

The Constitution of the Associated Students of the University of California, Santa Barbara

PREAMBLE

We, the undergraduate students of the University of California, Santa Barbara, in order to provide for the promotion, regulation, and maintenance of the general and educational welfare, do ordain and establish this Constitution.

ARTICLE I - NAME

The name of the organization shall be "The Associated Students of the University of California, Santa Barbara," herein referred to as the "Associated Students" or the "ASUCSB."

ARTICLE II – PRECEDENCE OF THE CONSTITUTION

The official documents of the Associated Students shall be the A.S. Constitution, A.S. By-Laws, and A.S. Standing Policies. They shall be compiled together and collectively be known as the ASUCSB Legal Code. Distribution of power and authority among these documents shall be allotted in the following order: A.S. CONSTITUTION, A.S. BY-LAWS, A.S. STANDING POLICIES. With reference to this order, any contradiction which arises between these documents and the work contained therein, shall be decided in favor of the document higher in rank order. The wording of the lesser document involved shall automatically be void and struck from the document.

ARTICLE III - MEMBERSHIP

All regularly registered undergraduate students carrying a study load of six (6) or more units shall pay the Associated Students Membership Fee of ~~fifty three dollars twenty three cents (\$53.23)~~ at the time of fee payment to University officials for Fall, Winter, Spring, **and Summer** quarters. Associated Students Members shall be entitled to vote in all ASUCSB Elections, seek an elective ASUCSB office, participate in all ASUCSB activities, and benefit from all ASUCSB services and programs. Associated Students Members shall neither seek more than one (1) elective office concurrently nor hold more than one (1) elective office concurrently.

ARTICLE IV – FEES

SECTION 1. NEW FEES

All new Associated Students fees must be submitted as a ballot measure to be voted on by the Associated Students in a general or special election, with at least twenty percent (20%) of the Associated Students' Membership voting. If a fee is put on the ballot by petition a vote of fifty percent plus one (50%+1) shall be necessary for the adoption of the fee. If a fee is put on the ballot by a vote of legislative council a vote of sixty percent (60%) shall be necessary for the adoption of the fee.

SECTION 2. EXISTING FEES

Existing lock-in fees must be placed on the ballot for reaffirmation every two (2) years following the adoption of the fee. Such fees can only be cancelled with a sixty percent (60%) vote in opposition to the continuation of the fee, with at least twenty percent (20%) of the Associated Students' Membership voting.

ARTICLE V - LEGISLATIVE DEPARTMENT

SECTION 1. LEGISLATIVE AUTHORITY

The Legislative Authority shall be vested in a Legislative Council, which shall be the supreme policy-making body of the Associated Students and shall promote the welfare and interests of the Members of the Associated Students, subject to the limitations herein enumerated.

SECTION 2. MEMBERSHIP

- A) The voting members of the Legislative Council shall be **defined as the total number of** the elected Representatives of the Associated Students. Each Representative shall be elected by a plurality of his/her respective constituencies.
- B) The Presiding Officer of the Legislative Council may vote only to break a tie vote.
- C) A First Presiding Representative Pro-Tempore and Second Presiding Representative Pro-Tempore shall be nominated by the Internal Vice-President and approved by a two-thirds (2/3s) majority of the voting membership of the Legislative Council by the second (2nd) regular meeting following the installation of officers and may vote in all matters.
- ~~D) A parliamentarian shall be appointed by the Internal Vice-President subject to a two-thirds (2/3s) majority approval of the voting membership of the Legislative Council.~~
- D) The line of succession for the Presiding Officer of the Legislative Council shall be the First Presiding Representative Pro-Tempore followed by the Second Presiding Representative Pro-Tempore.

