



**SUBJECT: CONSTITUTION OF THE SOUTHERN UTAH UNIVERSITY
STUDENT ASSOCIATION**

PREAMBLE

SECTION 1: We, the students of Southern Utah University (or SUU), to create a fair and representative student government, do hereby establish this constitution for the Southern Utah University Student Association (or SUUSA).

SECTION 2: The purpose of the government of SUUSA is to:

- A. Promote unity within the student body;
- B. Voice student concerns to SUU Administration;
- C. Review and make recommendations concerning student fees;
- D. Support student involvement and activities;
- E. Promote quality education in all aspects of student life;
- F. Represent the student body in the decision-making and policy-development processes as prescribed in University policy; and,
- G. Communicate with all its members.

ARTICLE I
Membership

All matriculated full- and part-time, undergraduate and graduate Southern Utah University students paying the full corresponding fees shall be members of SUUSA. When the Constitution refers to the membership or members of SUUSA it is referring to this population of students. When the Constitution refers to officers of SUUSA it is referring to students that have been elected or appointed to hold positions of governance within SUUSA.

ARTICLE II
SUUSA Governance

SECTION 1: SUUSA shall be governed by five [5] interdependent bodies comprised of elected and appointed officers. These bodies are: the Executive Council, the Academic Senate, the Clubs and Student Involvement Assembly [CSI], the Student Activities Board [STAB], and the Judicial Council. Collectively these groups are referred to as "governing bodies" throughout this document.

SECTION 2: The eligibility requirements for holding any elected or appointed office in the Southern Utah University Student Association shall be:

- A. The individual must be matriculated as a student at SUU, be taking a minimum of twelve [12] semester hours as an undergraduate student or nine [9] semester hours as a graduate student, and be considered a member of SUUSA [See Article I].



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- B. The individual must possess and maintain a minimum cumulative SUU grade point average of 2.750 on a 4.000 scale OR be a new transfer student with a college cumulative GPA of 2.750 from his or her previous institution(s).
- C. The student must not have any pending or unresolved misconduct case (including outstanding sanctions) at SUU if he or she intends to run for an elected office or apply for an appointed position.

SECTION 3: Elections for the officers of SUUSA will be held on the first two [2] available weeks in March. Exceptions to this section may be found in the establishment or elimination of a college, school or club category. In the case of a newly established college, school or club category, a special election may need to be held.

SECTION 4: The elections shall be governed by this Constitution and the SUUSA Election Bylaws that are created, reviewed and revised by the Academic Senate.

SECTION 5: Elected officers shall not assume office or duties until they have taken the Oath of Office.

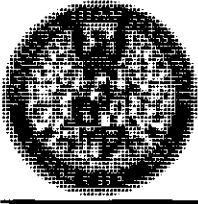
SECTION 6: Appointed offices in SUUSA shall be filled after the completion of the general election or as the need arises following resignation, graduation or impeachment and removal. An appointed officer will not have the authority to act in his or her official capacity until his or her appointment has been approved by the Academic Senate and he or she has taken the Oath of Office.

SECTION 7: The Oath of Office for all SUUSA officers is administered by the Chief Justice, or an Associate Justice who is currently seated. The Oath is administered at an inaugural event that shall take place no later than April 20. In the event an elected or appointed officer cannot attend the inaugural event or in the case of an appointment made necessary by resignation, impeachment, or graduation, the Oath of Office should be administered within two weeks of the appointee's approval by the Academic Senate and in the presence of two [2] or more witnesses. The Oath of Office may not be taken by proxy.

SECTION 8: The Oath of Office is administered by having the newly elected or appointed officer raise his or her right hand and repeat these words:

"I, (stated name), do solemnly affirm that I will faithfully execute the office of (stated office) and will, to the best of my ability, uphold and defend the Constitution of the Southern Utah University Student Association and the laws of the State of Utah."

SECTION 9: At no time shall any appointed or elected officer concurrently hold more than one [1] office in the governing bodies of SUUSA.



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ARTICLE III

The Executive Council

SECTION 1: The Executive Council of the Southern Utah University Student Association is comprised of the following elected officers: The SUUSA President, the Academic Vice President, the Clubs and Student Involvement Vice President, and the Activities Vice President. The SUUSA President shall also appoint a Controller and an Executive Assistant/Chief of Staff to serve the Council.

SECTION 2: Officers of the Executive Council are popularly elected by the general membership of SUUSA during an annual election.

SECTION 3: The SUUSA President and each Vice President shall have one [1] vote on all matters taken up by the Executive Council.

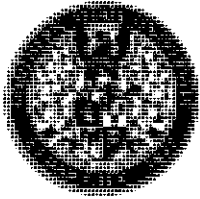
SECTION 4: The Executive Council shall determine how student fees, designated for SUUSA use, will be allocated among the five [5] governing bodies of SUUSA. These allocations shall be subject to ratification by the Academic Senate.

- A. The Executive Council may allocate student fees designated for SUUSA use to support the needs of graduate students and provide these fees to the Graduate Student Association for their use [See Article IV Section 2A].
- B. The Executive Council may also petition the Student Fee Committee for increases as they determine such increases are necessary.

