

ASUOP Constitution

As Amended Through April 23, 2004

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Article I Preamble

Section 1. *Mission and Vision*

- A. The mission of ASUOP is to serve students; to increase student involvement; to serve as an official channel for the free exchange of ideas and opinions among students, faculty, staff, and the administration; and to provide services and student activities across campus in order to enrich the social, cultural, and educational aspects of University life.
- B. The vision of ASUOP is to become recognized as a diverse student government that represents and advocates on behalf of the student body; develops an environment where students can learn and exercise responsible leadership; promotes close channels of communication and broadens the students' experiences beyond the classroom.

Article II Membership

Section 1. *Members*

- A. All undergraduate, graduate and first professional students, who have paid the prescribed student body fee shall be members of the ASUOP and shall be guaranteed all rights and privileges afforded thereof. *ASUOP acknowledges the diversity of its members, and recognizes that members of different constituent groups have different needs.*

Section 2. *Honorary Life Members*

- A. Any person, firm, or corporation may be nominated by the ASUOP President or Senate and elected to Honorary Life Membership of ASUOP by a two-thirds (2/3) vote of the seated Senate, in recognition and appreciation of unselfish service and assistance rendered to the ASUOP in the advancement and expansion of its objectives and purposes, and in the attainment of the ideas and functions of the ASUOP. ASUOP officials may be nominated by the ASUOP Senate for superior performance and/or contributions to the ASUOP and/or the University of the Pacific. Honorary Life Members shall be afforded the same rights and privileges as members with the exception of the right to participate in student elections or hold office.

Article III Government

Section 1. *Right to Self Govern*

- A. The ASUOP shall have the right to govern itself in all ASUOP activities. The authority of self-government is delegated to ASUOP by the President of the University and the University of the Pacific Board of Regents.
- B. ASUOP shall be responsible to the University of the Pacific in its operations.

Section 2. *Abridgments*

- A. No branch of the ASUOP or any other organization subject to its jurisdiction shall adopt any policy or pass any statute or other law which directly or indirectly abridges the freedoms of speech, assembly, press, or religion of any individual; nor shall any of the same organizations practice or sanction the practice of any discrimination including, but not limited to, race, color, creed, national origin, religion, sex, handicap, age, sexual orientation, or veteran status.

Section 3. *Authority*

- A. The authority of the ASUOP shall be vested in the ASUOP Executive and Legislative Branches as defined in this Constitution.

Article IV Executive Branch

Section 1. General

- A. The Executive Branch is responsible for carrying out and implementing the policies of ASUOP.
- B. Membership:
 - 1. Executive Board (referring to President, Vice President, Treasurer, Associate Treasurer)
 - 2. Cabinet
 - 3. Ex-officio non-voting members: Senate President Pro-Tempore, ASUOP Advisor
- C. Meetings: The ASUOP President shall convene an Executive Branch meeting at least every other week of the academic year, excluding holidays, and school vacations.
 - 1. The Executive Branch shall provide for its rules and procedures consistent with this Constitution.
 - 2. Meetings of the Executive Branch shall be open, and all persons permitted to attend unless an executive session is in progress.
- D. All persons shall be guaranteed the right to speak before the Executive Branch, subject to its procedural rules.
- E. Quorum: A quorum in the Executive Branch shall consist of one-half (1/2) of the seated members, in addition to the Chair, and is required in order to take action.
- F. Authority:
 - 1. The Executive Branch shall have the authority to:
 - a. Recommend the ASUOP annual budget to the senate by a majority vote.

Section 2. Executive Board

- A. President
 - 1. The ASUOP President shall be the head spokesperson and chief student officer for the members of the Associated Students of the University of the Pacific.
 - 2. Function: The ASUOP President shall:
 - a. Serve as the Chief Executive Officer of the Associated Students and shall administer all affairs of the Associated Students consistent with this Constitution.
 - b. Serve as the elected representative of the Associated Students to the Administration of the University, the President's Office, the Board of Regents, the State of California, and the general public.
 - c. Be responsible to the students for the proper conduct and efficient administration of all Associated Students activities and operations.
 - 3. Authority: The ASUOP President shall be empowered to delegate and administer the affairs of the Associated Students and implement all measures adopted by the Senate. He/she shall coordinate relations with other student groups and with the University Administration. More specifically, he/she shall have the right and duty to:
 - a. Recommend legislation to the Senate.
 - b. Create special committees. Policy governing the operations of special executive committees, boards, and commissions shall be at the discretion of the President. All such groups shall conduct meetings in accordance with ASUOP guidelines, and only business pertinent to the affairs of the Associated Students shall be discussed.
 - c. Policy governing the operations of regular executive committees, boards, and commissions and ASUOP service operations shall be at the discretion of the President. All such groups shall conduct meetings in accordance with ASUOP guidelines, and only business pertinent to the affairs of the Associated Students shall be discussed.

