



THE FLORIDA STATE UNIVERSITY
STUDENT GOVERNMENT ASSOCIATION

76th STUDENT SENATE Statute Revision, Addition or Proposed Constitutional Amendment Form

Senate Bill #: 38

Primary Sponsor(s): Khosh

Co-Sponsor(s): [Click or tap here to enter text.](#)

Date: March 19, 2024

A revision to the Student Body Statutes

BE IT ENACTED BY THE SEVENTY-SIXTH STUDENT SENATE THAT:

A revision is made to the Student Body Statutes: 304.1, 304.2, 304.3, 304.4, 304.5, 304.6, 304.7

(See attached).

This bill gives the Student Body President greater autonomy over the minutiae of how they execute SGA Appointments, while maintaining Senate approval over any changes.

Read 1st Time: 3.20.24


Referred to Committee: 3.20.24

Read 2nd Time: 3.27.24

Committee Report: Passed In: Do not fill.

Senate Vote 46-1-6

OFFICIAL:

DocuSigned by:

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4/1/2024 | 1:40 PM PDT

Student Senate President

PASSED: March 27, 2024

CERTIFIED TO THE STUDENT BODY

DocuSigned by:



4/2/2024 | 9:10 PM EDT

President of the Student Body

Date

DocuSigned by:



4/3/2024 | 8:15 AM EDT

Director of Student Governance & Advocacy

Date

DocuSigned by:
Dr. Amy Hecht
Vice President of Student Affairs

4/10/2024 | 10:03 AM EDT
Date

Statute/Amendment Text:

Section 1: Chapter 304.

304.1 The Student Body President, in the execution of their authority to appoint and dismiss appointed offices of the Student Body, shall have the authority to create a policy pursuant to Chapter 421 to regulate specific processes regarding appointment and dismissal.

304.2 The adoption and revision of this policy shall be subject to approval by Senate, and shall be placed on the consent calendar. In the case of an objection, a majority vote of Senate shall be needed for the adoption or revision to pass.

~~304.1~~ _____

~~A. This act shall be called the "Student Body Presidential Appointment and Dismissal~~

~~_____ Powers Act of 2001," hereinafter referred to as the "Appointment and Dismissal Act."~~

~~B. Purpose~~

~~To clarify and define the Student Body President's constitutional powers of appointment.~~

~~304.2~~ _____ Candidate Search

~~A. No position requiring Student Senate confirmation may be filled until the position has been advertised properly.~~

~~B. The Chief of Staff, assisted by one designee from the Executive Office of the President will conduct all candidate searches.~~

~~1. This designee from the Executive Office of the President shall be chosen by the Chief of Staff.~~

~~2. In the absence of a designee, the Chief of Staff retains all responsibility for conducting the work of the Candidate Search Process.~~

~~C. All positions shall be advertised for at least one week on the SGA Website.~~

~~304.3~~ _____ Candidate Screening Process

~~A. Upon the receipt of applications for a vacant position in Student Government Association, a screening process shall be overseen~~

~~by the Student Body President to determine the most qualified candidate.~~

- ~~B. The Candidate Screening Process shall take no longer than ten (10) school days from the end of the candidate search period.~~
- ~~C. The Candidate Screening Process, conducted by the Chief of Staff, or designee as stipulated in Chapter 304.2, shall include the following.~~
- ~~1. The Chief of Staff, or designee as stipulated in Chapter 304.2 shall interview all candidates.~~
 - ~~2. All candidates shall provide the appropriate application as defined in Chapter 307.3, in completed format, demonstrating their qualifications for the position.~~
 - ~~3. The interview shall be conducted in a standardized and professional form for all candidates, and shall draw at least five interview questions from the forwarding interview questions published on the SGA Website.~~
 - ~~4. The interview shall consist of a basic questionnaire outlining the candidate's experience, qualifications, and goals for the respective position.~~
 - ~~5. After all candidates have been interviewed, the Student Body President shall forward the candidate deemed most qualified to the Student Senate for confirmation.~~
- ~~D. The Student Body President may forego the candidate screening process with the exception of Chapter 304.3, subsection C, subsection 5, in cases where the candidate is forwarded to the Student Body President, with a written notice of a proper interview being conducted, by the Student Government Entity to which the candidate is applying for a position.~~
- ~~E. It is the responsibility of the Student Body President, the Chief of Staff, or designee to ensure that this process is carried out in a fair and constitutional manner. To that end, any person(s) conducting the interviews shall recuse themselves from the Candidate Screening Process and the processes of determining the most qualified candidate in situations where a candidate for any position has a conflict of interest with the President, Chief of Staff, or designee. They shall select, for that particular set of candidates, a non-biased actor or actors to interview candidates for said office and deem the most qualified of those candidates to then be forwarded by the President.~~
- ~~1. The forwarding letter sent to the Senate must include a~~

