



The University of West Florida Student Government Association

Pronouns

Legislation: 21-22 Bill XX
Author(s): Senate Pro Tempore Grant

First Reading: 2/11/22	Second Reading: <u>2/11/22</u>
Yes: 11	Yes: 11
No: 0	No: 0
Abstain: 0	Abstain: 0

Ms. Sydney Grant
Senate Pro Tempore

Be it known that Student Government 21-22 Bill XX is hereby signed on _____.

Pass

Veto

Date

Mr. Ruben Gardner

TITLE I: DEFINITIONS, INTERPRETATIONS, AND CONSTRUCTION OF AND COMPLIANCE WITH THE STATUTES

Chapter 101: Definitions

101.08 The term “Civilly Liable”

A person is “Civilly Liable” for the purposes of this Act when a court of competent jurisdiction enters final judgment against ~~him or her~~them in a civil action. 101.09 The term “Conflict” or “Conflict of Interest” A situation in which regard for a private interest tends to lead to a disregard of a public duty or interest.

101.32 The term “Recall Referendum”

A ballot measure to put to a constituency affected a petition, signed by a requisite number of constituents and in a form prescribed by student body law, that seeks to recommend to the Student Government the removal of a Student Government officer from office who has been convicted of a misdemeanor related to ~~his or her~~their duties, or who has been found civilly liable for an act of moral turpitude, after all available appeals have been exercised, waived, or have expired.

101.34 The term “Registered Student”

A person admitted to the University who is enrolled in at least one credit hour during the current academic term, is in good standing with the University, and has paid ~~his or her~~their activity and service fees, or had ~~his or her~~their fees deferred by the University, for the current academic term.

TITLE III: THE LEGISLATIVE BRANCH

Chapter 300: The Senate

300.05 Calling of Senate Meetings

A. The Vice President shall be empowered to call Senate meetings, and shall call a meeting if requested to do so by a petition of one-half of the members of the Senate holding office at the time the petition is presented to ~~him or her~~them. The Vice President shall be responsible for notifying Senators of special meetings.

Chapter 311: Appointments

311.01 Senate appointments shall be permitted and each appointed senator shall be expected to complete the unexpired term of ~~his or her~~their position.

TITLE VI: THE JUDICIAL BRANCH

Chapter 602: Supreme Court Duties and Responsibilities

602.03 If a Justice, due to position or affiliation decides ~~he or she~~they cannot render a fair and impartial decision, the Justice shall abstain from any judicial participation on such matter being heard.

TITLE VII: STUDENT GOVERNMENT OFFICER

ACCOUNTABILITY & REMOVAL ACT

Chapter 702: Impeachment from Office

702.01 Any Student Government Officer who is convicted by a court of competent jurisdiction of a felony, or misdemeanor that is related to the duties of ~~his or her~~their office, is subject to removal from office. The officer shall be removed by either impeachment by the legislative branch of Student Government Association with Majority Vote of the entire membership of said body, or by a recall referendum by the registered students of ~~his or her~~their constituency as enumerated in Chapter 704 infra, provided that all available rights of judicial appeal have been exercised, waived, or have expired.

702.02 Any Student Government Officer who is found civilly liable for an act of moral turpitude committed while holding such office, is subject to removal from office by either impeachment by the legislative branch of Student Government Association by Majority Vote of the entire seated membership of said body, or by recall referendum by the registered students of ~~his or her~~their constituency as enumerated in Chapter 704 infra, provided that all available rights of judicial appeal have been exercised, waived, or have expired.

702.05 Any Student Government Officer who is removed from office pursuant to this chapter is entitled to appeal to the President of the University, who may vacate the decision of the legislative branch of Student Government or the results of the recall referendum. If the University President vacates the decision of the legislative branch of Student Government or the results of the recall referendum, ~~he or she~~they may order additional proceedings consistent with this chapter.

