



SENATE BILL #2319

TITLE: ASUW Senatorial Representation Reform 2011

DATE: August 23, 2011

AUTHOR: Senator Hull

SPONSORS: President Degenfelder, Vice President McNamee, Executive Dugas, and
Senators Chenchar, Defebaugh and Parry

1. WHEREAS, the Student Senate of the Associated Students of the University of
2. Wyoming (ASUW) has the responsibility to accurately represent the University of Wyoming
3. (UW) student body as a whole; and,
4. WHEREAS, the ASUW has previously experienced issues within the ASUW By-Laws
5. in regards to senators changing colleges during his/her term; and,
6. WHEREAS, a change by a senator to a new major and college results in underrepresented
7. constituents; and,
8. WHEREAS, the ASUW should strive to accurately represent all colleges at UW.
9. THEREFORE, be it enacted by the Student Senate of the Associated Students of the
10. University of Wyoming (ASUW) that Article VII of the ASUW By-Laws be amended to
11. reflect the changes contained in Addendum A.
12. THEREFORE, be it further enacted by the Student Senate of the ASUW that Article
13. V, Section 2 of the ASUW By-Laws be amended to reflect the changes in
14. Addendum B.

Referred to: Constitution Committee

Date of Passage: August 30, 2011 **Signed:** [Signature]
(ASUW Chairperson)

"Being enacted on 8/30/11, I do hereby sign my name hereto and
approve this Senate action." [Signature]
ASUW President



Addendum A

ARTICLE VII
Removal from Office

- Section 1. Any member of the ASUW Legislative, Executive or Judicial branch shall be removed from office through automatic disqualification during an election or term of office if found to be in violation of academic or disciplinary requirements established in the ASUW Constitution or By-Laws.
- A. The ASUW Advisor, or designee of the Dean of Students Offices shall have the authority to remove any ASUW official who is ineligible due academic or conduct violations
 - B. The ASUW Advisor, or designee of the Dean of Students Office, shall be responsible for reviewing the eligibility of each member of ASUW at least once during the ASUW election and once during each academic semester.
 - C. If a candidate or ASUW official is ineligible for office, the ASUW Advisor, or designee of the Dean of Students Office, shall be responsible for notifying the ASUW Elections Committee of an open seat and the individual in question within (1) one academic week.
 - D. Election candidates who are found to be ineligible for office shall be removed from the ballot upon notification. Elected or appointed officials found to be ineligible shall be removed from their respective office.
 - E. Election candidates who are removed from the ballot shall have the privilege of being reinstated on the ballot if the appeals process of the Dean of Students Office clears the individual in question of all charges in cases of disciplinary ineligibility before the election.
 - F. In cases when an official in either the Legislative, Executive or Judicial branches is found to be ineligible, their position shall remain vacant until all appeals processes are exhausted or if the appeals process as found in the Student Code of Conduct clears the individual of all charges. If an individual is cleared of charges then that person shall be reinstated to their position. If the appeals processes fails to clear an individual of charges then the appropriate ASUW body shall be instructed by the ASUW Advisor or designee of the Dean of Students Office that a replacement ought to be found to fill the vacant position.
- Section 2. Any member of the ASUW Senate who changes his/her major during his/her term in office resulting in a change in college shall automatically be terminated from his/her office.
- Section 3. Articles of Impeachment shall be brought against any member of the Executive, Legislative, or Judicial branch of the ASUW if it is suspected that the persons in question violated the ASUW Code of Ethics as found in the ASUW By-Laws or has committed any other acts that would compromise their integrity as a student leader or representative of ASUW.
- A. The Student Senate shall have the sole power to try all impeachments.

- B. The impeachment proceeding shall be considered legislative action and carry the same weight as legislation.
- C. A vote of two-thirds (2/3) or more of the current membership of the Student Senate shall be necessary to bring the charge of impeachment.
- D. The trial of impeachment must be commenced at least (2) weeks following the vote of the Student Senate to authorize the charge of impeachment.
- E. The accused must have a fair trial consistent with the concept of due process as provided by the University Procedures in such matters.
- F. Charges of impeachment must be publicized by being published in at least one (1) issue of the official campus newspaper.
- G. In the event that Articles of Impeachment are brought against the Vice President, the President Pro Tempore shall act as Chairperson of the Senate.
- H. A person shall not be convicted without the concurrence of at least three-fourths (3/4) of the voting Student Senate.
- I. Individuals who are being charged with impeachment shall not have the privilege to vote in their own impeachment.
- J. If found guilty of articles of impeachment, there shall be no punishment other than the removal of office.

Section 4. All ASUW Legislative, Executive, and Judicial Branch vacancies shall be filled as outlined in Article V of the ASUW By-Laws.

Addendum B

Article V Vacancy of Office

Section 2. Procedure for filling Senate vacancies between elections:

- A. Upon the resignation, permanent absence or incapacity of any Senator, the senatorial candidate from the college who received the next highest number of votes in the preceding election shall fill the vacancy.
 - i. In accordance with Article IV, Section 3, Subsection C of the ASUW By-Laws, senators terminated from their senate seats due to a change in college shall be placed subsequent to all other candidates from the preceding election of the college to which he/she changes.
- B. The ASUW Vice President will notify the person with the next highest number of votes as soon as a Senator's resignation has been approved at an ASUW Senate meeting. The person notified will have two school days to accept or refuse the Senate position. Upon acceptance the person will be sworn in at the next ASUW Senate meeting. In the event of refusal, the same procedure will be followed with the next available candidate.