- d. Approve or veto all measures adopted by the Senate or the Finance Board in their entirety, or in part, as described
 - i. Within ten (10) working days after passage of legislation, the ASUOP President must give written notice to the Senate of veto on any measures. If the ASUOP President does not veto within the ten- (10) working days, the measure will become effective.
- e. Appoint other major Associated Students Government Officers including, but not limited to, Executive Officers and the Cabinet with majority ratification by the seated Senate.
- f. Call for a special meeting of the Legislative Branch and/or Executive Branch.
- g. Upon receipt of an initiative, referendum or recall petition, call for a special election and direct the Elections Coordinator to conduct said election.
- h. Chair the Executive Branch. Shall have a vote on all matters before the Executive Branch, except in the formulation of the annual Associated Students budget.
- i. Publish the agenda for each Executive Branch meeting in accordance with open meeting procedures.
- j. Establish the annual goals and objectives for all Associated Student officers in reporting relationship with the administration within sixty (60) days of assuming office.

B. ASUOP Vice President

1. The ASUOP Vice President shall act in the place of the ASUOP President in his/her absence, incapacity, or resignation. He/she shall assist the ASUOP President.
2. Function: The ASUOP Vice President shall serve as:
 - a. Chair and voting member of the Senate.
 - b. Administrator of all legislation, rules, and code for all ASUOP officers, officials and employees.
 - c. Attorney on behalf of the Associated Students before the Student Judicial Board.
3. Authority: ASUOP Vice President shall be empowered to:
 - a. Call special meetings of the Senate.
 - b. Publish the agenda for each Senate meeting in accordance with open meeting procedures.
 - c. Assist the ASUOP President in establishing the annual goals and objectives for all Associated Student officers within sixty (60) days of assuming office.
 - d. Represent ASUOP before the Judicial Board.
 - e. Review all Constituent School By-laws, by-law amendments, and organizational charters for the Associated Students.

C. ASUOP Treasurer

1. The ASUOP Treasurer shall be responsible for the monitoring of all ASUOP funds. He/she will serve as a fiscal advisor to any ASUOP organization that requests assistance.
2. Function:
 - a. To serve as internal auditor for all ASUOP budgetary matters.
 - b. To prepare the annual budget for presentation.
 - c. To prepare the club funding budget for presentation.
3. Authority: The ASUOP Treasurer shall be empowered to:
 - a. Draft the ASUOP annual budget and present it to the Executive Branch.
 - b. Present the budget as recommended by the Executive Branch to the Legislative Branch.
 - c. Receive and process all budget and funding disbursement requests.

- d. Make requested line item changes that fall under \$200 without the approval of the Finance Board or Senate. A 2/3 vote from Finance Board or a 50% +1 decision from Senate may repeal these line item changes.
 - e. Freeze the accounts of ASUOP funded organization in accordance with Article IX of this Constitution.
- D. Associate Treasurer
- 1. The ASUOP Associate Treasurer shall assist the Treasurer in the discharge of his/her duties.
 - 2. Function:
 - a. To assist in the development and presentation of the annual budget.
 - b. To assist in the development and presentation of the club funding budget.
 - c. To assist in the Treasurer in the discharge of his/her duties.
 - 3. Authority: The ASUOP Associate Treasurer has the authority to:
 - a. Assist the Treasurer in the development and presentation of the annual budget.
 - b. Assist the Treasurer in the development and presentation of the club funding budget.
 - c. Receive and process all budget and funding disbursement requests.
- E. Term of Office:
- 1. The ASUOP President and ASUOP Vice President shall be elected during spring semester for a term beginning on the first Monday in May and shall last until the next President assumes office.
 - 2. The ASUOP Treasurer and Associate Treasurer shall be appointed by the ASUOP President, and ratified by a majority vote of the seated Senate within sixty (60) school days following their appointment. Their terms shall begin upon the first day of the summer, and end on the last day of the academic year for which they are appointed.

Section 3. Cabinet

- A. The function of the Cabinet shall be to work as an extension of the Presidency.
- B. Membership
 - 1. ASUOP Presidential Commissioners.
- C. Term of Office: The ASUOP Cabinet shall be appointed by the ASUOP President for confirmation by a majority vote of the seated Senate within sixty (60) days following assuming office, and shall continue in office until the last day of the academic year for which they are appointed.

Article V Legislative Branch

Section 1. General Senate

- A. The legislative authority of ASUOP shall be vested in the Senate. The Senate shall be empowered to determine general policies of ASUOP.
- B. Membership: The Senate shall consist of the following elected officers of the student body:
 - 1. Vice-President of ASUOP, Chair, ex-officio, voting member.
 - a. The Vice President may only vote to break a tie.
 - 2. One (1) voting member from each of the academic schools or colleges that ASUOP members are enrolled in.
 - 3. Three (3) Senators-at-Large, voting members.

- a. Senators-at-Large shall represent the whole campus, and, at the discretion of the President, be assigned to councils as a means for the Senate to keep direct ties to other campus organizations.
 - i. The President shall assign the three Senators-at-Large to campus organizations as designated by the Senate by the 2nd week of the academic year.
- 4. Remaining Executive Board, ex-officio, non-voting members.
- 5. ASUOP Advisor, ex-officio, non-voting member.
- C. Authority: The Senate shall have the power specifically, but not limited to:
 - 1. Ratify appointments made by the ASUOP President to the Executive Branch, as well as, the positions of Elections Coordinator, with a majority vote of the seated Senate. Create Senate special committees.
 - 2. Remove for due cause any officer ratified by the Senate with a majority vote of the seated Senate.
 - 3. Override a presidential veto by a two-thirds (2/3) vote of the seated Senate.
 - 4. Ratify by a majority vote of the seated Senate appointments made by the Selection Committee.
 - 5. Remove for due cause a Senator by a two-thirds (2/3) affirmative vote of the seated Senate. Impeach a President or Vice President by a two-thirds (2/3) affirmative vote of the seated Senate in accordance with this Constitution
- D. Meetings:
 - 1. Regular meetings of the Senate shall be held at least every other week of the academic year, excluding holidays and school vacations.
 - a. Any regular meeting may be canceled by two-thirds (2/3) vote of the seated Senate. Special meetings may be called at the will of the ASUOP President, ASUOP Vice President, or by a petition of a majority of the seated Senators.
 - b. Notice of special meetings must be presented to each Senate member no less than five (5) calendar days before the special meeting is to convene, including weekends and holidays.
 - c. Meetings of the Senate shall be open, and all persons permitted to attend unless an executive session is in progress.
 - d. All persons shall be guaranteed the right of speaking before the Senate, subject to its procedural rules.
 - e. Meetings of the Senate may be recorded or not recorded (either by audio or video) at the discretion of the Vice President or a majority vote of the Senate.
- E. A quorum in the Senate shall consist of one half (1/2) of the seated Senate in addition to the Chair.
- F. The Senate shall provide for its rules and procedures consistent with this Constitution.
- G. Term of Office: Elections shall be held in the Spring Semester. The term of office for elected officials shall extend from May 1 through April 30 of the following academic year.

Section 2. Senate Officers

- A. President Pro-Tempore
 - 1. The Senate President Pro-Tempore shall be a liaison between the legislative and executive branches and shall assist the Vice President.
 - 2. Function:
 - a. Shall be a member of all Senate Standing Sub-committees and shall chair the senate selection committee.
 - b. Serve as vice chair of the Senate.
 - c. Chair all hearings regarding removal of officers in accordance with this Constitution.

