

CONSTITUTION OF THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF
CALIFORNIA, IRVINE

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PREAMBLE

By the authority of The Regents of the University of California and the President of the University of California, the Chancellor of the University of California, Irvine, authorizes the establishment and continuation of the Associated Students of the University of California, Irvine (ASUCI). As an official unit of the University, ASUCI shall exercise authority concerning student affairs by delegation from The Regents, the President, and the Chancellor.

Within this authority, we, the undergraduate students of the University of California, Irvine, as an autonomous and integral constituency of this University, aspire, through independent action and in concert with other constituencies of this University, to provide a forum for the expression of student views and interests, to encourage and maintain the freedom to pursue knowledge, to enhance the quality of student life, to represent, protect, and advance our rights, and to fulfill these aspirations for all students, do hereby ordain and establish this Constitution.

Article I. NAME

The name of this organization shall be the Associated Students of the University of California, Irvine, hereinafter referred to in full or as “ASUCI,” “the Associated Students,” or “the Association.”

Article II. MEMBERSHIP

Section A. Eligibility

1. All persons registered as a matriculated undergraduate student during the Fall, Winter, or Spring Quarters at the University of California, Irvine (UC Irvine) may be a member of the Association.
2. Except as otherwise provided elsewhere in this Constitution and the governing documents flowing from them, all members shall hold equal rights to vote and to hold office in the Association and its subordinate organizations.
3. **Elected and appointed members in good standing (as defined by a student’s school and appropriate University disciplinary offices) shall be eligible to seek and/or hold an ASUCI Staff position, except as otherwise provided in the Constitution and Bylaws.**

Section B. Enrollment

A student shall become a member of the Association upon payment of the prescribed ASUCI fee.

Section C. Rights and Privileges

1. All students meeting the criteria established in Section A of this Article shall possess the rights enumerated in Article III of this document.

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2. All students meeting the criteria established in Sections A and B of this Article shall possess the rights enumerated in Article III of this document, as well as:
 - a. The right to hold elected or appointed office in the Association;
 - b. The right to participate in ASUCI activities; and
 - c. The right to benefit from ASUCI services and programs.

Section D. Nondiscrimination

1. ASUCI shall adhere to the UC Irvine campus implementation of the Antidiscrimination Policy of the University of California and other related policies as described by the UC Systemwide Office of Civil Rights or equivalent.
- ~~2. All members of ASUCI meeting the requirements set in this Constitution are eligible and encouraged to seek, obtain, and hold office without discrimination or abridgement on the basis of race, ethnicity, color, religion or creed, national origin, caste, ancestry, age, genetic information, marital status, family or parental status, pregnancy, sex, sexual orientation, gender, gender identity, gender expression, economic status, political affiliation, physical or mental disability, or any additional protected classes as specified in campus policy, University policy, or in applicable law.~~
3. **An individual shall be ineligible to serve as an elected official in ASUCI, ASUCI Staff or Officer position, or in any other leadership role in ASUCI if the individual has been found, by the Office of Academic Integrity and Student Conduct (OAISC), the Office of Equal Opportunity and Diversity (OEOD), or UC/UC Irvine Human Resources, to have engaged in any policy violations involving the following:**
 - a. **Physical abuse;**
 - b. **Harassment;**
 - c. **Stalking behavior;**
 - d. **Participation in hazing behavior;**
 - e. **Disorderly or lewd conduct (when the conduct was directed at or involved a complaint filed by an ASUCI Executive Officer, Branch Head, Senator, paid/unpaid staff member, or employee of Student Government Student Media);**
 - f. **Possession, use, or storage of explosives or firearms;**
 - g. **Conduct where the actor means to communicate a serious expression of intent to terrorize, or acts in reckless disregard of the risk of terrorizing, one or more University students, faculty, or staff;**
 - h. **Anything within the University of California Policy on Sexual Violence and Sexual Harassment;**
 - i. **Anything within the University of California Anti-Discrimination Policy;**
 - j. **Anything within UC/UC Irvine employee policies.**

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- 4. ASUCI shall adhere to the University of California, Irvine campus implementation of the Antidiscrimination Policy of the University of California and other related policies as prescribed by the University of California.**

Article III. STUDENT RIGHTS

Section A. Rights

We, the students of the Associated Students of the University of California, Irvine, hold the following to be the fundamental rights of students and among our most sacred duties the obligation to recognize these rights, nurture these rights, and when necessary, protect these rights by all reasonable means from infringement by all parties, internal and external to the Association. Among these and subject to other limitations established elsewhere in this Constitution, we hold that all ASUCI members have the right:

1. To freedom of expression;
2. To organize;
3. To protest;
4. To freedom of association without fear of consequence;
5. To privacy;
6. To be free from harassment, intimidation, and retaliation;
7. To a safe learning environment;
8. To due process, both procedural and substantive;
9. To be represented, either directly with their consent or indirectly through the consent of the electoral process, by their student leaders, free from any force, manipulation, or coercion by the University of California or the University of California, Irvine.
10. To influence decisions that affect them;
11. To participate in the governance of the University and the campus, as expressed in University of California PACAOS 120.00;
12. To be consulted before and after a building or facility funded by compulsory campus-based student fees has been constructed, as expressed in University of California PACAOS 80.00;
13. To seek redress from grievances and to gather information necessary to fully guarantee this right;
14. To vote in ASUCI elections;
15. To run for ASUCI elected office;
16. To apply for ASUCI appointed office;
17. To participate in their representation through ASUCI, including through direct democracy as outlined in this Constitution and through engagement with their elected representatives and appointed officials;
18. To hold their student leaders accountable through methods outlined in this Constitution;
19. To observe all aspects of the election process;

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20. To transparency and freedom of information from their student government, free of cost;
21. To an ethical, fair, and effective student government;
22. To have their academic progress evaluated solely on the basis of their academic performance;
23. To, in the conduct of research, receive credit and recognition for their ideas, own their intellectual property subject only to the limitations established in the policy of the University of California and in applicable law, and to be free from plagiarism and other forms of intellectual theft; and
24. To editorial independence for all student-run media and communications enterprises.