SECTION 5: The Executive Council shall implement policies and procedures for the fair and orderly use of identified student space, equipment, and resources.

SECTION 6: All executive powers and responsibilities are vested in the SUUSA President. The SUUSA President shall:

- A. Act as the official representative of SUUSA on and off campus;
- B. Preside over the Executive Council;
- C. Appoint and preside over a cabinet of his or her choosing charged with administrative responsibilities determined by the Executive Council [See Article III Section 11];
- D. Supervise all SUUSA budgets;
- E. Review all bills and resolutions from the Academic Senate and the Clubs and Student Involvement Assembly. The SUUSA President may veto bills, resolutions, policies and funding proposals [See Article VIII];
- F. Serve as an Ex Officio member of the Southern Utah University Board of Trustees;



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- G. Manage all staff members employed by SUUSA;
- H. Assume additional duties and responsibilities as determined necessary by the Executive Council, Southern Utah University policy, or SUU's President's Council;
- I. Ensure that the governing bodies and officers of SUUSA comply with all recordkeeping provisions and applicable State Law [See Article X];
- J. Appoint students to University-wide committees as prescribed by SUU policy.

SECTION 7: The President's Cabinet – The SUUSA President shall develop an application and interview process to screen eligible candidates for Presidential Cabinet appointments. The SUUSA President may determine the offices of his or her cabinet, but shall submit his prospective appointments to the Academic Senate for its ratifying vote. All appointments to the Presidential Cabinet must receive three-fourths [3/4] of the votes cast in the Academic Senate to hold office. Failure to garner the necessary votes will result in the appointment being voided.

SECTION 8: The Academic Vice President shall:

- A. Serve as the President of the Academic Senate:
 - 1. Train new senators,
 - 2. Enforce the bylaws, rules of order, and policies established to govern the operations of the Senate,
 - 3. Appoint senators to serve on University-wide committees in need of student representation,
 - 4. Nominate new senators in the event of a vacancy.
- B. Preside over the Academic Senate during the removal process following an impeachment of an SUUSA officer unless he or she is the impeached officer.
- C. Appoint an administrative assistant to assist him or her in his or her responsibility to preside over the Academic Senate;
- D. Serve as a non-voting member of the Southern Utah University Dean's Council;
- E. Serve as the chairperson and spokesperson for the Constitutional Amendment Committee [CAC] (see Article X)
- F. Act as a steward over all monies allocated to the Academic Senate for its use;
- G. Assume additional duties and responsibilities as assigned by the SUUSA President, Executive Council, and Academic Senate.

SECTION 9: The Clubs and Student Involvement Vice President shall:

- A. Serve as the President of the Clubs and Student Involvement Assembly [CSI]:
 - 1. Train CSI Assembly delegates,



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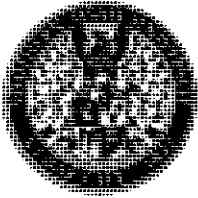
2. Enforce the bylaws, rules of order, and policies established to govern the operations of the CSI Assembly and recognized student clubs and organizations,
 3. Nominate new delegates in the event of a vacancy.
- B. Appoint an administrative assistant to assist him or her in his or her responsibility to preside over the CSI Assembly;
 - C. Coordinate training for recognized student clubs and organizations;
 - D. Maintain the official club calendar in concert with the Activities Vice President;
 - E. Act as a steward over all monies allocated to the Clubs and Student Involvement Assembly;
 - F. Assume additional duties and responsibilities as assigned by the SUUSA President, Executive Council, and the CSI Assembly.

SECTION 10: The Activities Vice President shall:

- A. Preside over the Student Activities Board [STAB]:
 1. Appoint and train STAB Directors,
 2. Enforce the bylaws, rules of order, and policies established to govern the operations of STAB.
- B. Appoint an administrative assistant to assist him or her in his or her responsibility to preside over STAB;
- C. Coordinate the master calendar for SUUSA;
- D. Serve on the University-wide scheduling committee;
- E. Act as a steward over all monies allocated to STAB;
- F. Assume additional duties and responsibilities as assigned by the SUUSA President, Executive Council, and STAB.

SECTION 11: In the event of vacancies within the offices of the Executive Council, the following shall occur:

- A. If the office of SUUSA President is vacated, the Academic Vice President shall assume the office and the President Pro Tempore of the Senate shall become the Academic Vice President.
- B. If the office of Academic Vice President is vacated, then the President Pro Tempore of the Senate shall assume the office.
- C. If the office of Clubs and Student Involvement Vice President is vacated, then the President Pro Tempore for the Clubs and Student Involvement Assembly shall assume the office.
- D. If the office of Activities Vice President is vacated, then the Assistant to the Activities Vice President will assume the office.