Chapter 703: Suspension from Office and Temporary Succession

703.02 Should the President of the student body elect to suspend a Student Government Officer pursuant to the terms of this section, the Student Body President will notify the affected officer and the legislative branch, in writing, of the suspension and the grounds thereof, pending confirmation by Majority Vote of the Senate. The suspension will take effect immediately and remain in effect until revoked by the Student Body President or until the conviction or civil finding is reversed, vacated, or set aside, at which point the affected

officer will immediately be reinstated to ~~his or her~~their Student Government Association office.

703.03 Should the Student Body President be convicted or found civilly liable pursuant to Chapter 703 supra, notwithstanding any potential or pending appeal from said conviction or civil finding, the legislative branch may elect to immediately suspend the Student Body President from office by no less than Two-Thirds Vote of the entire seated membership of said body. The ranking member of the legislative branch will notify the Student Body President and University President, in writing, if the Student Body President is suspended from office pursuant to this section. The suspension of the Student Body President will take effect immediately and remain in effect until revoked by the legislative branch of student body, the University President, or until the predicate conviction or civil finding is reversed, vacated, or the Student Body President is otherwise cleared of wrongdoing in the predicate criminal or civil matter, at which point the affected officer will immediately be reinstated to ~~his or her~~their office.

703.06 If the suspended officer's predicated conviction or civil finding is reversed, vacated, or the officer is otherwise cleared of wrongdoing in the predicated matter, the Student Body President or legislative branch of Student Government Association shall immediately revoke the suspension and restore said officer to office, and the officer will be entitled to and be paid full back pay and other allowances to which ~~he or she~~they would have been entitled for the full period of time of the suspension. If, during the suspension, the term of office of the officer expires and a successor is either appointed or elected, such back pay or allowances will only be paid for the duration of the term of office during which officer was suspended under the provisions of this section, and ~~he or she~~they will not be reinstated.

Chapter 704: Referendum and Recall

704.02 A petition to recommend to the Student Government the removal of any Student Government Officer must comply with the following:

- E. Each constituent signing a petition must sign ~~his or her~~their name in ink as registered with the University Registrar and must state on the petition ~~his or her~~their constituency. Each petition must contain appropriate lines for signatures, student identification numbers (social security or otherwise), and addresses of the constituents. Each petition must also contain an oath, to be executed by the circulator thereof, verifying the fact that the circulator saw each constituent sign the counterpart of the petition, that each signature appearing thereon is the genuine signature of the constituent it purports to be, and that the petition was signed in the presence of the circulator on the date indicated.

Chapter 705: Resignation in Lieu of Recall

705.01 If the Student Government Officer whose recall from office is sought files, with the Chief Justice, ~~his or her~~their written resignation, the Chief Justice will at once notify the Student Body President and the Legislative Branch, and the resignation will be irrevocable. A permanent successor will assume the vacated office as provided by student body law.

Chapter 707: Offenses Relating to Petitions

707.01 No student will impersonate another, purposely write ~~his or their~~ name or constituency in the signing of any petition for recall or forge any name thereto or sign any paper with knowledge that ~~he or she is~~they are not a constituent of the Student Government Officer whose removal from office is sought.

Chapter 708: Impeachment and Removal Process

708.07 Once a person in any capacity in the Student Government Association has been removed from the Student Government Association through the removal process, ~~he or s~~he~~they~~ may never serve in any capacity for the Student Government Association.

Chapter 709: Removal of Senators by the Absentee Policy

709.05 Once a senator has been removed from the Student Government Association through the removal process, ~~he or s~~he~~they~~ may never serve in any capacity for the Student Government Association.

Chapter 710: Removal of Appointed Offices

710.05 Once a person, serving in any capacity in the Student Government Association has been removed from the Student Government Association through the removal process, ~~he or s~~he~~they~~ may never serve in any capacity for the Student Government Association.

TITLE VIII: FRESHMAN COMMITTEE

Chapter 808: Removal from Office

808.02 A Freshman Committee member may be removed from ~~his or her~~their position in accordance with Title VII. The member in question may produce defense on ~~his or her~~their behalf at the time of the Senate vote.

