The 26th Congress of Graduate Students

BILL 29
Sponsored by Speaker Scriven

Amendments to Chapter 211 of the COGS Code, Compliance and Enforcement Mechanisms

WHEREAS: The Constitution of the Student Body states in Article IX, Section 4: COGS shall have the authority to make its own internal Administrative Code, rules, and procedures that shall be set down in the COGS Administrative Code. COGS shall control its funds provided to it in section two (2) of this article, and establish its own rules for its expenditures, subject to applicable Federal, State, Local, University and Student Body Statutes laws;

WHEREAS: The Student Body Statutes state in Chapter 607, Section G, Clause 5 that among those duties and responsibilities belonging to COGS, COGS is: To approve the expenditure of monies allocated to the COGS budget, with the authorizing signature of two members of the COGS Executive Committee;

WHEREAS: The Student Body Statutes state in Chapter 607, Section G, Clause 9, that: COGS may establish procedures in the COGS Code to freeze funds or otherwise sanction non-complaint student organizations within its jurisdiction, subject to appeal to any competent body or officer in accordance with Chapter 805 of these statutes; and

WHEREAS: The Student Body Statutes state in Chapter 607, Section H, Clause 5, that the Speaker of COGS is empowered: to authorize the expenditure of A&S allocations as described in the COGS budget;

THEREFORE: On October 1st, 2018, the body voted to amend the COGS Code in accordance with the attached document and for the following purpose:

To enable the COGS Assembly to impose more substantial penalties for violations of the COGS Code.

Underlines indicate additions. Strikethroughs indicated deletions.
Joshua Scriven  
Speaker

Matthew Uttermark  
Deputy Speaker for Finance

Dr. Danielle Morgan Acosta  
Director of Student Affairs

Dr. Amy Hecht  
Vice President for Student Affairs

October 1st, 2018
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<tr>
<th>Current COGS Code</th>
<th>Amended COGS Code</th>
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<tr>
<td><strong>211.1 Freezing of Funds</strong></td>
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| A) Upon the concurrence of the Speaker and the Deputy Speaker for Finance, a freeze may be placed upon the account of any RSO within the jurisdiction of COGS for violations of applicable rules. The duration of the freeze is not to exceed ten (10) school days. The purpose of freezing funds is to prohibit the RSO from spending funds, to give the RSO the opportunity to correct the problem(s), and to deter future actions that are inconsistent with the applicable rules.  

1) Applicable rules shall be defined as the provisions of the Florida State University Student Body Statutes, as well as the provisions of this code.  

2) Violations shall be defined as misfeasance, nonfeasance, or malfeasance of any responsibility under the applicable rules, or as conduct which is a violation prohibition contained within any of the rules, or as fraud or misrepresentation in interactions with COGS or SGA.  

B) When initiating a freeze, the Speaker or Deputy Speaker for Finance shall identify the cause and duration of the freeze.  

C) The Speaker may rescind the freeze at any time by written notification to the COGS Program Associate. | A) Upon the concurrence of the Speaker and the Deputy Speaker for Finance, a freeze may be placed upon the account of any RSO within the jurisdiction of COGS for violations of applicable rules. The duration of the freeze is not to exceed ten (10) school days. The purpose of freezing funds is to prohibit the RSO from spending funds, to give the RSO the opportunity to correct the problem(s), and to deter future actions that are inconsistent with the applicable rules.  

B) Upon the concurrence of two-thirds of the representatives in regular Assembly, a freeze, in the form of a Bill, may be placed upon the account of any RSO within the jurisdiction of COGS for violations of applicable rules. The duration of the freeze is not to exceed the remainder of the fiscal year in force at the time the Bill is enacted. The purpose of freezing funds is to prohibit the RSO from spending funds, to give the RSO the opportunity to correct the problem(s), and to deter future actions that are inconsistent with the applicable rules.  

C) For any freeze authorized by COGS or the Speaker of COGS:  

1) Applicable rules shall be defined as the provisions of the Florida State University Student Body Statutes, as well as the provisions of this code.  

2) Violations shall be defined as misfeasance, nonfeasance, or malfeasance of any responsibility under the applicable rules, or as conduct which is a violation prohibition contained within any of the rules, or as fraud or misrepresentation in interactions with COGS or SGA.  

D) Whether the Speaker or Deputy Speaker for Finance initiates a freeze or the Assembly passes a Bill initiating a freeze, the cause and duration of the freeze shall be identified in writing. |
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<th>D) The decision to freeze funds may be appealed to the Student Senate, Student Body Treasurer, or any other officer authorized in the Student Body Statutes. An order by any such entity to lift the freeze shall be directly and immediately applicable.</th>
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<td>E) A freeze initiated by the Speaker and Deputy Speaker may be rescinded at any time by the Speaker by written notification to the COGS Program Associate.</td>
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<td>F) A freeze initiated by the Assembly may be rescinded at any time by a majority of the Assembly in the form of a Bill.</td>
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<td>G) The decision to freeze funds may be appealed to the Student Senate, Student Body Treasurer, or any other officer authorized in the Student Body Statutes. An order by any such entity to lift the freeze shall be directly and immediately applicable.</td>
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<td>H) This chapter shall not prejudice the rights of any student body officers under the Florida State University or to impose sanctions on RSOs without the authorization of COGS.</td>
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<td>I) Any entity whose funds are frozen or restricted must have its Treasurer/Financial Officer (or designee) make a presentation to the COGS Assembly. This presentation shall be scheduled at the behest of the COGS Speaker and the Deputy Speaker of Finance.</td>
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