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- E. If the offices of SUUSA President and Academic Vice President are concurrently vacated, then the Clubs and Student Involvement Vice President shall assume the office of SUUSA President, and the remaining vacancies shall be filled according to Article III, Section 11 B and C.
- F. If the offices of SUUSA President, the Academic Vice President, and the Clubs and Student Involvement Vice President are concurrently vacated, then the Activities Vice President shall assume the office of SUUSA President, and the remaining vacancies shall be filled according to Article III, Section 11 B, C, and D.
- G. The abovementioned succession plans shall not permit the seating of an appointed executive officer before seating a generally elected officer. Therefore, every generally elected Vice President shall have priority to succeed the SUUSA President before any appointed executive officer.
- H. In the event that these succession plans are untenable, the SUU Assistant Vice President for Student Services/Dean of Students shall nominate any member of SUUSA who is eligible [See Article I & Article II Section 2] to serve in these respective capacities. Such nominations are subject to the approval of the Academic Senate.

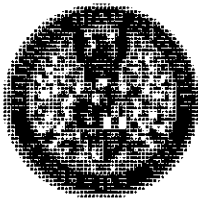
SECTION 12: The Executive Council shall have the power to make all regulations and institute all procedures which shall be necessary and proper for executing the abovementioned powers, responsibilities and privileges, and all other powers vested by this Constitution in the Executive Council or Officer thereof.

ARTICLE IV
The Academic Senate

SECTION 1: The SUUSA Academic Senate is composed of two [2] senators elected to represent each of the following schools and colleges of Southern Utah University for the duration of an academic year:

- A. The College of Computing, Integrated Engineering and Technology [CIET]
- B. The Beverley Taylor Sorensen College of Education & Human Development [EDU]
- C. The College of Humanities and Social Sciences [HSS]
- D. The College of Performing and Visual Arts [PVA]
- E. The College of Science [SCI]
- F. The School of Business [BUS]

SECTION 2: In the event that a college or school is eliminated or consolidated OR a new college or school is created, composition of the Senate shall be reconfigured to accommodate the change in institutional structure so that each existing school or college retains two [2]



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senators in the SUUSA Academic Senate. With each institutional change, the SUUSA Constitution shall be automatically amended at the time the institutional change takes effect.

- A. The exceptions to Article IV Section 1 and 2 are the Southern Utah University School of Continuing and Professional Studies (SCPS) and the School of Graduate Studies. The School for Continuing and Professional Studies is an academic service unit that does not offer degree programs in which a student may major independently of the school and colleges listed in Section 1. Therefore, SCPS is not provided with representation in the Academic Senate. The School of Graduate Studies is an academic service unit that works to offer master degrees dependently with the schools and colleges listed in Section 1. Therefore, graduate students may apply under the school or college that houses their program.
- B. When a new school or college is created a special election must be held to elect two [2] senators from that college or school.
- C. When a college is eliminated its two [2] senators will be permitted to continue serving until the end of the semester in which the college or school was eliminated.

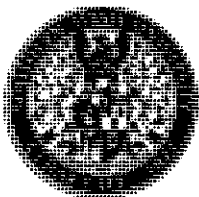
SECTION 3: To be eligible to run for and to hold the office of senator, a member of SUUSA (undergraduate or graduate) must satisfy the eligibility requirements enumerated in Article I and Article II Section 2 AND be accepted in or be majoring in an academic discipline within the college or school he or she is seeking to represent.

SECTION 4: Senators are elected to office by receiving a plurality of votes cast by students enrolled in the college or school they are seeking to represent. Each student may cast two [2] votes for two different senatorial candidates within their respective college.

SECTION 5: Students double majoring in academic disciplines housed in two different colleges must choose to vote in only one [1] college or school. Deciding [undeclared major] students or students majoring in an interdisciplinary program may choose the college or school in which they would like to vote.

SECTION 6: In the event a Senator changes his or her major to an academic discipline housed in a college different from the one he or she was elected to represent, the senator will be required to resign his or her office at the time the change in major is effective, and that office will be filled through appointment by the Academic Vice President.

SECTION 7: To assist in its operations, the Academic Senate may institute, initiate and maintain bylaws, rules of order, policies, committees and sub-committees.



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SECTION 8: The Academic Senate shall elect a President Pro Tempore, from among its members, to assist the Academic Vice President and serve in the office of Academic Vice President during the Vice President's absence.

SECTION 9: The Academic Senate shall be responsible for:

- A. Ratifying all SUUSA appointments by three-fourths [3/4] of the votes cast. These votes shall occur no later than two [2] weeks after the Academic Senate receives notice of the appointment. A negative ratification vote shall void the appointment;
- B. Ratifying the allocation of student fees designated to SUUSA as prescribed by the Executive Council;
- C. Establishing all election policies and procedures through the implementation of the SUUSA Elections Bylaws;
- D. Passing bills and resolutions for the benefit of the student association;
- E. Appropriating funds that have been allocated to the Academic Senate, by the Executive Council, for the benefit of the student association;
- F. Participating in amendment process of the SUUSA Constitution by voting on all duly submitted Constitutional Amendments [See Article X];
- G. Issuing official opinions that reasonably represent the sentiments and perspectives of SUUSA;
- H. Adjudicating the removal process following the impeachment of an SUUSA officer [See Article IX, Section 5].

