

1997

## Constitution 1997-1998

Student Government Association BBC, Florida International University

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Student Government Council

North Campus

CONSTITUTION



North Campus

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STUDENT GOVERNMENT  
ACCOUNTING

WUC 363  
(305) 919-5804

**CONSTITUTION OF THE STUDENT GOVERNMENT ASSOCIATION  
FLORIDA INTERNATIONAL UNIVERSITY**

**ARTICLE I  
Purpose**

- A. The purpose of the Student Government Association (hereafter referred to as SGA) is to serve as a governing body responsible for representing student interests and addressing student needs on matters of University, county, or state concern.
- B. The responsibilities of the SGA are to represent students interests through:
  - 1. Serving on University and campus committees.
  - 2. Identifying and supporting student interests to the administration and faculty at each campus.
  - 3. Working in partnership with the administration and faculty to address student issues at each campus.
  - 4. Allocating Activity and Service fees.

**ARTICLE II  
Composition**

- A. The SGA is comprised of two Student Government Councils, one to represent the interests of students at University Park (hereafter referred to as SGC University Park) and one to represent the interests of students at the North Miami Campus and Broward Centers (hereafter referred to as SGC North Miami).
- B. Each SGC shall be comprised of the following:
  - 1. SGC President
  - 2. SGC Vice President
  - 3. Twelve (12) Representatives as follows:
    - a. One (1) representative for each college or school primarily based at that campus.
    - b. Two (2) graduate student representatives.
    - c. Two (2) lower division representatives.
    - d. On the SGC North Miami, one (1) representative for the Broward Centers.
    - e. All remaining representatives at-large.
- C. The SGA also will be comprised of a University Council to coordinate the activities of the SGC's and to represent the interests of all FIU students on matters of University-wide, county, or state concern.
- D. The University Council will be comprised of:

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1. Each SGC President.
2. Each SGC Vice President.
3. Each SGC Finance Committee Chairperson.
4. One representative elected from the SGC at University Park.
5. The Broward representative elected to the North SGC.

### **ARTICLE III Authority**

- A. This SGA was established through the power of the President of the University by direction of the Board of Regents which established the first Student Government Senate in June, 1973.
- B. The SGA is authorized to exist in accordance with the Florida Administrative Code, 1984, 6C-6.11 (1); 6C-6.12 (1) (a); 6C- 6.12 (1) (b); and 6C-6.12 (1) (c).
- C. Unless specifically addressed within the Constitution or Bylaws of the Student Government Association, issues of parliamentary procedure will defer to the current edition of Robert's Rules of order as the parliamentary authority.

### **ARTICLE IV Officers of the SGC**

- A. The officers of each SGC will be the President and Vice-President.
- B. Qualifications of the SGC President:
  1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
  2. May not be under any academic or disciplinary sanction as detailed in the Student Rights and Responsibilities document to run for and hold office.
  3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
  4. Must have held an elected or appointed leadership position with the SGC for at least one year prior to election, commencing with the 1993 General Election.
  5. Must be of at least sophomore standing to run for and hold office.
  6. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.
- C. Duties of the SGC President shall be to:



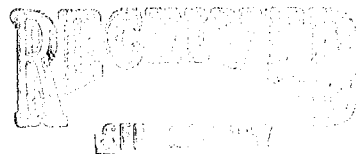
1. Preside over the SGC meetings and make all necessary arrangements for those meetings, including setting the agenda and conducting the business of the meeting in accordance with the current edition of Robert's Rules of Order and all provisions of the constitution and Bylaws. He/she will vote only in case of a tie.
2. Represent the interests of the SGC to the administration and faculty of his/her campus.
3. Fulfill all duties and responsibilities of the SGC President in regards to the SGA University Council.
4. Serve on and/or nominate and/or appoint individual students to campus governing bodies and recommend names for appointment to University committees.
5. Have the power to convene special campus SGC meetings, provided there is at least 48 hours notice of such meetings.
6. Appoint assistants as needed, subject to majority approval of the SGC members in attendance at a regular meeting.
7. Authorize any disbursement of SGC funds in the absence of the Finance Committee Chairperson.
8. Set and maintain a minimum of twenty (20) weekly office hours, ten (10) of which must be in the office itself.
9. Fulfill all duties and responsibilities as detailed by the SGA Constitution and Bylaws or as delegated by the SGC.

D. Qualifications of the SGC Vice President:

1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
2. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibilities document to run for and hold office.
3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
4. Must be of at least sophomore standing to run for and hold office.
5. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.

E. Duties of the SGC Vice President shall be to:

1. Fulfill all SGC presidential responsibilities for that campus in the absence of the President as detailed in the SGA Constitution and Bylaws.
2. Fulfill all duties and responsibilities of the SGC Vice President in regards to the SGA University Council.



3. Set and maintain a minimum of ten (10) weekly office hours, five (5) of which must be in the office itself.
4. Fulfill all duties and responsibilities of the SGC Vice-President as detailed by the SGA Constitution and Bylaws or as delegated by the SGC.

F. Qualifications for the SGC Finance Chair:

1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
2. May not be under any academic or disciplinary sanctions as detailed in the Students Rights and Responsible document to run for and hold office.
3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
4. Must be of at least sophomore standing to run for and hold office.
5. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.

G. The Finance Chair will set and maintain a minimum of ten (10) weekly office hours, five (5) of which must be in the office itself.

H. Standing Committee or Council chairs (excluding Finance) will set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

I. Paid Appointees will set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

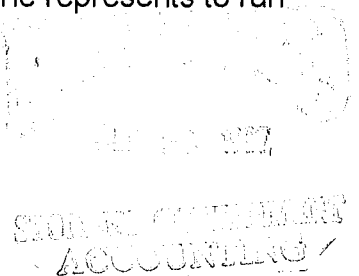
J. No officer, appointed or elected, shall have any authority not specified in this document, the Bylaws of the SGC, or as may be granted to him or her by majority vote of the SGC.

K. Officers in their semester of graduation are exempt from the nine (9) credit hour requirement, but must maintain at least three (3) credit hours.

## **ARTICLE V Representatives**

A. Qualifications of Representatives:

1. Must be a student of Florida International University and attending no less than 50 percent of his/her classes at the campus he/she represents to run for and hold office.



2. Representatives of specific schools, colleges, or class levels must be accepted students of that school, college, or class level as defined in the Bylaws. Graduate students shall be eligible to run only for graduate or at-large representative seats or the Broward seat.
3. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibilities document to run for or hold office.
4. Must maintain no less than a 2.0 cumulative grade point average to run for and hold their position on SGC.
5. Must maintain a minimum of nine (9) undergraduate credit hours or three (3) graduate credit hours for each semester in office, excluding summer semester.
6. Representatives in their semester of graduation are exempt from the nine (9) undergraduate credit hour requirement, but must maintain at least three (3) credit hours.

