



ASBSU

CONSTITUTION

PREAMBLE

We the students of Boise State University establish this student government for two core purposes: First, to facilitate educational, intellectual, social, and cultural engagement at the University, and second, to advocate for the interests of students at the University.

ARTICLE I – The Associated Students of Boise State University

Section 1. The student government of Boise State University will be known as the Associated Students of Boise State University, hereafter known and referred to as ASBSU.

Section 2. All fee-paying students of the University comprise the Associated Students.

Section 3. ASBSU will not discriminate against any individual on the basis of age, race, color, religion, sex, national origin, ancestry, disability, veteran status, political affiliation, gender identity/expression, or sexual orientation in matters of employment, services, requests for funds, educational programs, or other activities.

Section 4. All officers of ASBSU, elected, hired and appointed, must be full fee-paying students. All student personnel of ASBSU, elected, hired, and appointed, must acquire a cumulative grade point average of 2.5 on a 4.0 grading scale prior to running for a position unless otherwise specified in this Constitution. They must also receive a 2.5 GPA or higher each semester in office. Failure to do so would result in immediate removal from office.

Section 5. In the event of a vacancy in the role of the President due to resignation, impeachment, or personal issues, the Vice President will take the role of President and another Vice President will be appointed and approved by both the Executive Council and the Student Assembly by majority vote. In the event of vacancies in the Executive Council, the President will appoint students to all vacant positions with majority approval by the Executive Council and the Student Assembly. In the event of the removal of both the President and the Vice President, the Ethics Officer will take office as President and an emergency election will take place between the Executive Council and the Student Assembly. Once the new President and Vice President have been elected the President will appoint all vacant positions following the protocol listed above. An administrative removal will not occur prior to the tenth day of the fall and spring semesters, nor will academic removals occur while an academic grievance, filed by the officer in question, is underway.

ARTICLE II – The Executive Council

Section 1. All legislative power is vested in the Executive Council after reviewing and highly considering the recommendation of those stated in Article IX.

Section 2. The membership of the Executive Council consists of the President and the Vice President, the elected Secretaries, an Ethics Officer, and a Chief of staff.

Section 3. The President is responsible for the internal operations of the Executive Council, serves as chair of official meetings of the Executive Council, and votes only in the case of ties. All other members of the Executive Council are defined as voting members. In the absence of the President, the Vice President will serve as the chair of the Executive Council.

Section 4. Quorum is defined as more than one-half (50% +1) of Executive Council officers.

Section 5. Executive Council Responsibilities

1. The Executive Council will approve by majority vote any appointee who is entitled to a service award, unless otherwise stated in this Constitution.
2. The Executive Council will follow protocol stated in Article IX regarding any regulations to code and all other legislation as may be necessary for the general welfare of the Associated Students.
3. The Executive Council has authority over all accounts and reserve funds of ASBSU once the protocol listed under Article IX, Section 4 have been accomplished
4. The Executive Council will establish and determine the functions of any ASBSU committees or boards, with the exception of any executive committee designated by the President.
5. The Executive Council will set the time, date, and place of its meetings and may call special meetings with a two-thirds (2/3) majority vote.
6. Every bill that passes the protocol stated within Article IX, Section 5 of this constitution will be submitted to the President before it goes into effect. If the President approves, ze will sign the bill. If ze does not approve, ze will veto the bill within two (2) weeks of its passage. The Executive Council may overrule the veto with a two-thirds (2/3) majority vote. The Executive Council will have no more than two (2) opportunities to override the veto within two (2) weeks. If any bill is not vetoed or signed within two (2) weeks of being passed, the same bill will go into effect, unless the Executive Council prevents its return by their adjournment, in which case it will not go into effect.
7. All records of Executive Council proceedings will be made publicly available. The Executive Council will have open meetings at regular intervals with the locations publicly announced in advance.
8. Executive Council officers will be subject to removal from office or impeachment.
9. Executive Council officers will be elected by votes cast by the Associated Students enrolled at the time of election. Executive Council officers will serve a term of approximately one (1) year and may be reelected in subsequent years.

ARTICLE III – President, Vice President, Secretaries, Hired Officers and Appointed Officials

Section 1. The ASBSU President

1. The President will set the vision and direction of ASBSU.
2. The President will administer the affairs of ASBSU and will execute all legislation, code, and regulations adopted by ASBSU.
3. The President is the primary diplomat and will develop and maintain relations with the University administration and all other entities that affect the general welfare of the Associated Students.
4. The President will establish executive committees as necessary to serve the general welfare of the Associated Students.
5. The President has the primary authority to make all appointments to all University committees that include students.
6. The President has the primary authority to fill any vacancy in an elected or appointed office for the remainder of the term with majority approval of the Executive Council.
7. When the Executive Council is not in session, the President may fill any vacancy by appointment without the approval of the Executive Council. When it reconvenes, the appointment will be subject to the approval of the Executive Council.
8. The President may dismiss, with stated cause, any ASBSU officer directly appointed by the President with the exception of elected officials whose office, in normal occasions, is filled by election.