SECTION 3. APPORTIONMENT OF ELECTED REPRESENTATIVES

- A) The apportionment of elected Representatives shall be determined every two (2) years beginning with the enactment of this Constitution. (Even-numbered years-~~updated February 2004.~~)
- B) The determination of Associated Students for purposes of apportionment shall be made by the Executive Director based upon average total as of the close of previous fiscal year and any other relevant factors, and shall be ratified by a majority vote (50% + 1) of the Legislative Council by the fourth (4th) regular meeting of Winter quarter.
- C) ~~Six (6)~~ **At-Large Representatives are** based on one (1) representative for every three-thousand (3,000) undergraduate students rounding off to the nearest three thousand (3,000) based on the three (3) quarter average undergraduate enrollment ~~of seventeen thousand two hundred sixty (17,260).~~
- D) ~~Three (3)~~ **On-Campus Representatives are** based on one (1) on-campus representative for every one-thousand (1,000) undergraduate students residing ~~on the main campus~~ **in university residence halls**, rounding off to the nearest one-thousand (1,000), ~~of three thousand seventy five (3,075).~~
- E) ~~Thirteen (13)~~ **Off-Campus Representatives are** based on one (1) off-campus representative for every one-thousand (1,000) undergraduate students residing off-campus, **rounding off to the nearest one-thousand (1,000)** ~~of twelve thousand seven hundred sixty six (12,766).~~
- F) ~~One (1)~~ **University Owned Housing Representatives are** based on one (1) university owned housing representative for every one-thousand (1,000) undergraduate students residing in

university owned housing, rounding off to the nearest one-thousand (1,000), ~~one thousand four hundred nineteen (1,419).~~

SECTION 4. DUTIES & POWERS

Legislative Council shall:

- A) Supervise and maintain the policies, properties and conduct of the Associated Students.
- B) Have authority over the responsibility for all Associated Students' revenues and expenditures.
- C) Approve by majority vote (50% + 1) the annual budget ~~which shall include the allocation of:~~
 - ~~— 1) Five dollars and fourteen cents (\$5.14) per ASUCSB Membership per quarter will be collected and allocated to the campus media. These funds will be allocated as follows:
 - ~~— a) Eighty five cents (\$0.85) for the *Daily Nexus*~~
 - ~~— b) Eighty four cents (\$0.84) for the *La Cumbre yearbook*~~
 - ~~— c) One dollar and twenty cents (\$1.20) for KCSB-FM/KJUC-FM Cable~~
 - ~~— d) Two dollars and twenty five cents (\$2.25) for the A.S. Communications Personnel.~~~~
 - ~~— 2) Five dollars and fifty cents (\$5.50) per ASUCSB Membership per quarter for A.S. Program Board.~~
 - ~~— 3) Thirty five cents (\$0.35) per ASUCSB Membership per quarter for the UC Student Association.~~
 - ~~— 4) Three dollars (\$3.00) per ASUCSB Membership per quarter for the University Children's Center.~~
 - ~~— 5) One dollar and twenty five cents (\$1.25) per ASUCSB Membership per quarter for the Educational Opportunity Program (E.O.P.).~~
 - ~~— 6) Twenty six cents (\$0.26) per ASUCSB Membership per quarter for the A.S. Student Commission On Racial Equality (S.C.O.R.E.).~~
 - ~~— 7) Seventy five cents (\$0.75) per ASUCSB Membership per quarter for the A.S. Bike Shop.~~
 - ~~— 8) Twelve dollars (\$12.00) per ASUCSB Membership per quarter for the Student Health Center.~~
 - ~~— 9) One dollar and seventy five cents (\$1.75) per ASUCSB Membership per quarter for the Disabled Students Program.~~
 - ~~— 10) Two dollars and fifty cents (\$2.50) per ASUCSB Membership per quarter for the Intramural Sports Programs.~~
 - ~~— 11) One dollar and fifteen cents (\$1.15) per ASUCSB Membership per quarter for Community Affairs Board.~~
 - ~~— 12) Seventy five cents (\$0.75) per ASUCSB Membership per quarter for the A.S. Recycling program.~~