B. Duties of SGC Representatives shall be to:

1. Attend regularly scheduled and special meetings of the SGC.
2. Serve on one (1) SGC committee.
3. Serve on one (1) campus or University committee, community committee, or special project.
4. Faithfully represent the needs and interests of the students they represent to the SGC.
5. Fulfill all special assignments as delegated by the SGC.
6. Set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

**ARTICLE VI**  
**Elections and Referendums**

- A. SGA annual elections will be held for two (2) days of the second week following Spring Break (usually the third week of March).
- B. The annual elections will be held for the offices of SGC President, Vice President, and all SGC representatives on each campus. The President, Vice President and all at-large positions will be elected campus-wide. Positions for specific schools, colleges, lower division and graduate seats, and the Broward campuses will be elected by the student membership of that school, college, division or campus.
- C. Unless otherwise specified, all elections shall be decided by simple majority of those voting.
- D. Campaigning for election to SGC will begin on each campus the week following Spring Break (usually the second week of March).

- E. All SGC positions are elected for one year, with the terms beginning the first day of summer semester and ending the last day prior to the following summer semester.
- F. A vote on constitutional amendments and referenda may also be conducted during the annual election. Campus-specific amendments and referenda on any issue may be called with approval by two-thirds vote of SGC representatives present at a meeting at which there is a quorum. Amendments and referendums pertaining to University-wide issues may be called by either SGC and require approval by two-thirds vote of the University Council at a meeting at which there is a quorum or may be called through petition of five (5) percent of the total student population of the University.
- G. All provisions of this article will commence with the 1993 general election.
- H. The officers and representatives elected in the 1992 special election will serve until the last day prior to the 1993 summer semester in accordance with the SGA Constitution and Bylaws.

## **ARTICLE VII**

### **Powers**

Each SGC of the Student Government Association shall have the power to conduct the following business during official meetings at which there is a quorum:

- A. Determine positions and elect individuals as necessary to conduct the business of the SGC, and arrange its meetings provided there is a regular meeting with fixed time and place at least twice monthly.
- B. Call for a special election or referendum with two-thirds vote of the SGC representatives in attendance at the meeting.
- C. By two-thirds vote of those present, the SGC may recommend the establishment or dissolution of Standing Committees be submitted to a vote of the student body at the next campus wide election.
- D. Establish ad hoc committees with a simple majority vote of the SGC representatives at the meeting.
- E. Allocate Activity and Service Fees that have been designated for the campus and monitor the use of those funds through the Finance Committee.
- F. Pass motions and resolutions to conduct the business of the SGC with the required vote of the SGC representatives.



- G. May remove any member of the SGC from office by a two-thirds vote of the entire SGC. In the event that the Chair of the meeting is the subject of the removal process, the SGC will elect and acting Chair who will preside over the meeting.
- H. Carry out other such responsibilities and duties as are consistent with the purposes of SGA and conform to State laws and University policies.

**ARTICLE VIII**  
**University Council**

- A. It is the responsibility of the University Council to represent student interests and address student needs on matters of University-wide, county, or state concern. The University Council also serves to aid in the coordination and support of the activities of each SGC. Issues may be brought before the Council by recommendation of the SGC of either campus or the University Council itself.
- B. Quorum for the University Council shall be fifty percent (50%) plus one, provided that at least one member representing each SGC is present.
- C. The University Council shall meet monthly or more frequently as needed on a rotating basis between University Park and the North Miami Campus. The SGC President at his/her respective campus shall make all necessary arrangements for the meeting, set the agenda, and chair the meeting. Quorum for the University Council shall be fifty percent (50%) plus one, provided that at least one member representing each campus is present.
- D. The University Council, through majority vote of the members in attendance at a meeting at which there is quorum, can conduct the business of the University Council. The University Council does not have the power to override any vote, recommendation, or decision made by either SGC on matters that pertain to their respective campus. The University Council may make recommendations to the administration and faculty on behalf of the entire student body, and when necessary, call for and conduct a University-wide referendum.
- E. The University Council shall make necessary appointments or create ad hoc committees it deems necessary to carry out the business of the University Council.
- F. The University Council shall not create any standing committees, but shall itself serve as a Finance Committee to determine fixed expenses of SGA and make initial allocations of Activity and Service fees to each SGC based on current FTE percentages.
- G. The University Council shall choose representatives involving both SGC's to lobby on behalf of student needs and interests with state and local governmental

organizations.

**ARTICLE IX  
REMOVAL FROM SGC**

- A. The basis for removal of a SGC member shall be malfeasance, misfeasance, and/or non-feasance.

**ARTICLE X  
Vacancies and Succession**

- A. If the office of the SGC President becomes vacant, the order of succession shall be as follows:
1. The SGC Vice President.
  2. A person elected by a temporary election by a vote of two-thirds of the SGC members present at a meeting at which there is quorum, until a pre-scheduled mid-year special election or regular annual election, whichever comes first.
- B. When a vacancy occurs in the SGC Vice President position or SGC representative seat, the position shall be temporarily filled through a process of nominations and selection through a majority vote of the SGC representatives present and voting at a meeting at which there is a quorum, until a pre-scheduled mid-year special election or regular annual election, whichever comes first. Nominees must be qualified for that vacancy which they intend to fill.

**ARTICLE XI**

The Student Government Association budget will be completed by the SGA currently in office for the succeeding SGA. The budget is to be completed and submitted to the University President no later than February 15 of each year.

**ARTICLE XII  
Amendments**

No provision of the SGA Constitution may be waived. Such provisions may only be added, deleted, or altered through the following amendment process:

- A. Amendments to this Constitution may be proposed by either a petition of five (5) percent of the total student population or by a two-thirds vote of the University Council members present at a meeting at which there is a quorum.



- B. A simple majority of the student body voting in a University-wide general or special election is sufficient for ratification of an amendment to the SGA Constitution.

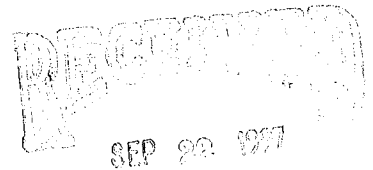
**ARTICLE XII**  
**Bylaws**

- A. Each SGC shall maintain a set of campus-specific Bylaws which may be amended only by a majority vote of that entire SGC.
- B. No provision of the SGC Bylaws may be waived. Such provisions may only be added, deleted, or altered through the amendment process.

**ARTICLE XIII**  
**Remuneration**

All members of each SGC shall be entitled to compensation as follows:

- A. SGC Presidents shall receive annually an amount up to four hundred percent (400%) of forty-five (45) undergraduate credit hours of in-state tuition.
- B. SGC Vice Presidents and Finance Committee Chairpersons shall receive annually an amount up to three hundred percent (300%) of forty-five (45) undergraduate credit hours of in-state tuition.
- C. Other SGC Standing Committee Chairpersons shall receive annually an amount up to one hundred-fifty percent (150%) of forty-five (45) undergraduate credit hours of in-state tuition.
- D. Other SGC Representatives shall receive annually an amount up to one hundred percent (100%) of forty-five (45) undergraduate credit hours of in-state tuition.
- E. Other appointed or elected positions of each SGC, including such positions as State Lobbyist, Elections Commissioner, Parliamentarian, and Secretary; but not to exceed five (5) positions, shall receive annually an amount equal to a SGC Representative.
- F. Members or appointed individuals of each SGC holding more than one (1) position shall receive remuneration for only one (1) position, whichever is highest.
- G. Remuneration will be through a payroll method.



