



Proposed Constitution

Ratified: March 5, 2021

PREAMBLE

We, the members of the Weber State University Student Association, in order to form a more effective association, ensure a representative and orderly system of self-governance, establish internal justice, promote and defend those inalienable rights and pursuant responsibilities common to all persons, as well as those provided by federal, state, and institutional authorities, and pursue the fulfillment of the mission of this institution do ordain and establish this Constitution.

ARTICLE I

Organizational Purpose and Responsibility

The Weber State University Student Association (WSUSA) has been established by the President of Weber State University under Section V: *Student Organization and Activities* of PPM 6-22, Student Code, and under Utah state law to provide for the general welfare of the students of Weber State University (WSU) through principles of self-governance and shared-governance. The structure of the WSUSA is designed to provide representative leadership; therefore, the WSUSA officers shall promote the opinions and the interests of the student body as their voice and trusted representatives. The WSUSA is intended to provide student participation in academic, administrative, and co-curricular decision making at WSU. The WSUSA, along with the WSU Administration, ensures efficient and prudent use of student fees and oversees the student fee allocation process, which is to be approved by the WSU Board of Trustees and the Utah State Board of Higher Education. The WSUSA shall provide quality opportunities for academic and co-curricular experiences as well as promote student involvement in university clubs, organizations, events, and activities. The WSUSA officers shall perform any powers and/or responsibilities bestowed upon them by the administration, the Board of Trustees, or the Board of Higher Education. The WSUSA shall also promote WSU and establish relationships within the community for the betterment of the University and the benefit of the students.

ARTICLE II

Membership and Officer Eligibility

Section 1: The WSUSA Member Definition

Any person who pays full or partial student fees is considered a member of the WSUSA for the entirety of that academic semester, until the commencement of the following semester, excluding the summer semester.

Section 2: The WSUSA Elected Officer Eligibility



44 Any full-time student of the WSUSA who holds a WSU cumulative grade point average of at least
45 2.5 on a 4.0 scale at the time of elections may be elected to any of the elected offices. Full-time status
46 for undergraduate students is defined as enrollment in at least 12 credit hours during the current
47 semester. Full-time status for graduate students is defined as enrollment in the required number of
48 credit hours to be classified as a full-time matriculated or full-time degree-seeking student, as duly
49 established by the University, or the completion of 24 credit hours equal to full-time status within the
50 preceding summer and fall semesters and registration of the current spring semester will also deem a
51 student eligible to hold elected office.

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53 The exceptions to this definition of status are the following:

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55 1. Students with disabilities may request accommodations for eligibility requirements, including a
56 request for a reduction of the full-time status credit requirement, which will be reviewed on an
57 individual basis in accordance with university policy PPM 3-34. If a student's full-time credit
58 requirement is reduced as part of this review, the student may receive compensation in
59 proportion to their status and registered class hours.

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61 2. A transfer student from another accredited institution of higher education or a future student
62 who is not considered a transfer student. They must be matriculated to WSU to start the
63 following semester. Said students are only eligible candidates for the WSUSA offices in the
64 Legislative and Judicial branches.

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67 **Section 3: Appointment of WSUSA Offices**

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69 Any person may be appointed to any of the WSUSA offices under the following criteria:

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71 1. They must hold a total cumulative grade point average of at least 2.5 on a 4.0 scale at the time of
72 appointment.

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74 2. They are a current member of the WSUSA or a transfer student from another accredited
75 institution of higher education, or they are a future student and are not considered a transfer
76 student. They must be matriculated to WSU to start the following semester, at the time of
77 appointment, excluding the summer semester.

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83 **Section 1: Representative Duties**

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85 All WSUSA officers shall follow the procedures and guidelines set forth in this Constitution and the
86 WSUSA Bylaws (see Article IV). Additionally, all elected and appointed officers shall have a contract
87 that outlines duties, committee responsibilities, and other expectations specific to the role of the office to
88 which they are appointed. Officers shall be required to uphold their contracts; failure to do so may result
89 in probation or removal from office (See Article IX).

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Section 2: Representative Authority

The representative authority of the WSUSA shall be vested in the elected and appointed officers who shall represent the WSUSA to the following:

- 1. The administration, faculty, and staff of Weber State University;
- 2. National, regional, and local governing bodies;
- 3. The general public.

