

THE CONSTITUTION

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TABLE OF CONTENTS

PREAMBLE	3
ARTICLE I – NAME AND MEMBERSHIP	3
ARTICLE II – GENERAL PROVISIONS	3
ARTICLE III – STUDENT FEE POLICY	4
ARTICLE IV – THE EXECUTIVE BRANCH	4
ARTICLE V – THE LEGISLATIVE BRANCH	5
ARTICLE VI – THE JUDICIAL BRANCH	7
ARTICLE VII – THE ELECTION COMMISSION	8
ARTICLE VIII - THE FINANCE BOARD	8
ARTICLE IX – JOINT BOARDS	9
ARTICLE X – ADVISORY BOARDS	11
ARTICLE XI – COMMISSIONS AND STUDENT ADMINISTRATORS	13
ARTICLE XII - LOCAL COLLEGES AND SCHOOLS	13
ARTICLE XIII – BYLAWS	14
ARTICLE XIV – REMOVAL AND IMPEACHMENT	14
ARTICLE XV – STUDENT ASSEMBLY	16
ARTICLE XVI – REFERENDA	16
ARTICLE XVII – AMENDMENTS PROCEDURE	18
ARTICLE XVIII – EFFECTIVE DATE	18
ARTICLE XIX – RATIFICATION	18

PREAMBLE

WE, THE STUDENTS of the University of Colorado, exist not only as individuals, but also as a community. The purpose of this Constitution is to unify that student community by establishing the responsibilities and goals of the University of Colorado Student Government.

To improve the administration of student affairs, to encourage the greatest level of cooperation and communication, to ensure the optimum of students' rights, and to provide the best possible excellence in education, we do establish this Constitution for the University of Colorado Student Government.

ARTICLE I – NAME AND MEMBERSHIP

- A. The name of this association shall be the University of Colorado Student Government. It may also be referred to as CU Student Government, or CUSG.
- B. Membership of this association shall consist of all students registered at the University of Colorado Boulder.
- C. All offices established by this Constitution shall be held by members of this association.
- D. No member of this association shall simultaneously hold two (2) or more major positions within CU Student Government, except as is constitutionally required. These positions are set forth below.
 - a. The Executive Branch
 - i. CUSG Executive
 - ii. Members of the Executive Staff
 - b. The Legislative Branch
 - i. Representatives
 - ii. Senators
 - c. The Judicial Branch
 - i. Appellate Court Justices
 - d. Election Commission
 - i. Election Commissioner
 - ii. Members of the Election Commission, as defined by the Election Code
 - e. Joint and Advisory Boards
 - i. Voting members of any Joint or Advisory Board
 - f. Other Positions
 - i. Any compensated office.
 - ii. Any other position specified as being a major position in the Bylaws of CU Student Government.
- E. The University of Colorado Student Government shall not discriminate in hiring, firing, promotion, appointment, use of facilities, provision of services, funding, or membership on the basis of race, color, national origin, sex, pregnancy, age, disability, creed, religion, sexual orientation, gender identity, gender expression, veteran status, political affiliation, or political philosophy, or any other personal characteristic not directly related to the situation in question.

ARTICLE II – GENERAL PROVISIONS

- A. CU Student Government shall not discriminate on the basis of race, color, national origin, sex, pregnancy, age, disability, creed, religion, sexual orientation, gender identity, gender expression, veteran status, political affiliation, or political philosophy.
- B. CU Student Government shall pass no legislation aiding a sectarian organizations.
- C. CU Student Government shall pass no legislation abridging the freedom of the press, and/or of free speech.
- D. CU Student Government shall pass no legislation abridging the right of its members to petition CUSG for a redress of grievances.
- E. The enumeration of certain rights in this Constitution shall not be construed to deny or disparage others held by the student body.
- F. All powers not delegated to the University of Colorado Student Government are reserved to the student body.
- G. CU Student Government shall pass no bill of attainder or ex post facto legislation.
- H. Before entering on the execution of their offices, all officers of the University of Colorado Student Government as defined by Article I.D. Student, Administrators, and Commissioners, shall take an oath or affirmation to uphold this Constitution.

