



**74th Student Senate
Judiciary Committee
November 1st, 2022 | 997 0264 3219**

Call to Order: 6:00 p.m.

Members Present: Chair Kariher, Vice Chair Maglin, Senator(s) Casiple, Rivers

Members Tardy: None

Members Absent: Senator(s) Tucker, Boisvert

Guests: Chair Diaz, Senator Folwell

Land Acknowledgement: The Student Government of Florida State University acknowledges that it is located on land that is the ancestral and traditional territory of the Apalachee Nation, the Miccosukee Tribe of Florida, the Muscogee Creek Nation, and the Seminole Tribe of Florida. We pay respect to their Elders past and present and extend that respect to their descendants and to all Indigenous people. We recognize this land remains scarred by the histories and ongoing legacies of settler colonial violence, dispossession, and removal. In spite of all this, and with tremendous resilience, these Indigenous Nations have remained deeply connected to this territory, to their families, to their communities, and to their cultural ways of life. We recognize the ongoing relationships of care that these Indigenous Nations maintain with this land and extend our gratitude as we live and work as humble and respectful guests upon their territory. We encourage all to learn about and educate others on the contemporary work of the Indigenous Nations whose land we are on and to endeavor to support Indigenous sovereignty in all the ways that we can.

Announcements:

- Vice Chair Maglin: Nothing other than I'm sad this Judiciary Committee is coming to an end.

Committee Business:

- **Bill 89 Sponsored by Senator Diaz (P)** - Codifying the current practice that committee Chairs and Vice Chairs who take Summer leave may have their positions temporarily replaced during the Summer, and that they be entitled to resume their position again upon their return in the fall; also reorganizing some internal Senate-related statutes.
- **Bill 92 Sponsored by Senator Rivers (P)** - A bill to remove personal addresses being included in Final Expense Statements.
- **Bill 93 Sponsored by Senator(s) Diaz, Kariher (P)** - Proposing sweeping amendments to the Sweepings Regulation Act of 1995.

Old Business:

- None

New Business:

- **Bill 89 - Sponsored by Senator Diaz (P)**

- Opening Statement:

- Diaz (P): I originally wrote this bill because in statutes, there isn't really anything written about what should happen for summer leaves of absence. It just comes down to precedent and we followed that this summer. If you're taking a leave of absence over the summer and you're a committee chair, you are allowed to come back to your position after the summer ends in the fall. It makes sense because I don't think you should lose your position over the summer just because you're taking a leave of absence. That is the precedent with the Senate President and Pro Tempore—they're allowed to leave if they want on the understanding that they will come back. I'm just going to say that I've been reading the Rules of Procedure in recent days and weeks, and I realized that what I wrote in this bill is already in the Rules of Procedures. It's Rule 5.5J it says, "in the event a Chair or Vice Chair should take a leave of absence, the new officer's tenure should only last until the return of their predecessor". Technically that I wrote is already in the Rules of Procedure so if you think that it's redundant and you don't think it should also belong in statutes, I completely respect that. I'm just going to push through the bill anyways. The other thing this bill does is reorganize some things. Chapter 411 and subsection 400.7 are really vague and they're both loosely related to senate, but they don't really mean anything. So, I decided to make 400.7 strictly about the committee chair election and removal process. I put some stuff from 400.7 into chapter 411 just to delineate the difference between the two chapters a little bit more. **Yields with 21s**

- General Questioning:

- None

- **Vice Chair Maglin moves to enter round-table discussion; Senator Casiple seconds**

- Round-Table Discussion:

- Vice Chair Maglin: I definitely like this bill because I took a leave of absence this summer and was previously elected as the Vice Chair before the summer started, so it was nice to be able to return and actually be in this role and not only serve for two meetings.
- Senator Casiple: I like it, it's just if the sponsor said that it was already built into the Rules of Procedure, I don't see why we would need to put this on the floor and waste time because tomorrow's a big meeting. Just for brevity's sake, I say no.
- Vice Chair Maglin: Yeah, I can see where the previous senator is coming from because I do know we have a ginormous bill to cover tomorrow. And now that the previous senator mentioned that, I suggest that this bill proposed in the 75th Senate.