Section 3: Branch Membership and Procedure

- 1. The WSUSA Executive Council:
 - a. Chaired by the WSUSA Student Body President;
 - b. Consists of the WSUSA Vice Presidents and other appointed, non-voting, officers, as outlined in the Bylaws;
 - c. Meetings shall be held frequently, as outlined in the Bylaws, and be open to the public.
 - d. The WSUSA Executive Council shall follow parliamentary procedure according to the most recent edition of Robert’s Rules of Order.
- 2. The WSUSA Student Senate:
 - a. The Executive Vice President shall be the honorary chair (non-voting except for when a tie must be broken, shares reports between the Executive and Legislative Branches).
 - b. Chaired by the Senate Chair (voting, elected from among the Senators at the first formal meeting of the fall semester, shall officiate Formal and Informal Senate Sessions, may temporarily fill in for Executive Vice President if they are unable to fulfill their duties);
 - c. Consists of elected Senators from the constituencies established in the Bylaws, the Parliamentarian, and other non-voting appointed positions, as outlined in the Bylaws;
 - d. Formal and informal meetings shall be held frequently, as outlined in the Bylaws, and shall be open to the public.
 - e. The Student Senate shall follow parliamentary procedure according to the most recent edition of Robert’s Rules of Order.



- 136 f. Upon receiving funds from Student Involvement and Leadership, the Student Senate shall
137 establish a budget, which it must ratify by a majority vote during their first formal
138 meeting of the fall semester. The Student Senate shall keep the budget updated and be
139 able to provide it upon request.
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141 3. Satellite Campus Executive Councils

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- 143 a. Chaired by the WSUSA Student Body Vice President of the Satellite Campus (i.e., the
144 WSUSA Student Body Vice President of Davis Campus);
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- 146 b. Consists of representatives from within the satellite campus;
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- 148 c. Meetings shall be held frequently, as outlined in their respective charters, and shall be
149 open to the public.
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- 151 d. The Satellite Campus Executive Councils shall follow parliamentary procedure according
152 to the most recent edition of Robert's Rules of Order.
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- 154 e. Each Satellite Campus Executive Council will be established through individual charter
155 agreements, as outlined in the Bylaws, and ratified yearly by a two-thirds (2/3) vote of
156 the Student Senate during their first formal session.
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- 158 i. Failure to update and adhere to the charter agreement will result in a Supreme
159 Court review and may lead to the council's disbandment.
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- 161 f. Upon receiving funds from Student Involvement and Leadership, each Satellite Campus
162 Executive Council shall establish a budget that it must ratify by a majority vote during
163 the first formal meeting of the fall semester. The Satellite Campus Executive Council
164 shall keep it updated and be able to provide it upon request.
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166 4. The Supreme Court

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- 168 a. Chaired by the WSUSA Chief Justice;
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- 170 b. Consists of two (2) additional Associate Justices;
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- 172 c. Shall meet frequently, as outlined in the Bylaws;
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- 174 d. The Supreme Court shall follow parliamentary procedure according to the most recent
175 edition of Robert's Rules of Order.
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177 5. Executive Teams

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- 179 a. Chaired by respective Vice Presidents (i.e., the WSUSA Vice President of Activities) and
180 named after that title (i.e., the WSUSA Activities Team);
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- 182 b. Consists of members appointed by the respective Vice President;
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184 c. Meetings shall be held frequently, as outlined in their respective charters.
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186 d. Each Executive Team will be established through individual charter agreements, as
187 outlined in the Bylaws, and ratified yearly by a two-thirds (2/3) vote of the Student
188 Senate during their first formal session.
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190 i. Failure to update and adhere to the charter agreement will result in a Supreme
191 Court review.
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193 e. Upon receiving funds from Student Involvement and Leadership, each Executive Team
194 shall establish a budget, which it must ratify by a majority vote during their first formal
195 meeting of the fall semester. The Executive Team shall keep it updated and be able to
196 provide it upon request.
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199 **ARTICLE IV**
200 *The WSUSA Bylaws*

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202 This Constitution shall be accompanied by a set of Bylaws that shall further delineate the policies,
203 procedures, rules, requirements, powers, and responsibilities of the WSUSA and the WSUSA officers.
204 The WSUSA Bylaws shall not contradict this Constitution, and this Constitution shall override the
205 Bylaws whenever discrepancies arise.
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208 **ARTICLE V**
209 *The WSUSA Executive Branch*