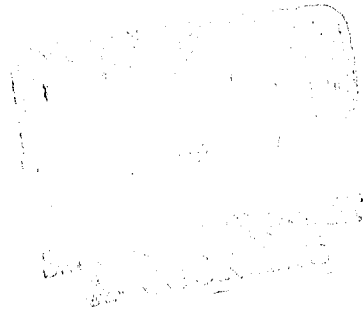
**ARTICLE XIV  
Dissolution**

This Constitution will be dissolved upon the full ratification of a new Student Government Constitution.

**ARTICLE XV  
Ratification**

Ratification of this Constitution or any other Constitution replacing this document shall be achieved through a two-thirds affirmative vote of the University Council members present and voting at a meeting at which there is a quorum, a simple majority vote of the student body voting in a University-wide election, and the approval of the President of Florida International University.

7/8/96



## AMENDMENT TO THE SGA CONSTITUTION

### ARTICLE XVII

- A. The Student Judicial Board will serve as the internal standards board of the SGA. This board will be assigned responsibilities and duties as necessary to maintain proper division of powers, while being the chief agent of interpretation of the SGA Constitution.
- B. This Board will also hear cases concerning the Student Code of Conduct under authority of the Student Code of Conduct 4 (d), pursuant to Board of Regents approval.
- C. The Judicial Board shall be composed of five (5) members and one (1) chairman. The SGC will recommend nominees for these positions to the University Judicial Administrator. The member's term shall end on the last day of the Spring semester.
- D. **Qualifications and Duties**
1. Student Judicial Board Members must be a student of Florida International University and attending no less than 50% of his/her classes at the campus he/she represents.
  2. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibilities document to run for or hold office.
  3. Must maintain no less than a 2.0 cumulative grade point average to run for or hold office.
  2. A member serving on the Judicial Board for a minimum of one full semester will become eligible to serve as the Chairman.
  3. The Student Judicial Board will meet at a set time each month or more times as deemed necessary by the Chairman.
  4. No member of the Board may hold or be a candidate for any SGC office until after the passage of at least one full semester after he/she has ceased to serve on the board.
  5. The Chairman shall serve as chief administrator of the Judicial Board and will not have a vote on the board.



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**E. Powers and Limitations**

1. The Judicial Board shall be empowered to determine if actions by the SGC are within their Constitutional bounds, and whether suggested by laws conflict with that Constitution.
  2. The Board cannot take action by itself. An outside party must file a complaint for a case to be heard. The outside party eligible to file a complaint can be any FIU student, including members of the SGC.
  3. A member may excuse themselves of taking part in hearing or deciding on a complaint if they are an active member of the club or organization involved in this complaint.
- F. A member or chairman may be removed from the Student Judicial Board by a two-thirds vote of the SGC.
- G. The Chairman shall receive an annual amount up to one hundred fifty percent (150%) of forty-five (45) undergraduate credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

Revised May 16, 1997

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**BYLAWS OF THE STUDENT GOVERNMENT  
ASSOCIATION  
FLORIDA INTERNATIONAL UNIVERSITY  
STUDENT GOVERNMENT COUNCIL**

**SECTION I**

**Qualifications and Registration of Candidates**

- A. Any individual who wishes to qualify as a candidate for Student Government Council (hereafter referred to as SGC) offices must comply with the provisions of the Student Elections Board.
- B. In determining eligibility to run for or hold office in SGC, cumulative grade point average will be computed from courses attempted at FIU from the date of current acceptance. Transfer students and graduate students who have not completed any courses at FIU will have their cumulative grade point average computed from the transcript(s) used to gain admission to FIU.
- C. Candidates seeking office for a specific school/college representative position must be accepted in the school/ college they wish to represent, or present a signed letter of eligibility from the appropriate Dean with his/her Petition of Candidacy.
- D. All candidates may qualify to run for office under the name by which they are registered at Florida International University or under a variation of that name, subject to the approval of the Student Elections Board. A nickname may appear in quotation marks with the approved name of the candidate. No person shall appear on the ballot under an assumed name. Any attempt to qualify as a candidate under an assumed name shall be a violation of the Elections Code, and shall be cause for immediate disqualification.
- E. It shall be the responsibility of the candidate to determine that all information regarding his/her eligibility to run for or hold office is correct prior to qualifying for candidacy. It is a further responsibility of the candidate to certify the accuracy of this information with the Registrar, and in all related University records and Petition for Candidacy documents, and to have any deficiencies corrected as provided for by the Student Elections Board.
- F. Each candidate must sign a waiver allowing the SGA to ascertain that each elected person continues to fulfill eligibility requirements for such office during his/her term of office.
- G. A candidate must file all Petition for Candidacy documents with the Commissioner of Elections on or before the deadline date and time designated by the Student Elections Board. No candidate shall be placed on the official ballot who has not fulfilled these requirements.

- H. A candidate may withdraw his/her Petition for Candidacy prior to the election by submitting a written notice to the Commissioner of Elections. The notice to withdraw candidacy must be filed two (2) weeks prior to the first election date to assure the candidate's name will not appear on the ballot. Otherwise, it is the responsibility of the Commissioner of Elections to insure that a candidate's name is struck from all ballots.
- I. Candidates for the offices of President and Vice President may choose to associate their campaign with one another, although the elections for these offices shall remain separate. Any Presidential candidate and any Vice Presidential candidate intending to campaign as a ticket must indicate their intention to do so when they register to run for office.
- J. Each Presidential candidate may only associate his/her campaign with one Vice Presidential candidate, and each Vice Presidential candidate may only associate his/her campaign with one Presidential candidate. If either candidate on such a ticket withdraws, is disqualified, or becomes unable to run after the deadline to file a petition for candidacy, the other candidate on that ticket may not associate his/her campaign with any with any other candidate for the complimentary office.
- K. At no time during the registration process or campaign may any candidate **for any office other than President or Vice President** associate himself/herself with any other candidate with the intent of running and being elected as a group.
- L. Any student of Florida International University has the right to bring a complaint before the Student Elections Board alleging a violation of the requirements of the Petition for Candidacy.
- M. No Representative can hold more than one voting seat.
- N. Representatives who have run for more than one seat shall chose one within twenty-four (24) hours of being notified by the Student Elections Board of the election results.
- O. The candidate with the next highest number of votes will fill the position made vacant by the representative who ran for more than one year.

## SECTION II Student Elections Board

- A. The Student Elections Board shall consist of seven students. The Representatives for the School of Hospitality Management, School of Journalism and Mass Communication, School of Nursing, College of Urban and Public Affairs, and the Broward Campus shall each appoint one student from their respective school or campus. The remaining two seats shall be appointed one by the SGC President and one by the SGC Vice-President, and all appointments to the Student Elections Board shall require approval by a vote of two-third of the Student Government Council members present at a meeting where



there is a quorum.