Section B. Nonexclusivity

The enumeration of rights in this Article and elsewhere in this Constitution shall not be construed to limit, deny, or disparage any other rights inherently possessed and retained by the students.

Article IV. AUTHORITY, STRUCTURE, AND STUDENT GOVERNMENT STUDENT MEDIA (SGSM)

Section A. Authority

The Associated Students of the University of California, Irvine is the officially authorized undergraduate student government of the University of California, Irvine, as described in University of California PACAOS 60.00.

Section B. Structure

ASUCI shall be organized in the following branches:

1. The Senate, in which is vested the legislative authority of the Association;
2. The Executive Cabinet, in which is vested the executive authority of the Association; and
3. The Judicial Board, in which is vested the judicial authority of the Association.

Section C. Auxiliary Services

1. ASUCI is the sole owner and operator of the following auxiliary services, which are provided to the UC Irvine undergraduate student body:
 - a. Anteater Express;
 - b. ASUCI Discount Tickets;
 - c. Vendor Fair;
 - d. Any other services created or amended by the SGSM Executive Director, Executive Cabinet, Senate, or in governing documents descending from this Constitution.
2. Oversight of the auxiliary services shall be the joint responsibility of the Executive Cabinet and SGSM professional staff.

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- a. The Executive Cabinet and SGSM professional staff shall be responsible for preserving the solvency of the auxiliary services.
- b. The SGSM Executive Director shall be responsible for the daily management of all auxiliary services.
- c. The Executive Cabinet shall have, with advice from the SGSM Executive Director, ultimate oversight over the auxiliary services.
- d. Auxiliary services operated by the Association can only be removed by a three-fourths ($\frac{3}{4}$) vote of the Senate and a two-thirds ($\frac{2}{3}$) vote of the Executive Cabinet.

Section D. Student Government Student Media

Student Government Student Media (SGSM) shall be the entity that advises officially recognized student-run media and all student governments at the University of California, Irvine as authorized by University of California PACAOS Appendix A.

Section E. The SGSM Executive Director

Student Government Student Media shall be led by an SGSM Executive Director, who is the administrative head of the UC Irvine Student Government Student Media professional staff and is responsible for directing the general student activities and operations of ASUCI and UC Irvine Student Government Student Media.

Subsection A. Responsibilities

1. The SGSM Executive Director shall be responsible to the Executive Cabinet for:
 - a. Properly and efficiently operating the auxiliary services and the employment of all personnel, professional staff, and students who support the Association;
 - i. All ASUCI professional staff are employees of the University.
 - b. Preserving the solvency of the Association's auxiliary services;
 - c. Executing daily management of all auxiliary services; and
 - d. Advising the Executive Cabinet on the oversight of ASUCI auxiliary services.
2. The SGSM Executive Director shall, at the request of the Senate, provide all information pertaining to any personnel matter.
 - a. Such information shall be provided in accordance with University policies and procedures.
 - b. All actions taken on such matters shall also be reported to the President on a frequent and regular consultative basis.
3. The SGSM Executive Director, or their designee, shall further be responsible for training newly elected or appointed Senators and Executive Cabinet members on ASUCI policies, relevant University policies and procedures, and SGSM policies and procedures.
4. The SGSM Executive Director shall, in conjunction with the Senate Parliamentarian, train newly elected or appointed Senators in parliamentary procedure.

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5. The SGSM Executive Director shall serve as the advisor to all branches of the Associated Students.

Subsection B. Selection, Appointment, and Termination

1. In accordance with UC Irvine policy and procedure, the approval of the job description and the selection of the SGSM Executive Director is the responsibility of the Executive Cabinet and the Vice Chancellor of Student Affairs or a designee.
2. The Senate must approve the selection of the SGSM Executive Director by a two-thirds ($\frac{2}{3}$) vote.
3. The Vice Chancellor of Student Affairs has ultimate authority for appointing and terminating the SGSM Executive Director.
4. The term of office of the SGSM Executive Director is indefinite.
5. The termination of the SGSM Executive Director must be in accordance with UC Irvine policies and procedures.
6. A three-fourths ($\frac{3}{4}$) vote of the Senate and a majority vote of the Executive Cabinet shall be required:
 - a. To ask for the resignation of the SGSM Executive Director.
 - b. To issue a written, formal request to the Vice Chancellor of Student Affairs for the termination of the SGSM Executive Director.

Subsection C. Authorities

The authorities of the SGSM Executive Director shall include:

1. To serve as the official representative of ASUCI in all business and financial dealings;
2. To recommend to the Executive Cabinet policies and procedures for the administration of ASUCI operations, staffing, facilities, and auxiliary services;
3. To keep a system of accounts and records for ASUCI and its activities, which must be kept in a form that is in accordance with University policies and procedures so that an accurate statement of ASUCI's financial status may be prepared at any time in accordance with University policies and procedures;
4. To supervise all SGSM personnel in accordance with University of California policies and procedures;
5. To hire all SGSM professional staff and ensure there is equal representation between students and staff on any hiring committee;
6. To, given reasonable notice, provide any information pertaining to the functioning of ASUCI on the request of the Senate or Executive Cabinet;
7. To supervise the collection and expenditures of all ASUCI funds in accordance with University of California policies and procedures;
8. To invest money in the name of ASUCI with the approval of the Senate and in accordance with University of California policies and procedures;

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9. To borrow in the name of ASUCI with the approval of both the Executive Cabinet and the Senate;
10. To appoint and remove SGSM professional staff; and
11. To act as trustee for SGSM in maintaining financial accounts for UC Irvine registered student organizations (RCO).

