



RE: A request was submitted to the Judicial Council to interpret the constitutionality of having 2 extra at-large senators

The Constitution states the following:

Article III, Section 1.1

The senate shall be the official voice of the student body of Western Kentucky University.

Article III, Section 6-6.7

The Senate shall be composed of the following: Four (4) senior class senators. Four (4) junior class senators. Four (4) sophomore class senators. Four (4) freshman class senators. Two (2) Graduate student senators. One (1) Gatton Academy student senator. Seventeen (17) At-Large senators.

Article III, Section 3.7.4

If the graduate and Gatton Academy student position(s) will not be filled in the spring or subsequent fall elections, they shall change to at-large positions in the same fall elections.

Article III, Section 3.8

Vacancies in the Senate after the fall election shall be filled by an appointment from the President and approval by the majority of the Senate.

Judicial Council Interpretation of these clauses:

The Student Government Association Judicial Council decided that in the case of Surplus at-large Senators, the Council will rely on Article III, Section 1, 3, and 6 of the constitution.

The two surplus Senators were voted in office to be the official voice of the Student Body of Western Kentucky University, and having been voted into office, shall be allowed to finish out their term as Senators under the following stipulations: 1. The president shall not fill those two spots, should any Senator resign or be removed from office, until Article III, Section 6-6.7 has been met. 2. Should the Gatton Academy or Graduate student senator positions remain vacant, they shall first be utilized for the surplus, as per Article III, Section 3.7.4. Therefore, the current elections for freshman, graduate and gatton Senators shall continue as planned.

Written by Chief Justice Chris Jankowski to represent the unanimous vote (5-0) of the Judicial Council. Date: 8-28-2012