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211 **Section 1: Executive Powers and Responsibilities**

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213 All executive powers herein granted shall be vested in a President of the WSUSA. The President shall
214 administer all executive duties and responsibilities with assistance from the Vice Presidents, as outlined
215 in this Constitution and the WSUSA Bylaws. These officers shall have the specific power to execute
216 the laws and expenditures of the WSUSA in accordance with their respective duties and
217 responsibilities, fill vacancies within their jurisdiction, as outlined in this Constitution and the Bylaws,
218 and represent the membership of the WSUSA in the most effective manner.
219

220 The President and the Vice Presidents shall be responsible for appointing all appointed offices in the
221 Executive Branch and shall have the power to remove any of these officers for reasons of
222 malfeasance or nonfeasance of duty, as outlined in Article IX Section 4. The President shall
223 nominate candidates to fill vacancies in the Supreme Court and the Vice President offices to be
224 ratified by the Senate. The Executive Vice President, in coordination with the WSUSA Student Body
225 President, shall nominate candidates to fill vacancies in the Senate to be ratified by the Senate. The
226 Executive Branch shall oversee the WSUSA Elections.
227

228 The President shall have the power to veto any legislation passed by the Senate. The President shall
229 have four (4) business days from the passing of any legislation to review the legislation and then sign
230 or veto said legislation. Legislation signed by the President will be enacted immediately. Legislation
231 vetoed by the President shall return to the Senate, as outlined in this Constitution. Any legislation
232 neither signed nor vetoed by the President after four (4) days of being passed shall be enacted as if
233 signed. The President shall give to the Senate information regarding the State of the Association at least
234 once during their term of office.

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237 **Section 2: Membership**

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239 The Executive Branch shall be composed of the President, appointed Executive Cabinet members, the
240 Vice Presidents, and appointed positions as deemed necessary and/or outlined in the Bylaws.

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242 For vacancies of office see Article VIII Section 3.

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245 **ARTICLE VI** 246 *The WSUSA Legislative Branch*

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248 **Section 1: Legislative Powers and Responsibilities**

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250 All legislative powers herein granted shall be vested in a Senate of the WSUSA. The Senate shall have
251 the power to create all legislation that shall be necessary and proper for carrying into execution all the
252 powers vested by this Constitution in the government of the WSUSA. The Senate membership shall
253 also have the power to fulfill its duties, as outlined in the Bylaws.

254
255 The Senate shall elect a Senate Chair and a Vice-Chair, from among the senators, who shall preside over
256 the Senate, as outlined in the Bylaws. If during the course of the semester there arises a vacancy in
257 office of the Senate Chair, the Vice-Chair of the Senate shall assume the office of the Chair of the
258 Senate, and the Senate shall elect a new Vice-Chair to fill the vacancy.

259
260 The Senate shall conduct its proceedings in accordance with this Constitution and the Bylaws. The
261 Senate shall keep minutes of its proceedings, which shall include the voting record of the members
262 of Senate on legislation presented and of any question at the desire of one-fifth (1/5) of the Senators
263 present. Nominations for replacements to elected offices and member of the Judicial Branch presented
264 by the President shall be ratified by a two-thirds (2/3) vote of the Senate. The Senate shall have the
265 power to impeach any elected officer or member of the Judicial Branch with a three-fourths (3/4)
266 vote. The Senate shall have two senate meetings from the date of any presidential veto, which shall
267 be formally announced by the President in a senate meeting, to override said veto with a three-fourths
268 (3/4) vote.

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271 **Section 2: Membership**

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273 Senate representation shall be provided for all members of the WSUSA. The Senate shall be composed

274 of one (1) Senator representing each recognized constituency. Each Senator shall have one (1) vote
275 on all matters. An officially recognized constituency shall be defined in the Bylaws. Standing ex-
276 officio members of the Senate, without the power to vote, shall include the WSUSA Student Body
277 President, a WSUSA advisor, and two (2) Weber State University administrators, both of whom are
278 appointed by the WSU administration. Additional, temporary ex-officio members may be designated
279 by a simple majority vote of the Senate membership.