- d. He/she shall serve three (3) office hours weekly and assist the Vice President as deemed necessary.
- 3. Authority:
 - a. The Senate President Pro-Tempore's authority shall stem from the Senate.
- 4. Election of:
 - a. The Senate President Pro-Tempore shall be a Senator, shall be elected by a majority of the seated Senators at the second regular Senate meeting of the session.
 - b. Should a vacancy occur in the office of Senate President Pro-Tempore, the vacancy shall be filled by a majority vote of the seated Senators at the next regular meeting.
 - c. Should the Senate President Pro-Tempore fail in the discharge of his/her responsibilities without due cause, he/she shall, by a majority vote of the seated Senators, be removed from the position.

Section 3. Senate Standing Committees

- A. Senate standing committees are the main entities at which policies are initially formed.
- B. General
 - 1. Membership
 - a. Three Senators, either elected or appointed to the following committees:
 - i. Finance Board; elected
 - ii. Rules; elected
 - iii. Student Views; appointed
 - iv. Senate Selection; appointed
 - b. Senate President Pro-Tempore
 - c. Executive Board, Ex-officio non-voting members
 - d. Advisor, Ex-officio non-voting member
 - 2. All standing committees shall become active after the second senate meeting and shall meet as needed.
 - 3. All Senators shall serve on their designated committees until the last day of their term. Should a Senator wish to no longer serve on the committee, the Chair of that committee shall have the right to relinquish them of their duty.
- C. Specific
 - 1. Finance Board
 - a. Function: In charge of financial matters concerning constituent groups.
 - b. Authority:
 - i. The Finance Board is empowered to develop its rules and procedures, which must be approved by a majority vote of the seated Senate.
 - ii. The Finance Board may with a two-thirds vote freeze the accounts of ASUOP funded organizations in accordance with Article IV, Section 3c. The Chair shall be responsible for reporting to the Senate all actions by the Board.
 - 2. Rules Committee
 - a. Function: The Rules Committee shall serve as a standing committee with the purpose of reviewing, improving, and enforcing the ASUOP Constitution, Codes and procedures.
 - b. Authority and Responsibilities:

- i. Review all legislation prior to its introduction on the Senate floor.
 - ii. Review all legislation referred to the Committee.
 - iii. Formulate new legislation.
 - iv. Review and recommend any changes to the Constitution and all other ASUOP codes.
 - v. Periodically review the operational procedures of and oversee Executive, Senatorial and Cabinet compliance to the Constitution and other ASUOP Codes.
- c. Committee Chair as Parliamentarian:
- i. The Chair of the Rules Committee shall serve as the Parliamentarian and shall be the expert on procedural and parliamentary rules for ASUOP.
 - ii. Function:
 - 1. Shall attend both the Executive Branch and Senate Meetings and other ASUOP Meetings as determined by the President, Vice President, or Senate President Pro-Tempore.
 - 2. Advise the chair of the meeting on the appropriate action and procedural rule in effect when asked.
 - iii. Authority:
 - 1. The Parliamentarian shall have the authority to advise the chair of a meeting on the appropriate rule or procedure when asked by the chair or a point of order has been made.
3. Student Views
- a. Function: The Student Views Committee shall be responsible for representing, investigating and addressing the needs and grievances of the members of ASUOP.
 - b. Authority and Responsibilities:
 - i. Represent and investigate grievances brought forth by members of ASUOP that are considered by Senate to be genuine issues.
 - ii. Organize campus-wide galleries where grievances and issues can be fairly discussed and debated by the University community.
4. Senate Selection Committee
- a. Function: The Senate Selection Committee shall be responsible for finding and recommending new Senators when there is a vacancy on the seated Senate.
 - b. Authorities and Responsibilities:
 - i. Solicit applications for any vacant senatorial positions.
 - ii. Interview candidates for these positions.
 - iii. Recommend, upon a majority vote by the committee, an applicant to the Senate for a majority ratification by the seated Senate.

Article VI Judicial Branch

Section 1. Student Judicial Branch

- A. The legal authority of ASUOP is vested in the Judicial Branch via the Student Judicial Board. The board ensures the legality of all policies created and implemented by ASUOP.
- B. Membership:
 - 1. One (1) student appointed/elected by the President, not subject to Senate confirmation.