~~notice when any recusal occurs for any selection of Officers, stating that there was a recusal and a signed statement from the non-biased actor(s) of their lack of conflict of interest.~~

~~F. If during the candidate screening process, the Student Body President finds that a candidate is better suited for another position within the same Student Government entity to which the candidate applied, the Student Body President may reserve the right to forward the candidate, with their consent, for another position for which they meet all Constitutional and statutory requirements.~~

~~1. If a candidate is forwarded to the Student Body President by an agency, bureau, or other SGA entity for confirmation pursuant to Section 304.3(D), any changes to the position for which a candidate is being forwarded to Senate shall also require the consent of the head of the respective SGA entity.~~

~~2. Agency, Bureau, and SGA entity heads may also reserve the right to change the position that a candidate is being forwarded for with the consent of the applicant before forwarding the candidate to the Student Body President pursuant to Section 304.3(D).~~

~~3. The forwarding letter sent to the Senate must include a notice in all cases when candidates are forwarded to the Senate for positions that are different from those which they applied for.~~

~~304.4 Executive Office Positions~~

~~A. The Student Body President shall appoint all Executive Cabinet Officers as defined in 304.3 A.~~

~~B. The Chief of Staff shall, upon recommendation by the appropriate Executive Cabinet Director, appoint all Deputy Directors and administrative support office staff.~~

~~C. The Student Body President may create any office or position deemed necessary and proper provided that the Student Senate is notified of the action in writing.~~

~~D. Any individual appointed to a Cabinet position as indicated in the Student Body Statutes shall require confirmation by the Student Senate.~~

~~E. The Student Body President may appoint an Acting Executive Cabinet Officer who shall serve in the role, but shall not receive compensation, until a nominee can be forwarded to the Student Senate.~~

- F. ~~No individual may serve as an Acting Executive Cabinet Director for longer than six (6) weeks.~~

- G. ~~The Student Body President-elect, as defined in Chapter 704, shall have the power to designate and forward to the Student Senate for confirmation, the Cabinet nominees for their administration after all appeals and violations have been exhausted or ruled on.~~
 - 1. ~~The nominees must be confirmed by a majority vote of the Student Senate.~~
 - 2. ~~The confirmed nominee shall be referred to as the "designee" (i.e. Chief of Staff designee).~~
 - 3. ~~Upon installation of the Student Body President-elect, all Cabinet Officer designees shall assume the positions for which they were confirmed and all duties, responsibilities, rights, and compensation vested with their position.~~

- H. ~~The terms of all Executive Office appointees shall end when they are dismissed, impeached, or upon installation of their successors.~~

- I. ~~The Student Body President may dismiss any appointee to the Executive Office at their discretion.~~

~~304.5 Executive Bureau Positions~~

- A. ~~Executive Bureau Directors~~
 - 1. ~~The Student Body President shall conduct a candidate search as outlined in Chapter 304.3, beginning the first week of the new administration.~~
 - 2. ~~The Chief of Staff shall conduct a screening process as defined in Chapter 304.3.~~
 - 3. ~~The outgoing Director shall submit a written recommendation to the Student Body President on the replacement Director.~~
 - 4. ~~The Student Body President shall choose a Director and submit the name to the Student Senate for confirmation.~~
 - 5. ~~A majority vote of the Student Senate, with a quorum being present, is necessary for confirmation.~~
 - 6. ~~The terms of all Executive Bureau Directors shall~~

~~end when they are dismissed, impeached, or upon installation of their successor.~~

- ~~7. Should a directorship become vacant, the Student Body President may appoint an Acting Director, who shall not receive compensation, to serve in the position until a nominee can be forwarded to the Senate.~~
- ~~8. No individual may serve as Acting Director for longer than six (6) weeks.~~
- ~~9. If the Student Body President wishes the existing Director to remain in office, the individual must be forwarded to the Student Senate for reconfirmation.~~
- ~~10. In accordance with the Article III, Section 3 (H), of the Student Body Constitution, the Student Body President may remove the Director at President's discretion.~~