9. The President is a non-voting, ex-officio member of all ASBSU committees.
10. The President presides over the Executive Council and staff and may request the opinion, in writing, of any Executive Council officer on any relevant subject.
11. The President will perform or delegate any other duties that are necessary to promote and maintain the general welfare of the Associated Students.

Section 2. The ASBSU Vice President

1. The Vice President will assist the President in all his responsibilities, be aware of all relevant University policies, and chair as the Assembly Speaker.
2. When the President is not available, the Vice President will represent ASBSU.

Section 3. ASBSU Secretaries

1. A Secretary addresses and works with other entities that may affect or be affected by ASBSU. These positions will hold spots on the Executive Council and will deal with aspects of the University that need special attention from ASBSU.
2. The Secretary of Academic Affairs is the primary student representative on all issues related to academic affairs. He will represent ASBSU at all Faculty Senate meetings, meet with the Provost regularly, assist in the appointment of students to academic University committees, facilitate recognition of faculty, and chair a Student Academic Advisory Board as specified in ASBSU Code.
3. The Secretary of Student Organization Affairs is the primary representative of Student Organizations and will assist Student Organizations in their operations and serve as Student Funding Board Chair.
4. The Secretary of External Affairs is the primary representative of the Associated Students to the community. This community includes, but is not limited to: alumni, local business and community leaders.
5. If additional Secretary positions are needed, the President will propose a position description to the Executive Council, which may approve the position for one (1) year. If the position is to exist for the next term, it will be listed on the ballot in the next general election. If the position is to exist during the current term, the Executive Council must approve the President's nomination. If a Secretary position exists for more than one (1) election cycle, it must be added in a constitutional revision.

Section 4. ASBSU Hired Officers

1. Student Ethics Officer:
 - a. The Student Ethics Officer is responsible for holding all ASBSU officers accountable to both the University Statement of Shared Values and their position descriptions.
 - b. If a review of the ASBSU Constitution or ASBSU Code is requested by any student, faculty, or staff, the Student Ethics Officer will call a five (5) member Constitutional Review Committee, whose membership is comprised of the Student Ethics Officer and four (4) students from the Student Assembly. The Student Ethics Officer will chair the committee and may call for a meeting at any time.
 - c. The Student Ethics Officer will serve as the complainant in any impeachment hearings, as provided in this Constitution and ASBSU Code.
 - d. The Student Ethics Officer will report to any body of ASBSU as requested. The Student Ethics Officer will meet regularly with Student Involvement and Leadership Center and/or Office of Student Rights and Responsibilities staff.
 - e. The Student Ethics Officer will serve as a voting member on the Student Funding Board.
 - f. The Student Ethics Officer is subject to removal from office if requested jointly by ASBSU, the Student Involvement and Leadership Center, and the Office of Student Rights and Responsibilities.

- g. The Student Ethics Officer is hired following the guidelines stated in Article IX, Section 1.
2. Chief of Staff:
 - a. The Chief of Staff is responsible for monitoring and optimizing the use of ASBSU funds. Ze is the primary liaison to Student Involvement and Leadership Center financial staff.
 - b. The Chief of Staff will attend all Executive Council meetings and Student Assembly meetings in order to take minutes. Once the minutes are finished ze will be responsible for relaying the document to all, but not limited to: the ASBSU Executive Council, ASBSU advisors, the President's office, The Arbiter, and The Office of Student Rights and Responsibilities Director.
 - c. The Chief of Staff will work with the President and Vice President on budget planning.
 - d. The Chief of Staff will serve as an officer of the Student Funding Board.
 - e. The Chief of Staff is hired following the guidelines stated in Article IX, Section 1.

Section 5. ASBSU Appointed Officials

3. An officer position on the Executive Council is considered an Appointed Official position if it deals with the internal operations of ASBSU. An Appointed Official focuses on work for ASBSU, including, but not limited to, administrative, financial, and marketing work.
4. If additional Appointed Official positions are needed, the President will propose a position description to the Executive Council, which may approve the position for one (1) year. If the position is to exist during the current term, the Executive Council must approve the President's nomination. If an Appointed Official position exists for more than one (1) election cycle, it must be added in a constitutional revision.

