

**WEST VIRGINIA
UNIVERSITY**

**CONSTITUTION OF THE STUDENT GOVERNMENT
ASSOCIATION**

PREAMBLE

We, the students of West Virginia University, desiring to preserve within our University an atmosphere of open exchange of ideas with discussion, inquiry, and self-expression to insure the personal freedoms and general welfare of the students within our University, to promote principles of diversity, and to continue in our tradition of responsible self-governance, do hereby establish this Constitution of the West Virginia University Student Government Association.

ARTICLE I.

**THE WEST VIRGINIA UNIVERSITY STUDENT GOVERNMENT ASSOCIATION
(WVU SGA)**

SECTION 1. NAME. The governing organization of the West Virginia University student body shall be known as the West Virginia University Student Government Association.

SECTION 2. LOGO. The logo for the West Virginia University Student Government Association shall appear as:



ARTICLE II

ORGANIZATIONAL POWERS

SECTION 1. POWER. The WVU student body endorses and grants to the West Virginia University Student Government Association the powers as enumerated in this Constitution.

SECTION 2. SUBORDINATION. This Constitution shall be subordinate to the United States Constitution, the Constitution of the State of West Virginia, all federal, state, and local laws, and

all duly promulgated policies and regulations of the West Virginia University Administration and of the West Virginia University Institutional Board of Governors.

SECTION 3. SUBORDINATE PROCEEDINGS. All policies, pronouncements, rulings, and enactments of the West Virginia University Student Government Association shall be subordinate to this Constitution.

**ARTICLE III FRANCHISE AND
CITIZENSHIP**

SECTION 1. MEMBERSHIP. All students registered and enrolled as a full-time student of the Morgantown campus at West Virginia University shall be deemed members of the student body, and therefore eligible to participate and hold membership in the West Virginia University Student Government Association.

SECTION 2. GOVERNANCE. The West Virginia University Student Government Association shall be composed of three branches: executive, legislative, and judicial.

**ARTICLE IV
EXECUTIVE BRANCH**

SECTION 1. DESCRIPTION. The West Virginia University Student Government Association Executive Branch shall consist of the President and Vice President which are elected by the student body during the West Virginia University Student Government Association Election held each year. Within three weeks following the election, the President and Vice President will appoint members to serve on the Executive Cabinet. The President may also have the power to appoint other executive positions as deemed necessary.

SECTION 2. STUDENT GOVERNMENT PRESIDENT. The SGA President shall:

1. Represent the Student Body in dealings with West Virginia University institutions: faculty, staff and administrators of West Virginia University, the West Virginia University Board of Governors, and any other pertinent governing bodies;
2. Serve as the Student Representative on the University Board of Governors;
3. Make appointments to the Student Government Judicial Court when and if necessary;
4. Appoint (with collaboration of the Vice President,) within the first three weeks of term, the executive cabinet;
5. Create or dissolve such positions, departments, committees, boards, bureaus, panels, and commissions within the executive branch as they may deem necessary to carry out the duties as the SGA President;
6. Serve as an ex-officio member, without vote, on all SGA committees, except those entirely within the judicial branch;
7. Require reports from all SGA committees, boards, and appointees as needed;
8. Make recommendations to the Student Assembly as the SGA President may deem necessary;

9. Administer the enactments of the Student Assembly, unless specified otherwise by the assembly;
10. Set policy and implement programs as the SGA President may deem necessary and proper, none of which may be in conflict with actions of the Student Assembly;
11. In collaboration with the Vice President, submit a goals and issues statement to the President of the University and Chairperson of the University Board of Governors within the first month of being elected; provide a mid-term report by November 1; and a final report stating remaining tasks and accomplishments by May 1. This document should also be made available to the student body, the student newspaper(s,) and Student Government Association members.
12. Attend weekly Student Assembly meetings and report to the Student Assembly dealing with current issues of the Student Administration and ongoing issues;

SECTION 3. STUDENT GOVERNMENT VICE PRESIDENT. The SGA Vice President shall:

1. Fulfill all the duties of the SGA president in the event of absence or succession as outlined in Article XI, Section 1;
2. Collaborate with the President, to appoint, within the first three weeks of their term, members to serve on the Executive Cabinet;
3. Serve ex-officio, without vote, on all SGA committees, except those entirely within the judicial branch;
4. Perform and aid in such duties as delegated by the Student Government Association President;
5. Organize the annual Student Government Inauguration in cooperation with the staff of Student Engagement and Leadership and the Student Government Association Student Assembly;
6. Organize the annual SGA mini-retreat and summer retreat;
7. Make reservations for facilities and services when necessary with regards to the Inauguration and Retreat;
8. Serve as the President of the Student Assembly as outlined in Article V, Section 3, Subsection A.
9. In collaboration with the President, submit a goals and issues statement to the President of the University and Chairperson of the University Board of Governors within the first month of being elected; provide a mid-term report by November 1; and a final report stating remaining tasks and accomplishments by May 1. This document should also be made available to the student body, the student newspaper(s,) and Student Government Association members;

10. Initiate programs and create committees as the Student Government Association Vice president may deem necessary and proper, none of which may be in conflict with the actions of the Student Assembly;
11. Attend Student Government Association meetings on a weekly basis;

SECTION 4. ATTORNEY GENERAL. The Attorney General shall:

1. Provide advice related to University matters as requested by members of the Student Body or Student Government Association;
2. Represent Student Government before University disciplinary and academic committees and the SGA Judicial Court;
3. Serve as Parliamentarian of the Student Assembly as outlined in Article V, Section 3, Subsection C.
4. Update this Constitution within 30 days of an amendment;
5. Submit monthly reports to the SGA President and Vice President on actions taken in office;
6. Attend Student Government Association meetings on a weekly basis;
7. Perform all other related duties as shall be determined by the President and Vice President.

SECTION 5. TREASURER. The SGA Treasurer shall:

1. Have access to the books, records, and monies of the Student Government Association in conjunction with the SGA Advisor;
2. Execute and sign such instruments that require the authorization of the SGA Treasurer;
3. Formulate, with the help of the SGA Advisor, a Student Government Association budget proposal for the Student Assembly;
4. Submit budget recommendations to the WVU Office of Student Engagement and Leadership prior to June 1;
5. Submit monthly budget update and report to the SGA President and Vice President;
6. Facilitate, monitor and promote the access of Student Organizations to apply for Grants through the Student Government Association;
7. Present grant requests to the Student Assembly;
8. Attend Student Government Association meetings on a weekly basis;
9. Submit grant proposals to the President Pro-Tempore of the Assembly within 24 hours prior to any SGA meeting to be placed on the agenda;
10. Perform all other related duties as shall be determined by the President and Vice President.

SECTION 6. ELECTIONS CHAIR. The SGA Elections Chair shall:

1. Adhere to the powers and functions as defined in the West Virginia University Elections Code;
2. Present election results to the SGA Judicial Court following any election;
3. Submit a monthly written or oral report to the SGA President and Vice President;
4. Attend Student Government Association meetings on a bi-weekly basis, with the exception of weekly attendance two weeks prior to any election, during any election, and two weeks following any election.
5. Work closely with their appointed committee to plan and execute the fall election of the College Representatives, Homecoming Court election, spring SGA election and all other special elections as necessary;
6. Hold candidates information sessions and give out all information regarding elections and campaigning to all candidates in a timely and uniform manner;
7. Work with the SGA communications team to promote voting during all elections and to make the student body aware of deadlines and procedures for filing to run for office prior to each election;
8. Show impartiality to all candidates during all elections;
9. Make all candidates aware of deadlines before, during, and after campaigns at least 72 hours (3 days) in advance;
10. The elections chair must be a full-time student who has completed at least one semester at West Virginia University and seen at least one election cycle (i.e. Homecoming elections, College Representatives Election, Spring SGA Election);
11. Perform all other related duties as shall be determined by the President and Vice President.

SECTION 7. CHIEF OF STAFF. The SGA Chief of Staff shall:

1. Act as a resource for the Executive Branch;
2. Oversee the accountability of the Executive Branch;
3. Assist the President or Vice President with the duties of their office;
4. Act as an intermediary for the President or Vice President;
5. Attend Student Government Association meetings on a weekly basis;
6. Perform all other related duties as shall be determined by the President and Vice President.