- **Senator Casiple moves to call the question; Vice Chair Maglin seconds**

- Closing Statement:

- Diaz (P): Like I said, I'm not going to be super offended if this bill fails. I will say, adding it to statutes means that it has to be followed. Technically, the Rules of Procedure can be suspended—it's not 100% set in stone. So

statutes, if you violate it, you get impeached so it sets a higher bar and yeah, I'll leave you all with that. **TIME 0s**

- Vote:
 - Yes: 0
 - No: 3; Senator(s) Casiple, Rivers, Vice Chair Maglin
 - Abstain: 0
- **RESULT: BILL 89 DOES NOT PASS**

- **Resolution or Bill 92 - Sponsored by Senator Rivers (P)**
 - Opening Statement:
 - Rivers (P): So this is a simple bill. All this is doing is taking out the need for personal addresses in final expense statements. I believe that they're unnecessary and an invasion of people's privacy considering that these forms are public knowledge. These are forms that are available to the public and two years later down the line, what's the point? It's not necessary for elections and people shouldn't have to dox themselves if they want to support the election process. **Yields with 2:05**
 - General Questioning:
 - Senator Casiple: Have you consulted the elections office about this change?
 - Rivers (P): No, I have not.
 - **Senator Casiple moves to enter round-table discussion; Vice Chair Maglin seconds**
 - Round-Table Discussion:
 - Senator Casiple: I also don't see why the final expense statements need a personal address, but I just don't know if it's a legal reason why they included it this year compared to last year. That's my only concern.
 - Vice Chair Maglin **POI** to the sponsor: Do you know if the reason why these addresses were previously installed in these final expense statements because of legal reasons?
 - Rivers (P): I do not know but looking over past final expense statements there are times where they didn't include them.
 - Vice Chair Maglin **POI** to the sponsor: If the personal addresses were removed, do you in your professional opinion feel as though this would be a major change to the election process or do you think it will have no net effect?
 - Rivers (P): I have no idea.
 - Vice Chair Maglin: I think that the address should be removed if they're not necessary because it is an invasion of privacy if someone is unhappy with something with the election and they want to get someone's address for whatever reason I don't think that they should be able to. But at the same time, I don't know if they are in statutes for a reason and I don't know what the effect would be if they were removed. I suppose the rest of the Senate can weigh in on that, but I don't know what everyone else's' opinion is.
 - Senator Casiple: The bill just strikes out the residence and business part, so it was already in statutes but maybe it wasn't enforced in previous elections. I don't know the full context of how long this has been there and the I don't know if they made any changes to the report. But, I'm honestly

not comfortable passing this bill just because for legal reasons especially and then if it passes today we can't do too much about it tomorrow. I say we bring this with the elections office after having these conversations, but as the situation currently is, I will be saying no.

- Vice Chair Maglin **POI** to the sponsor: Would you be friendly to an amendment that would un-strike "business address" because I feel as though that might encompass the "legal reasons" for business who make contributions. Would you find that friendly?
 - Rivers (P): I can't answer that, I'm sorry.

- **Senator Casiple moves to call the question; Vice Chair Maglin seconds**

- Closing Statement:

- **WAIVED 2:05**

- Vote:

- Yes: 1; Senator Rivers
- No: 2 Senator Casiple, Vice Chair Maglin
- Abstain: 0

- **RESULT: BILL 92 DOES NOT PASS**

- **Resolution or Bill 93 - Sponsored by Senator(s) Diaz, Kariher (P)**

- Opening Statement:

- Diaz (P): I can be real quick about this to give my sponsor time. We had a little committee to talk about Central Reserves allocation. We came to the understanding that Central Reserves wasn't going to be a thing and then that got reversed. It's just a whole complicated process. That being said, we came to an agreement within the committee as to what we wanted Central Reserves to look like. Some of our committee members thought, "hey, let's apply what we did to Central Reserves to Sweepings". So, probably the biggest and most relevant change being made here is the composition of the Sweepings Committee. It's not going to be open to just senators, it's going to be open to other individuals too. If you want to amend those members to give senate more or less representation, I suggest looking at that—it's the most important part in my opinion. I suggest reading the bill and asking me any questions. **Yields with 1:57**

- General Questioning:

- Senator Casiple: Who has been consulted about these changes?
 - Diaz (P): We gave these recommendations to Dr. Amy Hecht for Central Reserves, and she liked this. This was also consulted on with the Student Body Treasurer, Deputy Treasurer, and the Senate President. Dr. Hecht wanted Central Reserves to be a more open and inclusive project. Not just senators, but all people from different facets of student government. Other than that, it doesn't change much other than the composition of the committee.
- Senator Casiple: So for Part 2D: "Two representatives of the Executive Branch..." that can include agencies, bureaus, and class councils? Is that the intention or did you want Cabinet specifically?
 - Kariher (P): It can be anyone in the Executive Branch. They're appointed by the Student Body President. Anyone in the Executive Branch could technically serve, but in our mind, the

Student Body President would likely choose someone from his cabinet.