Article V. SUBSIDIARY CODE

All processes, procedures, and regulations necessary or desirable to substantiate and make practicable the provisions of this Constitution shall be established by the Senate and codified in a ~~Unified Operational Code (UOC)~~ **Bylaws** of the Associated Students of the University of California, Irvine.

Article VI. THE SENATE

All legislative powers, authorities, and obligations established and granted herein shall be vested in a Senate of the Associated Students of the University of California, Irvine.

Section A. Composition

1. The Senate shall consist of one (1) Senator, elected by the student body at large, for every 2,000 undergraduate students, rounded up, enrolled at the University of California, Irvine, as documented in the most recent official University enrollment data.
2. The Senate shall further consist of the following Special Interest Senators, elected by the student body at large:
 - a. One (1) International Senator who is responsible for advocating on behalf of international students.
 - b. One (1) Transfer Senator who is responsible for advocating on behalf of transfer students.
3. The Senate shall further consist of one (1) First Year Senator who shall be responsible for advocating for and on behalf of first-year students.
 - a. The First Year Senator shall be nominated by the Executive Cabinet and confirmed by a two-thirds ($\frac{2}{3}$) vote, or rejected, by the Senate.
4. The Senate shall provide provisions in the ~~Unified Operational Code~~ **Bylaws** by which **registered**, School-Based **umbrella organizations** ~~Councils, such as the Engineering Student Council, the ICS Student Council, and the Wen Public Health Undergraduate Student Council,~~ may be allotted an ex-officio representative to the Senate.
 - a. **The Senate shall provide provisions in the Bylaws by which School-based councils or a similar interim position may participate in discussion and debate on the Senate floor.**
- ~~5. The Senate may add non-voting, ex-officio members to itself or to any of its Standing Committees for the purposes of receiving their input, experience, and expertise.~~

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- ~~a. These members may not make motions before the Senate beyond those which may be made by the general public.~~
6. In the event of a vacancy in the Senate, the Executive Cabinet shall, within five (5) academic weeks, nominate an individual to serve in the vacant seat for the remainder of the academic year and who shall be confirmed by a two-thirds ($\frac{2}{3}$) vote, or rejected, by the Senate.
- a. If the Executive Cabinet fails to nominate a replacement within five (5) weeks, the Senate Standing Committee on Rules and Oversight shall, within three (3) academic weeks, solicit applicants and nominate an individual to serve in the vacant seat for confirmation by the Senate at large.
 - b. If the Senate fails to take action on a nomination of the Executive Cabinet or of the Standing Committee on Rules and Oversight, the Judicial Board shall review the potential applicants and may take one (1) of the following actions:
 - i. If the Judicial Board believes the applicant pool is sufficiently qualified, the Board may levy an injunction against all legislation which does not deal with the vacant seat until such time as the seat is filled; or
 - ii. If the Judicial Board believes there are no qualified applicants, the Board may call a Special Election for the earliest date in Week 3 or Week 7 of an academic quarter which the Elections Commission deems feasible to effectively conduct such an election.

Section B. Powers, Authorities, and Obligations

The Senate possesses the primary policy-making and legislative authority and the final administrative authority of the Association, and under this authority has the power:

- 1. To enact legislation for the welfare and interest of the undergraduate student body;
- 2. To amend **sections of the Unified Operational Code Bylaws, with provisions and limitations provided in the Unified Operational Code Bylaws;**
- 3. To create and amend subsidiary governing documents;
- 4. To set the official stances of the Association;
 - a. This clause shall not be construed to prevent other elected officers, such as the President, Internal Vice President, or External Vice President, from expressing stances independent of those expressed by the Senate as official stances of the Association.
- ~~5. To enter into memoranda of understanding, contracts, and other legal agreements on behalf of the Association;~~
 - ~~a. The Senate may, subject to its final oversight, explicitly delegate this power to an officer, agent, or body of ASUCI.~~
- 6. To enroll ASUCI in, and withdraw it from, membership in external organizations, including the University of California Student Association (UCSA);