2. One (1) student appointed by the Senate President Pro-Tempore.
 3. One (1) student appointed by the President, subject to Senate confirmation.
 4. The Chief Justice shall be elected by and among the voting members of the Student Judicial Board. The remaining justices shall be referred to as Associate Justices.
- C. Meetings:
1. The Student Judicial Board shall meet as needed and shall develop its rules and procedures in accordance with this Constitution of ASUOP.
- D. Authority:
1. The Student Judicial Board shall have the final authority to interpret the ASUOP Constitution.
 2. The Student Judicial Board shall have the authority to review any action of an organization under the jurisdiction of ASUOP for conformance to ASUOP standard procedures, codes, rules, and regulations, as referred to it by any member of ASUOP.
 3. The Student Judicial Board shall have the authority to subpoena any evidence or information they deem necessary to further any inquiry into a matter personated before it by a simple majority (50%+1) of the Student Judicial Board members.
 4. The Student Judicial Board shall have the authority to render advisory opinions upon request of the President, Vice President, or a two-thirds (2/3) majority of the voting membership of the ASUOP Senate.
 5. The Student Judicial Board shall have the authority to impose penalties in cases brought before it including, but not limited to, the following:
 - a. For agencies of ASUOP: define recourse action for the plaintiff or defendant; recommend action to the proper authority, and/or removal of officers; define the proper legal wording, or action resulting from the same initiatives, referendums, and recall petitions.
 - b. For organizations: recommend disciplinary action to the University.
- E. In matters requiring judgment of the Judiciary Board, a written rationale for the board's decision must be prepared at the time of the decision by a majority leader appointed from among the Associates in the majority ruling.
- F. Term of Office: The members of the Student Judicial Board shall serve in a term of office lasting from appointment to the end of the academic year for which they were appointed.
- G. Removal:
1. Any attempt to remove the Chief Justice or Associate Justices of the Student Judicial Board shall be accordance with the investigative procedures and impeachment process outlined in this constitution.
- H. Should an Associate Justice vacate a post during the course of his/her term, the replacing justice shall be appointed by the same manner as his/her predecessor.
- I. In addition to the procedures outlined in this constitution, the Student Judicial Board shall be guided and directed by established University policy, Board of Regents actions, State of California legislation, and by the principles of common law.

Article VII Advisors

Section 1. Primary Advisor

- A. The primary advisor to ASUOP shall be the Director of Student Activities, or his/her designee. The duties of the advisor shall be to attend all meetings of the Senate, , and any other standing or special committees including, but not limited to, the Rules Committee, Finance Board, and the Senate Selection Committee. The advisor shall advise the above-mentioned bodies in matters of University

Policy, California State Law, and other pertinent areas. Further, he/she upon the request of the Senate shall also advise on matters of parliamentary procedure.

- B. The Director of Student Activities, in consultation with the Assistant Director of Student Activities, shall recommend to ASUOP, through the Executive Branch: business procedures, hiring and personnel policies, job descriptions, appointment procedures, and other items pertaining to personnel as required of it.
- C. The Director of Student Activities responsibility shall be to advise ASUOP in matters of budgeting, administrating the budget, and other fiscal policies as determined by the ASUOP officials. He/she shall present as deemed necessary a reporting of ASUOP income and expenditures to the Senate.
- D. The Director of Student Activities shall be responsible to the Vice President of Student Life of the University, and the ASUOP Student Body President, through the usual line of succession.
- E. The Director of Student Activities shall appoint all professional office employees. He/she shall supervise and evaluate all employees responsible to him/her and shall recommend their promotion as necessary or applicable.

Section 2. Secondary Advisor

- A. The secondary advisor to ASUOP shall be the Assistant Director of Student Activities, or his/her designee. The Assistant Director of Student Activities shall attend all meetings of the Executive Branch, and any other standing or special committees, including the Arts & Entertainment Board. The secondary advisor shall advise the above-mentioned bodies in matters of University Policy, California State Law, and other pertinent areas. Further, he/she upon the request of the Executive Branch shall also advise on matters of parliamentary procedure.
- B. The Assistant Director of Student Activities, in consultation with the Director of Student Activities, shall recommend to ASUOP, through the Executive Branch: business procedures, hiring and personnel policies, job descriptions, appointment procedures, and other items pertaining to personnel as required of it.
- C. The Assistant Director of Student Activities shall, in consultation with the Director of Student Activities, advise ASUOP in matters of budgeting, administrating the budget, and other fiscal policies as determined by the ASUOP officials.
- D. The Assistant Director of Student Activities shall be responsible to the Director of Student Activities, and the ASUOP Student Body President, through the usual line of succession.
- E. The Assistant Director of Student Activities shall assist the Director of Student Activities in selecting all professional office employees. He/she shall assist in the supervision and evaluation of all professional office employees.