SECTION 8. COMMUNICATIONS DIRECTOR. The SGA Communications Director shall:

1. Select and appoint a public relations team within the first 30 days of appointment by the SGA Student Assembly;
2. Serve as the official spokesperson for the WVU Student Government Association;
3. Coordinate with SGA Webmaster to maintain official SGA Website;
4. Prepare SGA Newsletter twice per semester (once at midterm and once at end of semester) after SGA members submit written reports;

West Virginia University Student Government Association Constitution

5. Publicize all meetings of the SGA Student Assembly, at least 24 hours in advance through the Student Newspaper and by other means that are deemed appropriate;
- ~~6. Schedule and coordinate all SGA advertisements in the school newspaper;~~
6. Attend Student Government Association meetings on a weekly basis;
7. Perform all other related duties as determined by the President and Vice President.

SECTION 9. EXECUTIVE SECRETARY. The Executive Secretary shall:

1. Serve as an assistant to the Vice President;
2. Record and maintain accurate minutes of all Student Assembly and Executive Meetings and deliver typed transcripts of minutes to members of the Student Government Association within 48 hours of any meeting;
3. Prepare said minutes for reference in such form as determined by the Student Assembly
4. Maintain an on-going SGA historical file;

5. Maintain and organize all Student Assembly and Executive records and files, including copies of all reports and resolutions;
6. Maintain and organize the WVU SGA list serve;
7. Keep accurate attendance records at all Student Assembly meetings;
8. Post minutes with corresponding resolutions on the SGA Website with the help of the Communications Director and the Webmaster;
9. Collaborate with the Judicial Court Clerk to document judicial actions and proceedings;
10. Attend Student Government Association meetings on a weekly basis;
11. Perform all other related duties as shall be determined by the President and Vice President.

SECTION 10. VICE PRESIDENT OF GRADUATE STUDENT AFFAIRS.

The Vice President of Graduate Student Affairs Shall:

1. Be appointed by the Graduate and Professional Student Senate;
2. Serve as a liaison between the Student Government Association and the Graduate and Professional Student Senate;
3. Attend weekly SGA meetings;
4. Work closely with the Student Government Association to coordinate initiatives between the organization and the Graduate and Professional Student Senate;
5. Perform all related duties as determined by the President and Vice President of the Graduate and Professional Student Senate.

**ARTICLE V
LEGISLATIVE BRANCH
The Student Assembly**

SECTION 1. THE STUDENT ASSEMBLY. The supreme legislative power for the Student Body shall be vested in the Student Government Association Student Assembly.

SECTION 2. COMPOSITION OF THE STUDENT ASSEMBLY. The Student Assembly shall be composed of fifteen Senators at-large and two Senators for Athletics who are elected during the West Virginia University Student Government Association campus-wide election held each year, and 18 College Representatives, 2 from each academic college, who are elected in the Student Government Association Fall Elections from the following academic colleges;

- Eberly College of Arts and Sciences
- Davis College of Agriculture, Natural Resources and Design
- College of Business and Economics
- College of Creative Arts
- Health Sciences
- College of Education and Human Services
- Benjamin M. Statler College of Engineering and Mineral Resources
- College of Physical Activity and Sport Sciences
- Reed College of Media

College Representatives will be elected in conjunction with the Homecoming Elections each Fall. In the event that the Homecoming election falls before Oct. 1 or after Oct. 20, there will be a special

West Virginia University Student Government Association Constitution
election between these dates to elect the College Representatives. College Representatives must be sworn into office and take their seats by Nov. 1. No current SGA member holding an Executive Director position or cabinet position will be eligible to run in the College Representatives election during the Fall semester following their appointment to the Executive Branch. College Representatives will not be eligible for running for a Student Senate seat during the Spring SGA election following their election to the Student Assembly.