TITLE IX: EMERALD COAST BRANCH STUDENT GOVERNMENT ASSOCIATION

Chapter 904: Structure of the Emerald Coast Senate

904.06 Rules and Procedures of the Emerald Coast Senate

- C. An Emerald Coast Senator who wishes to gain the floor shall raise ~~his or her~~their hand and wait for recognition by the Emerald Coast Senate President. Emerald Coast Senators attending via conference call shall request permission from the Emerald Coast Senate President to speak.
- E. An individual shall have exhausted ~~his or her~~their right to debate after engaging in debate twice on any issue regarding a piece of legislation per Emerald Coast Senate meeting.

904.09 Absences

- A. If an Emerald Coast Senator acquires more than three excused or two unexcused absences during the course of one semester, ~~he or she~~they may be removed by the Emerald Coast President by a majority vote of the Emerald Coast Senate in accordance with Chapter 908.

Chapter 905: Emerald Coast Senate Responsibilities

905.01 Emerald Coast Senator Responsibilities

- A. Each Emerald Coast Senator shall serve as the liaison between their representative campus and the Student Government Association. Each Emerald Coast Senator will have one vote in the Emerald Coast Senate.

905.02 Emerald Coast Senate President Responsibilities

- A. Shall preside over Emerald Coast Senate meetings.
- B. The Emerald Coast Senate President will only vote in the Emerald Coast Senate in case of a tie.
- C. Shall serve as a liaison to the Emerald Coast Governor, keeping ~~him or her~~them informed of any and all legislation.

Chapter 909: Elections

909.01 Candidates for the Emerald Coast Student Government Association must abide by the applicable rules outlined in Title IV of the Student Body Statutes.

909.02 Each candidate who wishes to be considered for the position of the Emerald Coast Governor shall file for that position. The candidate who receives a majority of votes in the campus wide elections will assume the position of Emerald Coast Governor.

909.03 Each of the Emerald Coast campuses has a designated seat that students from that campus will file for. The student from each Emerald Coast Campus that receives the most votes will assume the position as the representative for ~~his or her~~their campus.

Chapter 910: Appointments

910.03 Emerald Coast Senate appointments shall be permitted and each appointed Emerald Coast senator shall be expected to complete the unexpired term of ~~his~~their position.

910.05 The Emerald Coast Senate President shall interview all applicants for vacant Emerald Coast Senate positions or open standing committee positions. ~~he or she~~They will then make ~~his or her~~their recommendation to the Student Body President for approval before taking it to the Senate for a vote.

Chapter 911: Removal

911.09 Once a person, serving in any capacity in the Student Government Association has been removed from the Student Government Association through the removal process, ~~he or she~~they may never serve in any capacity for the Student Government Association.

TITLE X: CODE OF ETHICS

Chapter 1000: General Code of Ethics

1000.06 Fraud:

- A. No Student Government Member shall willfully misrepresent ~~himself or herself~~themselves while acting in ~~his or her~~their official capacity.
- B. No Student Government Member shall cover up evidence or misrepresent a fact pertaining to a violation. Student Government members must disclose all knowledge of Student Government corruption.
- C. No Student Government Member will bring false charges or provide false or misleading evidence against another officer, employee or student.
- D. No Student Government Member shall misuse ~~his or her~~their title for Personal gain.

1000.08 Student Government Members shall not disclose information unavailable to the general public for ~~his or her~~their personal gain or for the personal gain of any other person or organization.

TITLE XII: THE ACTIVITY AND SERVICE FEE MANUAL

Chapter 1202: Awarding of the Activity and Service Fee

1202.05 Majority Vote of the Budget and Allocations Committee shall decide any matter, except where otherwise noted. Majority Vote is defined as more than half of the total votes cast. The Budget and Allocations Chair may vote if ~~his or her~~their decision will affect the outcome. During summer and online voting, the Chair can be included in the regular vote count.

Chapter 1204: Interim Accounts

1204.01 Request and Approval Process:

- A. All requests are heard in order of submission, which may impact the timing of access to funding.
- B. The person submitting the request has the duty of ensuring ~~his or her~~their request is complete.