



RE: A request was submitted to the Judicial Council for interpretation of the Judicial Review Process.

The Constitution states the following:

Article IV, Section 5

The Judicial Council shall have the power of judicial review over action of the Executive Cabinet and the Senate upon request by any duly registered student of Western Kentucky University not in the Judicial Council.

The Bylaws state the following:

Article III, Section 3

Any official request for the Censure of any executive or legislative SGA officer made by no less than ten (10) students shall be investigated by the Judicial Council. If the officer in question is found to be neglecting or wanting in their duties, then the Judicial Council shall issue a Censure.

Article III, Section 5

Any member of the Senate that has excessive absences, and/or has already received a Censure, shall be referred by the Speaker of the Senate to the Judicial Council, pursuant to Article III, Section 3.5. of the SGA Constitution. Once the member in question is notified of his/her excessive absences, he/she shall appear before the Judicial Council to explain why the member was so frequently absent, and provide information as why excessive absences on their part shall not occur again. The Judicial Council shall meet and decide on the matter within seven (7) days of receiving it and shall notify all parties involved as soon as possible.

Judicial Council Interpretation of these clauses:

The Western Kentucky University Student Government Association Judicial Reviews will take place in the Conference room across from the Student Government Association Office. The Member in question will be notified no less than 5 days before the hearing via email and/or a phone call from the Chief Justice and/or a designated Associate Justice. The branch member in question will need to bring any documentation, and/or written statements to the aforesaid meeting; this meeting will serve as an opportunity for the branch member to explain their situation and any reason as to why the branch member should remain a part of the Student Government Association. The branch member in question will be notified of the Council's decision no more than 24 hours after the Judicial Review.

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