~~B. Executive Bureau Assistant Directors~~

- ~~1. The Director shall conduct a candidate search.~~
- ~~2. The Director shall interview the applicants and make a recommendation to the Student Body President.~~
- ~~3. The Student Body President may choose to either reject the nominee or forward the name to the Student Senate for confirmation.~~
- ~~4. Student Senate confirmation requires a majority vote of the Student Senate with a quorum being present.~~
- ~~5. If the Student Body President rejects the nominee, then the Director must submit another name.~~
- ~~6. The term of the Assistant Director shall be the same as the Director of that Bureau. This term length shall not be affected by the early dismissal, resignation, or impeachment of said Director.~~
- ~~7. In accordance with Article III, Section 3 (I) of the Student Body Constitution, the Student Body President may remove the Assistant Director from office at President's discretion.~~

~~C. Executive Bureau Personnel~~

- ~~1. The selection process and appointment of all Bureau personnel below the Assistant Director shall be delineated~~

by their individual Chapters in Title XI.

~~304.6 Executive Agency
Positions~~

~~A. Appointed Positions~~

~~1. Director, Assistant Director, Treasurer, and Secretary.~~

~~B. Agency Directors~~

~~1. The Directors of the agencies shall be chosen in accordance with Chapter 304.3, unless otherwise stipulated in their individual rules of procedure chapter in Title X.~~

~~C. In all cases other than elected Directors, the outgoing Executive Board Board of Directors of each respective agency may shall choose one (1) nomination by a majority vote for Agency Director and forward said applicant to the Student Body President. The Student Body President will then choose a candidate from the applications forwarded from the Agency Executive Board Board of Directors and forward said candidate to the Student Senate within ten (10) school days for confirmation.~~

~~D. In the event that the Student Body President feels that any of the candidates are unqualified, an additional candidate search period may be conducted.~~

~~E. Within two (2) weeks of the Director's confirmation, that Director will appoint any non-elected Assistant Director. This appointment shall be ratified by majority vote of the Board and then forwarded to the Student Senate.~~

~~1. In the event that the Agency Directorship is vacated, the Assistant Director shall assume the Directorship and proceed with filling the Assistant Directorship as outlined in Chapter 304.6.~~

~~2. Agency Directors and Assistant Directors who are appointed shall remain in office until they are dismissed, impeached, or upon the installation of their successors.~~

~~F. Agency Assistant Directors~~

~~1. The Assistant Directors shall be chosen in accordance with the method described in Chapter 304.6, unless otherwise stipulated in the agency's individual Rules of Procedure chapter in Title X.~~

- ~~2. The Student Body President may dismiss the Assistant Director. The dismissal may be appealed through the same process as the agency director's termination.~~

~~G. Agency Personnel~~

- ~~1. Staff appointments shall be made in the manner mandated by the agency's individual Rules of Procedure statute.~~
- ~~2. The Student Body President may not dismiss any agency staff person below the Assistant Directors that the President have not directly appointed.~~

~~H. Agency Executive Boards Board of Directors~~

- ~~1. Members of the Executive Board Board of Directors, not including the treasurer and secretary, shall be appointed following the process outlined in each agency's respective Rules of Procedure statutes.~~
- ~~2. The terms of all Executive Board members shall last one (1) year.~~
- ~~3. In accordance with Article III, Section 3 (H) of the Student Body Constitution, the Student Body President may dismiss any Agency Executive Board member, at the President's discretion, that the President directly appointed.~~

~~304.7 Vacancies in Elected Positions~~

~~A. Elected Seat vacancies~~

- ~~1. The Student Body President or their designee shall conduct a candidate search as outlined in Chapter 304.2.~~
- ~~2. The Student Body President or their designee shall conduct a screening process as defined in Chapter 304.3.~~
- ~~3. The Student Body President shall forward a name to the Student Senate for confirmation.~~
- ~~4. A two-thirds (2/3) vote of a Student Senate quorum is required for confirmation.~~

Chapter 2: Enactment.

This bill shall come into effect upon the start of the Fall 2024 academic semester. Passage of Resolution 46 shall constitute Senate approval of the initial adoption of the policy as outlined by this bill.