SECTION 10: The Academic Senate shall execute the abovementioned responsibilities during its weekly session/meeting or during special sessions/meetings when there is a quorum present. A quorum of the Academic Senate is present when there are two-thirds [2/3] of its members gathered for the purpose of conducting business.

SECTION 11: The responsibilities and duties of each senator shall include:

- A. Serving on committees within the Academic Senate;
- B. Serving on University-wide committees to which he or she has been assigned by the Academic Vice President;
- C. Advocating for his or her constituents by drafting and researching bills and resolutions and maintaining office hours;
- D. Acting as a steward over all monies allocated to the Academic Senate;
- E. Volunteering and participating in activities hosted by the Student Activities Board;
- F. Assuming other duties as assigned by the Academic Vice President;
- G. Train incoming Senators.



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ARTICLE V

The Clubs and Student Involvement Assembly

SECTION 1: The SUUSA Clubs and Student Involvement Assembly [CSI] is composed of two [2] delegates elected to represent each of the following club categories for the duration of an academic year:

- A. Academic Development [AD]
- B. Professional Development [PD]
- C. Art and Entertainment [A&E]
- D. Support & Multicultural [S&M]
- E. Service and Greek Life [S&G]
- F. Athletics and Recreation [A &R]

SECTION 2: In the event that a club category is eliminated or consolidated OR a new club category is created, the composition of CSI shall be reconfigured to accommodate the change so that each remaining club category retains two [2] delegates on the CSI Assembly.

- A. A club category may be created, eliminated, or consolidated by a unanimous vote of the Executive Council. At the time the vote is recorded, the SUUSA Constitution shall be automatically amended to reflect the outcome of the vote.
- B. When a new club category is created a special election must be held to elect two [2] delegates from that club category.
- C. When a club category is eliminated its two [2] delegates will be permitted to continue serving until the end of the semester in which their club category was eliminated.

SECTION 3: To be eligible to run for and to hold the office of CSI Assembly Delegate, a member of SUUSA (undergraduate or graduate) must satisfy the eligibility requirements enumerated in Article I and Article II Section 2 AND be a member of a student club or organization that is included in the club category he or she is seeking to represent.

SECTION 4: CSI Assembly Delegates are elected to office by receiving a plurality of votes cast by students who are members of clubs/organizations included in the category they are seeking to represent. Each student may cast two [2] votes for two different candidates for delegate within their respective club category.

SECTION 5: Students who are members of multiple student clubs and organizations included in different club categories must choose two [2] club categories in which they would like to vote. The student's name must appear on an official roster of club members, for their respective clubs, in order for him or her to be eligible to vote in the CSI election.



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SECTION 6: In the event an elected delegate changes his or her club affiliation to a club included in a club category different from the one he or she was elected to represent, the delegate will be required to resign his or her office at the time the change in affiliation is effective, and that office will be filled by an appointment of the Clubs and Student Involvement Vice President. This section only pertains to delegates who leave a club and join another. Delegates with concurrent membership in multiple clubs shall not be required to resign, even if they join a new club in a different category.

SECTION 7: To assist in its operations, the CSI Assembly may institute, initiate and maintain bylaws, rules of order, policies, committees and sub-committees.

SECTION 8: The CSI Assembly shall elect a President Pro Tempore, from among its members, to assist the Clubs and Student Involvement Vice President and serve in the office CSI Vice President during the Vice President's absence.

SECTION 9: The Clubs and Student Involvement Assembly has authority and jurisdiction over recognized student clubs and organizations. Such authority and jurisdiction shall require the CSI Assembly to fulfill the following duties and responsibilities:

- A. Draft, adopt and implement policies and procedures to support student clubs and organizations. This includes but is not limited to:
 - 1. Developing an application procedure for chartering and re-chartering student clubs and organizations;
 - 2. Developing a system for the coordination, maintenance, and annual reconciliation of student club and organization financial accounts;
 - 3. Creating a system for disbursing merit money to deserving student clubs and organizations;
 - 4. Developing a tracking system for club membership wherein club membership rosters are collected at the beginning of the Fall and Spring semesters of every academic year;
 - 5. Drafting and adopting bills and resolutions that express the collective opinion of student clubs and organizations.
- B. Appropriate funds that have been allocated to the CSI Assembly, by the Executive Council, for the benefit of student clubs and organizations.
- C. Assist the Clubs and Student Involvement Vice President in his or her efforts to provide training to all clubs and organizations as well as club leaders and advisors;
- D. Serve student clubs and organizations by helping them develop campus events and activities and providing administrative support for these efforts.

SECTION 10: The Clubs and Student Involvement Assembly shall execute the abovementioned responsibilities during its weekly session/meeting or during special



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sessions/meetings when there is a quorum present. A quorum of the CSI Assembly is present when there are two-thirds [2/3] of its members gathered for the purpose of conducting business.