ARTICLE III – STUDENT FEE POLICY

- A. Final responsibility to the Board of Regents and authority for student fee policy and expenditures shall be vested in the Executive and the Legislative Council.
- B. All student fee policy and expenditures shall comply with Federal and State laws, as well as university policy as set forth by the Board of Regents.
- C. All data concerning student fee policy and expenditures shall be open for inspection at reasonable times by all members of the University of Colorado Student Government and by proper officials of the State of Colorado.
- D. Definitions
 - a. “Student” shall be defined as any full mandatory fee-paying member of the University of Colorado Student Government enrolled in at least six (6) credit hours.
 - i. Enrolled graduate students must pay some mandatory fees.
 - ii. Enrolled graduate students are exempt from credit hour status.
- E. “Non-student” shall be defined as any non-student who is affiliated with the University, except as where otherwise defined.

ARTICLE IV – THE EXECUTIVE BRANCH

- A. The Executive or Executives shall consist of either a Chief Executive (President) and an Associate Executive (Vice President), three (3) Tri-Executives, or some other designated form.
- B. The Executive shall be elected through all-school elections, and shall be elected for a one (1) year term to begin after the certification of the Spring elections.
- C. As the principal representative for the student body, the duties of the Executive shall include but not be limited to:

- a. Presentation of the student fee budget to the Board of Regents.
 - b. Veto power over the Legislative Council legislation. The veto must be exercised within six (6) days after passage of legislation.
 - c. Introduction of measures to the Legislative Council.
 - d. Appointment of members to the Executive Staff.
 - e. Appointment of the Finance Board Chair.
 - f. Appointment of Representative Council members to the Joint and Advisory Boards.
 - g. Appointment of directors of all commissions.
- D. The order of succession to the office of the Chief Executive, or to the entirety of the Executive offices, if they are left vacant, shall be the Vice President/Associate Executive (if applicable), the President of the Legislative Council, then the Vice President of the Legislative Council. This list shall be supplemented by the Bylaws of CU Student Government, and methods of succession for the partial vacancy of the Executive offices (including but not limited to the vacancy of a Tri-Executive), or methods of succession for any other designated forms, may also be provided for in the Bylaws.

ARTICLE V – THE LEGISLATIVE BRANCH

- A. The Legislative Council
- a. The Legislative Council shall consist of the members of the Representative Council and the Council of Colleges and Schools.
 - i. The Representative Council and the Council of Colleges and Schools shall be allocated the same total number of votes to each council.
 - b. The powers and responsibilities of the Legislative Council shall include, but not be limited to:
 - i. The Legislative Council shall appoint, ratify, remove, and deratify Joint or Advisory Board members as specified within this Constitution. Legislative Council appointments to the Joint or Advisory Boards shall require approval by a majority vote of the Legislative Council, present and voting.
 - ii. The Legislative Council shall ratify commission directors and Representative Council appointments to the Joint or Advisory Boards by a majority (+50.00%) vote, present and voting.
 - iii. The Legislative Council shall review and ratify appointments made by the Executive.
 - iv. The Legislative Council shall allocate money to student groups.
 - v. The Legislative Council shall initiate referenda, initiate policies, review student fee budgets, establish priorities for the Joint and Advisory Boards, and initiate any other measures deemed necessary.
 - vi. The Legislative Council can override an Executive veto by a two-thirds ($\frac{2}{3}$) vote of the voting membership of Council.
 - vii. The Legislative Council shall try the impeachment of officers of CU Student Government.
 - viii. The Legislative Council shall make all legislation which shall be necessary and proper for carrying into the execution of the foregoing powers, and all other powers vested by this Constitution in CU Student Government, or in

any department, body, or officer thereof.

- c. Legislative Council Meetings
 - i. Meetings shall be held weekly during the spring and fall semesters, but shall meet no less than fortnightly during summer session. Meetings shall not be held when the University is not in session.
 - ii. The Legislative Council shall choose their President and Vice President and other officers. The President shall preside at all meetings of the Legislative Council. The Vice President shall be President pro tempore of the Legislative Council, and shall preside in the absence of the President.
 - iii. Quorum shall consist of one-half ($\frac{1}{2}$) of members from the Representative Council, and at least one Senator from half of the colleges and schools on the Council of Colleges and Schools.

B. The Representative Council

- a. The Representative Council shall consist of as many members as there are degree-granting colleges and schools on the Boulder campus as listed in Article
- b. The term of office shall be one year. Half of the seats shall be elected in the Spring, and half of the seats shall be elected in the Fall. In the event of an odd number of Representative Council seats, one more shall be elected in the Fall than in the Spring.
- c. The term of office shall be one (1) year.
- d. Each Representative shall have one (1) vote in council.
- e. Half ($\frac{1}{2}$) of the seats shall be elected in the Spring, and half ($\frac{1}{2}$) of the seats shall be elected in the Fall
- f. Responsibilities
 - i. Each Representative Council member shall sit on one (1) Joint or Advisory Board or the Finance Board.
 - ii. The Representative Council shall establish university-wide priorities.
- g. Representative Council Meetings
 - i. When the University is in session, meetings shall be held no less than fortnightly, but meetings shall not be held when the University is not in session.
 - ii. Quorum shall consist of a majority of the Council.