- ~~13) Seventy five cents (\$0.75) per ASUCSB Membership per quarter for the MultiCultural Center student salaries, services, and programming.~~
- ~~14) Seventy five cents (\$0.75) per ASUCSB Membership per quarter for the improvement and maintenance of the UCSB bicycle pathway and bicycle parking system.~~
- ~~15) One dollar and fifty cents (\$1.50) per ASUCSB Membership per quarter for Isla Vista services and improvements to be administered under the auspices of the A.S. Vice-President for External Affairs, in consultation with the A.S. Community Relations Committee and other advisors.~~
- ~~16) One dollar (\$1.00) per ASUCSB Membership per quarter for the Isla Vista Tenants Union.~~
- ~~17) Twenty five cents (\$0.25) per ASUCSB Membership per quarter for A.S. student child care grant to be administered by the Community Affairs Board.~~
- ~~18) Twenty five cents (\$0.25) per ASUCSB Membership per quarter to support Environmental Affairs Board (EAB).~~
- ~~19) One dollar and fifty cents (\$1.50) per ASUCSB Membership per quarter for the Legal Resource Center.~~
- ~~20) Forty cents (\$0.40) per ASUCSB Membership per quarter to support Associated Students Women's Commission, twenty cents (\$0.20) of which will go to Take Back The Night.~~
- ~~21) Three dollars and thirty three cents (\$3.33) to guarantee that all undergraduates will be provided with access to on campus night and weekend parking the same as that provided to all other permit holders. Fee is subject to reaffirmation in 2005.~~
- ~~D) Place each annual allocation expressly mandated herein on the General Election ballot biannually subsequent to the adoption of this Constitution. Such allocations shall not be mandated herein in succeeding fiscal years upon a two thirds (2/3s) majority vote in opposition to their continuation, with at least twenty percent (20%) of the Associated Students Membership voting.~~
- D) Approve and publish the annual audit by a Certified Public Accountant chosen by the Executive Director and subject to the majority approval (50% +1) of the Legislative Council members present.
- E) Keep minutes of all proceedings.
- F) Ratify all appointments of the President, Presiding Officer, and the Judicial Council by a majority vote (50% + 1) of the Legislative Council members present, unless otherwise provided herein.
- G) Be empowered to authorize all boards, commissions, committees, and other agencies of the Associated Students, which shall:
- 1) Aid in the execution of the policies and programs of the Associated Students.
 - 2) Have the power of legislative initiative.
 - 3) Report regularly to the Legislative Council.
 - 4) Keep records of all proceedings.
- H) Be empowered to establish and disband lower Judicial Council(s) as provided herein.

- I) Be empowered to investigate all matters pertaining to their legislative function.
- J) Be empowered to override a Presidential veto by a two-thirds (2/3s) majority approval of the voting membership.
 - 1) Have the power to enact a phone vote if the vetoed legislation is deemed urgent in nature.
- K) Be empowered to authorize the expenditure of investment reserve funds by a three-fourths (3/4ths) majority approval of the voting membership.
- L) Be empowered to dismiss appointees of the President, the Presiding Officer, and the Judicial Council by a two-thirds (2/3s) majority approval of the voting membership, unless otherwise provided herein.

SECTION 5. SESSIONS, MEETING, & QUORUM

- A) Sessions: Each session of the Legislative Council shall commence with the last regular meeting of Spring quarter.
- B) Meetings: The Legislative Council shall regularly meet at least once a week during periods of regular instruction, herein referred to as "school weeks." Special meetings may be called by the Presiding Officer of the Legislative Council, by petition of at least one-sixth (1/6) of the voting membership of the Legislative Council, or by petition signed by two percent (2%) of the Associated Students' membership.
- C) Quorum: A quorum shall consist of a majority (50% + 1) of the voting membership of the Legislative Council.

ARTICLE VI - EXECUTIVE DEPARTMENT

SECTION 1. EXECUTIVE AUTHORITY

The Executive Authority shall be vested in one (1) President, one (1) Internal Vice-President, one (1) External Vice-President for Local Affairs, and one (1) External Vice-President for Statewide Affairs together with such boards, commissions, committees, and other agencies authorized by the Legislative Council to execute the policies and programs of the Associated Students therein established.

SECTION 2. EXECUTIVE OFFICERS

The Executive Officers of the Associated Students shall be elected annually by a majority vote (50% + 1) of the Associated Students' Membership.