SECTION 11: The responsibilities and duties of each CSI Assembly Delegate shall include:

- A. Advocating for his or her constituents by helping clubs/organizations funding request forms, researching funding request forms, supporting club activities and maintaining office hours;
- B. Participating in trainings for club leaders and advisors;
- C. Acting as a steward over all monies allocated to the Council for Clubs and Student Involvement;
- D. Volunteering and participating in activities hosted by the Student Activities Board;
- E. Assuming other duties as assigned by the Clubs and Student Involvement Vice President.

ARTICLE VI
The Student Activities Board

SECTION 1: The Student Activities Board [STAB] is comprised of directors appointed by the Activities Vice President. STAB may have no more than nine [9] directors at any one time. Directors may be assigned to coordinate specific events (e.g. The Howl, Welcome Week, Homecoming, etc.) or oversee specific functions (e.g. marketing, community outreach, scheduling, etc.).

SECTION 2: Students may be appointed to STAB if they satisfy the eligibility requirements enumerated in Article I and Article II Section 2.

SECTION 3: Appointments to STAB shall be based on an application and interview process developed by the Activities Vice President in consultation with the Executive Council. Applications will be available during spring semester after an Activities Vice President has been elected. Each appointment shall be ratified by three fourths [3/4] of the votes cast in an Academic Senate session. A negative ratification vote will result in the appointment being voided.

SECTION 4: To assist in its operations, STAB may institute, initiate and maintain bylaws, rules of order, policies, committees and sub-committees. STAB may also recruit student volunteers to assist with event management.

SECTION 5: The Student Activities Board shall have the following duties and responsibilities:



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- A. Plan, prepare, and host social, educational, and philanthropic events/activities that are available for every member of SUUSA;
- B. Collaborate and cosponsor events/activities with student clubs and organizations as well as departments on campus;
- C. Present its budgets and expenditures to the Executive Council for their review each month;
- D. Assist in the maintenance of the SUUSA master calendar.

SECTION 6: The Student Activities Board shall meet at least once during each week classes are in session, unless circumstances make holding such a meeting imprudent.

SECTION 7: The duties and responsibilities of each director shall include:

- A. Attending event planning and coordinating meetings;
- B. Fulfilling assignments given by the Activities Vice President;
- C. Attending sponsored and co-sponsored events and activities;
- D. Responsibly managing the dollars allocated in support of his or her assignments;
- E. Assuming other duties as assigned by the Activities Vice President;
- F. Train incoming delegates.

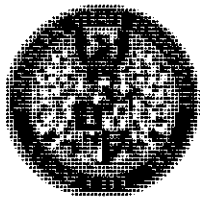
ARTICLE VII
The Judicial Council

SECTION 1: The Judicial Council consists of a Chief Justice and four [4] Associate Justices.

SECTION 2: A member of SUUSA may be eligible for appointment to the Judicial Council if they satisfy the eligibility requirements enumerated in Article I and Article II Section 2.

SECTION 3: The SUUSA President shall develop an application and interview process to screen eligible candidates for Judicial Council appointments. Following the application and interview process, the SUUSA President will select Justices for vacancies on the Judicial Council and forward his or her selections to the Academic Senate for approval. Appointments will be approved by receiving three-fourths [3/4] of the votes cast in an Academic Senate meeting. Failure to garner enough votes will result in the appointment being voided.

SECTION 4: The term of office for Associate Justices on the Judicial Council shall last no longer than three [3] years or until they graduate, resign, or are impeached and removed from office. The Chief Justice serves a one-year term and may be re-appointed on a yearly basis.



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In the event that the Chief Justice is not re-appointed, he or she will retain his or her status as an Associate Justice.

SECTION 5: Upon accepting an appointment to the Judicial Council and receiving approval from the Academic Senate, the student must agree to waive his or her right to participate in meetings that could potentially conflict with his or her duties as a Justice. Members of the Judicial Council should avoid accepting roles or participating in the meetings of the Executive Council, the Academic Senate, the Clubs and Student Involvement Assembly, and the Student Activities Board so as to avoid disqualifying themselves from participating in the adjudication and review of grievances filed against any of the abovementioned governing bodies.

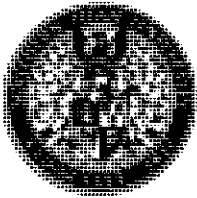
SECTION 6: The Judicial Council shall have the jurisdiction and authority to hear and decide all grievances filed against any officer or governing body of SUUSA, and shall have the authority to review the SUUSA Constitution, all SUUSA policies regardless of which body has implemented them, all governing body bylaws and rules of order.

SECTION 7: The duties and responsibilities of the Judicial Council include, but are not limited to:

- A. Hearing and deciding duly filed grievances against appointed and elected officers of the Southern Utah University Student Association;
- B. Hearing and deciding duly filed grievances against student clubs and organizations;
- C. Hearing and deciding violations of the elections bylaws;
- D. Certifying and publishing election results;
- E. Certifying that all appointed and elected officers meet the qualifications for office;
- F. Periodically reviewing the SUUSA Constitution, governing body bylaws, and all policies and procedures to ensure they are consistent with each other and this Constitution;
- G. Serving as student representatives on the University Judicial Council;
- H. Establishing bylaws to govern the review and adjudication process.

