

First Reading: March 27th, 2018

Second Reading: April 3rd, 2018

Pass:

Fail:

Other:

Bill 21-18-S. A Bill to amend the Constitution of the Student Government Association of Western Kentucky University.

PURPOSE: For the Student Government Association of Western Kentucky University to add a section to the Executive Branch of the Constitution where it will no longer allow a member, de-jure or de-facto, to hold offices in other branches.

WHEREAS: On Section 4.2.4 of the Constitution, it hereby states that any officer in the Judicial Branch can “not be a member of any other branch of the Student Government Association during the term of office,” and

WHEREAS: De-facto by means of custom, this has held true between the Executive Branch, and Legislative Branch, just like the Judicial Branch, and

WHEREAS: There is no section under the Executive Branch of the Constitution which explicitly limits the Executive Branch from serving on other branches like the Judicial Branch in Section 4.2.4 of the Constitution, and

WHEREAS: Currently, it could be legally permitted, due to lack of any otherwise statement within the Constitution, for someone to hold offices in both the Executive Branch and Legislative Branch, and

WHEREAS: The potential for an official to hold both an Executive Branch office and Legislative Branch office would allow that official to have voting rights in both the Senate and the Executive Council. This would concentrate too much power in the hands of one person, and

THEREFORE: Be it resolved that the Student Government Association of Western Kentucky University will amend the Constitution to add Section 2.2.6 “not be a member of any other branch of the Student Government Association during the term of office,” not allowing any Executive Branch officer and by technicality any

Legislative Branch officer from holding both an Executive Branch and Legislative Branch position.

AUTHORS: Hunter Smith

SPONSOR: Legislative Research Committee

CONTACTS: