



SENATE BILL #3003

TITLE: Clarification of the Judicial Council Appellation Process

DATE INTRODUCED: 10/14/2024

AUTHOR: Senator Rzeszut

SPONSORS: Senators Bogani, Brown and Saint

1. WHEREAS, the purpose of the Associated Students of the University of Wyoming
2. (ASUW) is to serve our fellow students in the best manner possible; and,
3. WHEREAS, it is important to the integrity of our body to have checks and balances;
4. and,
5. WHEREAS, an appellation process for all decisions made by the ASUW Judicial
6. Council is an established and valuable check on power within our body; and,
7. WHEREAS, the ASUW By-Laws Article 3 Section 1 Subsection 3 Clause A state that
8. the ASUW Judicial Council “shall be the final authority regarding the interpretation of
9. all ASUW working documents, including, but not limited to, the ASUW Constitution,
10. the ASUW By-Laws, the ASUW Rules and Procedures, the ASUW Elections Code, and
11. the ASUW Finance Policies”; and,
12. WHEREAS, the ASUW By-Laws Article 3 Section 1 Subsection 5 Clause B states “All
13. decisions, including sanctions, made by the Council may be appealed to the Dean of
14. Students, or designee. Students or student organizations have five (5) academic days to
15. appeal a Council decision. Notice of appeals being filed must be given immediately to
16. all involved parties, as well as the Judicial Council. The Dean of Students, or designee,
17. has thirty (30) academic days from the appeal being filed to issue their decision”; and,
18. WHEREAS, these clauses contradict each other in establishing that an appeal process
19. exists while also maintaining that the ASUW Judicial Council has “final authority” on

20. all matters of interpretation; and,
21. WHEREAS, this indicates that the ASUW Judicial Council has no obligation to
22. recognize a decision made upon appeal, and could theoretically interpret these clauses to
23. invalidate the appeal process; and,
24. WHEREAS, the ASUW By-Laws Article 3 Section 1 Subsection 5 Clause D states “A
25. permanent copy of all Council documents, interpretations, sanctions and opinions shall
26. be kept on file in order to uphold the precedence of Council decisions,” establishing
27. that an interpretation is a form of decision and should therefore be able to be
28. appealed.
29. THEREFORE, be it enacted by the Associated Students of the University of Wyoming
30. (ASUW) Student Government that the ASUW By-Laws Article 3 Section 1 Subsection
31. 3 Clause A, be updated to reflect the changes made in Addendum A; and,
32. THEREFORE, be it further enacted that these changes take effect upon the passage of
33. this bill.

Referred to: _____ Steering, PID _____

Date of Passage: October 22nd, 2024 _____

Signed: _____

(ASUW Chairperson)

“Being enacted on October 22nd 2024, I do hereby sign my name hereto

and approve this Senate action.” _____

ASUW President

Addendum A

Article 3. Judicial Council

Section 3.01 Jurisdiction

3. Responsibilities and Authorities

A. The ASUW Judicial Council will be overseen by the ASUW Judicial Council Advisor or the ASUW Advisor. The ASUW Judicial Council shall have the following responsibilities and authorities:

- a. The Council shall be the ~~final~~ primary authority regarding the interpretation of all ASUW working documents, including, but not limited to, the ASUW Constitution, the ASUW By-Laws, the ASUW Rules and Procedures, the ASUW Elections Code, and the ASUW Finance Policies. **Deferring to the Dean of Students or appointed designee upon appeal.**