SECTION 8: The duties and responsibilities of the Chief Justice include, but are not limited to:

- A. Presiding over the Judicial Council during their regular meetings, and during the review and hearing process unless he or she is the subject of review or has had a grievance filed against him or her;
- B. Administering the Oath of Office to all appointed and elected officers of SUUSA;
- C. Acting as the spokesperson for the Judicial Council;



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- D. Presiding over the impeachment and removal of any elected official or any Associate Justice unless he or she is the individual being impeached and removed.

SECTION 9: In the event that the Chief Justice or an Associate Justice decides to run for an elected office or apply for an appointed position, he or she must resign his or her position on the Judicial Council before seeking another office.

ARTICLE VIII

Presidential Vetoes and Veto Overrides

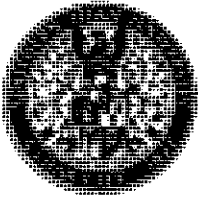
SECTION 1: Any bill, resolution, funding request form, or policy passed by a majority of the Academic Senate or the Clubs and Student Involvement Assembly shall take effect when it is signed by the SUUSA President.

SECTION 2: The SUUSA President also has the authority to veto any bill, resolution, funding request form, or policy passed by the Academic Senate or the Clubs and Student Involvement Assembly. A vetoed measure should be returned to the governing body from which it emanated, accompanied by the reasons for vetoing the measure and any recommendations the President may have for improving the measure. Reasons and recommendations must be shared in a written memo.

SECTION 3: The Academic Senate or Clubs and Student Involvement Assembly may override a Presidential veto on any bill, resolution, funding request form, or policy by passing the exact same measure with a three-fourths [3/4] vote. With an affirmative override vote, the measure will take effect.

- A. Vetoed measures cannot be amended and then passed by three-fourths [3/4] vote. An override can only be applied to a measure that remains unchanged.
- B. Presidential recommendations should be used by the Academic Senate and Clubs and Student Involvement Assembly to create a new bill, resolution, funding request form, or policy that complies with recommendations provided.

SECTION 4: Should the SUUSA President fail to sign or veto a bill, resolution, funding request form, or policy within four [4] school days of receipt, the measure will automatically become effective.



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ARTICLE IX
Impeachment and Removal

SECTION 1: Impeachment Defined – The process of making an official accusation against SUUSA's governing bodies or any of its duly elected or appointed officers for a violation of policy.

SECTION 2: Removal Defined – Involuntary dismissal from office.

SECTION 3: Releasing an elected officer of SUUSA or any member of the SUUSA Judicial Council requires a two-phase process. The first phase is called "impeachment," wherein an alleged violation of the SUUSA Constitution or related policies and bylaws is evaluated. There are two possible outcomes of the impeachment phase: (1) a formal confirmation of an alleged violation and official accusation; or (2) a dismissal of the allegation. In the event the allegation is confirmed and an official accusation is made against an officer of SUUSA, that officer is said to be "impeached." The second phase is called "removal," wherein the accused officer is provided with due process to assess the validity of the accusation and determine whether or not the accused officer should retain his or her position within the governance structure of SUUSA.

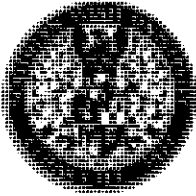
SECTION 4: An officer of the Southern Utah University Student Association may be impeached for:

- A. A violation of the SUUSA Constitution, any SUU policy, the Student Rights and Responsibilities, or municipal, state and federal law;
- B. A violation of the Elections Bylaws;
- C. Failure to satisfy the duties and responsibilities of one's office as specified by the Constitution.

SECTION 5: The Impeachment process is comprised of the following steps:

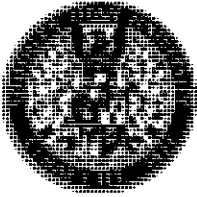
A. Petition to Impeach

- 1. Any 100 members of SUUSA (general students and officers) may initiate the impeachment process by filing a petition with the Chief Justice of the SUUSA Judicial Council.
 - i. The petition must present the Chief Justice with legible signatures and corresponding printed, legal names accompanied by each student's T-number so their status as a member of SUUSA may be verified.
 - ii. The petition must specifically state the alleged violation of policy so the students signing the petition can make an informed decision to sign.