SECTION 3. STUDENT ASSEMBLY OFFICERS. The SGA Vice President shall serve as the President of the Assembly. The Senators shall elect a President Pro-Tempore among the 17 elected Senators, and shall use the Executive Secretary of the Assembly and any other personnel it deems necessary to its function.

A. President of the Assembly

The Chairperson shall:

1. Preside over meetings of the Student Assembly;
2. Call special meetings of the Assembly whenever the need arises;
3. Ensure that parliamentary and secretarial responsibilities are fulfilled;
4. Ensure that all directives of the Student Assembly are carried out, delegating responsibility as deemed necessary for the efficient operation of the Assembly;
5. Shall vote in the case of a tie.

B. President Pro-Tempore of the Assembly

At the first meeting following the SGA Spring inauguration, a President Pro-Tempore shall be elected by majority vote from among the seventeen (17) elected Senators. The President Pro-Tempore shall be elected from one of the 17 Senators at-large. This shall take place in a public, open SGA meeting or at the SGA mini-retreat.

The President Pro-Tempore shall:

1. Fulfill duties of the Chairperson of the Board in the absence of the President of the Senate, serving as the Vice President of the Senate
2. Prepare an agenda for each meeting of the Student Assembly, and distribute to all members 24 hours prior to the respective meetings;
3. Represent the overall needs of the Student Body, before self;
4. Perform all other related duties as shall be determined by the President of the Assembly

C. Student Assembly Parliamentarian

The Parliamentarian shall serve the Student Assembly as follows;

1. Prepare special rules of procedure for Assembly meetings. The Student Assembly must approve these rules within 30 days of the beginning of the spring term. Any area not covered by these special rules shall be covered by Robert's Rules of Order, newly revised.
2. Rule, give advice, and interpret matters of procedure, Constitutions, laws, policies, rules and regulations, documents, and other legal or non-legal materials;

D. Student Assembly Executive Secretary

The Executive Secretary shall be available at the request of the Student Assembly. These duties are outlined in Article IV, Section 9.

SECTION 4. POWERS AND FUNCTIONS

The Student Assembly shall:

- A. Approve or deny of all SGA Presidential executive appointments of Officers and Directors. Vacancy appointments not submitted within 30 days of said vacancy may be filled by the Board upon 2/3 majority approval;
- B. Hold a special meeting during the month of June prior to meeting with the Vice President of Student Life to discuss the annual budget and take all request and concerns to the Vice President of Student Life;
- C. Approve or deny the annual Student Government Association budget at the first formal meeting of the fall semester. No one within the Student Government Association other than the Student Assembly shall have the power of financial appropriation;
- D. Impeach any SGA official or position after due deliberation and under the guidelines of Article XI, Section 2, Subsection A.

West Virginia University Student Government Association Constitution

- E. Require, upon majority approval, any SGA officer to appear before the Judicial Court within the power of the Supreme Court as outlined in Article 3, Section 3.
- F. Call special meetings of the Student Assembly, when necessary by written petition signed by 10 total members of the Student Assembly. Notice of at least 24 hours must be given to all members before said meeting can be held.
- G. In the absence of the President of the Senate or the President Pro-Tempore of the Senate, the Senators may appoint a temporary chairperson from among the seventeen elected Senators upon majority approval.
- H. Create or dissolve any temporary or standing committee or position within the Student Government Association, except those entirely within the executive or judicial branches, or those mandated by the Constitution;
- I. Create or dissolve any committees within the Student Assembly, of which only a Senator At-Large can chair the said committee;
- J. Approve or deny representatives to serve as liaisons to University committees as requested to the SGA President or Vice President;
- K. Set policy; implement programs, administer services and facilities of the Student Government Association, approve or deny grant requests by the SGA Treasurer, or enact any other legislation that shall be deemed necessary for effectuating this Constitution and to promote the general welfare of the student body;
- L. Approve or deny any special rules proposed by the Parliamentarian as outlined in Article V, Section III, Subsection C.
- M. Each Assemblyperson shall submit monthly written reports to the President of the Senate with copies to the Parliamentarian and Executive Secretary. After an Assemblyperson fails to submit two reports, the respective Assemblyperson shall be required to meet with the President of the Senate and the Parliamentarian.
- N. Only members of the senate may propose and vote on amendments to the Student Government Association Constitution.