- B. The Student Elections Board shall be in charge of all SGC general and special elections and is established for that purpose by the SGA Constitution and Bylaws. The Commissioner of Elections shall be chosen from among the members of the Student Elections Board by the members of the Board, and shall serve as the chairperson of the Board. The Commissioner of Elections shall faithfully execute those duties and responsibilities designated by law, or deemed necessary to the proper conduct of an election by the Board.
- C. No member of the Student Elections Board may hold or be a candidate for an officer or representative position in the SGC during his/her time of service on the Board.
- D. Members of the Student Elections Board shall not be actively identified with any candidate or campaign for an elective position in SGC, nor shall they act in any partisan manner while they are serving as members on the Board.
- E. A vacancy in the position of Commissioner of Elections shall be immediately filled for the duration of the term by appointment by the SGC President, subject to approval by two-thirds of the SGC present and voting.
- F. The Student Elections Board is responsible for preparing candidate packets which will include a Petition for Candidacy form, elections schedule and deadlines, SGA Constitution and Bylaws, the Election Code, posting rules, candidate fund raising and expenditure report form, and other relevant information.
- G. The Commissioner of Elections shall be responsible for distributing all necessary information and forms to the candidates and for receiving the Petitions of Candidacy and other required forms from the candidates. The Commissioner is responsible for giving written notification to all qualified candidates of their right to be present at election related events.
- H. The Commissioner of Elections may disallow any Petition for Candidacy that does not meet all requirements of the Election Procedures as established by the Student Elections Board. A candidate whose petition is disallowed may ask for a review of his/her petition by the Student Elections Board, where a majority vote of the Board will confirm or overturn the ruling of the Commissioner. The names of candidates whose Petitions of Candidacy have been disallowed shall be a matter of public record.
- I. The Commissioner of Elections shall conduct a meeting for all candidates following the deadline for registration and prior to the beginning of the campaigning period. This meeting will notify candidates of the requirements of the Election Code and other required election information. All candidates shall be responsible for all information presented at this meeting.

- G. A Referendum is the submission of a proposed public measure or actual statute to a direct popular vote of the student body.
- H. Referenda will be held during general elections or special elections and can be the cause for holding a special election.

## SECTION V Voting Procedures

- A. The Student Elections Board shall select election poll locations and times and specify same in the Elections Code.
- B. Each student desiring to vote shall present to the poll workers his/her current validated student identification card or valid Photo Identification as an alternative.
- C. Students shall be eligible to vote only on the campus where they are currently enrolled in a majority of their classes. Campus voting lists will be produced through the Office of Registration and Records to be used at the polling locations. Students with equal course loads on different campuses shall be listed on a separate voting list and may vote only once at their choice of campuses.
- D. When a student votes, his/her name shall be clearly marked on the campus voting list as having voted, and his/her identification card shall be so marked.
- E. All eligible students waiting to vote at the time the polls close shall be permitted to vote.
- F. No voting records or ballots shall be destroyed until the time for contesting an election has expired, all complaints are resolved, and the election is certified by the Student Elections Board.

## SECTION VI Election Violations and Procedures for Contesting Elections

- A. Any Florida International University student, including the Student Elections Board itself, shall have the right to contest an election or bring a complaint before the Student Elections Board alleging a violation of the Election Code. Any complaints brought before the Elections Board should be made in writing no later than two (2) working days after the election, and shall include: (a) the name(s) of the individual(s) against whom the complaint is brought, and (b) the specific section(s) of the Election Code which is

(are) alleged to have been violated, (c) the specific nature of the alleged violation(s), and (d) the name and signature of the person(s) bringing the complaint.

- B. Violations of federal, state, and municipal laws are to be regarded as violations of election rules.
- C. If the number of ballots cast differs from the number of voters registered as having voted on the campus voting lists, the Student Elections Board shall investigate the discrepancy and determine appropriate action. If said difference exceeds five percent (5%) of the total vote, the election shall be declared invalid.
- D. Upon receipt of a complaint, the Student Elections Board shall make a determination as to whether a hearing is necessary based upon whether there has been shown probable cause that a violation has occurred. Both complainant(s) and defendant(s) must receive written notice from the Commissioner of Elections no less than twenty-four (24) hours before a hearing is conducted.
- E. The complainant(s) may withdraw the complaint prior to the Student Elections Board taking final action, however, the Student Elections Board may proceed with its investigation of the complaint(s).
- F. The Student Elections Board, upon finding a candidate guilty of committing an election violation(s), will decide the just penalty for the violation(s). Penalties for violations will be in the form of monetary fines, reprimands, and/or disqualification.
- G. Members of the Student Elections Board may not, at any time prior to the final determination of any matter before the Board, make comments or statements of any kind outside of Board meetings, concerning matters before the Board.
- H. Disputes involving members, actions of members, or decisions of the Student Elections Board shall be referred to the Student Concerns Committee.

## SECTION VII STUDENT COURT

- A. The Judicial powers of the North Campus Student Government Council shall be vested in a Student Court. This court will be assigned responsibilities and duties as are necessary to maintain a proper division of powers, while being the chief agent of interpretation of the SGC Constitution.
- B. The Student Court shall be comprised of five (5) Justices, including one Chief Justice. Candidates for the Student Court shall be nominated by the SGC President and affirmed

by a two thirds majority of the SGC. Once appointed, a justice may remain on the Court as long as that individual chooses to do so, as long as the person continues to meet all qualifications.

#### C. Qualifications and Duties

1. Student Court Justices will have the same qualifications as an SGC Senator, while the Chief Justice will have the same qualifications as the SGC Vice President.
2. A Justice serving on the Student Court for a minimum of one full semester will become eligible to serve as the Chief Justice.
3. The Student Court will meet at a set time each month, to be determined by that specific Court.
4. No Justice of the Court may receive any funds from any source that may include A & S fees.
5. No Justice of the Court may hold or be a candidate for any SGC office until after the passage of at least one full semester after he/she has ceased to serve on the court.

#### D. Powers and Limitations

1. The Student Court shall be empowered to determine if actions by the SGC are within their Constitutional bounds, and whether suggested bylaws conflict with that Constitution.
2. The Court cannot take action by itself. An outside party must file a complaint for a case to be heard. The outside party eligible to file a complaint can be any FIU student, including members of the SGC.
3. A Justice must excuse themselves from taking part in a hearing or deciding on a complaint if they are an active member of the club or organization involved in this complaint.
4. The SGC will work to bring additional authority (i.e. hearing student grievances and arbitrating disputes) to the Student Court.

5. Any decision of the Student Court can be overturned by a unanimous vote of the entire SGC.
- E. A Justice may be removed from the Student Court by a two-thirds vote of the SGC, or by a no-confidence vote by the other four justices followed by a majority vote of the SGC.