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282 **ARTICLE VII**
283 *The WSUSA Judicial Branch*

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285 **Section 1: Judicial Powers and Responsibilities**

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287 All judicial powers herein granted shall be vested in a Supreme Court of the WSUSA. The
288 Supreme Court shall oversee an Ombuds Committee that shall advocate on behalf of the student
289 body. The Supreme Court shall have the power to interpret the Constitution and Bylaws upon petition
290 and to determine the constitutionality of all legislation passed by the Senate upon petition. The
291 Supreme Court shall perform any other judicial functions as specifically assigned by the Executive
292 Officers, the Senate, and/or the Bylaws. Any decision made by the Executive Branch during elections
293 may be appealed to the Supreme Court, whose decision shall be considered final. The Supreme Court
294 shall verify election results. The Ombuds Committee shall be vested with the temporary power to
295 handle student grievances on behalf of the WSUSA.

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298 **Section 2: Membership**

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300 The Supreme Court shall consist of three (3) Student Justices; the President shall designate one (1)
301 as the Chief Justice and the other two (2) as Associate Justices. Each Student Justice shall have one
302 (1) vote on all matters. A WSUSA advisor shall be appointed to serve as an ex-officio member of the
303 Supreme Court with the power to vote.

304
305 The Parliamentarian shall be appointed by the WSUSA Student Body President. The Parliamentarian
306 shall serve as counsel to the WSUSA Government regarding this Constitution, the WSUSA Bylaws,
307 University Regulations, and Parliamentary Procedure according to the most recent edition of Robert's
308 Rules of Order. They are to ensure that the WSUSA Constitution and Bylaws are understood and obeyed
309 by all members of the WSUSA; to attend Legislative, Executive, and Judicial Branch meetings, as
310 outlined in the Bylaws; to assist members of the WSUSA in drafting legislation as requested; to serve as
311 an ex-officio member of committees, without authority to vote, as requested, to present information to
312 the Judicial Branch, Legislative Branch, and Ombuds Committees regarding impeachment when
313 Articles of Impeachment are issued; and to provide recommendations to the members of the WSUSA
314 and the WSUSA officers regarding the constitutionality of proposed legislation.

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282 **ARTICLE VIII**
Elections, Oath, Terms of Office, Compensation, and Holding Office



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Section 1: Elections

Only members of the WSUSA will be allowed to vote in the WSUSA elections. Elections shall be held during the spring semester for the officers for the following academic year. The specific times, places, and manners of holding elections for all elected officers shall be prescribed in the WSUSA Bylaws. Revisions to the Election Bylaws must be proposed in the form of a bill. In order for the proposed bill to be ratified, it must be approved by a majority vote of the WSUSA Student Senate.

Section 2: Term and Oath of Office

1. Term of Office

- a. For all of the WSUSA officers, both elected and appointed, the term of office is one (1) full academic year from when they take the oath of office.
- b. For all of the WSUSA officers, both elected and appointed, who were appointed to fill a vacancy, they will serve only the remainder of the term for the office they were appointed to fill.

2. Oath of Office

- a. Any elected or appointed officer shall begin executing the duties of said office only by taking the following oath:

“I, (name), do solemnly affirm that I will faithfully execute the Office of (title) of the WSUSA and will, to the best of my ability, preserve, protect, and defend the Constitution of the WSUSA.”
- b. Prior to being sworn in, each officer must have signed the contract for their individual position, outlining their office’s specific expectations.

Section 3: Vacancies of Office

Vacancies in a WSUSA office shall be filled in the following manner:

1. Elected Officers:

- a. The WSUSA Student Body President shall appoint a member of the WSUSA to fill the vacancy. Eligibility requirements, as outlined in Article II Section 2 must be met.
- b. Appointments shall be approved by a two-thirds (2/3) vote of the WSUSA governing bodies in which the vacancy is being filled. The WSUSA Student Senate shall approve appointments to the WSUSA Executive Vice President offices.



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366 c. The appointee shall serve the remainder of the one (1) year term.
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368 d. In the event of a vacancy in the office of the WSUSA Student Body President, the
369 Executive Council will call a special election in which the WSUSA will elect a new
370 WSUSA Student Body President. The process for special elections shall as outlined in the
371 Bylaws.