- A) The President shall:
 - 1) Be the Chief Executive Officer of the Associated Students and shall coordinate and be responsible for the functioning of the A.S. Executive Director.
 - 2) Serve as official representative of the Associated Students in all campus, system wide, local, state and federal matters, unless otherwise provided herein.
 - 3) Deal with all student affairs.

- 4) Appoint the Chair people of all boards, commissions, committees, and other agencies of the Executive Department from the membership of the Associated Students.
- 5) Name the Chairperson of the Judicial Council from its membership subject to a two-thirds (2/3s) majority approval of the voting membership of the Legislative Council.
- 6) ***Appoint the membership of Judicial Council, subject to a two-thirds (2/3) majority approval of the voting membership of the Legislative Council, from the membership of the Associated Students in the event that a seat on Judicial Council becomes vacant.***
- 7) Appoint all student representatives to University administration, faculty, staff, or other advisory bodies.
- 8) Formulate an annual budget to be submitted to the Legislative Council for approval by the fifth (5th) regular meeting of Spring quarter.
- 9) Be a non-voting ex-officio member of all boards, commissions, committees, and other agencies of the Executive Department.
- 10) Be empowered to veto legislation of the Legislative Council within two (2) days of its adoption.
- 11) Be empowered to appoint a Cabinet of Advisors not subject to Legislative Council ratification.

B) The Vice-President for Internal Affairs shall:

- 1) Serve as the Presiding Officer of the Legislative Council except when the office of the President becomes vacant.
- 2) Serve as the representative of Associated Students in all internal affairs.
- 3) Advise and inform the President and the Legislative Council on all campus matters.
- 4) In the event that the office of the President becomes vacant, serve as President until a new President is duly elected.

C) The External Vice-President for Local Affairs shall:

- 1) Serve as the official representative of the Associated Students on all Isla Vista and Santa Barbara County affairs.
- 2) Coordinate all Isla Vista and County of Santa Barbara issues that indirectly or directly affect UCSB students.
- 3) Advise and inform the President and Legislative Council on all local external matters and affairs.
- 4) In the event that both the offices of the President and the Vice-President for Internal Affairs become vacant, serve as President until a new President or Vice-President for Internal Affairs is duly elected.

D) The External Vice-President for Statewide Affairs shall:

- 1) Serve as the official representative of the Associated Students on the University of California Students' Association (UCSA) Board of Directors.

- 2) Serve as the representative of Associated Students in all state, federal and UC system wide matters.
- 3) Advise and inform the President and Legislative Council on all state, federal and UC system wide matters.
- 4) In the event that the offices of the President, the Vice-President for Internal Affairs and the External Vice-President for Local Affairs should become vacant, serve as President until a new President or Vice-President for Internal Affairs or External Vice-President for Local Affairs is duly elected.

E) Succession:

- 1) ***The order of succession to the office of President shall be: Internal Vice-President, External Vice-President for Local Affairs, External Vice-President for Statewide Affairs, First Representative Pro-Tempore, Second Representative Pro-Tempore, Local Affairs Organizing Director, and State Affairs Organizing Director.***
- 2) ***The Executive Offices shall be considered vacant until a duly elected officer is sworn into office.***

ARTICLE VII - JUDICIAL DEPARTMENT

SECTION 1. JUDICIAL AUTHORITY

The Judicial Authority shall be vested in one (1) Judicial Council and any other ~~lower (sub)~~ ***sub and lower*** Judicial Council(s) established by provisions herein enumerated.

SECTION 2. MEMBERSHIP

- A) The voting members of the Judicial Council shall be:
 - 1) Four (4) Members-At-Large and one (1) Chairperson
- B) Each voting member shall be appointed by the ~~Judicial Council~~ ***President*** from the membership of the Associated Students and ratified by a two-thirds (2/3s) majority of the voting membership of the Legislative Council and may be removed ~~only by recall~~ ***by unanimous consent of Legislative Council and/or by a recall election.***
- C) No Judicial Department member shall concurrently hold an elective office of the Associated Students.
- D) Non-voting advisory members may be selected by a majority (50% + 1) of the voting membership of the Judicial Council.