### SECTION VIII Budget and Finance

- A. The University has established a separate Activity and Service (A&S) fee. This fee shall be collected as part of the student tuition as a dollar amount per credit hour and shall be retained by the University and paid into a separate A&S fund.
- B. The allocation and expenditure of these funds shall be determined by the Student Government Association, through the SGA University Council and the SGC. The SGA University Council is responsible for determining the fixed expenses within the SGA budget, as well as the operating budget of the SGA University Council. The SGC is responsible for the allocation and expenditure of A&S fees for its campus.
- C. The SGA University Council determines the initial allocation of the SGA budget based on A&S fees from the annual projected enrollment. The office of Planning and Analysis submits to the SGA University Council the projected figures of enrollment, upon request.
- D. The Finance Committee will prepare a budget proposal for the SGC, as outlined in Section IX.
- E. The fiscal year for the SGA will be July 1 to June 30.
- F. No funds shall be disbursed without the approval by signature of either the Finance Committee Chair or the SGC President; as well as either the SGC Accountant or the Director of Student Activities.
- G. Any entity requesting funds from the Student Government Council shall first go to the Finance Committee for its recommendations. Such requests must be in writing.
- H. In regards to the disbursement of Un-allocated Funds to entities not already funded by the Student Government Council.

1. All expenditures over five hundred dollars (\$500.00) must be reviewed by the Finance Committee and shall be approved by a simple majority of the SGC.
2. Expenditures over one hundred dollars (\$100.00) and up to five hundred (\$500.00) must be approved by a regular meeting of the Finance Committee.
3. Minor expenditures up to one hundred dollars (\$100.00) must be authorized by the Finance Chair and the SGC President or Vice President in the President's absence.

## SECTION IX Committees

### A. Standing Committees

1. The Standing Committees of the SGC shall be the Finance Committee, the Academic Affairs Committee, and the Student Services Committee.
2. All SGC representatives must serve on at least one Standing Committee.
3. Committee chairs will be chosen through an application process to the SGC and appointed by a simple majority of the SGC. A chair may be removed from office by a majority vote of the entire SGC.
4. Committee size, excluding the Finance Committee, will be determined by the SGC. Members will be chosen by an application and/or appointment process.
5. Minutes shall be taken at each committee meeting and submitted to the SGC office within forty-eight (48) hours of the meeting.

### B. Finance Committee

1. The Finance Committee will be comprised of the Finance Committee Chair and four additional students appointed through a majority vote of the SGC.
2. The Finance Committee is charged with the responsibility to prepare and submit a complete budget proposal to the SGC, based on the projected budget from the SGA University Council.
3. The SGC may approve, reject, amend or refer back to the committee the proposed budget. A rejected budget shall be returned to the Finance Committee for revision.
4. The SGC may amend the proposed budget by a two-thirds vote.

5. When approved by the SGC, the budget will be submitted to the newly elected SGC President and Vice President for review, and then submitted to the SGA University Council to be combined with the SGC budget request of the other campus and the proposed SGA University Council Budget.
  6. The total SGA budget shall be submitted by the SGA University Council to the Vice-President for Student Affairs, who will present it to the University President for his/her approval or veto. If no action is taken within fifteen (15) days following presentation to the President, the budget shall be deemed approved.
  7. The SGA University Council shall be responsible for determining all necessary adjustments to the SGA budget resulting from incorrect projections of A&S fees, based on fixed expenses and FTE enrollment figures.
  8. It is the responsibility of the Finance Committee to review and make recommendations to SGC for the expenditure of all reserve and unallocated funds of the SGC budget.
- C. The purpose of the Academic Affairs committee shall be to investigate and evaluate student concerns related to academic issues, and make recommendations as deemed appropriate. Any program of faculty or course evaluations undertaken by the SGC shall be conducted through the AAC.
- D. The purpose of the Student Services Committee shall be to investigate student concerns and make recommendations as deemed appropriate. The SSC shall also recommend services to be provided and evaluate current services being offered to ensure that they are serving student needs.
- E. The SSC and the AAC shall each have a Chair, Vice-Chair, and Secretary appointed through procedures described in Section V and Section VI. The SSC and the AAC shall also each be composed of a general membership appointed or approved through procedures described in Section VII.
- F. Qualifications of Standing Committee Officers
1. No person shall hold an office in any Standing Committee who is already serving as an officer in another Standing Committee, or who is serving as President or Vice President of the SGC, or as the Chair or Vice-Chair of any Standing Council or Committee under the authority of the SGC. Nor shall any person be a member of any Standing Committee who is on any kind of academic or disciplinary probation.
  2. Standing Committee Chairs must meet the same GPA requirement as the SGC President, and all requirements of an SGC Representative, as described in Article V, Section A, of the SGC Constitution.

2. Standing Committee Chairs shall create and appoint sub-committees as necessary to fulfill the purpose of the Standing Committee. Each sub-committee must have a mission statement **in writing** defining the idea, issue, or concern to be addressed by that sub-committee.
- M. The operation of Standing Committees shall be conducted according to procedures established in the SGC Constitution, the By-laws of the North Campus Student Government Council, the By-laws of that Standing Committee, and the most current edition of Robert's Rules of Order, in that precedence.

## SECTION X PROXY AND ABSENTEE BALLOTS

- A. Proxies shall not be allowed by the Student Government Council for either quorum or voting purposes.
- B. Any voting member of the Student Government Council shall be allowed to submit a specific yes or no vote on a specific issue by absentee ballot, provided that they were present at a previous meeting at which this issue was discussed. Votes for which absentee ballot can be accepted will include approval or disapproval of:
1. Allocation of a specified amount or range of funds;
  2. Appointment of an individual to a specific position;
  3. Passage of proposed amendments to the by-laws.

No absentee ballot shall be allowed for any vote for impeachment, or for a referendum to amend the Constitution, as discussion of such matters should require the presence of all Council members intending to vote.

- C. All absentee ballots must be presented in writing to the SGC President and to the Associate Director of Student Affairs, and copies must be made available to all members of the Student Government Council prior to any actual vote being taken on the issue.
- D. No absentee ballot shall be allowed to count towards quorum or against an absence by any member of the Student Government Council. If an absentee ballot is provided for an issue which is then tabled, that ballot can not be counted in the next meeting, but a new absentee ballot must be written. No Student



Government Council member, having missed two consecutive meetings, shall be allowed to submit an absentee ballot for the next meeting.

## SECTION XI ABSENCES

- A. A record shall be posted in public view in the Student Government offices displaying the attendance at all SGC meetings of the current term of office of all members of the SGC, including Standing Committee Chairs. This record shall clearly note the dates of all meetings held, whether the meeting was a regular meeting, a special meeting, or an emergency meeting, and whether each member of the SGC was present, or absent. If a Council member was absent for a given meeting, the record shall note whether that absence was excused or unexcused.
- B. Any member of the SGC who has been unable to attend any meeting of the SGC must submit a written notice, officially stamped and dated by a Student Activities Staff member, to the SGC President within three working days after the meeting in order to be excused for his/her absence from that meeting. All such notices shall be placed in the public record. Reasons for which a member of the SGC shall be excused for an absence shall include attending class, work, or a personal or family emergency.
- C. No member of the SGC shall be listed as "unexcused" for a special meeting or an emergency meeting, but attendance at such meetings shall be counted in favor of the SGC member when determining overall attendance.
- D. There will be a limit of three (3) absences per semester. Officers or members of the SGC who breach this for any reason, shall automatically be removed from the SGC, unless there is a vote by two-thirds of the SGC members present at the next regular meeting to retain that Council member.
- E. Officers or members of the SGC who have two consecutive, unexcused absences, **for any reason** from regular meetings of the SGC, shall automatically be removed from the SGC, unless there is a vote by two-thirds of the SGC members present at the next regular meeting to retain that Council member.
- F. Any member of the Student Government Council may ask to be taken off quorum for a specified length of time, not to exceed four weeks during the Fall or Spring

semesters, and without limit during the Summer semester, if that Council member is going to be unable to fulfill his or her requirements during that time due to work, travel, or personal problems. A Council member who has been taken off quorum shall receive no remuneration for that period, nor shall they be required to attend any SGC meeting(s) or penalized for failing to attend SGC meetings, nor shall they count towards the quorum or have a vote at any SGC meeting nor shall they be required to keep office hours during that period.

