



# Student Government Administration

92<sup>nd</sup> Administration (2021-2022)

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92-USO-RQ-01

## **A University-wide Special Order to place a Constitutional Referendum before the student body to establish an SGA Judiciary**

**Introduced by:** Senator M. Williams, Kennedy, Adjin-Tetty, McCullough

**Sponsor(s):** President Bailey, Speaker Livnat,

**Submittal Date:** 1/15/2022    **Sent to**

**First Reading:** 1/20/2022 (without quorum)

**Second Reading:** 2/10/2022

**Third Reading:** \*waived\*

**Date Voted On:** 2/10/2022

**WHEREAS**, the Student Judicial Board, in its current capacity as the judicial branch of the Student Government Association, is not representative of the student body of Georgia State University, and,  
**WHEREAS**, the Student Judicial Board currently serves both the SGA and the Office of the Dean of Students in an official capacity which presents a conflict of interest, and,  
**WHEREAS**, the Judicial Branch of the SGA ought to be appointed democratically or by democratically elected students, and held accountable to the students, and

### **THEREFORE, BE IT ENACTED BY THE UNIVERSITY-WIDE SENATE OF THE STUDENT GOVERNMENT ASSOCIATION OF GEORGIA STATE UNIVERSITY THAT**

**Section 1:** Article 7 of the Student Government Association Constitution currently states:

The authority of the judicial branch of the SGA shall be vested in the Student Judicial Board, hereinafter referred to as the SJB. The SJB will adhere to confidentiality as it pertains to the Federal Education Rights and Privacy Act (FERPA) regarding all student conduct matters. All procedures, rules, and regulations pertaining to the student conduct process and operation of the SJB which are not contained directly herein shall be incorporated in the SJB Bylaws, Student Handbook, the Student Code of Conduct (the Code) and other University policies.

And if passed by the university wide senate with a 2/3 majority, the text of the proposed changes and the original text shall be published on a ballot. The proposed amendment(s) shall be presented to the student body in a referendum no less than fourteen days and no more than twenty-one days after publication in the student newspaper. A simple majority of at least 51 percent of votes cast must be affirmative to pass the amendment(s). Copies of the amendment(s) shall be available for review upon request at each polling location, and for at least seven days prior to the election, in the SGA office to read:

“The authority of the judicial branch of the SGA shall be vested in the SGA Judiciary, hereinafter referred to as the Judiciary. All procedures, rules, and regulations pertaining to the operation of the



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1 Judiciary which are not contained directly herein shall be incorporated in the SGA Bylaws, Student  
2 Handbook, the Student Code of Conduct (the Code), and other University policies.”

3 **Section 2:** Article 7 section 7.1 shall be added:

4 A. The SGA Judiciary shall consist of no more than 5 Justices.

5 B. The Student Bar Association, or any other democratically elected body approved by the University-  
6 Wide Senate (2/3), shall have the power to interview and recommend candidates to be appointed  
7 by the University-Wide President and confirmed by the University-Wide Senate.

8 C. Student Justices confirmed by the University-Wide Senate may serve on the SGA Judiciary for the  
9 entire duration of their enrollment, as defined by the Student Code of Conduct, at Georgia State  
10 University.

11 **Section 3:** This legislation shall take effect immediately upon passage by the Student Government  
12 Association, the welfare of the students requiring it.

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14 ACTION TAKEN BY THE STUDENT SENATE: VOTE for: 12 against: 0 abstentions: 1

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16 ACTION TAKEN BY THE STUDENT GOVERNMENT ASSOCIATION PRESIDENT

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18 Signature \_\_\_\_\_ Date \_\_\_\_\_