ARTICLE IV – The Student Funding Board

Section 1. The responsibility to fund Student Organizations is vested in the Student Funding Board.

Section 2. The Student Funding Board will meet publicly and regularly in order to vote on Student Organization funding requests.

1. The Student Funding Board will be comprised of the Secretary of Student Organization Affairs, Ethics Officer, Chief of Staff, and an additional three (3) to five (5) Funding Board Officers who will be appointed by the President and approved by the Executive Council. The Secretary for Student Organization Affairs serves as the Student Funding Board Chair.
2. At least three (3) Student Funding Board Officers must be present to establish quorum, though one (1) may be non-voting.

Section 3. The President and Vice President may remove the Student Funding Board Officers, with stated cause. The President and Vice President may demote the Student Funding Board Chair, with stated cause.

ARTICLE V – The Student Assembly

Section 1. The Student Assembly exists to provide student representation for all academic departments and concentrated student populations, disseminate important information to students, and deliver student opinion.

Section 2. Student Assembly Composition

1. The Student Assembly will also include representatives from multiple concentrated student populations as specified in ASBSU Code. These representatives may be elected or appointed depending on the population, as determined in ASBSU Code.
2. The Student Assembly will provide membership for committees as described in ASBSU Code.
3. If Student Assembly positions are vacant after a Student Assembly election, the President, in consultation with the respective representation therefrom – will nominate students, if applicable, and confirmed by the Student Assembly.
4. The Student Assembly will have quorum if it has more than one-half (50%+1) of its total membership is

present.

Section 3. Student Assembly Leadership

1. The Vice President will lead the Student Assembly. If the Vice President cannot attend an Assembly meeting, the President will act as the Assembly Speaker for the duration of that meeting.

Section 4. The Student Assembly will make formal recommendations, collaborate with students, represent the interests of the Associated Students, vote on impeachment proceedings, vote to approve bills and hirees, and approve constitutional amendments and revisions.

Section 5. The Student Assembly will meet approximately every other week at a time and day stated in ASBSU Code. Special sessions may be called as specified in ASBSU Code.

ARTICLE VI – ASBSU Elections

Section 1. The Executive Council will regulate and specify the manner and conduct of all elections through appropriate legislation within the constraints of this Constitution.

Section 2. Elections for the President, Vice President, and all Secretaries will be held in or before the second week of April. Elections will not be held earlier than the second week of March.

Section 3. The President, Vice President, and Secretaries will be inaugurated no later than the last weekday of April.

Section 4. All members of the Student Assembly will be selected within the first four (4) weeks following the inauguration of the President, Vice President, and Secretaries.

Section 5. All elections will occur for a consecutive period of at least two (2) days and not more than five (5) days. This period may be clarified by ASBSU Code.

Section 6. An initiative will be voted on by the Associated Students if a petition is filed with the validated signatures and student identification numbers of five (5) percent of the Associated Students. An initiative will go into effect upon its approval by a majority of the ballots cast by the Associated Students in a general or special election. No initiative will go into effect if it contradicts this Constitution.

Section 7. A referendum to nullify any piece of ASBSU legislation will only be placed before the Associated Students in an election if a petition is filed with the validated signatures and student identification numbers of five (5) percent of the Associated Students. Any piece of ASBSU legislation will be nullified if it is voted down by a majority of the Associated Students in a general or special election.

ARTICLE VII – Removal from Office

Section 1. All Executive Council members of ASBSU are subject to removal from office by impeachment.

Section 2. Any member of the Associated Students may file a complaint with the Student Ethics Officer to recommend the impeachment process be initiated against any ASBSU Executive Council member.

Section 3. The Student Ethics Officer may propose the impeachment, with stated cause, of any ASBSU officer.

Section 4. Impeachment hearings will be held before the Student Assembly. The Student Assembly will vote in favor or against impeachment, and a two-thirds (2/3) vote will be required to approve the motion. Impeachment by the Student Assembly leads directly to removal from office.

ARTICLE VIII – Constitutional Amendment and Revision

Section 1. A convention will be called for proposing amendments and/or revisions to this Constitution with simple majority approval in both the Executive Council and the Student Assembly.

Section 2. Delegates will include three (3) Executive Council officers appointed by the President, one of whom must lead the convention, three (3) Student Assembly members appointed by the Vice President, two (2) Student Funding Board Officers appointed by the Student Funding Board Chair, and two (2) students-at-large appointed by the President and confirmed by the Executive Council.