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373 2. Appointed Positions:

- 374
375 a. All vacancies shall be filled as determined by the respective WSUSA officer and ratified
376 by a majority vote of the appropriate WSUSA governing body, as determined by the
377 WSUSA Student Body President, the Parliamentarian, and the Executive Vice President,
378 in which the vacancy is being filled.
379
380 b. Vacancies in Satellite Campus Executive Councils shall be appointed by the WSUSA
381 Student Body Vice President of the respective campus and approved by their Executive
382 Council's majority vote.
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385 **Section 4: Compensation**

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387 The elected and appointed officers shall receive compensation for their services, as outlined in the
388 WSUSA Bylaws and their contracts, for their respective office. Elected and appointed officers who
389 accrue more than the allowed absences may be required to return a prorated amount of their
390 compensation, as outlined in the contract for their respective office. Elected and appointed officers must
391 serve the entire term to be eligible for their full compensation. If elected officers resign or are removed
392 from office, they may be required to return a prorated amount of their compensation, as outlined in the
393 contract for their respective office.
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396 **Section 5: Holding Office**

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398 No student shall hold more than one (1) office within the WSUSA. However, any member of the
399 WSUSA may run for the WSUSA Student Body Presidential office, if vacant, or be appointed to an
400 alternate office while still in office. If elected or appointed to two (2) offices, they must resign from one
401 office within five (5) days. If a college Senator changes colleges while in office, that Senator must
402 resign.
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404 **ARTICLE IX**

405 *Probation and Removal from Office*

406
407 Elected and Appointed officers will be placed on probation if they fail to meet eligibility requirements as
408 set forth in Article II Section 2. Further, officers holding elected offices shall be subject to removal
409 through either the process of recall or impeachment. The Parliamentarian and all Justices of the Judicial
410 Branch shall be subject to removal through the process of impeachment. All other officers holding

411 appointed positions shall be subject to removal through the process of excusal. Grievance Statements
412 and hearings may only address individual officers rather than a group.

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414 In circumstances where an alleged offense is privileged to confidentiality, such as information that is
415 protected by FERPA or alleged violations of the Student Code being handled through the Student Code
416 processes, or otherwise needs to be handled quickly and discreetly, the Vice President of Student
417 Affairs, in coordination with the Director of Student Involvement and Leadership, and the officer's
418 advisor, where applicable, shall have executive power to place an officer on probation or otherwise
419 remove the student from office. With prudence, they may partially or fully suspend the authorities
420 and/or responsibilities of an officer during the time of a hearing within the WSUSA or by these
421 authorities if the alleged offense impairs the officer's ability to perform their duties or impairs the ability
422 of other officers to perform their duties.

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425 **Section 1: Terms of Probation**

426
427 The terms of probation for elected and appointed offices are as follows:

- 428
429 1. A one (1) semester probation will be extended to officers who do not meet eligibility
430 requirements, as outlined in Article II Section 3, as an opportunity for the officer to regain good
431 standing.
- 432
433 2. Any WSUSA officer who fails to regain good standing at the completion of the probationary
434 period will be immediately removed from their office or appointed position.
- 435
436 3. Appeals to the eligibility criteria may be submitted to the Supreme Court. The decision on these
437 appeals are final and will stand for the semester in which the decision was made. Additional
438 appeals may be made in subsequent semesters.
- 439
440 4. The WSUSA Student Senate will have the authority to place an officer on probation, by a two-
441 thirds (2/3) vote, if an officer is deemed to have acted inappropriately.

442
443 Officers who do not meet eligibility requirements at the time of elections may not be eligible to run for
444 elections for the next year if they are on probation. Additionally, officers on probation may not be
445 entitled to compensation. Eligibility for compensation and participation in elections will be determined
446 by the Director of Student Leadership and Involvement and other relevant campus officials.

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449 **Section 2: Cause for Recall, Impeachment, or Excusal**

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451 1. Any contracted member of the WSUSA may be subject to recall, impeachment, or excusal if
452 there is reasonable cause, including but not limited to the following:
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454 a. Failure to fulfill the responsibilities and obligations of the position;
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456 b. Abuse and/or misuse of the privileges and/or authority of the position;



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c. Ethically questionable conduct.

- 2. All rights, privileges, and powers afforded to the accused individual prior to submitting the Grievance Statement shall remain in effect until after the hearing. In consultation with the Vice President for Student Affairs, the Supreme Court may suspend, either partially or in full, all rights and privileges during the hearing in cases deemed appropriate.