- Diaz (P): I think that was our intention was for Cabinet. I didn't really envision an agency person, but if an agency director wanted to do it that's fine. I guess the term "Executive Branch" is kind of broad, and you can amend that if you'd like.
- Vice Chair Maglin: So, once in the Sweepings Committee, anyone can be Chair? It doesn't necessarily have to be a senator?
 - Diaz (P): Yes. I am personally fine if you want to amend it to say that a senator must serve as Chair. That's how we do it for Ad Hoc. Technically any student can be on an Ad Hoc, but a senator must be chair. I forget the reason why, but we wanted anyone to be chair. If you wanted to amend, I would be fine with it.
 - Kariher (P): This is just standard with any committee for a chair to be elected by the committee. We were considering putting the Deputy Treasurer as Chair, but we thought what if they couldn't make it to meetings. That was our thought process about that.
- Senator Casiple: Have you consulted these different branches about this?
 - Kariher (P): We've consulted with Dr. Hecht who's in charge of all of it and this is what she wanted.
- Senator Casiple: I'm not too sure about how COGS works, so do you know how many seats there are?
 - Kariher (P): I believe there are 30.
 - Diaz (P): I don't know the number but I can tell you it's definitely over 3.
- **Senator Casiple moves to enter round-table discussion; Senator Rivers seconds**
- Round-Table Discussion:
 - Vice Chair Maglin **POI** to the sponsor: When you met with Dr. Hecht I know you said this is something that she wanted. Did she specify whether she wanted it to be led by Senate in particular or SGA-wide?
 - Kariher (P): Well, this committee is going to have exactly what it says. It's really going to be those exact people, she just wants more representation from those people which to me makes sense. I think if we have a more diverse group of people it would be in our best interest. I also think it would be good—we already do it with PAC and RTAC—so this is nothing new. If you'd like to change it to have more representation from Senate you can, but this is Sweeping so it will be opened every single fiscal year.
 - Senator Casiple **POI** to the sponsor: Why did you plan on passing this in the 74th and not the 75th senate?
 - Diaz (P): Why not. We have the time, ability, and capacity. We have a group of people who oversaw the Sweepings process, why do this with a group of people who don't know what Sweepings is or how it works?
 - Senator Casiple: Ok, I like it fundamentally. I want to bring this up to the people of the Sweepings committee, so I will be voting yes today. Once I hear their opinion, I'll reevaluate my stance but for now I will say yes.
- **Senator Casiple moves to call the question; Senator Rivers seconds**
- Closing Statement:

- Kariher (P): Thank you so much for listening to this today. I think this is pretty straight forward. I think it will open up Sweepings to be a better process. We have statutes in place that will prevent people from voting against their interests you know if Campus Rec was requesting money, they'd have to abstain from that vote. Those statutes are in place which was one of the biggest concerns because some of these people will come and request money. I also think this gives our senators an opportunity to abstain from conflicts of interest if Senate comes requesting money for Senate Projects or PAC. I appreciate you all listening.
- Vote:
 - Yes: Chair Kariher, Senator(s) Rivers, Casiple
 - No: 0
 - Abstain: 0
- **RESULT: BILL 93 PASSES**

Unfinished Business:

- None

Closing Announcements:

- Chair Kariher: Thanks so much for coming out today. We are through our bills and great Fall session! I think we did a lot of good work. We might be one of the only committees who has failed multiple bills and when I sit in on other committees, they're usually silent during their debate. So, I'm pretty happy and excited that we have such an engaged group.
- Vice Chair Maglin: I'm glad we are a committee that takes the time to look through things thoroughly and pass or fail things despite personal desires. I'm proud of this committee and I'm excited to have a bigger committee, but I will miss this perfect, small group.
- Chair Diaz: Stay scary judiciary.

Next Meeting: N/A

Adjourned: 6:35 p.m.



Signature of Chair [Name]