



73RD STUDENT SENATE

Constitutional Amendment #: 4
Primary Sponsor: Villacorta

BE IT ENACTED BY THE SEVENTY THIRD STUDENT SENATE:

A Constitutional Amendment to create a Constitutional Review Commission to ensure periodic review and modernization of the Student Body Constitution

Article VI Section 1, Article VI Section 5

Resolved by the Student Senate at Florida State University (with two-thirds concurring therein), that the following article is proposed as an amendment to the Constitution of the Student Body, which shall be valid to all intents and purposes as part of the Constitution when ratified by two-thirds vote of the Student Body electorate, and

Further resolved, that the following article be placed on the Ballot of the Election in the Spring Academic term of the year 2021.

To Create a Constitutional Review Commission to ensure periodic review and modernization of the Student Body Constitution

Read 1st Time: 1/13/2021

Referred to Committee: Judiciary, Rules & Calendar

Committee Report: Passed in Judiciary 1/22/21, Passed in R&C 1/27/21

Read 2nd Time: 01/27/21

Senate Vote: 40Y – 1N – 0A

PASSED: January 27th, 2021

ARTICLE VI AMENDMENT PROCESS AND REFERENDUM ELECTIONS

Section 1 CONSTITUTIONAL AMENDMENTS

Amendments to this Constitution may be proposed by two-thirds (2/3) vote of the Student Senate, ~~or~~ by petition of 1,500 members of the Student Body, or by recommendation from the Constitutional Review Commission, and shall become part of this Constitution upon ratification by two-thirds (2/3) of the votes cast in an election of the Student Body, provided that the proposed amendments have been published in a campus newspaper at least one week prior to the vote of the Student Body.

Section 2 REFERENDUM

History: Revised by Constitutional Amendment 10, 56th Senate.

The Student Body may demand a referendum election upon the properly signed petition of at least five hundred (500) students. The Student Body President can also demand a referendum election with a two-thirds (2/3) vote of the Senate. The result of the election shall serve as a mandate for the Student Body Government provided that ten percent (10%) of the Student Body shall have participated in the election. At no time shall a referendum election demand any result that would violate the provisions of the Student Body Constitution or any result contrary to federal, state, local or university law.

Section 3 In cases where Senate votes on a budget that would result in an A&S Fee increase greater than five percent (5%) over that of the previous year (subject to later approval by the Activity and Service Fee Committee) it shall require a two-thirds (2/3) vote to pass such a budget. This must be done by a roll call vote and is a special type of referendum election that is uniquely carried out by the Senate.

Section 4

A. It shall be possible to place questions on the ballot to determine student opinion on issues.

B. Such questions shall be placed on the ballot in the same manner as referenda, although they shall only require a properly signed petition of at least two hundred (200) students, or a majority vote of the Senate at the request of the Student Body President. However, they may only be used to access student opinion on issues and shall not be binding on Student Government, nor subject to Court Review before being placed on the ballot.

Section 5 Constitutional Review Commission

A. There shall be a Constitutional Review Commission to review the Student Body Constitution and present amendments for ratification by the Student Body.

- B. The Commission shall have the authority to propose amendments to the Student Body Constitution.
- C. The Commission shall meet every ~~three~~ **two** years and submit all proposed amendments before the following Spring Election.
- D. The Commission shall consist of the following 10 members:
 - 1. The Student Body President shall appoint 3 members.
 - 2. The Student Senate President shall appoint 3 members from the Student Senate **and shall serve as a member.**
 - 3. The Chief Justice of the Supreme Court shall appoint 3 members.
 - 4. All members of the commission must be enrolled students at Florida State University.
- E. The Commission shall be organized as follows:
 - 1. **The Senate President shall serve as the Commission's chair, and shall be a non-voting member except in the event of a tie.**
 - 2. The Commission shall elect a Vice Chair by majority vote.
 - 3. Any proposals to be forwarded for ratification by the Student Body must pass the commission by majority vote.
 - 4. The Commission shall adopt a rules of procedure at their first convening by majority vote.