The Senators for Athletics shall:

- A. There shall be two students elected by the student body during the annual Student Government election to serve on the West Virginia University Athletic Council. The Athletic Council student members are served with the responsibility to represent all students with decisions of the West Virginia University Athletic Council.
- B. Senators for Athletics shall be required to submit bi-weekly reports to the SGA President, Vice President, and members of the Student Assembly at an SGA meeting. Absences must be submitted to the Attorney General. Failure to do so shall lead to impeachment.

SECTION 5. MEETINGS.

- A. The Student Assembly shall meet formally during the academic year at least bi-weekly (twice per month) during its one-year term of office while school is in session. Formal meetings shall be open to all members of the Student Body and shall follow parliamentary procedure.

SECTION 6. QUORUM AND VOTING.

Two-thirds of the total members shall constitute the necessary quorum at all meetings of the Student Assembly. Proxy or absentee participation shall not be permitted.

SECTION 7. ATTENDANCE.

- A. Attendance at meetings of the Student Assembly shall be mandatory; more than two unexcused absences by a member of the Student Assembly shall constitute grounds for impeachment and removal from office. The SGA Parliamentarian, aided by the Executive Secretary of the Assembly, and the President of the Senate, shall rule on excuse

Validity, keep accurate record thereof, and shall notify the Student Assembly when attendance infractions arise.

B. After two unexcused absences, the Assemblyperson is required to have a meeting with the President of the Assembly and Parliamentarian regarding absences.

ARTICLE VI

JUDICIAL COURT

SECTION 1. DESCRIPTION.

The West Virginia University Judicial Branch shall consist of one judicial body and one appointed Court Clerk. The judicial body shall be entitled the West Virginia University Student Government Association Judicial Court, and shall have nine (9) appointed members serving staggered three-year terms. The Judicial branch shall be vested with the judicial power described in Article VI, Section 3.

SECTION 2. COMPOSITION.

A. Judicial Court

The Judicial Court shall consist of:

1. 9 Justices, 1 serving as Chief Justice

They shall be:

a) Full-time students;

b) 3 law students, 3 graduate students, 3 undergraduate students

c) In good academic standing (2.5 or above);

d) Appointed within 30 days vacancy and must be approved by a majority vote of the Student Assembly;

e) Chief Justice must be a law student and shall be elected by members of the Judicial Court within 15 days of the Student Assembly approval of the Judicial Court. The Chief Justice must have one year of previous experience on the Judicial Court and must be reselected yearly;

f) Terms shall be lifetime academic appointments;

2. Clerk- appointed to a one year term by the Chief Justice

a) Term of one year, reselected within 30 days of the Fall semester;

b) The clerk must be approved by the Judicial Court;

3. Faculty Advisor- selected from the WVU faculty and will not be restricted to a professor of Law, appointed to a one-year term by the SGA Judicial Court Chief Justice.

4. The Judicial Court shall establish any additional positions necessary to its function, subject to majority approval by the Judicial Court.

SECTION 3. POWERS AND FUNCTIONS.

A. Judicial Court

The Judicial Court shall:

1. Interpret the SGA Constitution, Elections code, any by-laws established, and any legislation established by the Student Assembly at monthly meetings;
2. Certify the validity of the annual SGA general election, and special elections, before the inauguration ceremony, or postpone said inauguration until it can declare the respective election valid. In addition, the Judicial Court shall have the authority to void questionable elections upon presentation of just cause, and to provide for special elections to fulfill the provisions of this Constitution and subsequent by-laws;
3. Have the power to create bylaws of the Judicial Court;
4. Conduct hearings of alleged election violations and impose appropriate sanctions upon violators, under the guidelines of the Elections Code of the West Virginia University Student Government Association;
5. Hold members of the Student Government Association accountable based on the Constitution;
6. Perform all other judicial functions as shall become necessary and proper for the just operation of the Student Government Association.
7. Require a re-election to occur, if necessary;

SECTION 4. AUTHORITY.

