

Date Failed: 2/24/15
Vote Count: 15-0-10



SENATE BILL #2446

TITLE: Realignment of ASUW Senate Speaking Privileges

DATE: February 1, 2015

AUTHORS: Senators Dexter, Messer, and Schueler

SPONSORS: Senators Hernandez, Kerbs, Maze, Monoghan, Perez, Schmick, and Yang

1. WHEREAS, it is the duty of the Student Senate of the Associated Students of the University
2. of Wyoming (ASUW) to focus and represent the opinions of the student body; and,
3. WHEREAS, these opinions are most accurately represented and this duty is best conducted
4. by the elected Senators and the Legislative Branch of the ASUW; and,
5. WHEREAS, this is a vital and central role of the Legislative Branch; and,
6. WHEREAS, current practices blur the boundaries between the powers and duties of the
7. Legislative and Executive Branches of ASUW; and,0
8. WHEREAS, in order to ensure the long term success of the Legislative Branch, Executive
9. Branch, and the governmental structure of ASUW, a change is in order; and,
10. WHEREAS, such a change would in no way abridge the right of any Senator or ex-officio
11. member of the Student Senate to yield his or her time to a member of the Executive Branch
12. for their expert opinion.
13. THEREFORE, be it enacted by the Student Senate of the Associated Students of the
14. University of Wyoming (ASUW) that the ASUW By-laws be amended to reflect the changes
15. contained in Addendum A; and,
16. THEREFORE, be it further enacted that these changes take effect at the start of the 103rd
17. ASUW Student Government.

Referred to: Constitution

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Date of Passage: _____ Signed: _____

(ASUW Chairperson)

“Being enacted on _____, I do hereby sign my name hereto and

approve this Senate action.” _____

ASUW President

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Addendum A

**THE BY-LAWS
ASSOCIATED STUDENTS OF THE UNIVERSITY OF WYOMING**

**ARTICLE I
Executive Branch**

Section 1. Specific responsibilities and authorities of the ASUW President include the following:

- A. The promoting, improving, and pursuit of the goals and objectives of the ASUW and the University.
- B. Presenting a legislative report including the status of all legislation passed by the ASUW Senate, each semester (as a supplement to the Steering Committee reports).
 - i. The report given during the fall semester shall encompass the previous year and the report given during the spring semester shall encompass the fall semester of their term.
- C. The President shall insure that all resolutions and recommendations passed by the legislative branch are enforced or brought to the attention of those University officials with authority to take the recommended action.
- D. The President may veto, within ten (10) days of its passage, any action of the ASUW Senate, but such veto may be overridden by a two-thirds (2/3) vote of all the voting Senators at either of the two (2) regular ASUW Senate meetings following the veto.
 - i. If the President fails to act on any piece of legislation within ten (10) days of passage, or before the new President is sworn in, the legislation shall go into effect without the President's signature.
 - ii. The President shall provide a written explanation of any veto to the Senate at the next meeting following the veto or before the subsequent Senate is sworn in, whichever is sooner.
- E. The President or, in special situations, the President's designee, shall be the representative of the entire student body to the faculty, the administration, other officials of the University, and entities outside the University community.
- F. The delegation of any member of his/her staff to attend ASUW committee meetings as ex-officio members.
- G. Reporting all matters of interest or concern relative to student affairs to the various committees and the ASUW Senate, with such information as is within his/her power to supply, and to make recommendations thereon.
- H. His/her presence during the summer for participation in the ASUW presidential internship.

Section 2. The ASUW President shall have the following powers of appointment with the advice and consent of the ASUW Senate, and he/she may remove from office, for cause, any Presidential appointee in the Executive branch.

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- A. The President shall appoint representative to fill all student held positions on university boards and committees.
 - i. The president shall make applications available for university committees and boards during the spring semester after his/her election.
 - ii. Appointments for the student held positions on the University boards and committees shall be presented to the ASUW senate for consideration at the first regularly scheduled meeting of the fall semester.
 - iii. As vacancies arise, appointments will be presented to the ASUW senate for consideration.
- B. The President may appoint Executive Assistants to assist with the President's responsibilities.
- C. The President shall appoint the members of the ASUW Judicial branch.
- D. The ASUW President may appoint such special or ad hoc committees as he/she deems appropriate to conduct investigations or study of, and make recommendations to the ASUW President about such matters as are deemed appropriate; such appointees shall serve only during the term of the President who appoints them.

Section 3.

The ASUW President shall serve as:

- ~~A.~~ An ex-officio member of the ASUW Senate (without vote).
- ~~B.A.~~ An ex-officio member of all ASUW committees.
- ~~C.B.~~ Ex-officio member of the University Of Wyoming Board Of Trustees (without vote).
- C. ASUW member of Faculty Senate.
- ~~D.~~
- ~~E.D.~~ A member of any University Board or Committee as requested by any department head or administrator of the University community.

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Section 4.

