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 students 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 Judicial Board 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 he/she may deem necessary to carry out the duties as the SGA President;
6. Serve ex-officio, 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 Board of Governors as the SGA President may deem necessary;
9. Administer the enactments of the Student Board of Governors, unless specified otherwise by the Governors;
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 Board of Governors;
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 Board of Governors meetings and report to the Board of Governors 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 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 Organizational Services and the Student Government Association Board of Governors;
6. Organize the annual SGA mini-retreat and summer retreat;
7. Make early reservations for facilities and services when necessary with regards to the Inauguration and Retreat;
8. Serve as the Chairman of the Board of Governors 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 Board of Governors.
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 Judicial Board;
3. Serve as Parliamentarian of the Board of Governors as outlined in Article V, Section 3, Subsection B.
4. Serve as an ex-officio member of the Board of Governors as outlined in Article V, Section 3.
5. Update this Constitution within 30 days of an amendment;
6. Submit monthly reports to the SGA President and Vice President on actions taken in office;
7. Attend Student Government Association meetings on a weekly basis;
8. 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 Board of Governors;
4. Submit budget recommendations to the WVU Office of Student Affairs 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 Board of Governors;
8. Attend Student Government Association meetings on a weekly basis;
9. Submit grant proposals to the Vice Chair 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 Judicial Board 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. 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. Serve as an assistant to the President;
2. Act as a resource for the Executive Branch;
3. Oversee the accountability of the Executive Branch;
4. Assist the President or Vice President with the duties of their office;
5. Act as an intermediary for the President or Vice President;
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 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 Board of Governors;
2. Serve as the official spokes-person for the WVU Student Government Association;
3. Coordinate with SGA Webmaster to maintain official SGA Website;
4. Prepare SGA Newsletter after SGA members submit written reports;
5. Publicize all meetings of the SGA Board of Governors, at least 24 hours in advance through the Student Newspaper and by other means that are deemed appropriate;
6. Schedule and coordinate all advertisements in the school newspaper;
7. Attend Student Government Association meetings on a weekly basis;
8. Perform all other related duties as shall be 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 Board of Governors 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 Board.
4. Maintain an on-going SGA historical file;
5. Maintain and organize all Board of Governors 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 Board 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 Board 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.

ARTICLE V

LEGISLATIVE BRANCH

The Student Board of Governors

SECTION 1. THE STUDENT BOARD OF GOVERNORS. The supreme legislative power for the Student Body shall be vested in the Student Government Association Student Board of Governors.

SECTION 2. COMPOSITION OF THE STUDENT BOARD OF GOVERNORS. The Student Board of Governors shall be composed of fifteen total board members who are elected during the West Virginia University Student Government Association campus-wide election held each year.

SECTION 3. STUDENT BOARD OF GOVERNORS OFFICERS. The SGA Vice President shall serve as chairperson and the SGA Attorney General as parliamentarian at meetings of the Board of Governors. The Board shall elect a vice-chairperson among the fifteen elected governors, and shall use the Executive Secretary and any other personnel it deems necessary to its function.

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

B. Vice-Chairperson of the Board.
At the first meeting following the SGA inauguration, a Vice-Chairperson shall be elected by majority vote from among the fifteen elected governors. This shall take place in a public, open SGA meeting or at the SGA mini-retreat.

The Vice-Chairperson shall:
1. Full-fill all duties of the Chairperson of the Board in the absence of the Chairperson;
2. Prepare an agenda for each meeting of the Board of Governors, 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 Chair of the Board of Governors.

C. Board of Governors Parliamentarian

The SGA Attorney General shall serve as parliamentarian to the Board of Governors.

The Parliamentarian shall:
1. Prepare special rules of procedure for Board meetings. The Board of Governors must approve these rules within 30 days of the beginning of the 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. Executive Secretary

The Executive Secretary shall be available at the request of the Board of Governors.

These duties are outlined in Article IV, Section 9.

SECTION 4. POWERS AND FUNCTIONS

The Board of Governors 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. Approve or deny the annual Student Government Association budget proposed prior to submission to Student Affairs and then again at first formal meeting of the fall semester by the SGA Treasurer and the SGA Advisor. No one within the Student Government Association other than the Board of Governors shall have the power of financial appropriation;
C. Impeach any SGA official or position after due deliberation and under the guidelines of Article XI, Section 2, Subsection A.

D. Require, upon majority approval, any SGA officer to appear before the Judicial Board within the power of the Judicial Board as outlined in Article 3, Section 3.

E. Call special meetings of the Board of Governors, when necessary by written petition signed by at least five board members. Notice of at least 24 hours must be given to all members before said meeting can be held.

F. In the absence of the Chairperson or the Vice-Chairperson, the Board may appoint a temporary chairperson from among the fifteen elected governors upon majority approval.

G. 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;

H. Approve or deny representatives to serve as liaisons to University committees as requested to the SGA President or Vice President;

I. 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;

J. Approve or deny any special rules proposed by the Parliamentarian as outlined in Article V, Section III, Subsection C.

K. Each governor shall submit monthly written reports to the Board of Governors Chair with copies to the Attorney General and the Executive Secretary. After a Governor fails to submit two reports, the respective Governor shall be required to meet with the Chair of the Board of Governors and the Attorney General.

SECTION 5. MEETINGS.

A. The Board of Governors shall meet formally at least bi-weekly 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 Board of Governors. Proxy or absentee participation shall not be permitted.

SECTION 7. ATTENDENCE.