C. The Council of Colleges and Schools

- a. The Council of Colleges and Schools shall consist of Senators from each degree-granting college or school (known as the local colleges and schools) at the University of Colorado Boulder.
 - i. These colleges and schools are designated as follows: Arts and Sciences; Business; Education; Engineering and Applied Science; Environmental Design; Graduate; Law; Media, Communication and Information; and Music.
 - 1. This list shall be updated automatically as schools or colleges are renamed, added, or removed.
- b. Each school or college may elect or appoint up to two (2) Senators.
 - i. Each school and college government shall decide the method by which their Senators are selected.
- c. Responsibilities
 - i. The Council of Colleges and Schools shall establish local college and school

- priorities.
 - ii. The Council of Colleges and Schools shall act as a liaison between the individual colleges and schools and the Legislative Council.
 - d. Council of Colleges and Schools Meetings
 - i. When the University is in session, meetings shall be held no less than fortnightly, but meetings shall not be held when the University is not in session.
 - ii. Quorum shall consist of one Senator from a majority of the colleges and schools.
- D. Legislative Council Vacancies
 - a. Representative Council
 - i. Before a Representative's resignation, the resigning Representative may designate a replacement subject to approval by one-thirds ($\frac{1}{3}$) of the remaining members of the Representative Council.
 - ii. If the Representative, upon resignation, does not designate a replacement, or if the vacancy is due to reasons other than resignation, the Executive will then appoint a replacement subject to two-thirds ($\frac{2}{3}$) approval of the remaining Representative Council membership.
 - iii. If the Executive does not appoint and have approved a new Representative within three (3) weeks after the date of vacancy, the Representative Council members may act to appoint a new member by a two-thirds ($\frac{2}{3}$) majority of the remaining membership.
 - b. Council of Colleges and Schools
 - i. Each school and college will establish and carry out its own replacement procedures for its Senators.

ARTICLE VI – THE JUDICIAL BRANCH

- A. Structure
 - a. The Appellate Court shall be the Judicial Branch of CU Student Government.
 - b. The Appellate Court shall be composed of seven (7) Justices chosen by the Executive and ratified by two-thirds ($\frac{2}{3}$) vote of the Legislative Council.
 - i. Each Justice shall hold their office until they are no longer eligible, unless they have resigned, or have been impeached and removed.
 - c. A quorum shall consist of five (5) Justices.
 - d. A majority (+50.00%) vote of the Justices present shall be required to rule on any case before the Court.
- B. Areas of Jurisdiction
 - a. The Appellate Court shall have final authority on questions of Constitutional interpretation for CU Student Government and shall have the power to review any action taken by CU Student Government when such questions are submitted by any student.
 - b. The Appellate Court shall be the highest court of appeals for this association and shall have original jurisdiction in cases where there is no inferior body or court established or prescribed by Legislative Council to hear particular complaints.
 - c. Justices may not submit Constitutional questions to the Court. They shall recuse themselves from ruling on questions where there is a conflict of interest.

- d. All decisions of the Court shall be binding and valid on all affected parties.

ARTICLE VII – THE ELECTION COMMISSION

- A. Elections for CU Student Government shall occur twice (2) yearly, during the months of October and April.
 - a. For extenuating circumstances or emergency situations, the Legislative Council may waive the requirement that an election be held in these months by a two-thirds ($\frac{2}{3}$) majority, but each election must be contained in the semester it was originally intended for.
- B. Election Commissioner
 - a. The Election Commissioner shall be appointed by the Representative Council and ratified by two-thirds ($\frac{2}{3}$), present and voting, of the Legislative Council.
 - i. The Executive may nominate or recommend qualified individuals for the office of Election Commissioner to the Representative Council for their consideration of appointment.
 - b. Responsibilities
 - i. The Election Commissioner is the chief administrator of all-school elections.
 - ii. The Election Commissioner shall appoint assistant commissioners and poll-watchers and designate their duties.
 - iii. The Election Commissioner and their assistants shall constitute the Election Commission.
- C. The Election Commission
 - a. The Election Commission shall design and implement an Election Code subject to ratification by a two-thirds ($\frac{2}{3}$) vote of the voting membership of the Legislative Council membership.
 - b. The Election Commission shall run elections and all associated activities.
 - c. The Election Commission shall submit their budget to the Legislative Council for approval.
- D. Local college and school governments may have CU Student Government run their elections, but they must pay the cost of the election.