The ASUW President shall be provided with compensation commensurate with the duties of his/her office, and not to be increased or decreased during his term of office.

ARTICLE II
Legislative Branch

Section 1.

Specific authorities and responsibilities of the ASUW Vice President include the following:

- A. Working with the Executive staff and organizing and coordinating ASUW committees in effecting better legislation and attaining student goals.
- B. The Vice president shall serve as chairperson of the ASUW Senate. He/she may not participate in debate unless he/she first relinquishes the chair to the President Pro Tempore of the Senate.
- C. The Vice President may vote on any matter only in the event of a tie.
- D. The Vice President, with the advice of the President and the consent of the ASUW Senate, shall appoint and may remove for cause, all members of the ASUW Standing and Special Committees. Except in extenuating circumstances, all senatorial positions on ASUW Standing committees shall be presented for approval to the

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ASUW Senate for no later than twenty-one (21) days after the first day of class of the Fall semester of the term. Other positions shall be filled as time permits.

- E. The Vice President may, with the advice of the President and the consent of the ASUW Senate, appoint chairpersons of ASUW Standing and Special Committees.
- F. With the advice and approval of the ASUW Legislative Branch, the Vice President may appoint one (1) executive assistant to assist with the Vice President's responsibilities.
- G. The Vice President shall be in charge of maintaining a permanent, public record of all formal actions and business of the Executive, Legislative, and Judicial branches of ASUW.
- H. Administering the oath of office to all ASUW Senate members.
- I. His/her presence during the summer for participation in the ASUW vice presidential internship.

Section 2. The ASUW Vice President shall serve as:

- A. Chairman of the ASUW Steering Committee, without vote except in the case of a tie.
- B. A voting member of the Wyoming Union Board.
- C. A member of any University Board or Committee as requested by any department head or administrator of the University community.

Section 3. The ASUW Vice President shall be provided with compensation commensurate with the duties of his/her office, and not to be increased or decreased during his/her term of office.

Section 4. The ASUW Senate shall serve as the Legislative Body of the ASUW. The ASUW Student Senate shall have the following authority and responsibilities:

- A. The ASUW Senate shall directly represent the students by the efficient, responsible, and coordinated functioning of student life and ASUW activities at the University, through the enactment of legislation in the form of bills or resolutions.
- B. It shall have the authority to assume whatever responsibilities it deems necessary to fulfill its obligations to the students.
- C. It shall have the authority to recommend to the Trustees the needed amount of ASUW fees to be assessed of all fee paying students for financial support of ASUW sponsored programs and activities.
- D. In accordance with applicable University regulations, the provisions of the Constitution, and the ASUW Finance Policy, the ASUW Senate shall have the authority to annually allocate all ASUW monies received through student registration fees.
- E. It shall have the authority to appoint and direct such special committees to study or investigate any issue of concern to the ASUW Senate in fulfilling its responsibilities for the University students; such committees shall serve only during the Senate term in which they are appointed.
- F. It shall have the authority and responsibility to develop standards of good practice for sponsorship or financial support from ASUW.
- G. It shall approve, or reject by a two-thirds (2/3) vote, any of the ASUW President's appointees or ASUW representatives to fill student held positions on University committees and boards.
- H. It shall approve, or reject by a two-thirds (2/3) vote, any of the ASUW Vice President's appointees to ASUW standing and special committees.

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- I. The Senate shall have the responsibility to establish an enduring Finance Policy to include restrictions and procedures for utilization of ASUW monies in the best interest of the ASUW's purposes.
- J. The Senate shall have the power to move into Executive Session regarding matters concerning all paid employees of ASUW with the exception of the ASUW President and Vice President; or concerning matters of legal affairs brought by or against ASUW. When moving into Executive session only voting members of the Senate, the ASUW Secretary, and the ASUW Chair shall be allowed to stay; unless otherwise specifically stated in the motion. The Senate shall reconvene into open session to take any formal action on discussion from Executive Session.
- K. ASUW Senators shall have the following standardized physical responsibilities:
 - i. Senators shall attend regularly scheduled meetings of the ASUW Student Senate, and any special meetings of the ASUW Student Senate as scheduled by the ASUW Vice President.
 - ii. Senators shall serve on a minimum of two (2) ASUW Standing Committees.
 - iii. ASUW Senators shall make a presentation, each semester, to a class chosen from a list compiled by the ASUW Vice President. Failure to complete this requirement will result in an automatic referral to the ASUW Steering Committee.
 - iv. Each full month of the academic semester, senators will be required to accumulate four (4) service hours. Service hours can be accumulated through the following means:
 - a. Documented office hour in the ASUW office.
 - b. Documented participation in an ASUW student outreach event.
 - c. Documented attendance or participation in an ASUW funded event.
 - d. Documented volunteering with an ASUW program.
 - e. Any other form of service hour, as pre-approved in writing by the ASUW Vice President, with the subsequent approval of the ASUW Steering Committee.
 - v. ASUW Senators shall be required to attend a diversity workshop. This workshop should focus, but is not limited to, the diversity as it pertains to the University of Wyoming to increase awareness and decrease insensitivity towards underrepresented populations throughout campus. This diversity workshop will be developed by UMC in coordination with the ASUW Vice-President. Completion of this requirement shall serve as two (2) of the aforementioned service hours.
 - vi. Appropriate documentation and documentation methods of service hours will be set and managed by the ASUW Vice President, with the subsequent approval of the ASUW Steering Committee.
 - vii. The decisions of the Vice President regarding exceptions to the listed service hours can be verbally appealed to the ASUW Steering Committee at the next regular Steering Committee meeting.
 - viii. Senators shall attend a minimum of two (2) RSO events funded by ASUW per semester, and complete a review to be submitted to the ASUW RSO Funding Board for each event.
 - ix. Senators shall attend one (1) meeting of the Freshman Senate per semester. Failure to attend one (1) Freshman Senate meeting per semester will count towards recorded absences.
 - x. Senators shall maintain a cumulative GPA of at least 2.0 for the duration of their service.