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- a. The Senate may only vote to withdraw from the University of California Student Association upon formal consultation with the External Vice President.
7. To appropriate all ASUCI fee income by a two-thirds ($\frac{2}{3}$) vote and exercise oversight over all ASUCI spending;
 - ~~a. Total appropriations shall not exceed total income in a fiscal year unless authorized by a two-thirds ($\frac{2}{3}$) vote of the Senate.~~
 - b. All office budgets must be zero-sum.**
 - i. Once a budget is approved through legislation, the Senate may adjust office budgets and request from the ASUCI Reserve, but may not appropriate money that does not exist in the current budget value.**
 - ii. Programs, departments, and other subsidiary bodies of the Association may be defunded by a two-thirds ($\frac{2}{3}$) vote of the Senate for nonfeasance, misfeasance, or malfeasance.**
8. To establish stipends for ASUCI officials by a process defined in the ~~Unified Operational Code~~ **Bylaws**;
9. To temporarily freeze, by a two-thirds ($\frac{2}{3}$) vote, an official's stipend for disciplinary purposes, by a process defined in the ~~Unified Operational Code~~ **Bylaws**;
10. To temporarily freeze an office's accounts if financial reports are not given regularly, ~~and~~ promptly, **and accurately** as described in the ~~Unified Operational Code~~ **Bylaws**;
11. To add non-voting, ex-officio members of the Senate or of Standing Committees to the Senate for the purposes of receiving their input, experience, and expertise;
12. To create ASUCI auxiliary services by a three-fourths ($\frac{3}{4}$) vote, subject also to a two-thirds ($\frac{2}{3}$) vote of the Executive Cabinet, or to dissolve existing auxiliary services by the same provisions;
13. To confirm or reject departments or staff positions proposed by Executive Officers, Branch Heads, or Associate Vice Presidents;
 - a. Proposals for the creation of such departments or staff positions must include a justification of the department or position's utility to the mission of the Executive Officer, Branch Head, or Associate Vice Presidents and a description of the department or staff position's duties, purposes, and responsibilities.
- ~~14. To create judicial bodies inferior to the Judicial Board;~~
15. To principally oversee Semi-Autonomous Commissions of the Association;
16. To authorize additional Semi-Autonomous Commissions of the Association as defined in Article IX of this Constitution;
17. To confirm or reject appointments from Executive Officers, Branch Heads, or Associate Vice Presidents for paid staff within their offices;
18. To appoint interim Executive Officers in the event of vacancies in the entire Executive Cabinet;
19. To confirm by a two-thirds ($\frac{2}{3}$) vote, or reject, nominations to:
 - a. The Judicial Board;

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- b. The Elections Commission;
 - c. Standing Officer positions in the Associated Students Administrative Office; and
 - d. Individuals appointed in an interim capacity to the Executive Cabinet.
20. To confirm or reject nominations of undergraduate students to all campus boards, committees, or councils requiring student voices;
21. To override a veto of the Executive Cabinet by a ~~two-thirds (2/3)~~ **four-fifths (4/5)** **majority** vote;
22. To create and amend regulations for the conduct of ASUCI elections;
23. To ratify dates and procedures for elections as set by the Elections Commission;
24. To convene ad hoc committees for an explicit, enumerated, and limited purpose or task;
25. To form caucuses from among its membership to enhance the interests of particular identities or causes within the Senate and its jurisdiction; and
26. To execute other powers, duties, and obligations as established in the ~~Unified Operational Code~~ **Bylaws**.

Section C. Standing Committees

The Senate shall keep and maintain certain Standing Committees to facilitate its effective and efficient functioning in essential areas of its jurisdiction.

- 1. A Standing Committee on Rules and Oversight, which shall be concerned with the regulations and policies of the Associated Student's operations and services and with the management of the Senate's oversight responsibilities.
- 2. A Standing Committee on Finance, which shall be concerned with the financial affairs of the Senate and the Associated Students.
- 3. The Senate may, by a two-thirds (2/3) vote, establish Standing Committees deemed necessary and expedient to the functioning of the Association not listed in this Section.

Section D. Officers and Staff

- 1. The Senate shall elect from among its membership a Senate President Pro Tempore, whose duties shall include:
 - a. To serve as Chair of the Senate in the absence of the Internal Vice President;
 - b. To serve as the official representative of the Senate;
 - c. To hire staff of the Senate subject to the approval of the Senate at large, and to oversee and manage such staff, including to discipline and terminate such staff subject to the oversight of the Senate at large; and
 - d. To execute other duties as assigned by the Senate or in the ~~Unified Operational Code~~ **Bylaws**.
- 2. The Senate may hire a Secretary, whose duties shall include:
 - a. To record minutes of Senate meetings;
 - b. To post Senate agendas and minutes in a designated location for public access; and

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- c. To execute other duties as assigned by the Internal Vice President, the Senate President Pro Tempore, the Senate at large, or in the ~~Unified Operational Code~~ **Bylaws**.
 - d. The responsibilities of the Senate Secretary shall, in the absence of a Secretary, be assumed by the Senate President Pro Tempore.
- 3. The Senate may hire a Parliamentarian, whose duties shall include:
 - a. To advise the Internal Vice President, the Senate President Pro Tempore, and the Senate at large on parliamentary procedure;
 - b. To advise the Senate on matters concerning this Constitution and all governing documents descending from it; and
 - c. To execute other duties as assigned by the Internal Vice President, the Senate President Pro Tempore, the Senate at large, or in the ~~Unified Operational Code~~ **Bylaws**.
 - d. The responsibilities of the Parliamentarian shall, in the absence of a Parliamentarian, be assumed by the Chair of the Senate Standing Committee on Rules and Oversight.

Section E. Meetings

- 1. The Senate shall meet at least once per academic week each quarter, at a day and time specified in the ~~Unified Operational Code~~ **Bylaws**.
- 2. The Senate shall meet at least twice during the Summer to conduct orientation, training, and other business.
- 3. The ~~Unified Operational Code~~ **Bylaws** shall include provisions under which meetings of the Senate may be canceled or postponed.
- 4. The ~~Unified Operational Code~~ **Bylaws** shall include provisions under which special meetings of the Senate may be called.
- 5. Procedures for the automatic forfeiture of the position of Senator for excessive absenteeism from regularly scheduled meetings of the Senate may be provided in the ~~Unified Operational Code~~ **Bylaws**.
- 6. A quorum for all Senate meetings shall be a majority of seated Senators.
 - a. **Should the threshold of seated Senators fall under one-third ($\frac{1}{3}$), the Senate shall be considered enjoined until a legislation approving a Special Election is passed and the Special Election has been concluded, as outlined in the Bylaws.**

Article VII. THE EXECUTIVE CABINET

All executive powers, authorities, and obligations established and granted herein shall be vested in an Executive Cabinet of the Associated Students of the University of California, Irvine.