SECTION 3. TERM OF OFFICE

The members of the Judicial Department shall sit as long as they are in continual regular undergraduate attendance at the University of California, Santa Barbara campus.

SECTION 4. QUORUM

Three (3) members of Judicial Council shall constitute a quorum.

SECTION 5. DUTIES & POWERS

- A) The Chairperson of Judicial Council shall:
- 1) Be responsible for all administrative duties of the Judicial Department.
 - 2) Be empowered to preside at all meetings within the Judicial Department as a non-voting member unless otherwise stated herein.
 - 3) Be empowered to delegate the presiding power to any member of the Judicial Council.
- B) The Judicial Council shall:
- ~~1) Appoint the membership of the Judicial Council subject to a two thirds (2/3s) majority approval of the voting membership of the Legislative Council. In the event that all seats on Judicial Council are vacant, the President shall be empowered to appoint one (1) member to Judicial Council subject to a two thirds (2/3s) majority approval of the voting membership of the Legislative Council.~~
 - 1) Hear all cases in original jurisdiction which it deems are necessary.
 - 2) Act as an appellate body for the lower ~~(sub)~~ **and sub** Judicial Council(s).
 - 3) Coordinate and be responsible for the activities of the lower ~~(sub)~~ **sub** Judicial Council(s).
 - ~~4) Appoint the membership of lower (sub) Judicial Council(s) from the membership of the Associated Students subject to majority approval (50% +1) of the voting membership of the Legislative Council.~~
 - 4) Be empowered to render advisory opinions upon the request of a three-fourths (3/4ths) majority of the voting membership of the Legislative Council.

SECTION 6. LOWER (SUB) SUB JUDICIAL COUNCIL(S)

- A) Lower ~~(sub)~~ **Sub** Judicial Council(s) shall be established by majority approval (50% + 1) of the voting membership of the Judicial Council and may be disbanded by a two-thirds (2/3s) majority of the voting membership of the Judicial Council.
- B) Three (3) members shall sit on each lower **sub** Judicial Council and two (2) shall constitute a quorum.

ARTICLE VIII - EXECUTIVE DIRECTOR

SECTION 1. SELECTION & TERM OF OFFICE

The selection and job description of the Executive Director of the Associated Students shall be the responsibility of the Legislative Council. The Executive Director's term shall be indefinite, and shall be terminated by written notice of either the Executive Director or the Legislative Council in accordance with current UCSB personnel policies and procedures. The Legislative Council shall require a three-fourths (3/4ths) majority approval of the voting membership in order to (1) ask for the Executive Director's resignation, and/or (2) make a written, formal request to the UCSB Personnel Department asking for the termination of the Executive Director.

SECTION 2. DUTIES & POWERS

The Executive Director shall:

- A) Be the official representative of the Associated Students in all of its business and financial dealings.
- B) Keep a suitable system of accounts, records, and books of the Associated Students and its various activities. All of the accounts shall be kept in standard form so that a true statement of the Associated Students' financial status may be prepared at any time.
- C) Be responsible to provide, at reasonable notice, any information pertaining to the functioning of the Executive Director upon the request of the Legislative Council.
- D) Supervise collection and expenditure of all monies of the Associated Students.
- E) Have the authority to borrow money in the name of the Associated Students with the prior approval of the Legislative Council.
- F) Be responsible for the appointment and termination of all Associated Students' employees. At the request of the Legislative Council, the Executive Director shall provide information pertaining to any personnel action and shall report all actions taken in this regard to the Associated Students' President on a frequent and regular consultative basis.
- G) Act as trustee for the Associated Students in maintaining trustee accounts for various university organizations.

SECTION 3. CONTRACTS

All contracts and other obligations shall be executed in the name of the Associated Students. The Executive Director *or designee* shall sign all contracts subject to prior approval of the Legislative Council.