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2. The petition must be verified no later than one week after it was received by the Chief Justice.
- B. Formation of an Impeachment Committee**
1. If the petition is verified as complete and legitimate, the Chief Justice shall form an impeachment committee within two [2] school days of verifying the petition. The Committee shall consist of:
 - i. The Chief Justice of the Judicial Council;
 - ii. The Academic Vice President, the Clubs and Student Involvement Vice President, and the Activities Vice President;
 - iii. Three [3] Senators;
 - iv. Three [3] Delegates;
 - v. Two [2] Associate Justices;
 - vi. Two [2] Students selected at large.
 2. The Chief Justice shall choose the senators, delegates, associate justices and at-large students in an effort to appoint an unbiased panel.
 3. No one being considered for impeachment may be a member of the Impeachment Committee.
 4. The Chief Justice shall serve as the chair and spokesperson of the Impeachment Committee and shall only be able to vote in the event the impeachment committee is evenly divided.
 5. In the event the Chief Justice is being considered for impeachment, the Assistant Vice President for Student Services/Dean of Students shall select an impartial officer of SUUSA to serve as the chair and spokesperson for the committee.
- C. Review and Evaluation of the Allegation**
1. The committee shall undertake deliberations on the validity and merit of the allegations, and should thoroughly review and evaluate all the available evidence.
 2. At the conclusion of the deliberation, the Chief Justice shall conduct a secret ballot vote of the committee. If the majority of committee members find merit in the allegation, then the officer shall be impeached.
 3. The review and evaluation of the allegation shall take no longer than 10 school days commencing from the time the committee is formed.
 4. Official notice of the Committee's decision shall be given to the accused officer and the Academic Vice President within 48 hours of the decision, and the notice shall initiate the Removal Process.

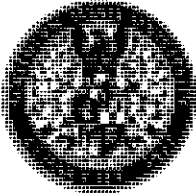


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SECTION 6: The Removal Process is comprised of the following steps:

A. Senate Hearing

1. Upon the Academic Vice President receiving official notice of the Impeachment Committee's decision, he or she will schedule a special session of the Academic Senate to hold a hearing to determine removal of the impeached officer. This special session will be scheduled so as to provide the impeached officer with at least five (5) days -- not including weekends -- to prepare for the hearing, and must occur during a week when classes are in session. Written notice of the date and time of the special session will be given to the impeached officer once the special session is scheduled.
2. The special session will provide the impeached officer the opportunity to hear the evidence and arguments being presented against him or her, and also to present evidence in his or her favor.
3. The impeached officer may have an advisor help prepare and attend the hearing with him or her. The advisor may not speak or directly advocate for the accused officer during the hearing.
4. The Academic Vice President shall preside over the hearing unless he or she is the impeached officer for whom the session has been called. In the event the Academic Vice President has been impeached, the President Pro Tempore shall preside over the meeting.
5. A quorum of the Academic Senate must be in attendance at the special session in order for the hearing to commence. At least one [1] SUU administrator shall be present at the hearing.
6. This special session of the Academic Senate shall not be open to the public.
7. The session shall proceed according to the following format:
 - i. Once the session is called to order by the presiding officer, the administrative assistant to the Academic Vice President shall read the allegation from the petition to impeach and also read the decision of the impeachment committee.
 - ii. The impeached officer shall be allotted a reasonable amount of time to present any evidence, argument, or witness to the Senate. Senators will have an opportunity to ask any questions following the impeached officer's presentation.
 - iii. Following the questions, the impeached officer will be allowed to provide a summation and any closing remarks he or she feels will be helpful to the Senate prior to its deliberations.
 - iv. Following the impeached officers summation, he or she will be required to leave the hearing so the Senate can debate the merits of the accusation and determine the appropriate outcome. The debate shall



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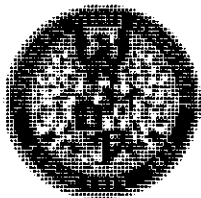
- alternate between proponent and opponent speeches and will be governed by the Senate's adopted rules of order.
- v. After the debate, the Presiding Officer shall put the question of removal to the Senate and conduct a secret ballot vote.
 - vi. All votes will be collected and the Presiding Officer will announce the result of the vote. Only a vote of three-fourths [3/4] of the votes cast in the senate hearing will result in the removal of the impeached officer.
8. All proceedings of the Senate's removal hearings are confidential. Only the Senate's decision will be made public.
- B. Official Notice of the Senate's Decision
- 1. The Presiding Officer shall draft a letter and provide a copy of the hearing minutes to the impeached officer regardless of the outcome.
 - 2. When the Senate's decision results in removal, the letter shall also include notice of an opportunity to appeal.

SECTION 7: The Appeal Process

- A. An impeached and removed officer of SUUSA may appeal the Senate's decision to the SUUSA President, unless the impeached and removed officer is the SUUSA President. Appeals must be filed within two weeks of the Academic Senate's decision.
- B. In the event the impeached and removed officer is the SUUSA President, the President may appeal the Senate's decision to the Assistant Vice President for Student Services/Dean of Students.
- C. The impeached and removed officer may only appeal the Senate's decision if he or she believes there was a violation of due process and/or he or she has additional evidence that was not available before or during the Senate's hearing.
- D. An appeal to the SUUSA President shall be the final step. The SUUSA President's determination will be final and may either uphold or reject the Senate's decision.
- E. In the event the SUUSA President rejects the Senate's decision, the impeached officer shall retain his or her office.

SECTION 8: Throughout the impeachment, removal, and appeal process, the accused officer may continue to function in his or her official capacity and receive the benefits of his or her office.

SECTION 9: Once a decision to remove has been confirmed at all levels, the impeached and removed officer shall have all benefits of his or her office revoked.