- G. In order to be taken off quorum for any length of time, a Council member must submit a written notice, officially stamped and dated by a Student Activities staff member, to the SGC President at least six working days before he or she is removed from the roll.

## **SECTION XII BY-LAW CHANGES**

- A. By-laws may be amended, deleted and added by a two-thirds vote of the SGC.
- B. All By-law changes passed by the SGC shall become effective immediately unless otherwise stated in the resolution.
- C. Proposals to change the SGC By-laws will first be presented at a regularly scheduled meeting of the SGC, and then put to vote at the next regularly scheduled SGC meeting.

## **SECTION XIII REGULAR AND SPECIAL MEETINGS**

- A. A regular meeting shall be any meeting of the SGC held to discuss the ongoing business of the SGA, to hear the reports of the Standing Committees, and to hear the report of Council members concerning the progress of their special projects; and which is called according to a schedule set either at the beginning of the semester, or at the previous regular meeting of the SGC, with at least ten working days notice. Times, locations, and days of regular meetings shall be adjusted to allow for the largest number of Council members to attend, according to the individual schedules of those Council members.
- B. A special meeting is a meeting of the SGC held to address a specific issue or set of issues, and at which no other business may be placed on the table; and which is called with at least one week's notice. Notice of such a meeting must be in writing

one week prior to the meeting.

- C. No business may be conducted at any meeting of the SAC unless every council member has received notice of that meeting through his or her office mailbox at least forty eight (48) hours in advance of the meeting.
- D. The times and dates of all regular meetings of the SAC shall be posted in public view in the Student Government offices at least one week in advance of the meeting.
- E. If a special or emergency meeting is called, but fails to reach a quorum, then the failure to attend such meetings will not be counted against any member of the SAC, but attendance at such meetings shall be counted in favor of the SAC member when determining overall attendance.

#### SECTION XIV MEMBERSHIP AND OFFICE HOURS

- A. A record shall be posted in public view in the Student Government Offices displaying the full name, position, Standing Committee membership; campus, University, or community committee membership(s); and special project assignment(s) of each member of the SGC,
- B. All persons holding positions from which they receive remuneration coming from Activities and Service Fees shall be required to maintain weekly office hours.
- C. All weekly office hours which are required to be held "in the office itself" must be held in the Student Activities office at FIU North Campus, during regular business hours (9:00 a.m. to 7:00 p.m.), unless other arrangements are made, and are approved by the SAC President.
- D. Office hours mandated by the SGA Constitution beyond those which are required to be held "in the office itself" must be held on campus, in a time and place in which the person holding these hours shall either be available to their constituents or otherwise able to carry out work on behalf of the Student Government.
- E. No weekly office hours may be held outside of the North Campus except by the Broward Representative, who may keep his or her office hours at either of the Broward Centers, and by the Director of Student Lobbying, who may count time spent representing FIU North Campus outside of Dade County or Broward County towards his or her office hours.

- F. No weekly office hours may be counted before 7:15 a.m. (fifteen minutes before the starting time of the earliest class), or after 10:45 p.m. (fifteen minutes after the finishing of the latest class), nor shall any office hours be counted on Sunday.
- G. The time and locations of all weekly office hours to be held by all Student Government Council members and appointees shall be posted in public view in the Student Government offices at the beginning of each week. Each Council member or appointee shall be responsible for the posting of their own office hours, **and a copy shall be sent to the SGC President.**
- H. An "appointee" shall be any student who is nominated to serve in a specific position by the SGC President and approved by a majority vote of the Council, including Standing Committee Chairs and all other paid support staff, but excluding Council members appointed to fill vacant seats on the SGC. An "appointed position" shall be any position which is held by an appointee.
- I. Any appointed position for which the appointee receives remuneration shall include a job description detailing the responsibilities and duties of that position. This job description shall also specify the number of office hours which the appointee is required to hold. This job description may not be amended during the term of office of any appointee, unless that appointee consents to the change.

Revised 3/24/97

A:sgcbylaw.97



**Student  
Government  
Council**

**Florida  
International  
University**

**University  
Park**

**CONSTITUTION**

# CONSTITUTION

## STUDENT GOVERNMENT ASSOCIATION

### FLORIDA INTERNATIONAL UNIVERSITY

#### ARTICLE I - Purpose

**Section A.** The purpose of the Student Government Association (hereafter referred to as SGA) is to serve as a governing body responsible for representing student interests and addressing student needs on matters of University, county, or state concern.

**Section B.** The responsibilities of the SGA are to represent students interests through:

1. Serving on University and campus committees.
2. Identifying and supporting student interests to the administration and faculty at each campus.
3. Working in partnership with the administration and faculty to address student issues at each campus.
4. Allocating Activity and Service fees.

#### ARTICLE II - Composition

**Section A.** The SGA is comprised of two Student Government Councils, one to represent the interests of students at University Park (hereafter referred to as SGC University Park) and one to represent the interests of students at the North Miami Campus and Broward Centers (hereafter referred to as SGC North Miami).

**Section B.** Each SGC shall be comprised of the following:

1. SGC President
2. SGC Vice President
3. Thirteen (13) Representatives as follows:
  - a. One (1) representative for each college or school primarily based at that campus.
  - b. Two (2) graduate student representatives.
  - c. Two (2) lower division representatives.
  - d. On the SGC North Miami, one (1) representative for the Broward Centers.
  - e. On the University Park campus, one housing representative.
  - f. All remaining representatives at-large.

**Section C.** The SGA also will be comprised of a University Council to coordinate the activities of the SGC's and to represent the interests of all FIU students on matters of University-wide, county, or state concern.

**Section D.** The University Council will be comprised of:

1. Each SGC President.
2. Each SGC Vice President.
3. Each SGC Finance Committee Chairperson.
4. One representative elected from the SGC at University Park.
5. The Broward representative elected to the North Miami SGC.

#### ARTICLE III - Authority

**Section A.** This SGA is established through the power of the President of the University by direction of the Board of Regents which established the first Student Government Senate in June, 1973.

**Section B.** The SGA is authorized to exist in accordance with the Florida Administrative Code, 1984, 6C-6.11 (1); 6C-6.12 (1) (a); 6C-6.12 (1) (b); and 6C-6.12 (1) (c).

**Section C.** Unless specifically addressed within the Constitution or Bylaws

of the Student Government Association, issues of parliamentary procedure will defer to the current edition of Robert's Rules of Order as the parliamentary authority.