Section 3. A Convention requires at least six (6) delegates to be present for quorum. Amendments and/or revisions must be approved by at least six (6) delegates.

Section 4. If proposed amendments and/or revisions affect no more than one (1) article of this Constitution, they may be approved by two-thirds (2/3) of the total membership of the Student Assembly. If the proposed amendments and/or revisions do not pass, or if they affect more than one (1) article, they will be submitted to the Associated Students in a general or special election as specified in Article VI. Amendments to Article VI cannot be passed by the Student Assembly and must always be featured in a general or special election.

Section 5. Proposed amendments and/or revisions submitted to the Associated Students must be approved by a simple majority. A minimum of five hundred (500) students must vote in order for an amendment or revision to be considered approved by election.

ARTICLE IX – Legislation

Section 1. Hired Officers are to be selected by both an application process and an interview conducted with the President and Vice President, President- and Vice President-elect, and the Student Involvement and Leadership Center Director or a designee.

Section 2. Appointed Officials are to be selected by a nomination from the Executive Council and confirmed by the Student Assembly with a majority vote.

Section 3. Assembly Members are to be selected by a nomination from the Executive Council and confirmed by the Student Ethics Officer.

Section 4. The fiscal year budget is to be proposed by the outgoing and incoming Executive Council and confirmed by the new Student Assembly with a majority vote.

Section 5. Bills are to be proposed by the Executive Council and confirmed by the Student Assembly with a majority vote.

Section 6. Resolutions are to be proposed by the Student Assembly and confirmed by the Executive Council with a majority vote.

Section 7. Regulations to the ASBSU Code will be presented by the Student Ethics Officer and approved by both the Executive Council and the Student Assembly by a majority vote.

Confirmation and Approval

Brian J. Garretson, ASBSU President

Date

Dr. Robert Kustra, Boise State University President

Date

Confirmation and Approval History:

- In the 2010-2011 academic school year, student government officials explored new structures of student government
- A Constitutional Convention was held during late January and early February of 2011 and attended by the following delegates: ASBSU President Stephen Heleker, Vice President Zach Snoderly, senators Colette Breshears and Sarah Tatistcheff, Justices Herbert Pollard and Gabriel Iacoboni, and students-at-large Ryan Finney and Shaila Schmidt. Senate Pro-Tempore Mark Gehrke directed the convention meetings.
- On February 09, 2011, Constitutional Convention delegates voted in favor of this new Constitution by a vote of 4-1-1, with two delegates absent. Students voted to ratify the Constitution on March 1 – 3, 2011.

- A Constitutional Convention was held from late November of 2011 through early February of 2012. ASBSU Vice President Eeric Schuler led the convention meetings which were attended by the following delegates: President Brandie VanOrder; Secretary of Academic Affairs Sarah Tatistcheff; Funding Board members Mike Ingham and Geraldine Elizondo; Assembly Members James Skaggs, Derik Rudd, and Danh Nguyen; and students-at-large Allyanna Wintermote and Domenic Gelsomino.
- On February 13, 2012, Constitutional Convention Delegates voted in favor of this revised Constitution by a vote of 5-0-0 with four delegates absent.
- In the 2012-2013 academic school year, student government needed to adapt their newly created structure to better serve students.
- In February 2013 a constitutional convention was held. ASBSU Vice President Nick Gaudio led the convention meetings, and the following delegates were sent to convene: President Ryan Gregg; Secretary for Student Organization Affairs Felycia Itza; Budget Director Doug Avera; Funding Board member Nick London; Assembly members Jayson Davis, Meganelise Riley, and Dane Snow; and students at large Alex Erickson (also ASBSU Ethics Officer) and Nick Propp.
- On February 15, 2013, Constitutional Convention Delegates voted in favor of this revised Constitution by a vote of 6-0-0 with four delegates absent.
- On February 19, 2016, Constitutional Convention was held. Ethics Officer, Milaun Danclar led the convention meeting and the following delegates attended: Secretary of Academic Affairs, Jenna Adkins; Assembly Speaker, Rebecca Kopp; Chief of Staff/Funding Board, Olivia Sandquist; Communication Officer, Maddie Wharton; Assembly Members, Jessica Wauer, Marcus Miller, Thomas Lippman, and Cheyenne Hastings. Constitutional Convention Delegates voted in favor of this revised Constitution by a vote of 8-0-0.
- On February 24, 2016, Student Assembly members voted in favor of this revised Constitution by a vote of 20-0-1.
- On February 24, 2016, Executive Council members voted in favor of this revised Constitution by a vote of 6-0-3 with no absences.