

2-12-2021

SB-21S-3543: Title VII Post Constitution Revisional Committee

Student Government Association University of North Florida

Follow this and additional works at: <https://digitalcommons.unf.edu/sgaleg>



SB-21S-3543

SB-21S-3543: (Title VII Post Constitution Revisional Committee)

Whereas:

1 The Student Government of the University of North Florida was established to represent
2 student concerns in all University wide matters, and;

Whereas:

3 The Constitution Revision Committee made changes to Title VII in order to reflect the
4 Constitutional Referendums that were recently passed in the Fall 2020 election.

Therefore:

5 The following necessary and proper revisions to the Student Government System of Statutes are
6 being proposed in an effort to ensure future compliance with the law and the balance of our
7 democratic system:

TITLE VII: THE ENFORCEMENT STATUTE

9 703.1 Impeachment of a Judicial Branch Member

A10 Any Senator may choose to present Articles of Impeachment against a member of the Judicial Branch
11 before the full Senate.

12 If Articles of Impeachment are presented the presiding officer shall immediately call for a motion to hear
13 the Articles, then;

14 1. If the motion to hear the Articles passes by majority vote, the Senate
15 President shall subpoena the accused to appear before the Senate when the Articles are to be
16 heard to answer to the charges alleged against them therein, then;

17 2. The Senate shall hold the Subpoena Hearing within the next upcoming
18 meeting, after which a Senator may motion to approve the Articles of Impeachment. Passage
19 may only occur by two-thirds (2/3) vote.

20 3. If the Articles of Impeachment are passed by the Senate, they shall be
21 forwarded to the President for approval or veto within five (5) business days.

22 4. If the Articles of Impeachment are approved by the President, the
23 impeached officer shall be removed from office immediately.

24 5. If the President vetoes the Articles of Impeachment, they shall return to the
25 Senate and be placed on the agenda of the next upcoming Senate meeting.

26 6. The Senate may, by three-fourths (3/4) vote, chose to override the
27 President's veto and pass the Articles of Impeachment.

28 7. Should the Senate override the President's veto and pass the Articles of
29 impeachment by three-fourths (3/4) vote, the impeached officer shall be removed from office



SB-21S-3543

30 immediately.

31 The President may choose to submit Articles of Impeachment against a member of the Judicial
32 Branch to the Senate President.

33 • If the President submits Articles of Impeachment to the Senate President,
34 her or she shall subpoena the accused to appear before the Senate at the next upcoming Senate meeting,
35 if no confirmed class conflict exists for the impeached officer, then;

36 8. The Senate shall hold the Subpoena Hearing within the next upcoming
37 meeting, if possible, after which a Senator may motion to approve the Articles of
38 Impeachment. Passage may only occur by two-thirds (2/3) vote.

39 9. If the Articles of Impeachment are passed by two-thirds (2/3) vote of the
40 Senate, the impeached officer shall be removed from office immediately.

41 703.6 Impeachment of an Independent Office member

42 A. The Judicial Branch may choose to recommend that the Senate pass Articles of Impeachment
43 against a member of an independent office convicted under a Judicial Complaint as part of
44 their sentencing measures.

45 1. If Articles of Impeachment are recommended by the Judicial Branch, the recommendation
46 shall be forwarded to the Senate to be placed on the agenda of the next upcoming Senate
47 meeting, if possible. The Senate President shall subpoena the convicted to appear before
48 the Senate when the recommendation is heard to answer to the charges held against them
49 therein.

50 2. The Senate shall hold the Subpoena Hearing within the next upcoming meeting, if no
51 confirmed class conflict exists for the accused officer, after which a motion to approve
52 Articles of Impeachment may be made. Passage may only occur by two-thirds (2/3) vote.

53 3. If the Articles of Impeachment are passed by the Senate, the impeached officer shall
54 be removed from office immediately.

55 B. Any Senator may choose to present Articles of Impeachment against a member of an
56 independent office before the full Senate.

57 1. If Articles of Impeachment are presented the presiding officer shall immediately call
58 for a motion to hear the Articles, then;

59 2. If the motion to hear the Articles passes by majority vote, the Senate President shall
60 subpoena the accused to appear before the Senate when the Articles are to be heard to
61 answer to the charges alleged against them therein, then;

62 3. The Senate shall hold the Subpoena Hearing within the next upcoming Senate meeting, if
63 no confirmed class conflict exists for the accused officer, after which a Senator may
64 motion to approve the Articles of Impeachment. Passage may only occur by two-thirds



SB-21S-3543

65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80

(2/3) vote.

4. If the Articles of Impeachment are adopted by the Senate, they shall be forwarded to the Judicial Branch. The Court shall hold a Judicial Review Hearing to review the Articles. The accused must appear before the Court when the Articles are to be heard. The Judicial Review Hearing shall occur during or before the next upcoming Judicial Branch meeting following the passage of the Articles of Impeachment by the Senate. Reasonable accommodation shall be made for the accused officer.

4.5. Following the Judicial Hearing, a Justice may motion to adopt the Articles of Impeachment. Adoption may occur by majority vote. If the Articles of Impeachment are adopted by the Judicial Branch, the impeached officer shall be removed from office immediately

Therefore:

Let it be enacted that the following changes to Title VII be made effective immediately July 1st, 2021

Legislative Action

Author: SaiRahul Kilambi
Sponsor: SaiRahul Kilambi
Committee: R&O
Committee Action: 8-0-1
Date of Committee Action: 1-29-21
Senate Action: 24-0-1
Date of Action: 2/5/2021

Signed and Delivered to the Student Body President
on this 12 day of Feb, 2021

Signed: Rachel Saunders, Student Senate President

Place Time Stamp Here:

Feb 12, 2021 12:51 PM

Executive Action

Let it be known that SB-21S-3543 is hereby

APPROVED / VETOED / LINE-ITEM VETOED

on this 12 day of Feb, 2021.

Signed, Ally Schneider, Student Body President
Signed and Delivered to the Senate Secretary

Place Time Stamp Here:

Feb 12, 2021 12:58 PM