THE UNIVERSITY OF OKLAHOMA STUDENT GOVERNMENT ASSOCIATION

UNDERGRADUATE STUDENT CONGRESS
CONGRESSIONAL SESSION XCIV
November 17th, 2015

GRADUATE STUDENT SENATE
SENATE SESSION GF-15
December 6, 2015

CONGRESSIONAL BILL NO. 940109
SENATE BILL NO. GF15-27

AS INTRODUCED
A congressional act clarifying points in the Code Annotated regarding appointment procedures, providing for a short title, providing for codification, and providing an effective date.

BE IT ENACTED BY THE UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION:

Section 1: Title: This act shall be known and may be cited as the “Appointment Procedures Act.”

Section 2: Purpose: The purpose of this act shall be to clarify appointment proceedings in the Code Annotated to reflect other requirements of Title II, Chapter 1, Section 9c.

Section 3: AMENDATORY. The following parts are to be amended to Title III, IV:

Title III. Chapter 2. General Counsel:
7. Power
The executive power of the SGA shall be vested in the Student President.
a. Power to Make Appointments The Student President shall have the power, with the advice and consent of the Legislative Branch, to nominate and appoint all officers of the SGA not otherwise provided for. The Student President shall have the power to establish Executive Staff Positions, to assist him or her in fulfilling his or her presidential duties, with the consent of the Legislative Branch. The Student President shall have the sole power to appoint personnel to fill these positions.
i. Appointment of the General Counsel General counsel shall be appointed by the SGA President, with the advice and consent of the SGA Legislative Branch. General counsel shall be recommended to the SGA President by a committee composed of: the outgoing general counsel; a representative named by each house of the SGA Legislative Branch; and a representative named by the Vice President for Student Affairs. If the SGA President chose some other
candidate, such candidate would not be recommended by the selection committee, as required. An Interim General Counsel, whose appointment has been initiated, may remain in office until confirmed or rejected. The subject(s) of advice and consent legislation pertaining to General Counsel applicants must be present at the Undergraduate Student Congress and Graduate Student Senate meetings in which the legislation is being considered or a pertinent committee meeting for both bodies.

Title IV. Chapter 2. Student Superior Court:

35. Membership

The judges of the Student Superior Court shall be regularly enrolled students and must have completed two (2) semesters as a full time student at the University of Oklahoma at the time of this appointment and confirmation.

a. Nomination

i. Nominations are to be called for by the outgoing Superior Justices, or any other SGA officer, 4 weeks prior to the expiration of their term in office.
ii. Nominations must be open for at least 1 week, and shall comply with all applicable law.

b. Appointment Process

i. All applications that comply with the requested formatting and content requirements must be considered
ii. Those applicants selected for an interview are to be given a minimum of 2 days’ notice of their interview time and venue. Notice may be given orally or in writing.
iii. Interviews shall be conducted by a panel comprising the SGA President, the Chair of Graduate Student Senate, the Chair of Undergraduate Student Congress, the SGA General Counsel, or their designees, and the Chief Justice of the SGA Superior Court.
iv. Superior Court Justices will be appointed by a majority vote of the panelists, excluding the Chief Justice. The Chief Justice will only vote in the event of a tie.
v. Vacancies on the Superior Court shall not exist for longer than 30 days from the occurrence of the vacancy.
vi. The constitutionality of a justice’s appointment should be based solely on whether he or she met the membership requirements at the time of his/her appointment. When the previous justice’s term expires has no bearing on whether the appointment is constitutional.

c. Legislative Advice and Consent

Each House of the Legislature shall establish with an act of procedure the process under which nominees to the SGA Superior Court shall be investigated and interviewed prior to the Houses voting on advice and consent of said nominees.

i. Appointees Present at Legislative Meetings
The subject(s) of advice and consent legislation pertaining to Superior Court applicants must be present at the Undergraduate Student Congress and Graduate Student Senate meetings in which the legislation is being considered or a pertinent committee meeting for both bodies.

Title VII. Chapter 2. Election Rules.

12. Election Staff
The Election Staff shall consist of the Election Chair, the Election Board, and Poll Operators. No member of the election staff shall commit election fraud. Evidence of fraud shall be presented to the Superior Court, as provided for in this title. Any member of the Election Staff may be removed by recommendation from the SGA President or Election Chair with the advice and consent of the Legislative Branch. No member of the Election Staff shall be a candidate in any election for which they are appointed to work. All members of the Election Staff shall be SGA members and serve from the beginning of the fall semester to the end of the spring semester of a given academic year.

a. Election Chair
The Election Chair shall be appointed by the SGA President with the advice and consent of the Legislative Branch. The appointee must be submitted to the Legislative Branch for advice and consent at least three (3) academic weeks before election filing begins. The subject(s) of advice and consent legislation pertaining to Election Chair applicants must be present at the Undergraduate Student Congress and Graduate Student Senate meetings in which the legislation is being considered or a pertinent committee meeting for both bodies.

Section 4: This act shall become effective when passed in accordance with the SGA Constitution.

Author(s): Alex Byron, SGA President
Nathan Thompson, Legislative Assistant

Submitted on a Motion by: Representative Nguyen seconded by Representative Long
Action taken by Congress: Passed by unanimous consent
Verified by Chair of Congress: ________________________________ Date:_____
Submitted on a Motion by: ________________________________ Date:_____
Action taken by Senate:
Verified by Chair of Senate: ________________________________ Date:_____
Approved by SGA President: ________________________________ Date:_____