ARTICLE VIII - THE FINANCE BOARD

- A. Membership
 - a. The Finance Board shall include up to eleven (11) total voting members.
 - b. The Finance Board shall include nine (9) student voting members shall consist of:
 - i. One (1) Finance Board Chair, to be appointed by the Executive, subject to approval, first, by a majority (+50.00%) vote of the Finance Board, and subsequently a two-thirds ($\frac{2}{3}$) majority of the voting membership of the Legislative Council. The Finance Board Chair may be removed by two-thirds ($\frac{2}{3}$) vote of the entire Finance Board, or through the process of Impeachment.
 - ii. Two (2) to be chosen by the Executive from Representative Council. The choice must be approved by the Legislative Council.
 - 1. In the event that there are not two members from the Representative Council available, the Executives shall have the authority to appoint

any student to fill this position.

- a. Representatives shall not be considered available if they are already appointed to a Joint Board.
- iii. One (1) Senator from the Council of Colleges and Schools chosen by the Council of Colleges and Schools.
- iv. Five (5) to be appointed collaboratively by the Legislative Council and the Finance Board.
 1. The term of these appointments shall be two (2) years.
 2. Each Joint Board guarantees that one (1) seat shall be available for post-baccalaureate students.
 - a. In the event that there are no qualified applicants after September the post-baccalaureate seat shall be made available to non post-baccalaureate students.
- v. There shall also be a CUSG Director of Finance whose specific duties shall be defined in the manner of Executive Staff, who shall serve on the Finance Board ex-officio.
- c. The Finance Board shall include up to two (2) non-student voting members.
 - i. The Finance Board shall be entrusted with selecting appointees.
 - ii. Legislative Council ratification shall not be necessary.
- d. Student non-voting members ratified by Legislative Council may serve as proxies in the absence of voting members.
- e. The Finance Board shall have as many ex-officio and other non-voting members as they deem necessary. The term for these members shall be two (2) years.
 - i. The Finance Board shall be entrusted with selecting ex-officio and other non-voting members.
 1. All ex-officio members shall serve without voting power.

B. Duties and Responsibilities

- a. To set up a student fee budget within priorities established with the Legislative Council.
- b. To submit the student fee budget to the Legislative Council for final action before presentation to the Board of Regents.
- c. To allocate monies throughout the year for special purposes.
- d. To review and approve quarterly budget reports.
- e. To plan and provide budget training to the Legislative Council and the Joint and Advisory Boards of CUSG annually.
- f. To engage in reviewing the long-term financial health of CUSG.
 - i. The Finance Board is encouraged to engage in one (1), three (3), and five (5) year fiscal planning for CUSG based upon the priorities established with the Legislative Council.
 - ii. Conduct an annual audit of CUSG's fund reserves and make a determination of CUSG's financial reserves' health.
- g. Advise Legislative Council on potential financial impacts of legislation and other measures.
- h. The Finance Board shall meet regularly except for when the University is not in session or on Holidays.

ARTICLE IX – JOINT BOARDS

A. Vision

- a. A system of boards, hereafter called the Joint Boards, shall exist to set and administer student fee policy within priorities established by the Legislative Council.
 - i. These Joint Boards are designated as follows: University Memorial Center Board, Cultural Events Board, Environmental Board, Recreation Board, Air Board, Center for Student Involvement Board, Volunteer Resource Center Board, and Off Campus Housing and Neighborhood Relations Board.