The Judicial Court shall in all cases be the court in the Judicial Branch of Student Government Association. Decisions shall be binding on all parties within Student Government Association and on the Student Body.

SECTION 5. SUBORDINATION.

The Judicial Court shall exercise their power freely within the scope of Article II, Section 2. The Judicial Court shall be subordinate to the Vice President of Student Life and the Dean of Students.

SECTION 6. MEETINGS.

The Judicial Court Chief Justice shall call Board meetings within seven days of a request by the Student Assembly, request by two Executive officers, the Parliamentarian, three members of the Judicial Court, or by petition of five percent of the student body. The Judicial Court meeting times and location shall be available to the Executive and Legislative Branch at least 24 hours in advance of any meeting.

SECTION 7. VOTING AND QUORUM.

- A. Five voting members shall constitute the necessary quorum at all meetings and proceedings of the Judicial Court. All “majority approval” voting requirements as listed in this Constitution and subsequent by-laws shall refer to those members present and voting.
- B. All members shall have one vote.
- C. Judicial Court members with vested interests in the outcome of a particular question before the Judicial Court shall disqualify themselves, or be disqualified by the rest of the Board, from the consideration of the question.
- D. All decisions of the Judicial Court shall be made by a majority vote.
- E. Proxy or absentee participation shall not be permitted.

SECTION 8. ATTENDANCE.

Attendance at Judicial Court meetings shall be mandatory; more than two unexcused absences by any member or officer shall constitute grounds for impeachment or removal from office. The Chief Justice shall rule on excuse validity and shall notify the SGA President if attendance infractions arise. The Student Assembly shall vote to impeach based on attendance infractions.

SECTION 9. PROCEDURE.

Judicial Court meetings shall be conducted pursuant to the rules and procedures promulgated by the Judicial Board and any procedure not specified in such rules shall follow Robert's Rules of Order Newly Revised. Judicial Court proceedings shall be conducted pursuant to the rules of procedure and evidence contained in the Chapter of the WVU Code entitled “The Judicial Code.”

SECTION 10. LIMITATIONS.

The Judicial Court shall have the power to overrule legislative actions by the Board of Governors in instances of unconstitutionality, conflict, malfeasance, or abuse of authority.

~~ARTICLE VII~~

~~ATHLETIC COUNCIL~~

~~SECTION 1. DESCRIPTION.~~

~~There shall be two students elected by the student body during the annual Student Government Election to serve on the West Virginia University Athletic Council. The Athletic Council student members are served with the responsibility to represent all students with decisions of the West Virginia University Athletic Council.~~

~~SECTION 2. ACCOUNTABILITY.~~

~~Members of the Athletic Council shall be required to submit bi-weekly reports to the SGA President, Vice President, and members of the Board of Governors at an SGA meeting. Absences must be submitted to the Attorney General. Failure to do so shall lead to impeachment.~~

ARTICLE VIII

OPERATIONS

SECTION 1. BYLAWS. The West Virginia University Student Government Association shall be bound by a set of Bylaws which will dictate protocol, procedures, and duties for each branch of the West Virginia University Student Government Association. The West Virginia University Student Government Association Bylaws shall be subordinate to the West Virginia University Student Government Association Constitution.

SECTION 2. ELECTION CODE. The West Virginia University Student Government Association shall be bound by the West Virginia University Student Government Association Elections Code which will provide guidelines, rules, and regulations for the Homecoming and Student Government Association Elections. No amendment, varying a change in elections procedures to the Election Code, shall take effect, until an election of the Student Senate shall have intervened, with the exception of the first-time election of the College Representatives taking place in October of 2016. Changes made to the Election Code regulating the election of the College Representatives for the fall of 2016 shall go into immediate effect upon approval of this constitutional amendment by the student body. Any changes made to the College Representatives elections process after Oct. 31, 2016 will not go into effect until Oct. 1, 2018 when an election of the Student Senate has intervened. During the SGA election for the spring of 2017, Senator candidates may also be referred to as ‘Governor’ within the elections code and must be compliant with all rules and restrictions governing the election of the Student Senate, formally known as the ‘Board of Governor’.