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Section A. Composition

1. The voting membership of the Executive Cabinet shall consist, in the order of the line of succession, of:
 - a. A President, elected by the student body at large;
 - b. An Internal Vice President, elected by the student body at large; and
 - c. An External Vice President, elected by the student body at large.
2. The Executive Cabinet shall further consist in a nonvoting, advisory capacity of the following Associate Vice Presidents, listed in the order of the line of succession:
 - a. An Associate Vice President of Academic Affairs, elected by the student body at large; and
 - b. An Associate Vice President of Diversity, Equity, and Inclusion, elected by the student body at large;
 - c. A Student Programming Commissioner, elected by the student body at large.**
 - ~~d. A Student Advocate, elected by the student body at large.~~
 - e. The Senate President Pro-Tempore, elected by the Senate.**
3. In the event of a vacancy in the voting membership of the Executive Cabinet, the officer following the vacant officer position in the line of succession shall assume the responsibilities of the vacant officer until such time as the remaining voting membership of the Cabinet may convene and unanimously appoint an interim Executive Officer, to hold this position until such time as a Special Election may be completed, subject to the provisions of Article X of this Constitution.
 - a. If the Executive Cabinet fails to nominate an interim Executive Officer within two (2) academic weeks, the Senate Standing Committee on Rules and Oversight shall assume this responsibility and appoint an individual to hold the position in an interim capacity within two (2) academic weeks.

Section B. Joint Powers, Authorities, and Obligations

Jointly, the powers, authorities, and obligations of the Executive Cabinet shall include:

1. To appoint, by a two-thirds ($\frac{2}{3}$) vote, Justices of the Judicial Board, members of the Elections Commission, and Standing Officers of the Associated Students Administrative Office;
2. To remove, by a two-thirds ($\frac{2}{3}$) vote, Standing Officers of the Associated Students Administrative Office;
3. To appoint, by a two-thirds ($\frac{2}{3}$) vote, student representatives to campus boards, councils, and committees;
4. To appoint, by a two-thirds ($\frac{2}{3}$) vote and subject to confirmation by a two-thirds ($\frac{2}{3}$) vote of the Senate, individuals to vacant seats in the Senate, provided the conditions required to trigger a Special Election for such seats have not been met;

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5. To appoint, by a two-thirds ($\frac{2}{3}$) vote and subject to confirmation by a two-thirds ($\frac{2}{3}$) vote of the Senate, individuals to fill vacant Associate Vice President positions or a vacancy of the Student Programming Commissioner on an interim basis;
6. To exercise, with the advice of the SGSM Executive Director, ultimate oversight over the auxiliary services;
7. To create new auxiliary services or terminate existing services by a two-thirds ($\frac{2}{3}$) vote, subject also to a three-fourths ($\frac{3}{4}$) vote of the Senate;
8. To administer, in consultation with the SGSM Executive Director, the office space of the Association and any properties thereof, with principal oversight by the Internal Vice President; and
9. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

Section C. Meetings

1. The Executive Cabinet shall meet at least once per academic week each quarter, at a date and time determined by the President and approved by the Executive Cabinet at large.
2. The ~~Unified Operational Code~~ **Bylaws** shall include provisions under which meetings of the Executive Cabinet may be canceled or postponed.
3. A quorum for all meetings shall be a majority of voting Executive Officers.

Section D. Executive Officers

Subsection A. The President

The powers, authorities, and obligations of the President shall include:

1. To serve as chief executive officer of the Association;
2. To chair the Executive Cabinet;
3. To monitor the health and wellbeing of the Association and the student body which it represents;
4. To represent the Association in its dealings with campus administration and the administration of the University of California;
5. To approve or veto legislation passed by the Senate;
 - a. The President shall approve or reject legislation passed by the Senate within one (1) academic week **of its passing**, after which time any unaddressed legislation shall enter into force.
 - b. If the President does not approve a legislation passed by the Senate, they shall return the legislation to the Senate with a description of their objections.
6. To implement and faithfully execute, alongside those Vice Presidents, Associate Vice Presidents, advisors, and other officials with sufficient jurisdictional interest, the Association's policy and advocacy goals;

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7. To oversee, manage, and delegate appropriate responsibilities to the Associate Vice President of Diversity, Equity, and Inclusion and the Associate Vice President of Academic Affairs, ~~and the Student Advocate~~;
8. To direct by executive order actions which are urgent and necessary to maintain the functioning of the Association, subject to provisions enumerated in the ~~UOC~~ **Bylaws**;
9. To appoint, subject to Senate approval, staff to assist in the execution of their powers, authorities, and obligations;
10. To appoint, subject to Senate approval, advisors to assist in the research, development, and execution of their policy and advocacy goals; and
11. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

Subsection B. The Internal Vice President

The powers, authorities, and obligations of the Internal Vice President shall include:

1. To oversee and manage the Associated Students Administrative Office;
2. To develop and maintain all administrative services offered or overseen by ASUCI;
3. To chair the Senate and, in so doing, to vote only to break a tie among the voting membership of the Senate;
4. To principally direct the hiring and management of representatives to campus boards, councils, and committees, except for representatives to the UC Irvine Division of the Academic Senate;
- ~~5. To principally direct the interaction of the Association with school-based councils of UC Irvine, such as the Engineering Student Council, the ICS Student Council, and the Wen Public Health Undergraduate Student Council;~~
6. To develop and maintain avenues by which the interaction of the Association with Registered Campus Organizations (RCOs) is secured;
7. To appoint, subject to Senate approval, staff to assist in the execution of their powers, authorities, and obligations; and
8. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