B. Membership

- a. Each Joint Board shall consist of nine (9) student voting members:
 - i. Two (2) to be chosen by the Executive from the Representative Council. The choice must be approved by the Legislative Council.
 1. In the event that there are not two members from the Representative Council available, the Executives shall have the authority to appoint any student to fill this position.
 - a. Representatives shall not be considered available if they are already appointed to the Finance Board or another Joint Board.
 - ii. Seven (7) to be appointed collaboratively by the Legislative Council and the Joint Board to serve a two (2) year term.
 1. Each Joint Board guarantees that one (1) seat shall be available for post-baccalaureate students.
 - a. In the event that there are no qualified applicants after September, the post-baccalaureate seat shall be made available to non-post-baccalaureate students.
- b. Each member of the Representative Council shall serve on one (1) Joint Board unless removed by the Legislative Council.
 - i. If there are fewer Joint Boards than seats on the Representative Council, the Executive may appoint the remaining Representative Council members to Advisory Boards or other bodies as allowed by legislation.
 - ii. Representative Council members elected in the regular Fall and Spring elections shall serve on a Board until the end of the semester during which they were elected, but may be reappointed by the Executive as deemed necessary.
 - iii. In case of vacancy on a Board due to resignation, recall, or removal from the Representative Council by impeachment, the replacement Representative Council member shall assume the Joint Board responsibilities and voting status of the member they replaced.
 - iv. If a Joint Board seat becomes vacant due to the expiration of the holder's term of office on the Representative Council, the Executive shall appoint a newly elected Representative Council member to the open position.
 - v. The appointment of Representative Council members to specific Boards may be rearranged as deemed necessary.
- c. Each Joint Board shall have up to two (2) non-student voting appointees. The term for these members shall be two (2) years.
 - i. The respective board shall be entrusted with selecting appointees.

- ii. Legislative Council ratification shall not be necessary, but these members may be removed in the same fashion as Legislative Council and Board appointees.
- d. Each Joint Board shall have as many ex-officio and other non-voting members as they deem necessary. The term for these members shall be two (2) years.
 - i. The respective board shall be entrusted with selecting ex-officio and other non-voting members.
 - 1. All ex-officio members of Joint and Advisory Boards shall serve without voting power.
 - ii. Legislative Council ratification shall not be necessary, but these members may be removed in the same fashion as Legislative Council and Board appointees.

C. Duties and Responsibilities

- a. To interpret and implement the student fee budget priorities established by the Legislative Council for the associated Cost Center's budget.
- b. To submit a budget on the behalf of the associated Cost Center to the Finance Board based on the established budget priorities.
- c. To sponsor, plan, and promote office programming to the student body.
 - i. To advise the cost-center director on programmatic decision-making.
- d. To set policy and periodically review budgetary allocations for the Cost Center within priorities established by the Legislative Council.
 - i. Establish one (1), three (3), and five (5) year budgetary and large capital needs for the office.
- e. Promote the student voice into long-term vision and plans of the associated cost-center.
 - i. The Joint Board shall engage in one (1), three (3), and five (5) year planning in collaboration with the cost-center director based on the priorities established by the Legislative Council.
- f. The Joint Board shall meet regularly except when the University is not in session or on Holidays.
 - i. Authority is vested in the Board chair as to whether the Board will conduct business during the summer session.
- g. All Joint Boards shall establish bylaws to govern their own operations, subject to the ratification of the Legislative Council. These bylaws shall not supersede the provisions of this Constitution.
- h. All Joint Board meetings, policies, and budget recommendations shall be open and non-secret. Input from faculty, administration, and other sources shall be encouraged.

ARTICLE X – ADVISORY BOARDS

A. Vision

- a. A system of boards, hereafter called the Advisory Boards, shall exist to advise student fee, programmatic, and office wide policies and procedures within priorities established by Legislative Council.
 - i. These Advisory Boards are designated as follows: Student Health Board.

1. This list shall be updated automatically as Advisory Boards are renamed, added, or removed.
- b. Legislative Council shall have the power to create a system of Advisory Boards, or other organizations that provide resources to students, that shall operate in a manner not unlike the Joint Boards, and provide for the regulation thereof.
- c. The Legislative Council shall have the power to enforce this article by appropriate legislation.
- d. All Advisory Boards shall establish bylaws to govern their own operations, subject to the ratification of the Legislative Council. These bylaws shall not supersede the provisions of this Constitution.
- e. All Advisory Board meetings, policies, and budget recommendations shall be open and non-secret. Input from faculty, administration, and other sources shall be encouraged.

B. Membership

- a. Each Advisory Board shall consist of nine (9) student voting members:
 - i. Two (2) to be chosen by the Executives.
 - ii. Seven (7) to be appointed collaboratively by the Legislative Council and the Advisory Board.
 1. Each Advisory Board guarantees that one (1) seat shall be available for post-baccalaureate students.
 - a. In the event that there are no qualified applicants after September the post-baccalaureate seat shall be made available to non-post-baccalaureate students.
- b. Each Advisory Board shall have up to two (2) non-student voting appointees. The term for these members shall be two (2) years.
 - i. The respective board shall be entrusted with selecting appointees.
 - ii. Legislative Council ratification shall not be necessary, but these members may be removed in the same fashion as Legislative Council and Board appointees.
- c. Each Advisory Board shall have as many ex-officio and other non-voting members as they deem necessary.
 - i. The respective board shall be entrusted with selecting ex-officio and other non-voting members.
 - ii. Legislative Council ratification shall not be necessary, but these members may be removed in the same fashion as Legislative Council and Board appointees.
- d. Each Advisory Board must include these (3) ex-officio members:
 - i. A CUSG Executive or appointee.
 - ii. A Legislative Council member appointed by the Legislative Council President. The choice must be approved by the Legislative Council.
 - iii. The CUSG Executive Staff member charged with matters related to the associated Advisory Board.