SECTION 3. ETHICS CODE. The West Virginia University Student Government Association shall be bound by the West Virginia University Student Government Association Ethics Code which shall be guidelines for ethical principles and practices and shall be signed by all members of the Student Government Associations.

ARTICLE IX

LEGISLATIVE PROCESS

SECTION 1. RULES OF THE PARLIAMENTARIAN. The West Virginia University Student Government Association will conduct business under rules set by the Parliamentarian according to Article V, Section 3, Subsection C and approved by the Student Assembly as outlined in Article V, Section 4.

SECTION 2. BYLAWS. The Student Government Association Bylaws shall further dictate procedures and requirements for formal and informal meetings of the West Virginia University Student Government Association beyond those outlined in Robert's Rules of Order.
Newly
Revised.

SECTION 3. ETHICS CODE. The Student Government Association Ethics Code shall hold members of the Student Government Association members accountable for their behavior.

SECTION 4. RESOLUTIONS. The Student Government Association Student Assembly may propose resolutions for vote by the Student Assembly. These Resolutions shall be for actions that directly influence members of the Student Body. Resolutions must at least be signed by 1 Senator or Representative, and co-sponsored by at least 5 Senators or Representatives. All resolutions must be submitted to the President Pro-Tempore 24 hours prior to any meeting of the Student Assembly to be placed on the agenda.

SECTION 5. PROCLAMATIONS. The Student Government Association Student Assembly may propose proclamations for vote by the Student Assembly. These proclamations shall be for statements that have an indirect influence on members of the Student Body and to give praise or support for. Proclamations must at least be signed by one Senator or Representative, and co-sponsored by at least 5 Senators or Representatives. All proclamations must be submitted to the President Pro-Tempore 24 hours prior to any meeting of the Student Assembly to be placed on the agenda.

ARTICLE X

PARTICIPATION

SECTION 1. QUALIFICATIONS AND REQUIREMENTS TO SEEK AND HOLD ANY SGA APPOINTED POSITION.

All SGA positions shall be open to full-time students at WVU who are in good academic standing (cumulative GPA of 2.5 or above) which must be transferred from a BOT recognized institution. To continue to hold an SGA position, the WVU student must remain a full-time student in good academic standing. The Vice President of Student Life will have the final decision on questions of status. All positions must be approved by a 2/3 vote of the Student Assembly.

SECTION 2. ELECTED POSITIONS.

- A. The President, Vice President, 35 Assembly members (17 Senators, 18 Representatives) must be elected to a one-year term, by the Student Body by a majority vote, during the annual campus-wide election or in the Fall College Representative election, as detailed in the Election Code of Article VIII, Section 2.
- B. The SGA President and SGA Vice President each must have achieved a cumulative grade point average of at least 2.5, attained the rank of a second semester sophomore, and completed three consecutive semesters at the Morgantown campus, exclusive of summer sessions. ~~The phrase Morgantown campuses means that the individual's presence at the Morgantown campus is absolutely required.~~ The only exceptions include internship opportunities, study abroad, military service, or personal reasons which must be approved by the Executive Director of Student Organizations or Vice

West Virginia University Student Government Association Constitution

President of Student Life. The President and Vice President shall be elected on a single ticket.

- C. The 35 Assembly members (17 Senators, 18 Representatives) must have achieved a cumulative grade point average of 2.5 and completed the semester immediately prior to the semester in which they become candidates. ~~The phrase —Morgantown campuses— means that the individual’s presence at the Morgantown campus is absolutely required.—~~ The only exceptions include internship opportunities, study abroad, military service, or personal reasons which must be approved by the Executive Director of Student Organizations or Vice President of Student Life.
- D. The election of the President, Vice President, and Student Assembly shall be consistent with the provisions of the Elections Code of the West Virginia University Student Government Association.

SECTION 3. INAUGURATION.

A. PRESIDENT, VICE PRESIDENT, AND SENATORS. The SGA annual inauguration shall be held no later than the second Sunday after the SGA General Election, or, in the event the validity of an election must be resolved, as soon thereafter as practical. Official installation of newly elected officers shall transpire at the inauguration ceremony, ~~except for the two athletic council winners, for which their official installation shall be on June 30 of each year.~~ The Chairperson of the Judicial Court, the Parliamentarian, or a representative of the Judicial Court shall administer the official inaugural oath of office.