Subsection C. The External Vice President

The powers, authorities, and obligations of the External Vice President shall include:

1. To promote student advocacy on a local, statewide, and national level;
2. To promote on a local, statewide, and national level the affordability, accessibility, quality, and diversity of UC Irvine;
3. To supervise all lobbying efforts and activities of the Association;
4. To assist the President in policy and advocacy efforts pertinent to their jurisdiction;
5. To coordinate all student-initiated voter registration efforts on campus;

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6. To provide analysis and recommendations to the Senate for ASUCI's official stance on local, state, and federal legislative issues, and UC or UC Irvine policies;
7. To recommend priority levels for legislation advocated by ASUCI;
8. To appoint, subject to Senate approval, staff to assist in the execution of their powers, authorities, and obligations;
9. To appoint, subject to Senate approval, advisors to assist in the research, development, and execution of their policy and advocacy goals; and
10. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

Section E. Associate Vice Presidents

The Executive Cabinet shall keep and maintain the following Associate Vice Presidents, who shall be responsible for advising the Executive Cabinet on subject matters essential to the Association's effective, efficient, and equitable function, and for executing all tasks as assigned in the following clauses.

Subsection A. The Associate Vice President of Academic Affairs

The powers, authorities, and obligations of the Associate Vice President of Academic Affairs shall include:

1. To serve as the Association's representative to the UC Irvine Division of the Academic Senate and, upon the delegation of the President, in all matters concerning academic quality with campus administration;
2. To advise the President and the Executive Cabinet on the position the Association should take concerning educational quality, services, and enrichment on campus;
3. To develop and execute procedures by which student input regarding the Association's academic advocacy is engaged;
4. To principally oversee a commission of student representatives to the UC Irvine Division of the Academic Senate;
- ~~5. To collaborate with the Student Advocate on providing support and assistance to students undergoing the process of grade dispute;~~
6. To principally direct the interaction of the Association with school-based councils of UC Irvine, ~~such as the Engineering Student Council, the ICS Student Council, and the Wen~~ **Public Health Undergraduate Student Council**;
7. To collaborate with the Associate Vice President of Diversity, Equity, and Inclusion on the execution of such policies in academic settings on campus; and
8. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

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Subsection B. The Associate Vice President of Diversity, Equity, and Inclusion

The powers, authorities, and obligations of the Associate Vice President of Diversity, Equity, and Inclusion shall include:

1. To develop and execute procedures by which the diversity, equity, and inclusion practices of the Associated Students are maintained and improved;
2. To serve as the Association's representative to the Council on Equity and Inclusion, or an equivalent, of the Irvine Division of the Academic Senate;
3. To principally direct the interaction of the Association with those Registered Campus Organizations (RCOs) identified as multicultural student associations, Campus Cultural **and Identity** Centers, the Student Outreach and Retention Center (SOAR), **Office of Inclusive Excellence, and any other department or Registered Campus Organization committed to Diversity, Equity, and Inclusion initiatives;** and to represent the positions of such organizations to the Executive Cabinet and the Senate;
4. To advise the President and the Executive Cabinet on the position the Association should take concerning Diversity, Equity, and Inclusion initiatives on campus and to serve, upon the delegation of the President, as the Association's representative in all matters concerning such initiatives with campus administration;
5. To develop and execute procedures by which student input regarding the Association's advocacy on matters of diversity, equity, and inclusion is engaged;
6. To identify the needs of marginalized undergraduate students and student groups and means by which the campus can better address these needs, and to compile such findings and recommendations for their amelioration in a report for view by the public and by campus administration; and
7. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the **UOC Bylaws**.

~~Subsection C. The Student Advocate~~

~~The powers, authorities, and obligations of the Student Advocate shall include:~~

- ~~1. To aid students charged with violations of University policies upon the request of such students;~~
- ~~2. To request training from the Office of Academic Integrity and Student Conduct, or its equivalent, for themselves and their staff;~~
- ~~3. To assist students with financial aid problems, grade disputes, and the filing of grievances against members of the campus community;~~
- ~~4. To educate the student body on the rights and responsibilities they retain under campus policy, University of California Policy, and applicable law;~~
- ~~5. To develop and execute procedures by which student input regarding the Association's advocacy on matters of student conduct is engaged;~~

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- ~~6. To advise the President and the Executive Cabinet on the position the Association should take concerning student rights, campus rules, and other areas of student conduct and to serve, upon the delegation of the President, as the Association's representative in all matters concerning student conduct with campus administration; and~~
- ~~7. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the UOC.~~

Subsection D. Associate Vice President Staff

All Associate Vice Presidents may hire, subject to the approval of the Senate, staff to assist in the execution of their powers, authorities, and obligations.

Section F. Outreach and Programming

Executive Officers and Associate Vice Presidents shall only engage in those outreach efforts which narrowly promote their policy and advocacy goals. All efforts to engage the student body in programming or other forms of entertainment or recreational activities shall be reserved to the Student Programming Commission or in collaboration therewith.

Section G. The Associated Students Administrative Office

The Association shall keep and maintain an Associated Students Administrative Office (ASAO), a bureaucratic service of Standing Officers necessary to facilitate and fulfill the various executive functions of the Association.