ARTICLE XI – COMMISSIONS AND STUDENT ADMINISTRATORS

- A. Commissions and Student Administrators shall be established by the Executive with majority (+50.00%) approval of the Legislative Council, present and voting, or directly by Legislative Council, by a two-thirds ($\frac{2}{3}$) vote, present and voting.
 - a. Some Commissioners, and Student Administrators may be members of the Executive Staff, and all members of the Executive Staff shall be considered either of the preceding.
- B. Each Commissioner and Student Administrator shall be appointed by the Executive and ratified by majority vote of the Legislative Council.

ARTICLE XII - LOCAL COLLEGES AND SCHOOLS

- A. Structure
 - a. Local Colleges and Schools shall be the State Governments of CU Student Government.
 - b. Each Local College and School shall be entrusted with establishing and maintaining a student government serving the students of that specific college and school.
 - i. These colleges and schools are designated as follows: Arts and Sciences; Business; Education; Engineering and Applied Science; Environmental Design; Graduate; Law; Media, Communication and Information; and Music.
 - 1. This list shall be updated automatically as schools or colleges are renamed, added, or removed.
 - c. Each school and college government shall decide the method by which their student representatives are selected.
- B. Guarantee Monies
 - a. Each school and college government shall receive one dollar and thirty cents (\$1.30) per student in its school. This amount is to be adjusted on a yearly basis to be in the same proportion of the total student fee budget as of Spring 1974.
 - b. This figure is to be based on the University Administration's fall enrollment projections.
 - c. The money shall officially be allocated at the beginning of the fiscal year as designated by the University of Colorado.
- C. Budget Request
 - a. Each school and college government shall be able to make a one (1) time budget request during each fiscal year.
 - b. The budget request shall be in addition to the school and college government's guaranteed monies.
 - c. The Finance Board shall determine the process for the structure of the request.
 - i. However, in the event that the request is approved, the funds shall be allocated from the CUSG reserve accounts.
 - d. School or college governments shall be responsible for completing a post-expenditure report for all approved budget enhancement requests.
 - i. The Finance Board shall be responsible for determining and communicating to school and college governments the board's requirements for the post-expenditure report.

- ii. The school and college government shall present the post-expenditure report to the Finance Board.
- iii. The Finance Board shall be responsible for determining whether the allocated monies were improperly spent.
- iv. The school or college student government can appeal to the Legislative Council, which will be the final arbiter of whether the budget request monies were misused.
- v. If determined that the school or college government improperly used the budget request monies, this would prohibit that school and college government from making additional budget requests for three (3) fiscal years.

ARTICLE XIII – BYLAWS

- A. This Constitution shall be supplemented by the Bylaws of CU Student Government, and the additional Constitutions, Bylaws, and Codes of other CU Student Government bodies or organizations. Each of these entities shall have the authority to adopt such Bylaws.
- B. None of these documents shall supersede the provisions of this Constitution.

ARTICLE XIV – REMOVAL AND IMPEACHMENT

- A. Impeachment
 - a. The officers of the Student Government subject to impeachment shall be:
 - i. Executives
 - ii. Members of the Executive Staff
 - iii. Representatives
 - iv. Senators
 - v. Justices of the Appellate Court
 - vi. Members of the Election Commission
 - vii. Members of the Finance Board, including its Chair
- B. Articles of Impeachment detailing charges against officers of the Student Government shall be initiated by the Legislative Council or may be submitted for the consideration of the Legislative Council by the Student Assembly. Adoption of such Articles of Impeachment, by a majority vote of the Legislative Council, present and voting, shall initiate a trial of the officer in question which shall be held no sooner than one (1) week later.
 - a. Grounds for impeachment shall be failure to substantially fulfill the duties of their office (including absence from three or more meetings in a legislative session, without a valid and reasonable excuse), the acceptance of bribes, for corruption, or for willing violation of the laws of this association or its Constitution.
 - b. The Legislative Council shall have the sole power to try impeachment.
 - i. No persons shall be tried as a group.
 - ii. The Chief Justice of the Appellate Court (or another Justice if the Chief Justice is unavailable), shall preside over the impeachment trial in the Legislative Council.
 - iii. No Justice shall preside over their own trial.