SECTION 4. DEPOSITS

The monies of the Associated Students shall be kept on deposit in a federally insured bank, savings and loan, or credit union, and drawn out only by checks signed by the Executive Director. One (1) University career employee may be authorized by the Legislative Council to sign checks in the case of an emergency created by the prolonged absence of the Executive Director.

ARTICLE IX - ELECTIONS

SECTION 1. TERM OF OFFICE

The term of office of all elected officers of the Associated Students shall begin at the last regular meeting *of the Legislative Council* of Spring quarter, approximately four (4) weeks following the completion of the General Election. The interim period between the election and installation of Legislative officers will be designed as an orientation and training period. The term of office shall be approximately one (1) year.

SECTION 2. TIME OF ELECTIONS

General Elections shall be completed by the fifth (5th) week of the Spring quarter.

SECTION 3. ELECTION PROCEDURES

- A) All Elections shall be by secret ballot.
- B) All additional Election procedures and regulations shall be stated in The By-Laws.

SECTION 4. RUNNER-UP SYSTEM

- A) Candidates for Representative positions who are not elected become official runners-up for the position for which they ran.
 - 1) To be an official runner-up, the candidate must receive a total number of votes that is at least ~~ten percent (10%)~~ **six percent (6%)** of the number used for the apportionment of his/her respective Representative position.
- B) The runners-up are prioritized in order of the number of votes they received with the highest vote-getter who did not win being the first (1st) runner-up. In the case of a vacancy, the first (1st) runner-up may choose to fulfill that vacancy. If the first (1st) runner-up declines the council position, then the second (2nd) runner-up may decide to fulfill the council position and so on down the line.
- C) In the case of no official runners-up, a Legislative Council Ad-Hoc Committee, chaired by the First Pro-Tempore, shall be formed to interview possible replacements and submit their recommendation for approval by a required two-thirds (2/3s) approval by the full Legislative Council. The quorum for this Ad-Hoc committee, including the chair, shall be no less than 1/5 of the membership of the full Legislative Council. The President, Internal Vice-President, and Committee on Committees chairperson shall be considered non-voting, ex-officio members of the Committee. Motions offered by ex-officio members shall not be in order.

ARTICLE X - SPRING GENERAL, SPECIAL AND RECALL ELECTIONS PROCEDURES

SECTION 1. SPRING GENERAL ELECTION

- A) The “Spring General Election” which shall occur ~~on~~ **by** the fourth week of Spring Quarter, must consist of Associated Students Executive Officer and Representative Elections. In addition, the following categories may be included:
 - 1) Constitutional Amendments
 - 2) Reaffirmations
 - 3) Initiatives
 - 4) Referenda
 - 5) Plebiscites
 - 6) Recall Election
 - 7) Any other categories deemed necessary by the Elections committee with the approval of the Legislative Council.
- B) All ballot measures must be approved by a two-thirds (2/3s) majority of the voting membership of the Legislative Council, or Legislative Council must ratify any petitions submitted, no later than the first week of Spring Quarter.

SECTION 2. SPECIAL ELECTION

- A) "Special Elections" procedures shall be adhered to and used in the following circumstances: Constitutional Amendments, **Recalls**, Initiatives and Referenda.
- 1) A Special Election shall be held if a petition is presented to the Legislative Council with the required number of signatures as stated in *Article X, Sections 3 or 4, or Article XI, Section 1*.
 - a) *If a "Special Election" petition is presented to the Legislative Council by their fifth (5th) meeting of either the Fall or Winter Quarters, an election must be held before the end of that quarter. If the petition is presented after the fifth (5th) meeting, an election must be held by the fourth (4th) week of the following quarter, or during the "Spring General Election," whichever comes first.*
 - 2) Upon approval of a two-thirds (2/3s) majority of the voting membership of the Legislative Council, a Special Election may be called.
 - 3) *Upon the vacancy of an executive officer position a Special Election may be called.*
 - a) *If an executive officer position becomes vacant before the (5th) meeting of the Legislative Council of Fall Quarter, an election must be held before the end of the quarter. If an executive officer position should become vacant after the fifth (5th) meeting of Fall Quarter an election must be held by the fourth (4th) week of Winter quarter. If an executive position should become vacant after the last legislative meeting of Fall Quarter the position will be filled during the "Spring General Election."*
 - 4) A Special Election shall be held no more than one (1) time per quarter, at a date determined by the Elections Committee and the Executive Director, with final approval by the Legislative Council.