#### ARTICLE IV - Officers of the SGC

**Section A.** The officers of each SGC will be the President and Vice President.

**Section B.** Qualifications of the SGC President:

1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
2. May not be under any academic or disciplinary sanction as detailed in the Student Rights and Responsibilities document to run for and hold office.
3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
4. Must have held an elected or appointed leadership position within the SGC for at least one year prior to election, commencing with the 1993 General Election.
5. Must be of at least sophomore standing to run for and hold office.
6. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.

**Section C.** Duties of the SGC President shall be to:

1. Preside over the SGC meetings and make all necessary arrangements for those meetings, including setting the agenda and conducting the business of the meeting in accordance with the current edition of Robert's Rules of Order and all provisions of the SGA Constitution and Bylaws. He/she will vote only in case of a tie.
2. Represent the interests of the SGC to the administration and faculty of his/her campus.
3. Fulfill all duties and responsibilities of the SGC President in regard to the SGA University Council.
4. Serve on and/or nominate and/or appoint individual students to campus governing bodies and recommend names for appointment to University committees.
5. Have the power to convene special campus SGC meetings, provided there is at least 48 hours notice of such meetings.
6. Appoint assistants as needed, subject to majority approval of the SGC members in attendance at a regular meeting.
7. Authorize any disbursement of SGC funds in the absence of the Finance Committee Chairperson.
8. Set and maintain a minimum of twenty (20) weekly office hours, ten (10) of which must be in the office itself.
9. Fulfill all duties and responsibilities as detailed by the SGA Constitution and Bylaws or as delegated by the SGC.

**Section D.** Qualifications of the SGC Vice President:

1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
2. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibility document to run for and hold office.
3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
4. Must be of at least sophomore standing to run for and hold office.
5. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.

**Section E. Duties of the SGC Vice President shall be to:**

1. Fulfill all SGC presidential responsibilities for that campus in the absence of the President as detailed in the SGA Constitution and Bylaws.
2. Fulfill all duties and responsibilities of the SGC Vice President in regard to the SGA University Council.
3. Set and maintain a minimum of ten (10) weekly office hours, five (5) of which must be in the office itself.
4. Fulfill all duties and responsibilities of the SGC Vice-President as detailed by the SGA Constitution and Bylaws or as delegated by the SGC.

**Section F. Qualifications for the SGC Finance Chair:**

1. Must be a student of Florida International University and attending at least 50 percent of classes at the campus he/she represents to run for and hold office.
2. May not be under any academic or disciplinary sanctions as detailed in the Students Rights and Responsible document to run for and hold office.
3. Must maintain no less than a 2.50 cumulative grade point average to run for and hold office.
4. Must be of at least sophomore standing to run for and hold office.
5. Must maintain a minimum of nine (9) undergraduate or six (6) graduate credit hours for each semester in office, excluding summer semester.

**Section G.** The Finance Chair will set and maintain a minimum of ten (10) weekly office hours, five (5) of which must be in the office itself.

**Section H.** Standing Committee or Council chairs (excluding Finance) will set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

**Section I.** Paid Appointees will set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

**Section J.** No officer, appointed or elected, shall have any authority not specified in this document, the Bylaws of the SGC, or as may be granted to him or her by majority vote of the SGC.

**Section K.** Officers in their semester of graduation are exempt from the nine (9) credit hour requirement, but must maintain at least three (3) credit hours.

**ARTICLE V - Representatives**

**Section A. Qualifications of Representatives:**

1. Must be a student of Florida International University and attending no less than 50 percent of his/her classes at the campus he/she represents to run for and hold office.
2. Representatives of specific schools, colleges, or class levels must be accepted students of that school, college, or class level as defined in the Bylaws. Graduate students shall be eligible to run only for graduate or at-large representative seats.
3. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibilities document to run for or hold office.
4. Must maintain no less than a 2.0 cumulative grade point average to run for and hold their position on SGC.
5. Must maintain a minimum of nine (9) undergraduate credit hours or three (3) graduate credit hours for each semester in office, excluding summer semester.
6. Representatives in their semester of graduation are exempt from the nine (9) undergraduate credit hour requirement, but must maintain at least three (3) credit hours.
7. The housing representative on the University Park campus must reside in University Park housing to be eligible to run for and hold office.

**Section B. Duties of SGC Representatives shall be to:**

1. Attend regularly scheduled and special meetings of the SGC.
2. Serve on one (1) SGC committee.
3. Serve on one (1) campus or University committee, community committee, or special project.
4. Faithfully represent the needs and interests of the students they represent to the SGC.

5. Fulfill all special assignments as delegated by the SGC.

6. Set and maintain a minimum of five (5) weekly office hours, three (3) of which must be in the office itself.

**ARTICLE VI - Elections and Referenda**

**Section A.** SGA annual elections will be held for two (2) days of the second week following Spring Break (usually the third week of March).

**Section B.** The annual elections will be held for the offices of SGC President, Vice President, and all SGC representatives on each campus. The President, Vice President and all at-large positions will be elected campus-wide. Positions for specific schools, colleges, lower division and graduate seats, and the Broward campus will be elected by the student membership of that school, college, division or campus. The housing representative on the University Park campus shall be elected by those students currently living in the housing facilities at University Park.

**Section C.** Unless otherwise specified, all elections shall be decided by simple majority of those voting.

**Section D.** Campaigning for election to SGC will begin on each campus the week following spring break (usually the second week of March).

**Section E.** All SGC positions are elected for one year, with the terms beginning the first day of summer semester and ending the last day prior to the following summer semester.

**Section F.** A vote on Constitutional amendments and referenda may also be conducted during the annual election. Campus-specific amendments and referenda on any issue may be called with approval by two-thirds vote of SGC representatives present at a meeting at which there is a quorum. Amendments and referenda pertaining to University-wide issues may be called by either SGC and require approval by two-thirds vote of the University Council at a meeting at which there is a quorum or may be called through petition of five (5) percent of the total student population of the University.

**Section G.** All provisions of this article will commence with the 1993 general election.

**Section H.** The officers and representatives elected in the 1992 special election will serve until the last day prior to the 1993 Summer Semester in accordance with the SGA Constitution and Bylaws.

**ARTICLE VII - Powers**

Each SGC of the Student Government Association shall have the power to conduct the following business during official meetings at which there is a quorum:

**Section A.** Determine positions and elect individuals as necessary to conduct the business of the SGC, and arrange its meetings provided there is a regular meeting with fixed time and place at least twice monthly.

**Section B.** Call for a special election or referendum with two-thirds vote of the SGC representatives in attendance at the meeting.

**Section C.** By two-thirds vote of those present, the SGC may recommend the establishment or dissolution of Standing Committees be submitted to a vote of the student body at the next campus wide election.

**Section D.** Establish ad-hoc committees with a simple majority vote of the SGC representatives at the meeting.

**Section E.** Allocate Activity and Service Fees that have been designated for the campus and monitor the use of those funds through the Finance Committee.

**Section F.** Pass motions and resolutions to conduct the business of the

SGC with the required vote of the SGC representatives.