A. Attendance at meetings of the Board of Governors shall be mandatory; more than two unexcused absences by a member of the Board of Governors shall constitute grounds for impeachment and removal from office. The SGA Attorney General, aided by the Secretary of the Board, and the Chairperson of the Board, shall rule on excuse
validity, keep accurate record thereof, and shall notify the Board of Governors when attendance infractions arise.

B. After two unexcused absences, the Governor is required to have a meeting with the Chairman of the Board and the Attorney General regarding absences.

ARTICLE VI

JUDICIAL BRANCH

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 Board, 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 Board

The Judicial Board shall consist of:

1. 9 Members, 1 serving as Chair

They shall be:

a) Full-time students;

b) 5 law students, 2 graduate students, 2 undergraduate students

c) Good academic standing (2.0 or above);

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

e) Chair must be a law student and shall be elected by members of the Judicial Board within 15 days of the Board of Governors approval of the Judicial Board. The Chair must have one year of previous experience on the Judicial Board and must be reselected yearly;

f) Terms shall be staggering three year terms.

2. Clerk- appointed to a one year term by the Judicial Board Chair

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

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

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 Board Chair.

4. The Judicial Board shall establish any additional positions necessary to its function, subject to majority approval by the Judicial Board
SECTION 3. POWERS AND FUNCTIONS.

A. Judicial Board

The Judicial Board shall:

1. Interpret the SGA Constitution, Elections code, any by-laws established, and any legislation established by the Board of Governors 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 Board 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 Board;
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 Board 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 Board shall exercise their power freely within the scope of Article II, Section 2.

SECTION 6. MEETINGS.

The Judicial Board Chairperson shall call Board meetings within seven days of a request by the Board of Governors, request by two Executive officers, the Attorney General, three members of the Judicial Board, or by petition of five percent of the student body. The Judicial Board 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 Board. 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 Board members with vested interests in the outcome of a particular question before the Judicial Board shall disqualify themselves, or be disqualified by the rest of the Board, from the consideration of the question.

D. All decisions of the Judicial Board shall be made by a majority vote.

E. Proxy or absentee participation shall not be permitted.

SECTION 8. ATTENDANCE.

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

SECTION 9. PROCEDURE.

Judicial Board 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 Board 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 Board 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 Board of Governors shall have intervened.

**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 Board of Governors 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 Board of Governors may propose resolutions for vote by the Board of Governors. These Resolutions shall be for actions that directly influence members of the Student Body. Resolutions must at least be signed by one governor and cosigned by no more than three governors. All resolutions must be submitted to the Vice Chair 24 hours prior to any meeting of the Board of Governors to be placed on the agenda.

SECTION 5. PROCLAMATIONS. The Student Government Association Board of Governors may propose proclamations for vote by the Board of Governors. 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 be signed by at least one governor and cosigned by no more than three governors. All proclamations must be submitted to the Vice Chair 24 hours prior to any meeting of the Board of Governors 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 2.0 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 Affairs will have the final decision on questions of status. All positions must be approved by a 2/3 vote of the Board of Governors.

SECTION 2. ELECTED POSITIONS.

A. The President, Vice President, 15 members of the Board of Governors, and two student members of the Athletic Council must be elected to a one-year term, by the Student Body by a majority vote, during the annual campus-wide 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 2.0, attained the rank of a second semester sophomore, and completed three consecutive semesters at the Morgantown campuses, 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 President of Student Affairs. The President and Vice President shall be elected on a single ticket.
C. The fifteen elected members of the Board of Governors and the two Athletic Council members must have achieved a cumulative grade point average of 2.0 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 Affairs.

D. The election of the President, Vice President, Board of Governors and Athletic Council shall be consistent with the provisions of the Elections Code of the West Virginia University Student Government Association.

SECTION 3. INAUGURATION.

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 Board, the Attorney General, or a representative of the Judicial Board shall administer the official inaugural oath of office.

SECTION 4. LIMITATION.

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

ARTICLE XI

VACANCY AND SUCCESSION, IMPEACHMENT AND REMOVAL, AND PETITIONS

SECTION 1. VACANCY AND SUCCESSION

A. Any appointed position within the Student Government Association that originally required Board of Governors approval, which becomes vacant shall be filled by presidential appointment with 2/3 approval of the Board of Governors, as previously described in this Constitution.

B. Any elected position within the Student Government Association except that of the SGA President and Vice President, which becomes vacant, shall be filled by the
candidate receiving the next highest number of votes- subject to majority approval of the Board of Governors.

C. If the office of SGA President becomes vacant, the SGA Vice President shall succeed to that position and the Vice-Chairperson of the Board of Governors will succeed to SGA Vice President.

D. If the offices of SGA President and Vice President become vacant, the Vice Chairperson of the Board of Governors shall succeed to the presidency. The Board of Governors will then elect a Vice President from 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 Board of Governors shall have the power of impeachment, which shall require a 2/3 affirmative vote, or by 2/3 majority of the Executive officers, 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 Board.

   1. Appointed Positions

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

   2. Elected Officials

      a) Impeachment by the Board of Governors of any elected official shall automatically forward to the Judicial Board.

      b) The Judicial Board 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 Attorney General must be informed and consulted prior to any petitioning process. Petitions, which are initiated without informing the Attorney General, will be considered null and void.

D. Official petition forms are required and shall be provided by the Attorney General 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 Board of Governors and approved by at least 2/3 vote of the Board of Governors.

ARTICLE XIII
EFFECTIVENESS

Upon ratification by the Student Body, this constitution shall become effective on March 1, 2010. The current members of the Judicial Board will continue to serve until their term expires.