B. COLLEGE REPRESENTATIVES. College Representatives shall be sworn in to office by November 1 following the Fall elections at their regular weekly meeting.

SECTION 4. LIMITATIONS

Except as provided for in this Constitution, no person shall concurrently occupy more than one of the following positions: Chairperson, Director, member of the executive branch, elected member of the Student Assembly, or positions on the Judicial Court. ~~or position on the Athletic Council.~~

ARTICLE XI

VACANCY AND SUCCESSION, IMPEACHMENT AND REMOVAL, AND PETITION

SECTION 1. VACANCY AND SUCCESSION

- A. Any appointed position within the Student Government Association that originally required Student Assembly approval, which becomes vacant shall be filled by presidential appointment with 2/3 approval of the Student Assembly, as previously described in this Constitution.
- B. Any elected position within the Student Government Association except that of the Student Government Association President and Vice President, which becomes vacant, shall be filled by the candidate receiving the next highest number of votes. If the

candidate that received the next highest number of votes does not meet the requirements to be on the Student Government Student Assembly, which is outlined in Article X Section 1 and Article X section 2 subsection, the person receiving the next highest votes shall fill the vacancy. The process of filing the vacancy shall continue until the person filling the seat has met the criteria outlined in Article X.

- C. If the office of SGA President becomes vacant, the SGA Vice President shall succeed to that position and the President Pro-Tempore of the Student Assembly will succeed to SGA Vice President.
- D. If the offices of SGA President and Vice President become vacant, the President Pro-Tempore of the Assembly shall succeed to the presidency. The Student Assembly will then elect a Vice President from amongst them and the Student Senate will then elect a new President Pro-Tempore amongst them.

SECTION 2. IMPEACHMENT AND REMOVAL.

A. Impeachment

Impeachment may occur to any elected or appointed official for maladministration, corruption, violation of the ethics code, or dereliction or neglect of duty. The Student Assembly shall have the power of impeachment, which shall require a 2/3 affirmative vote, or by 2/3 majority of the Student Assembly, or by petition of 25% of the Student Body.

B. Removal/Replacement

Impeachment shall automatically result in the removal from office, subject to appeal of the Judicial Court.

1. Appointed Positions

a) Any person occupying an appointed position may be replaced by recommendation from the SGA President, and approved by 2/3 vote of the Student Assembly.

2. Elected Officials

a) Impeachment by the Student Assembly of any elected official shall automatically forward to the Judicial Court.

b) The Judicial Court shall have the power of removal of elected officials upon majority vote. If an elected official is removed from office, they may not hold a future position within the Student Government Association.

SECTION 3. PETITIONS.

- A. Petitions may only be initiated and signed by current students at West Virginia University's Morgantown campus.
- B. Petitioners will be allowed four weeks to complete their petition from the date initiated.
- C. The SGA Parliamentarian must be informed and consulted prior to any petitioning process. Petitions, which are initiated without informing the Parliamentarian, will be considered null and void.

- D. Official petition forms are required and shall be provided by the Parliamentarian upon request.

ARTICLE XII

AMENDMENTS

SECTION 1. SPECIAL ELECTION FOR AMENDMENTS. Any proposed amendment and changes to this Constitution that meet the requirements in Article XII, Section 2 shall be voted upon by the student body in a special election following the guidelines of the Election Code.

SECTION 2. CONSTITUTIONAL AMENDMENTS. Amendments and changes to this Constitution may be proposed in one of the following ways:

- Amendments and changes to this Constitution may be proposed by the student body through a petition as outlined in Article XI, Section 3.
- Amendments and changes to this Constitution may be proposed by any member(s) of the Student Assembly and approved by at least 2/3 vote of the Student Assembly.

ARTICLE XIII EFFECTIVENESS

Upon ratification by the Student Body, this constitution shall become effective on May 5, 2016. The current members of the Judicial Board will continue to serve until their term expires. Last amended: April 19th, 2016.