**Section G.** May remove any member of the SGC from office by a two-thirds vote of the entire SGC. In the event that the Chair of the meeting is the subject of the removal proceedings, the SGC will elect an acting chair who will preside over the meeting.

**Section H.** Carry out other such responsibilities and duties as are consistent with the purposes of SGA and conform to State laws and University policies.

#### **ARTICLE VIII - University Council**

**Section A.** It is the responsibility of the University Council to represent student interests and address student needs on matters of University-wide, county, or state concern. The University Council also serves to aid in the coordination and support of the activities of each SGC. Issues may be brought before the Council by recommendation of the SGC of either campus or the University Council itself.

**Section B.** Quorum for the University Council shall be fifty percent (50%) plus one, provided that at least one member representing each SGC is present.

**Section C.** The University Council, through majority vote of the members in attendance at a meeting at which there is quorum, can conduct the business of the University Council. The University Council does not have the power to override any vote, recommendation, or decision made by either SGC on matters that pertain to their respective campus. The University Council may make recommendations to the administration and faculty on behalf of the entire student body, and when necessary, call for and conduct a University-wide referendum.

**Section D.** The University Council shall make necessary appointments or create ad hoc committees it deems necessary to carry out the business of the University Council.

**Section E.** The University Council shall not create any standing committees, but shall itself serve as a Finance Committee to determine fixed expenses of SGA and make initial allocations of Activity and Service fees to each SGC based on current FTE percentages.

**Section F.** The University Council shall choose the official representatives involving both SGCs to lobby on behalf of student needs and interests with state and local government organizations.

#### **ARTICLE IX - Removal from SGC**

The basis for removal of a SGC member shall be misconduct, improper and unlawful conduct, and/or failure to perform either a legal requirement or an official duty.

#### **ARTICLE X - Vacancies and Succession**

**Section A.** If the office of the SGC President becomes vacant, the order of succession shall be as follows:

1. The SGC Vice President.
2. A person elected by a temporary election by a vote of two-thirds of the SGC members present at a meeting at which there is quorum, until a pre-scheduled mid-year special election or regular annual election, whichever comes first.

**Section B.** When a vacancy occurs in the SGC Vice President position or SGC representative seat, the position shall be temporarily filled through a process of nominations and selection through a majority vote of the SGC representatives present and voting at a meeting at which there is a quorum, until a pre-scheduled mid-year special election or regular annual election, whichever comes first. Nominees must be qualified for that vacancy which they intend to fill.

#### **ARTICLE XI - SGA Budget**

The Student Government Association budget will be completed by the

SGA currently in office for the succeeding SGA. The budget is to be completed and submitted to the University President no later than February 15th of each year.

#### **ARTICLE XII - Amendments**

No provision of the SGA Constitution may be waived. Such provisions may only be added, deleted or altered through the following amendment process:

**Section A.** Amendments to this Constitution may be proposed by either a petition of five (5) percent of the total student population or by a two-thirds vote of the University Council members present at a meeting at which there is a quorum.

**Section B.** A simple majority of the student body voting in a University-wide general or special election is sufficient for ratification of an amendment to the SGA Constitution.

#### **ARTICLE XIII - Bylaws**

**Section A.** Each SGC shall maintain a set of campus-specific Bylaws which may be amended only by a majority vote of that entire SGC.

**Section B.** No provision of the SGC Bylaws may be waived. Such provisions may only be added, deleted, or altered through the amendment process.

#### **ARTICLE XIV - Remuneration**

All members of each SGC shall be entitled to compensation as follows:

**Section A.** SGC Presidents shall receive annually an amount up to four hundred percent (400%) of forty-five (45) undergraduate credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

**Section B.** SGC Vice-Presidents and Finance Committee Chairpersons shall receive annually an amount up to three hundred percent (300%) of forty-five (45) undergraduate credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

**Section C.** Other SGC Standing Committee Chairpersons shall receive annually an amount up to one hundred-fifty percent (150%) of forty-five (45) credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

**Section D.** Other SGC Representatives shall receive annually an amount up to one hundred percent (100%) of forty-five (45) undergraduate credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

**Section E.** Other appointed or elected positions of each SGC, including such positions as State Lobbyist, Elections Commissioner, Parliamentarian, and Secretary, but not to exceed five (5) positions, shall receive annually an amount equal to an SGC Representative.

**Section F.** Members or appointed individuals of each SGC holding more than one (1) position shall receive remuneration for only one (1) position, whichever is highest.

**Section G.** Remuneration will be through a payroll method.

#### **ARTICLE XV - Dissolution**

This Constitution will be dissolved upon the full ratification of a new Student Government Constitution.

#### **ARTICLE XVI - Ratification**

Ratification of this Constitution or any other Constitution replacing this



document shall be achieved through a two-thirds affirmative vote of the University Council members present and voting at a meeting at which there is a quorum, a simple majority vote of the student body voting in a University-wide election, and the approval of the President of Florida International University.

#### **ARTICLE VI - Judicial Board**

**Section A.** The Student Judicial Board will serve as the internal standards board of the SGA. This board will be assigned responsibilities and duties as necessary to maintain proper division of powers, while being the chief agent of interpretation of the SGA Constitution.

**Section B.** This Board will also hear cases concerning the Student Code of Conduct under authority of the Student Code of Conduct 4(d), pursuant to Board of Regents approval.

**Section C.** The Judicial Board shall be composed of five (5) members and one(1) chairman. The SGC will recommend nominees for these positions to the University Judicial Administrator. The member's term shall end on the last day of the Spring semester.

#### **Section D. Qualifications and Duties**

1. Student Judicial Board Members must be a student of Florida International University and attending no less than 50% of his/her classes at the campus he/she represents.
2. May not be under any academic or disciplinary sanctions as detailed in the Student Rights and Responsibilities document to run for or hold office.
3. Must maintain no less than a 2.0 cumulative grade point average to run for or hold office.
4. A Member serving on the Judicial Board for a minimum of one full semester will become eligible to serve as the Chairman.
5. The Student Judicial Board will meet at a set time each month or more times as deemed necessary by the Chairman.
6. No member of the Board may hold or be a candidate for any SGC office until after the passage of at least one full semester after he/she has ceased to serve on the board.
7. The Chairman shall serve as chief administrator of the Judicial Board and will not have a vote on the board.

#### **Section E. Powers and Limitations**

1. The Judicial Board shall be empowered to determine if actions by the SGC are within their Constitutional bounds and whether suggested bylaws conflict with that Constitution.
2. The Board cannot take action by itself. An outside party must file a complaint for a case to be heard. The outside party eligible to file a complaint can be any FIU student, including members of the SGC.
3. A member may recuse him/herself of taking part in hearing or deciding on a complaint if he/she is an active member of the club or organization in this complaint

**Section F.** A member or chairman may be removed from the Student Judicial Board by a two-thirds vote of the SGC.

**Section G.** The Chairman shall receive annually an amount up to one hundred fifty percent (150%) of forty-five (45) undergraduate credit hours of in-state tuition to be paid at the mid-point and end of each semester for a total of six (6) equal payments.

03/17/97