; increases up to 10% permitted without referendum; refundable) | | | Up to 90.54 | | Up to 90.54 | | | | 82.31 | | 82.31 | |
| Dental Plan (including sales tax; increases up to 10% permitted without referendum; refundable) | | | Up to 114.43 | | Up to 114.43 | | | | 104.03 | | 104.03 | |
| Student Centre (cost-of-living increases permitted without referendum) | 41.68 | 12.48 | 41.68 | 12.48 | 41.68 | 12.48 | 40.82 | 12.22 | 41.68 | 12.48 | 41.68 | 12.48 |
| Blue Sky Solar Car (refundable) | 0.13 | | 0.13 | | 0.13 | | 0.13 | | 0.13 | | 0.13 | |
| Canadian Federation of Students (CFS) (Canadian CPI cost-of-living increases permitted without referendum)) | 8.33 | | 8.39 | | 8.39 | | 8.15 | | 8.33 | | 8.33 | |
| Day Care Subsidy (refundable) | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | |
| Downtown Legal Services (refundable) | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | |
| Foster Children Program | 0.05 | | 0.05 | | 0.05 | | 0.05 | | 0.05 | | 0.05 | |
| Frontier College Students for Literacy (refundable) | | | 0.50 | 0.10 | 0.50 | 0.10 | | | 0.50 | 0.10 | 0.50 | 0.10 |
| Health Initiatives in Developing Countries (refundable) | 0.25 | | 0.25 | | 0.25 | | 0.25 | | 0.25 | | 0.25 | |
| Orientation (refundable) | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | | 0.50 | |
| U of T Environmental Resource Network (refundable) | 0.25 | | 0.25 | | 0.25 | | 0.25 | | 0.25 | | 0.25 | |
| Wheelchair Accessibility Projects | 1.00 | | 1.00 | | 1.00 | | 1.00 | | 1.00 | | 1.00 | |
| Women's Centre (refundable) | 1.50 | | 1.50 | | 1.50 | | 1.50 | | 1.50 | | 1.50 | |
| WUSC Fund | | | 0.30 | | 0.30 | | | | 0.30 | | 0.30 | |
| WUSC Program (through 2021-22; SCSU Board approval required for continuation) | 0.75 | 0.25 | 0.75 | 0.25 | 0.75 | 0.25 | 0.75 | 0.25 | 0.75 | 0.25 | 0.75 | 0.25 |
| UTSC Sports & Recreation Complex Levy (through 2038-39; increases up to 4% permitted without referendum) | 184.23 | 36.84 | 184.23 | 36.84 | 184.23 | 36.84 | 177.14 | 35.42 | 177.14 | 35.42 | 177.14 | 35.42 |
| TOTAL | \$267.65 | \$51.30 | Up to \$473.48 | \$51.40 | Up to \$473.48 | \$51.40 | \$258.94 | \$49.59 | \$447.70 | \$49.98 | \$447.70 | \$49.98 |
| Change from Previous Year | +3.4% \$8.71 | +3.4% \$1.71 | Up to +5.8% \$25.78 | +2.8% \$1.42 | Up to +5.8% \$25.78 | +2.8% \$1.42 | +3.4% \$8.51 | +3.5% \$1.67 | +1.9% \$8.43 | +3.4% \$1.65 | +1.9% \$8.43 | +3.4% \$1.65 |

Recommendations

Be it Resolved,

Subject to confirmation by the Executive Committee,

THAT beginning in the Summer 2021 session, the Scarborough Campus Students' Union (SCSU) fee be modified as follows: (a) an increase of \$7.09 per session (\$1.42 part-time) in the UTSC Sports & Recreation Complex Levy portion of the fee;

THAT beginning in the Fall 2021 session, the SCSU fee be modified as follows: (a) an increase of \$0.06 per session (full-time only) in the Canadian Federation of Students (CFS) portion of the fee; (b) continuation of the WUSC Program portion of the fee through the 2021-22 academic period; and

subject to confirmation of approval of the following fee increase proposals by the SCSU Board of Directors at its March 19, 2021 meeting,

THAT beginning in the Fall 2021 session, the SCSU fee be modified as follows: (a) an increase of up to \$8.23 per Fall and Winter sessions (full-time only) in the Health Plan portion of the fee; (b) an increase of up to \$10.40 per Fall and Winter sessions (full-time only) in the Dental Plan portion of the fee.

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