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SECTION 10: The Executive Council, by a three-fourths [3/4] vote, may release appointed officials from their positions and revoke all associated benefits. The only exception shall be the Justices of the Judicial Council who must be impeached and removed.

ARTICLE X
Constitutional Amendments

SECTION 1: Amendments to the SUUSA Constitution shall be considered by the Constitutional Amendment Committee [CAC] composed of the following individuals:

- A. The Academic Vice President [Chairperson and Spokesperson];
- B. The Clubs and Student Involvement Vice President;
- C. Three [3] Senators appointed by the Academic Vice President;
- D. Three [3] Delegates appointed by the Clubs and Student Involvement Vice President;
- E. One [1] Director from the Student Activities Board appointed by the Activities Vice President;
- F. Two [2] members of the SUUSA President's Cabinet;
- G. Two [2] students appointed at large by the SUUSA President.

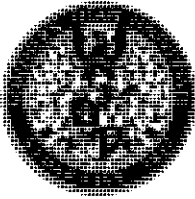
Each member shall have one [1] vote on all items submitted to them.

SECTION 2: Any member or officer of the Southern Utah University Student Association may propose an amendment to the SUUSA Constitution.

- A. Proposed amendments not made by the CAC must be accompanied by a petition signed by at least five [5] percent of the SUUSA membership.
- B. The petition must include the following information:
 - 1. The amendment must be clearly written so students wishing to support the measure can make an informed decision;
 - 2. A brief explanation of why the amendment is being offered;
 - 3. Each student's signature, printed legal name and T-number for the purpose of verifying the legitimacy of the petition.

SECTION 3: The written amendment and petition shall be submitted to the Academic Vice President for verification and consideration.

SECTION 4: If the petition meets the stated requirements, the CAC shall consider the amendment in consultation with the Assistant Vice President for Student Services/Dean of Students and the Southern Utah University President's Council. The amendment may be revised and language may be changed in an effort to create greater clarity and consistency with the SUUSA Constitution.



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SECTION 5: Proposed amendments that garner the support of a majority of the CAC and the approval of the SUU President's Council shall be forwarded to the SUUSA Academic Senate for its consideration.

SECTION 6: If the Academic Senate agrees to the amendment as presented to them, it will be included on the ballot so the entire membership of SUUSA may vote on the measure. If the Academic Senate does not agree with the amendment as it is presented to them by the CAC, then the Academic Senate should (1) commit or refer the amendment back to the CAC for further revisions with its recommendations noted or (2) postpone the amendment indefinitely. Any revisions to the amendment after being committed back to the CAC should be forwarded to the President's Council to ascertain their agreement.

SECTION 7: Once the CAC, President's Council, and Academic Senate agree on the amendment the entire membership of the SUUSA shall approve or disapprove the amendment during the general election or a special election called for the purpose of amending the Constitution. If the amendment fails to garner the support of a majority of the SUUSA membership voting in the election, the amendment is voided and cannot be reintroduced during the same academic year it was placed on the ballot. If the amendment garners the support of a majority of voters, the amendment(s) shall be incorporated into the Constitution and the Constitution shall go to the SUU Board of Trustees for its approval. Should the Board of Trustees reject the Constitution as amended it is voided and cannot be reintroduced until the next academic year.

ARTICLE XI

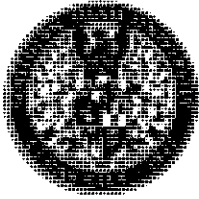
Ratification and Review of the SUUSA Constitution

SECTION 1: The SUUSA Constitution will be ratified by:

- A. A three-fourths [3/4] vote of the Academic Senate;
- B. A three-fourths [3/4] vote of the Executive Council;
- C. The SUU President's Council;
- D. A majority vote of the SUUSA membership;
- E. The SUU Board of Trustees.

SECTION 2: Once ratified by the abovementioned entities, this Constitution shall be effective on July 1, 2009 with the stipulation that currently elected and appointed positions shall remain in office until the completion of their term.

SECTION 3: The entire SUUSA Constitution shall undergo an official review by the officers of SUUSA every three [3] years following July 1, 2009.



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- A. During a review year, the SUUSA President shall appoint a committee of three [3] members from each of the five [5] governing bodies of SUUSA.
- B. The committee shall be formed by a newly elected President during the first month [April] of his or her term of office. The formation of the committee should take place during the spring so the appointed officers have the summer to review and consider the strength of the Constitution.
- C. At the beginning of the immediately ensuing fall semester, the Review Committee will meet and recommend any amendments to the Constitutional Amendment Committee [CAC]. The amendment process will then proceed as outlined in the Constitution [See Article X].

ARTICLE XII
Transparency in Governance

SECTION 1: The governing bodies and officers of the Southern Utah University Student Association will follow the Utah Open Meetings Act and the Government Records and Access Management Act [GRAMA].

SECTION 2: All bills, resolutions, applications for funding, receipts, meeting minutes, and other documents will be kept on file for four [4] years and be available for public inspection. The SUUSA President shall have the responsibility to ensure this recordkeeping occurs, and may assign a member of his or her cabinet to oversee this function [See Article III Section 7].