Article VIII Codes and Procedures

Section 1. Codes

- A. Standards of Conduct/ Honor Code
 - 1. No officer, official, or employee of the ASUOP government shall take advantage of another within the ASUOP governmental organization.
 - 2. All ASUOP government officers, officials, and employees are expected to honor the confidentiality of privy information obtained in the course of their duties.
 - 3. No person shall take advantage of their positions within ASUOP for the advancement of special interest groups.
- B. Conflict of Interest
 - 1. No person shall hold more than one elected or appointed position in the Executive or Legislative branch of the government of ASUOP.

2. Any member of ASUOP shall have the authority to present a case of conflict of interest before the appropriate board as set in the ASUOP Constitution, By-Laws, Elections Code, and any other organizational policy, or in any other situation for which a conflict of interest has arisen.
- C. Eligibility: All officers, officials, and managerial staff shall maintain the academic standards of the University in order to remain in office.
- D. Proxies: There shall be no proxies accepted in the Executive Branch, Legislative Branch, committee meetings, or any ASUOP auxiliary agency, including general meetings of ASUOP.

Section 2. Procedures

- A. Parliamentary procedures: The current edition of Robert's Rules of Order shall be used in all regular and special meetings of the ASUOP Cabinet, Senate, and all other committees and organizations of ASUOP, unless recommended by the chair of the meeting to follow alternate procedures and approved by a simple majority (50% + 1) of the voting members of the meeting.
- B. Impeachment
 1. Any members of ASUOP claiming to have allegations against an elected officer of ASUOP shall file those allegations with the ASUOP Senate.
 2. Upon receipt of a written allegation, the Senate shall form an Investigative Committee to research and investigate the allegation(s). The Committee shall consist of:
 - a. Elections Coordinator, chair (Should the allegation be against the Elections Coordinator, the President shall appoint the chair of the Investigative Committee.)
 - b. 3 Senators elected by the Senate
 - c. ASUOP Advisor
 3. All findings of the Committee shall be presented to Senate with a recommendation for a hearing if necessary. At that time, a date, time, and place shall be set for the hearing.
 4. The hearing shall be publicized no less than 7 days in advance in the Pacifican and the McCaffrey Center and shall be the responsibility of a President designee.
 5. The hearing shall be a public meeting chaired by the Senate President Pro-Tempore, and the Investigative Committee chair shall be responsible for prosecuting any officer in question of the allegations. If the Senate President Pro-Tempore is the member whom the allegations are against, the senior member of Senate shall chair the meeting. Senior member is defined as length of service as a Senator, followed by class status.
 6. Upon conclusion of the hearing, Senators shall vote and the officer shall be removed by a two-thirds (2/3) affirmative vote of the Senators.
 7. Any position vacated by impeachment shall be filled in accordance with this Constitution.
- C. Vacancies
 1. ASUOP President: In the event of a vacancy in the office of the ASUOP President, he/she shall be succeeded by the ASUOP Vice President for the remaining term of office.
 2. Elected Officers
 - a. ASUOP Vice President: In the event of a vacancy in the office of the ASUOP Vice President the ASUOP Senate President Pro-Tempore shall assume that role following the line of succession.
 - b. Senate: In the event of a vacancy in any Senatorial position, the Senate shall fill that vacancy for the remaining portion of the term of office by appointment of a member of ASUOP upon recommendation by the Senate Selections Committee, with a confirmation from a majority of the seated Senate.
 - c. Appointed Officers: A vacancy in any appointed office of the governing body of ASUOP shall be filled by the procedures outlined in Senate Rules, Article XI, "Ratification of Appointments."

3. Line of Succession: In the event of simultaneous vacancies in the offices of the ASUOP President and Vice President, the line of succession will be: The Senate President Pro Tempore, ASUOP Treasurer, ASUOP Associate Treasurer, or until the offices are filled by special election. In the event of no succession to the office of the ASUOP President, in the interim, the Cabinet shall select an acting ASUOP President from its members who shall meet the eligibility requirements, and shall resign from their current Cabinet position.