Section 2: Recall

Officers holding elected positions within the Student Senate may be subject to recall by their constituency upon the following:

- 1. Any member of the WSUSA who believes there to be sufficient cause for recall shall submit a written, clear, and concise Grievance Statement indicating the specific reasons and/or causes for recall.
- 2. The Grievance Statement should include the signatures of 25 or more of an officer’s registered constituents on the date that the petition is submitted. The Grievance Statement shall then be submitted to the Supreme Court for review.
- 3. Once the Supreme Court has received a Grievance Statement, it will review the Grievance Statement and put forth formal charges.
- 4. The officer in question shall receive a copy of the Grievance Statement and an account of the charges set forth by the Supreme Court.
- 5. The Supreme Court shall then organize and oversee an Ombuds Committee to hear and rule on the charges.
- 6. The officer in question will then be given a hearing before the Ombuds Committee with a fair opportunity to present and plead their case, or to have someone present and plead the case on the officer’s behalf, and have a ruling handed down by the Ombuds Committee.
- 7. If a three-fourths (3/4) vote of the Ombuds Committee membership favoring recall is returned, all rights, privileges, and powers previously afforded the accused shall be immediately rescinded, and the position will be considered vacant (for Ombuds Committee Hearings see the WSUSA Bylaws; for a vacancy of office procedures, see Article VIII, Section 3).

Section 3: Impeachment

Officers holding elected positions and members of the Legislative Branch may be subject to impeachment given the following:



- 503 1. Any officer of the WSUSA who believes there to be sufficient cause for impeachment shall
504 submit a written, clear, and concise Grievance Statement indicating the specific reasons and/or
505 causes for impeachment and submit it to the appropriate governing body.
506
- 507 a. The Supreme Court shall be the governing body that oversees all cases for officers in the
508 Executive and Legislative Branches.
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- 510 b. The Student Senate shall be the governing body that oversees all cases for officers of the
511 Judicial Branch.
512
- 513 2. Once a Grievance Statement has been received by the appropriate governing body, that body
514 shall review the Grievance Statement and issue official Articles of Impeachment.
515
- 516 3. The officer in question shall receive a copy of the Grievance Statement and an account of the
517 Articles of Impeachment set forth by the appropriate governing body.
518
- 519 4. The governing body shall then organize and oversee an Ombuds Committee to hear and rule on
520 the charges.
521
- 522 5. The officer in question will then be given a hearing before the Ombuds Committee with a fair
523 opportunity to present and plead their case, or to have someone present and plead the case on the
524 officer's behalf, and have a ruling handed down by the Ombuds Committee.
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- 526 6. The WSUSA Student Body President will present the charges put forth by the WSUSA
527 governing body to the Ombuds Committee and give a recommendation regarding the outcome of
528 the hearing.
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- 530 a. In the event that the WSUSA Student Body President is being charged with impeachable
531 offenses, it will be the responsibility Executive Vice President to present the charges put
532 forth by the WSUSA governing body to the Ombuds Committee and give
533 recommendations regarding the hearing's outcome.
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- 535 7. If a three-fourths (3/4) vote of the Ombuds Committee membership favoring impeachment is
536 returned, all rights, privileges, and powers previously afforded the accused shall be immediately
537 rescinded, and the position will be considered vacant (for Ombuds Committee Hearings see the
538 WSUSA Bylaws; for a vacancy of office procedures, see Article VIII, Section 3).
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541 **Section 4: Excusal**

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543 Officers holding appointed positions may be excused from office upon the following:
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- 545 1. An officer of the WSUSA who presides over the appointed officer in question shall submit a
546 Grievance Statement to the Appropriate Governing Officer.
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- 548 a. The WSUSA Student Body President shall be the governing officer who shall receive
549 grievance statements for all officers they did not themselves appoint.
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- 551 b. The Executive Vice President shall be the governing officer who shall receive all
552 grievance statements for officers appointed by the WSUSA Student Body President,
553 except for members of the Judicial branch who may only be removed from office through
554 the process of impeachment.
555
- 556 2. The appropriate governing officer must then decide whether to endorse the Grievance Statement
557 and submit it to the Supreme Court, who will issue formal charges.
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- 559 3. The officer in question shall receive a copy of the endorsed Grievance Statement and an account
560 of the charges set forth by the Supreme Court.
561
- 562 4. The officer in question will then be given a hearing before the Supreme Court with a fair
563 opportunity to present and plead their case, or to have someone present and plead the case on the
564 students' behalf, and have a ruling handed down by the Supreme Court.
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567 **Section 5: Appealing the Decision of an Ombuds Committee or the Supreme Court**