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- xi. Senators shall pay the ASUW Student fee.
- xii. Senators must maintain a full time credit bearing schedule (as defined by their program) for the duration of their service.
- xiii. Each Senator shall be required to complete social media outreach effort, to be decided upon annually by the Steering Committee.

Section 5. Any action on a current bill or resolution will override previous Senate action on the same subject matter. Any legislation previously enacted by the ASUW Senate shall remain in full force and effect until such time as the ASUW Senate repeals or amends such prior actions, or expires of its own accord, except prior actions of the ASUW Senate which shall automatically be considered superseded, if inconsistent with these By-Laws, the Rules and Procedures, or the Constitution.

Section 6. Membership in the ASUW Senate shall consist of:

- A. Thirty (30) elected Senators apportioned using Hamilton's method as outlined below, and in accordance with Article 6, Section 1 of the ASUW Constitution.
 - i. Each of the University's seven (7) colleges is allocated one (1) student senator.
 - ii. The remaining twenty-three (23) senators shall be allocated to those colleges with more than one-thirtieth ($1/30$) of the total fee paying University students using Hamilton's method as follows.
 - a. Compute the natural quota for each college with more than one-thirtieth ($1/30$) of the total fee paying University students using the formula: $NQ = \frac{(23)E}{T}$ where
 - NQ = a college's natural quota
 - E = the number of fee paying students enrolled in that college
 - T = the total number of fee paying students enrolled in those colleges with more than one-thirtieth ($1/30$) of the total fee paying University students.
 - b. Allocate to each college with more than one-thirtieth ($1/30$) of the total fee paying University students a number of student senators equal to the whole number portion of their natural quotas.
 - c. If all twenty-three (23) student senators are not allocated in the previous step the remaining student senators are allocated one by one in order to the colleges with the largest fractional portions in their natural quotas.
 - iii. The total allocation for each college is the sum of the student senators allocated in steps 1. and 2.
- B. All University organizations seeking an ex-officio position on the ASUW Student Senate must have that position approved by the Constitution Committee and further approved by the ASUW Student Senate by a two-thirds ($2/3$) majority.
 - i. Any organization seeking an ex-officio position shall submit a written request to the Chair of the Constitution Committee
 - a. The Constitution Committee will review the request. Upon approval, the Chair will submit the letter of intent to the ASUW Senate for approval.

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- ii. Organizations seeking an ex-officio position must exhibit all of the following qualifications:
 - a. The organization must provide a diverse array of co-curricular activities including cultural, international, athletic, and/or student life programs.
 - b. The organization must utilize educational opportunities, which promote growth and involvement enriching daily life.
 - c. The organization must be a University Recognized Student Organization, but special exemptions may be granted for the representative bodies of University faculty and staff.
 - d. The organization must demonstrate inadequate representation by the existing ex-officio's.
 - e. Any organization that has lost its ex-officio position on the student senate will enter a period of probation and may not reapply for said position until a period of one semester has passed. Upon reapplication, the organization must provide a detailed account of activities conducted during this period of probation.
 - iii. The ex-officio position cannot be represented by current senators, executives or other ex-officio representatives.
 - iv. If an ex-officio position representing a student organization goes unrepresented for 4 consecutive senate meetings they will be notified of their absences and potential consequences by the ASUW Vice President in writing; if the organization is absent for another 4 consecutive senate meetings they will lose their ex-officio position. After the loss of an ex-officio position the organization may petition to gain representation by following ASUW By-Laws Article II, Section 6, Paragraph B, Clause i.
- C. Ex-officio members who shall enjoy all rights of Senate membership, except the right to vote include:
- ~~i.~~ President of ASUW
 - ~~ii.~~ ASUW Executive Assistants
 - ~~iii.~~ Representatives from organizations approved by the ASUW Senate.