D. Elections

1. Regular: The regular ASUOP elections shall be held annually in the spring semester of the academic year, before March 31.
2. Presidential/Vice Presidential Ticket: A candidate for the office of the ASUOP President and a candidate for the office of the ASUOP Vice President shall compose a ticket and shall run together on that ticket.
3. Representative to the Senate: Candidates for college or school Senators shall be elected only during the regular elections and only by the eligible voters in the college or school the candidate represents. In addition, there shall be three (3) at-large Senators to be elected by the members of ASUOP. Each college or school Senator must be a member of that college while seeking that office and during his/her term of office.
4. Rules: The Senate shall establish, by two-thirds (2/3) vote, an Election Code which outlines the rules and regulations for all ASUOP Elections.
5. Elections Coordinator: The President shall appoint, subject to confirmation by a simple majority of the seated Senate, an Elections Coordinator who shall be the chief student officer charged with ensuring the running for fair and open elections. The Elections Coordinator shall chair any body established by ASUOP for the purpose of running or monitoring ASUOP Elections.

E. Review of Standards, Procedure and Codes

1. ASUOP Student Government: In addition to any procedures already defined in this constitution, the ASUOP standards procedures, codes, or rules that define special qualifications of officers and all aspects of authority and responsibility of all officers, boards, sub-boards, committees, shall be reviewed periodically by the Senate Rules Committee and approved or re-approved by a majority vote of the appropriate body.
2. Other ASUOP Budgeted Agencies, Boards, Constituent Schools (Councils), or Offices: Any By-Laws, codes, policies, rules or standard operating procedures approved or enacted by these bodies shall be in accordance with the ASUOP By-Laws and shall be reviewed periodically by the Senate Rules Committee.
3. Clubs and Organizations: All recognized student organizations shall be required to have a set of charter provisions registered and filed with the University which shall not conflict with this Constitution.

F. Financial Audits and Reviews

1. An audit of the ASUOP financial operations shall take place annually as part of the University's required financial audit. A review of the financial operations of all constituent schools shall take place every summer and any additional reviews of constituent schools or reviews of clubs shall be performed upon a two-thirds (2/3) vote of the seated Senate. All reviews shall be performed by the ASUOP accountant, with verification by the Treasurer, and shall be conducted to verify that all ASUOP funds have been used in accordance with the Constitution and policies of ASUOP.

G. Initiative, Referendum, Recall

1. Initiative: An initiative measure shall be submitted to the student body upon presentation of a petition signed by thirty (30) percent of the number of those voting in the last ASUOP regular election to the ASUOP President and the ASUOP Vice President. An initiative election shall be held within fifteen (15) school days after the presentation of the petition, or on a later date if agreed upon by those presenting said petition and the ASUOP President. The election shall be conducted in the same manner as a regular election, in accordance with the Elections Code. An

affirmative two-thirds (2/3) of the ASUOP members voting in such an election shall be necessary for passage of initiative measures.

2. Referendum

- a. Upon presentation to the ASUOP President and the ASUOP Vice President of a petition signed by thirty (30) percent of the number of those voting in the previous ASUOP regular election regarding any action of the Cabinet, the Senate, or the ASUOP President, said action shall be submitted to a vote of the members of ASUOP and will not take effect until an election is held and the vote certified. Such petition, to be effective, must be presented within fifteen (15) school days. A majority of those voting in a special election for said purpose shall be required to nullify such action.
- b. The Senate may, by a two-thirds (2/3) vote of the seated Senate, refer any proposed legislation to the members of ASUOP for decision.
- c. Decision on referendum measures will be determined in elections conducted in the same manner as regular elections in this section.

3. Recall

- a. Any elected officer may be subject to recall, upon presentation to the ASUOP President and the ASUOP Vice President of a petition signed by thirty (30) percent of the number of voters of the officer's constituency in the previous ASUOP regular election or by a two-thirds (2/3) vote of the entire seated Senate. Said petition must contain a specific statement of reasons for removal to be legally considered.
 - b. A recall petition shall be referred to a vote of the members of ASUOP within fifteen (15) school days after its presentation.
 - c. A favorable vote of two-thirds (2/3) of the members of ASUOP voting in the elections shall constitute legal recall. The reasons for recall must be stated in the student newspaper and at the election polls.
4. Funding: Sufficient funds shall be allocated by ASUOP as necessary to provide for initiative, referendum, or recall election(s).