1. Among the staff retained in this office shall be:
 - a. A Standing Communications Officer, who shall be chiefly responsible for composing or assisting in composing official communications between ASUCI, the student body, campus administration, the media, and all other external groups, and who shall facilitate the development of a unified communications strategy on behalf of the Association;
 - i. The Standing Communications Officer shall directly retain a Media Officer and a Webmaster, as defined in the **Unified Operational Code Bylaws**, to facilitate the effective communication of the Association.
 - ~~b. A Standing Financial Officer, who shall be chiefly responsible for the execution of reviews of ASUCI-funded units, advising those responsible for making financial reports to the Senate, advising those who have the power to expend ASUCI funds on their efficient management, and reporting to the Senate Standing Committee on Finance on their activities;~~
 - c. A Standing **Legal Advocacy** Officer, who shall be chiefly responsible for advising the Executive Cabinet in formal consultation on matters concerning this Constitution and all governing documents descending from it. This includes matters of the Executive Cabinet and before the Judicial Board; ~~and who shall~~

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~~pursue legal remedy or recourse for violation of these governing documents with the Judicial Board or other entity;~~

1. Judicial Board is exclusive to official interpretation of this Constitution, the Bylaws, and any additional governing documents within ASUCI
- ii. Additionally, the Standing Advocacy Officer shall:
 1. Aid students, within University policy & protocol, charged with violations of University policies upon the request of such students
 2. Request training from the Office of Academic Integrity and Student Conduct, or its equivalent, for themselves and their staff
 3. Educate the student body on their rights and responsibilities they retain under campus and University of California policy; and additional responsibilities outlined in the Bylaws.
- iii. ~~In their capacity to pursue legal remedy,~~ The Standing **Legal Advocacy** Officer shall enjoy a degree of autonomy from the Executive Cabinet necessary to ensure the ~~fair and effective administration of justice; neutrality of the position.~~
- iv. The Standing **Advocacy Legal** Officer shall directly retain an Internal **Oversight Legal** Officer, as defined in the ~~Unified Operational Code Bylaws~~, to investigate potential violations of this Constitution and all governing documents descending from it.
- d. A Standing **Retention Personnel** Officer, who shall be chiefly responsible for the implementation of programs to attract and retain the **student** human resources of the Association, assisting all officials in positions of management with the fulfillment of their obligations under the ~~Unified Operational Code Bylaws, and with mediating workplace disputes among ASUCI staff;~~
- ~~e. A Standing Records Officer, who shall be chiefly responsible for the development of policies which, subject to revision and approval by the Senate, govern the creation and collection of the records of the Association, the archiving of records under such policies, and for oversight and implementation of ASUCI's right to information process; and~~
- f. Any further positions deemed necessary and expedient to the function of the Association as established by a two-thirds ($\frac{2}{3}$) vote of the Senate and as proposed by the Executive Cabinet.
 - i. All proposals to establish Standing Officers not enumerated herein must include a justification of the position's utility to the function of the Association and a description of its duties, purposes, and responsibilities to be recorded in and enforced from the **UOC Bylaws**.

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2. **The Voting Members of the Executive Cabinet** ~~The Senate~~ may assign additional tasks and responsibilities within the jurisdiction of the Associated Students Administrative Office and Officers thereof in the ~~UOC~~ **Bylaws**.
3. All Standing Officers of the ASAO may hire, subject to the approval of the Internal Vice President and the Senate, staff to assist in the execution of their powers, authorities, and obligations.
 - a. All proposals to establish staff under Standing Officers must include a justification of the position's utility to the execution of the Standing Officer's powers, authorities, and obligations and a description of its duties, purposes, and responsibilities to be recorded in and enforced from the ~~UOC~~ **Bylaws**.

Article VIII. THE JUDICIAL BOARD

All judicial powers, authorities, and obligations established and granted herein shall be vested in a Judicial Board of the Associated Students of the University of California, Irvine.

Section A. Composition

1. The Judicial Board shall consist of the following members, appointed by the Executive Cabinet and confirmed by the Senate:
 - a. A Chief Justice;
 - b. A Vice Chief Justice; and
 - c. Five (5) Associate Justices.
2. No individual shall replace a sitting Justice except upon expiration of the Justice's term, impeachment or recall of the Justice, or upon their position becoming otherwise vacant.

Section B. Powers, Authorities, and Obligations

The Judicial Board has final judicial authority for the Associated Students, which extends to all cases and controversies arising under this Constitution, all governing documents descending from it, all official actions of ASUCI officials and staff, and any matters delegated to it by the Senate or in the ~~Unified Operational Code~~ **Bylaws**. Under this authority, the powers of the Judicial Board shall include:

1. To interpret all parts of this Constitution and all governing documents descending from it;
2. To grant judicial relief as described and permitted in the ~~Unified Operational Code~~ **Bylaws**;
3. To make final, binding decisions on matters within its jurisdiction by a simple majority of voting Justices, provided that a quorum of Justices participate in the vote;
 - a. Such decisions shall be recorded in applicable sections of the ~~UOC~~ **Bylaws**.
4. To nullify any measure that is considered unconstitutional and to order the immediate cessation of any such measure;