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569 Any WSUSA member who has been recalled, impeached, or excused from office may appeal the
570 decision of the Ombuds Committee or Supreme Court by completing the following steps:
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- 572 1. They shall submit a written Statement of Appeal to the appropriate WSUSA governing body.
573 This Statement of Appeal must indicate the specific reasons and/or causes for the appellate
574 process to be initiated.
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- 576 a. For appeals regarding decisions made by an Ombuds Committee overseen by the
577 Supreme Court, the Supreme Court will hear and rule on the appeal.
578
- 579 b. For appeals regarding decisions made by an Ombuds Committee overseen by the Student
580 Senate, the Student Senate will hear and rule on the appeal.
581
- 582 c. For appeals regarding the Supreme Court's decisions, the Student Senate will hear and
583 rule on the appeal.
584
- 585 2. The appropriate WSUSA governing body shall review the Statement of Appeal. A second
586 hearing may only be granted through a majority vote in favor of the appeal. For the original
587 decision to be overturned, there must be a two-thirds (2/3) vote returned in favor of the appeal.
588
- 589 a. The specific process of the second hearing shall be outlined in the WSUSA Bylaws.
590
- 591 3. If the second hearing rules in favor of the appeal, the individual removed from office shall be
592 immediately reinstated to their former positions with all rights, privileges, and powers formerly
593 afforded them.

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595 4. The findings of the second hearing shall be considered final with no further appeals made
596 available.
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599 **Section 6: Ombuds Committees**
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601 Ombuds Committees shall be established and overseen by either the Supreme Court or the Student
602 Senate to hear and rule on the recall or impeachment of a WSUSA officer. The Ombuds committee must
603 consist of nine (9) officers, with representation from the two (2) branches of the WSUSA who are not
604 overseeing the Ombuds Committee, as well as at least one (1) ex-officio member, without voting rights,
605 appointed from among the WSUSA advisors. Following their ruling on the charges brought forth, the
606 committee will be disbanded, and its judicial powers revoked. Further information regarding the
607 organization of Ombuds Committees and the trial process will be found in the Bylaws.
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610 **ARTICLE IX**
611 *Amendments*
612

613 Amendments to this Constitution may be proposed by a consent of two-thirds (2/3) of the Senate
614 membership or by a petition signed by five (5) percent of the WSUSA membership. In either case, the
615 proposal shall be valid to all intents and purposes as part of this Constitution when ratified.
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618 **ARTICLE XI**
619 *Guarantee of Rights and Privileges and Continuity Clause*
620

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622 **Section 1: Guarantee of Rights and Privileges**
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624 All rights and privileges not explicitly outlined or enumerated by this Constitution and the Bylaws shall
625 be reserved to the individual members of the WSUSA. No officers, while serving as the
626 representatives and individuals authorized to act for and on behalf of the WSUSA, shall perform any
627 act which would infringe upon, detract from, or deny the rights and privileges of any individual
628 member of the WSUSA guaranteed by this Constitution and the Bylaws in any manner not
629 prescribed herein. This Constitution and the Bylaws are subordinate to Utah Board of Higher
630 Education Policy, local, state, and federal law.
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633 **Section 2: Continuity Clause**
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635 Any agreements, contracts, or other binding actions entered into before the adoption of this
636 Constitution and the Bylaws shall be as valid against the WSUSA under this Constitution as under
637 the former governing documents, except where specifically altered by the changes and differences of
638 this Constitution.
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ARTICLE XII
Ratification

This Constitution, and any amendments to it, shall be valid upon ratification by a three-fourths (3/4) vote of the Senate membership and a two-thirds (2/3) of the votes received from the WSUSA membership at large, following approval of the President of Weber State University, as part of the President’s delegation of authority under Section V: *Student Organization and Activities* of PPM 6-22, Student Code.

ARTICLE XIII
Definitions

Officers: The WSUSA Student Body President, Vice Presidents, and Senators are considered elected officers of the WSUSA. The members of the Judicial Branch, cabinet members, and appointed positions are considered appointed officers of the WSUSA.