H. Amendments

1. Introduction

- a. Amendments to the ASUOP Constitution may be proposed in writing to the ASUOP President and Senate by:
 - i. A petition signed by thirty (30) percent of the number of those voting in the previous ASUOP regular election.
 - ii. Approval from the Senate Rules Committee.

2. Discussion: Upon the introduction of the proposed amendment to the ASUOP President and Senate, the amendment shall be put forth for a discussion at an ASUOP Senate meeting. Proponents of the amendment shall be present at the Senate meeting to answer any questions regarding the amendment.

3. Approval

- a. The Senate shall vote on the proposed amendment following its discussion. Approval of the proposed amendment shall require a two-thirds (2/3) affirmative vote of the seated Senate. If passed the amendment shall be put before the ASUOP President for approval.
- b. Upon the approval of the amendment by the ASUOP Senate and ASUOP President the amendment shall go before the members of ASUOP for a vote. A simple majority (50% + 1) affirmative vote shall be required for the passage of the amendment.
- c. Effectivity: The Constitutional amendment shall be considered effective immediately upon passage by the members of ASUOP or by a date specified in the amendment and shall not be considered retroactive.

- d. Any non-substantive changes to the Constitution, such as name changes and grammatical corrections, may be made at the Rules Committee's discretion.
- I. Ratification: Any changes to the ASUOP Constitution shall be approved by a two-thirds (2/3) affirmative vote of the seated Senate and a simple majority (50% + 1) affirmative vote of the members of ASUOP. The revised ASUOP Constitution shall be considered effective immediately upon approval by the members of ASUOP.

Article IX Financial Responsibility

Section 1. Authority

- A. The Associated Students shall be guided in its fiscal policies according to the fiscal regulations set forth by the President and Board of Regents of the University of the Pacific.

Section 2. Fiscal Year

- A. The fiscal year of ASUOP shall be from July 1 to June 30 of the following year.

Section 3. Annual Budget Process

- A. Annual budgeting shall begin in the spring semester and shall be used to allocate funding for all ASUOP budgeted agencies. Additional organizations may be approved for annual budgeting status by a majority vote of the Senate prior to the beginning of the annual budgeting process.
- B. All ASUOP budgeted agencies shall be financially responsible to the Senate through a delegated officer of the Senate. All requests for ASUOP funds shall be made directly to the responsible officer. All annual budgeting requests shall be submitted to the ASUOP Treasurer with the delegated Senate officer's signature.
- C. The ASUOP Treasurer shall, upon consultation with the Associate Treasurer and Assistant Director of Student Activities, prepare the ASUOP annual budget. He/she shall present this budget to the Executive Branch and, upon a majority vote, shall present the Executive Branch recommendation to the Legislative Branch for a two-thirds (2/3) ratification of the seated Senate. A two-thirds (2/3) vote of the Senate is necessary to amend a recommended annual budget. Furthermore, a two-thirds (2/3) vote of the seated Senate is required to approve the annual budget.

Section 4. Annual Funding

- A. The following groups shall be guaranteed the right to request funds from the Senate as part of the Annual Budget Process.
 - 1. All student councils of academic units recognized as enrolling ASUOP members
 - 2. All ASUOP programs and services
 - 3. All annually funded organizations, as approved by the Senate.
- B. The Senate shall have the authority to adopt policies and procedures for the distribution and collection of all financial assets of ASUOP.

Section 5. Fund Use

- A. Any ASUOP funded organization is expected to use ASUOP funds in accordance with any guidelines, policy, or procedure as set in the ASUOP Constitution, or any other standards set by the government of ASUOP. Any organization not in compliance with these guidelines, policies, or procedures shall be subject to review by the Senate, who shall have the authority, on a two-thirds (2/3) majority vote, to freeze the funds of the organization until such time that these issues can be resolved in a manner which is satisfactory to the Senate. The ASUOP Treasurer shall have the authority to freeze funds of a funded organization of ASUOP.