SECTION 3. INITIATIVES AND REFERENDA

- A) The Associated Students shall have the power to initiate legislation by means of a petition signed by its members in a number equal to fifty percent plus one (50% +1) of the total number of its members who voted for the office of Associated Students' President in the immediately preceding Associated Students' General Election, and presented to the Legislative Council.
- B) Any legislation adopted by the Legislative Council may be subjected to a referendum vote of the Associated Students upon presentation of a petition to the Legislative Council signed by students in a number equal to fifty percent plus one (50% +1) of the total number of its members who voted for the office of Associated Students' President in the immediately preceding Associated Students' General Election. The Legislative Council shall repeal such legislation or submit same to a vote of the Associated Students in the next General or Special Election.
- C) A majority (50% + 1) vote with at least twenty percent (20%) of the Associated Students' Membership voting shall be necessary for adoption of an initiative, referenda or repeal of legislation.
- D) Initiatives not adopted or legislation repealed in the above manner shall not be introduced again for at least one (1) year.

SECTION 4. RECALL ELECTION

- A) Elected Officers of the Associated Students shall be subject to a "Recall Election" upon presentation to the Legislative Council of a petition signed by its constituent members in a number equal to fifty percent plus one (50% + 1) *of its membership*, except Executive Officers which will be in a number equal to ten percent (10%) of the total membership, of its members who voted for the said office in the immediately preceding Associated Students' General Election. Members of the Judicial Council are subject to recall by presentation of a petition, signed by ten percent (10%) of the Associated Students' Membership, to the Legislative Council.

~~1) If a "Recall Election" petition is presented to the Legislative Council by their fifth (5th) meeting of either the Fall or Winter Quarters, an election must be held before the end of that quarter. If the petition is presented after the fifth (5th) meeting, an election must be held by the fourth (4th) week of the following quarter, or during the "Spring General Election," whichever comes first.~~

- B) Recall shall be effective immediately upon a two-thirds (2/3s) majority vote of the appropriate constituency, with at least twenty percent (20%) of the constituency voting.

ARTICLE XI - AMENDMENTS

SECTION 1. METHODS OF PROPOSING AMENDMENTS

- A) Upon approval of a two-thirds (2/3s) majority of the voting membership of the Legislative Council.
- B) By a petition signed by members of Associated Students in a number equal to fifty percent (50%) of the total number of its members who voted for the office of Associated Students' President in the immediately preceding Associated Students General Election.
- C) Upon fulfillment of either (A) or (B) above, the Legislative Council shall submit the amendments to a vote of the Associated Students in the next General or Special Election as appropriate.

SECTION 2. ELECTION PROCEDURES

- A) Regular Election procedures shall be followed.

SECTION 3. PUBLICITY & DISTRIBUTION OF TEXTS

- A) The Legislative Council shall arrange for proper publicity which may include, but is not limited to, the publication and broadcast of the text of the amendment during the school week prior to the Election. Full texts shall also be made available at the polls, and at other regular distribution locations.

SECTION 4. NECESSARY VOTER TURNOUT ADOPTION REQUIREMENTS

- A) A two-thirds (2/3s) majority of the votes cast with a least twenty percent (20%) of the Associated Students voting shall be necessary for adoption.

ARTICLE XII- BY-LAWS

SECTION 1. ENACTMENT

- A) The By-Laws of the Associated Students shall be established by a three-fourths (3/4ths) majority of the voting membership of the Legislative Council. To enact a new By-Law, a Bill proposal must have at least a two-thirds (2/3s) majority vote of an A.S. Legislative Council quorum.
- B) Amendments to The By-Laws shall be proposed and automatically tabled one (1) school week prior to a vote by the Legislative Council.