- iv. An officer shall be convicted only by a two-thirds ($\frac{2}{3}$) vote of the voting members of the Legislative Council, and such a conviction shall result in removal from office.

C. Removal of Appointed Officers

a. Joint and Advisory Boards

- i. Any Joint or Advisory Board members from the Representative Council, or Council of Colleges and Schools, may be removed by the Legislative Council.
- ii. Two-thirds ($\frac{2}{3}$) of the Legislative Council present and voting is required for removal from the Board.

b. Executive appointments, excluding Justices of the Appellate Court, and the Finance Board Chair, may be removed by the Executive.

c. Legislative Council appointments, and all other appointments that require ratification by Legislative Council, may be removed by a two thirds ($\frac{2}{3}$) vote, present and voting, of the Legislative Council, unless otherwise provided by this Constitution.

D. Recall

a. Recall procedures may not be initiated until at least sixty (60) days after the original election.

b. Representative Council

- i. The recall of a Representative Council member may be initiated by submission of a petition to the Election Commissioner containing a number of signatures from their constituency equal to at least thirty-three percent (+33.00%) of the number of votes that were cast in the previous election for the Representative intended to be recalled.
- ii. Upon validation of the petition by the Election Commission, an election within their constituency shall be held within one month to determine whether the Representative shall be recalled. A majority (+50.00%) vote in favor of the recall of the Representative Council member is required for removal from office.
- iii. If recalled, the vacancy shall be filled by the process prescribed by Article V of this Constitution.

c. Executive

- i. The recall of members of the Executive may be initiated by submission of a petition to the Election Commissioner containing a number of signatures from the constituency of eligible voters equal to at least fifty percent (50.00%) of the number of votes that were cast in the previous election for the Executive intended to be recalled.
- ii. Upon validation of the petition by the Election Commission, an election within their constituency shall be held within one (1) month to determine whether the member(s) shall be recalled. A majority (+50.00%) vote in favor of the recall of the Executive is required for removal from office.
- iii. If all members of the Executive are recalled, or if a single member of the Executive is recalled, the vacancy shall be filled in accordance with the provisions of Article IV of this Constitution.

E. Council of Colleges and Schools

- a. Each school and college will establish and carry out its own removal procedures for its Senators.

ARTICLE XV – STUDENT ASSEMBLY

- A. All members of this Association shall be voting members of the Student Assembly and shall receive the right to introduce proposals for the consideration of the body.
- B. The Student Assembly shall be granted the following powers:
 - a. The power to propose Constitutional Amendments to the voters, by a two-thirds ($\frac{2}{3}$) vote.
 - b. The power to submit referenda to the voters for approval.
 - c. The power to adopt resolutions, which shall have the same weight and effect as if they were passed by the Legislative Council.
 - d. The power to adopt, for the consideration of the Legislative Council, Articles of Impeachment against impeachable officers of CUSG, by a majority vote.
- C. The Legislative Council shall have the authority to regulate the operation of the Student Assembly and may explicitly delegate responsibilities to it in the Bylaws of CU Student Government, within the limits of this Constitution.
- D. A valid student identification number shall be accepted as credentials to verify the eligibility of a member of the Student Assembly.
- E. Two hundred (200) members of the association shall constitute a quorum for the Student Assembly.
- F. The Student Assembly shall meet when deemed necessary by:
 - a. The Executive.
 - b. The Legislative Council.
 - c. The students, upon submitting a petition receiving verified signatures from at least 1.5% of members of the association requesting the convention of the body to the Executive.
- G. The President of the Student Assembly shall be the President pro tempore of the Legislative Council.

ARTICLE XVI – REFERENDA

- A. Student Enacted Referenda
 - a. The students shall have the power to enact measures (resolutions, bills, and Constitutional Amendments) by referenda in the form of a ballot initiative.
 - b. Resolutions and bills passed by ballot initiative shall have the same authority and force as any measure passed by Legislative Council and approved by the Executive.
- B. All petitions for ballot initiatives (including those proposing Constitutional Amendments as defined by Article XVII of this Constitution), and their relevant documents (the resolution, bill, or Amendment that the referenda would enact if approved by the voters) must be submitted to the Election Commissioner by five o'clock postmeridian on the Tuesday following the day of the mandatory candidates' meeting (or as set by the Election Code) for the validation of signatures. Any petitions submitted after this deadline and verified will be considered valid for the next election.
 - a. The procedure for placing a referendum on the ballot as an initiative shall be as follows:
 - i. The petition must have the exact wording of the initiative question on the

- same sheet on which signatures are taken.
- ii. If the question is so lengthy that this is impractical, then all details of the initiative in question must be publicized prior to and during the period in which signatures are collected.
 - iii. Each petition sheet must include a single referendum question and a clear outline of what the initiative would enact if adopted.
 - iv. The petition to place the initiative on the ballot shall contain signatures of eligible voters equal to or greater than 3.3% of all eligible voters.
- b. Student signatures shall include their student identification numbers.
- C. Legislative Referral
- a. Legislative Council may propose legislation to the voters for approval as a referendum, by a two-thirds ($\frac{2}{3}$) vote of the Legislative Council, present and voting.
- D. All referenda (Legislative Referral or Student Enacted), shall consist of a single question, appropriately validated and placed on the ballot, upon which a student may only vote "Yes" or "No", while reserving the right to abstain.
- a. The question should be a succinct and direct proposition that shall clearly describe the intent or action of the bill or resolution that would be enacted upon the adoption of the measure by the voters.
- E. A referendum for a bill or resolution that is approved by voters, takes effect upon the certification of the election results unless the referendum prescribes otherwise.
- a. The requisite number of votes to approve a referendum that is not a Constitutional Amendment is a majority of votes cast in favor for that referendum.
 - i. The requisite number of votes for a Constitutional Amendment shall be prescribed by Article XVI of this Constitution.
 - b. If provisions of two or more referenda approved (including Constitutional Amendments) at the same election conflict, those of the referendum receiving the highest affirmative vote shall prevail.
 - c. Legislative Council may amend or repeal a referendum it has referred to the voters via legislation and may amend or repeal a Student Enacted Referenda only by another referendum (via Legislative Referral) approved by the voters unless the original referendum permits amendment or repeal without voter approval.
 - i. This restriction shall be lifted one year after the original referendum was adopted.
- F. Any referendum requesting a continuation or increase in student fees must be accompanied by a purpose statement detailing the planned use of the funds. Furthermore, all referenda that request a change, continuation, or reallocation of student fees, shall be purely for advisory purposes only, and non-binding on this association, unless also approved by the Board of Regents.
- G. No Amendment to the Constitution or any referenda that names any individual to hold any office may be submitted to the voters or have any effect.
- H. No single referendum or Constitutional Amendment shall recommend a change in total student fees for more than one percent (1.00%), nor suggest committing CU Student Government and/or its individual students to any financial obligation for longer than four (4) fiscal years, without receiving both a favorable majority (+50.00%) vote and at least twenty-five percent (25.00%) of the students voting in the election. This shall not limit the authority of the Legislative Council or the Joint Boards as set forth elsewhere in this Constitution.

- I. Organizations receiving monies recommended via referenda measures shall retain managerial control over those monies, provided they are spent within the guidelines of the budget and purpose statement presented to the Election Commissioner. Final fiscal authority shall rest with the Legislative Council; however, Legislative Council may freeze referenda accounts if referenda monies are used in a manner that necessarily and inherently negatively affects the well-being of the students of the University of Colorado Boulder, or if referenda monies are spent outside of the purpose statement, or if the monies are spent in ways that violate CUSG fiscal policies.

ARTICLE XVII – AMENDMENTS PROCEDURE

- A. Amendments shall follow the same procedure as Student Enacted Referenda as regards the student body.
- B. Amendments can be initiated by the Executive or the Legislative Council with approval of two-thirds ($\frac{2}{3}$) of the Legislative Council, present and voting at least two (2) weeks must elapse between proposal of the Amendment and voting on the amendment in the election, during which time publicity shall be given on the amendment.
- C. Amendments proposed shall be adopted as valid parts of this Constitution only by a two-thirds affirmative vote of the votes cast for and against the Amendment by the voters in an election, with a minimum of ten percent (10.00%) of eligible student voters casting ballots in the election.

ARTICLE XVIII – EFFECTIVE DATE

- A. The Associated Students of the University of Colorado Constitution in effect prior to ratification of this Constitution shall remain in effect until one (1) minute past midnight on May 2, 1974, subject to the transition provisions set forth in this Constitution.

ARTICLE XIX – RATIFICATION

- A. This Constitution, when duly ratified, shall supersede all previous Constitutions.