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5. To judge the constitutionality of all actions taken by members of the Associated Students and to order the cessation of all such actions deemed unconstitutional;
6. To review all determinations of the Elections Commission, including those determinations which relate to the validity of direct democracy initiatives;
7. To enjoin, upon membership of the Judicial Board dropping below four (4) Justices, all Senate legislation which does not deal with the appointment of a new Justice;
 - a. Such injunctions are exempt from the threshold established under the third clause of this Section.
 - b. Such injunctions shall be automatically lifted upon membership of the Judicial Board again reaching four (4) Justices.
 - c. The Senate shall be automatically enjoined under the provisions of this clause if the membership of the Board drops to zero (0) Justices.
8. To order, subject to the limitations of campus policy, University policy, and applicable law, the disclosure of information held by the Association;
9. To refer violations of ASUCI governing documents committed by officials in other branches to the Standing ~~Advocacy~~ **Legal** Officer for investigation;
10. To investigate charges of violations of the ASUCI governing documents committed by the Standing ~~Legal~~ **Advocacy** Officer or Internal ~~Legal~~ **Oversight** Officer;
11. To, in the event of a vacancy of the Elections Commissioner, issue a temporary injunction on all Senate legislation not regarding the appointment of the Elections Commissioner in the event that office is vacant in the Winter or Spring Quarter;
12. To order a Special Election in the event that the Elections Commission fails to do so within a timeframe specified in ASUCI governing documents, or if the Senate fails to approve a Special Election timeline within two (2) academic weeks of an elected Executive Officer position becoming vacant or within two (2) academic weeks of the Elections Commission calling a Special Election;
13. To review weekly all legislation adopted by the Senate and to submit memos to their authors and to the Standing Committee on Rules and Oversight regarding their adherence to this Constitution and all governing documents descending from it; and
14. To execute any other tasks complementary to this jurisdiction as assigned by the Senate or in the ~~UOC~~ **Bylaws**.

Section C. Officers and Staff

1. The Judicial Board shall elect from among its membership a Chief Justice, whose duties shall include:
 - a. To chair the Judicial Board;
 - b. To exercise one (1) vote on matters before the Judicial Board;
 - c. To promptly post majority opinions, minority opinions, and other relevant records of the Judicial Board on the ASUCI website in the absence of a Clerk;
 - d. To oversee and manage the staff of the Judicial Board.

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- e. To execute any other tasks complementary to this jurisdiction as described in the ~~UOC~~ **Bylaws**.
- 2. The Judicial Board shall elect from among its membership a Vice Chief Justice, whose duties shall include:
 - a. To chair the Judicial Board in the absence of the Chief Justice; and
 - b. To act as the interim Chief Justice if the position becomes vacant until such time as the Judicial Board elects a new Chief Justice.
- 3. The Judicial Board may hire a Clerk, subject to approval by the Senate, whose duties shall include:
 - a. To record minutes of Judicial Board meetings;
 - b. To promptly post majority opinions, minority opinions, and other relevant records of the Judicial Board to the ASUCI website;
 - c. To assist in research to support the activities and effectiveness of the Judicial Board;
 - d. To execute all other tasks as assigned to them by the Chief Justice, the Judicial Board at large, or in the ~~Unified Operational Code~~ **Bylaws**.
- ~~4. The Judicial Board may hire a Public Counselor, subject to approval by the Senate, whose duties shall include:~~
 - ~~a. To, in matters concerning ASUCI actions or officials, represent any private individual, to include ASUCI officials acting in their private capacity, acting as a petitioner or respondent before the Judicial Board, or to represent any official ASUCI entity who is a respondent in a case before the Judicial Board, each pursuant to their desire to use such representation; and~~
 - ~~i. Parties to a case before the Board shall be made aware of their right to representation by the Public Counselor in addition to their right by outside counsel of their choosing.~~
 - ~~ii. The Unified Operational Code shall provide procedures by which, in the event that the services of the Public Counselor are requested by opposing parties in the same case, preference shall be accorded between such parties.~~
 - ~~b. To, in the absence of a case before the Judicial Board in which their services are requested, execute all such duties as assigned by the Senate or in the Unified Operational Code, provided such duties may not be reasonably expected to compromise their primary responsibilities as established under the previous clauses of this section.~~
 - ~~i. In the event of the initiation of a case before the Judicial Board in which the Public Counselor's services are requested, the Public Counselor shall cease all other activities not related to the case.~~
- 5. The Judicial Board may appoint, subject to Senate approval, staff to assist in the execution of its powers, duties, and obligations.

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- a. All such legislation must include a justification of the position's utility to the function of the Judicial Board and a description of its duties, purposes, and responsibilities to be recorded in and enforced from the UOC.

Section D. Meetings

4. The Judicial Board shall meet at least once per academic week each quarter, at a date and time determined by the Chief Justice and approved by the Judicial Board at large.
5. The ~~Unified Operational Code~~ **Bylaws** shall include provisions under which meetings of the Judicial Board may be canceled or postponed.
6. Procedures for the automatic forfeiture of the position of Justice of the Judicial Board for excessive absenteeism from regularly scheduled meetings of the Judicial Board may be provided in the ~~UOC~~ **Bylaws**.
7. A quorum for all meetings shall be a majority of seated justices.

Article IX. SEMI-AUTONOMOUS COMMISSIONS

The Association shall keep and maintain certain Semi-Autonomous Commissions to perform and execute essential, logistical functions of the Association not explicitly reserved to the Senate, the Executive Cabinet, or the Judicial Board, respectively.

Section A. The Elections Commission

Subsection A. Composition

The Elections Commission shall consist of one (1) Elections Commissioner and four (4) Deputy Elections Commissioners, appointed by the Executive Cabinet and confirmed by the Senate.

Subsection B. Powers, Authorities, and Obligations

The electoral authority of the Association shall be vested in an Elections Commission, and under this authority has the power:

1. To plan and manage all ASUCI elections;
2. To administer the ASUCI elections and to enforce all requirements thereof as established in the ~~Unified Operational Code~~ **Bylaws**, including to reprimand or disqualify candidates subject to regulations provided by the Senate in the ~~UOC~~ **Bylaws**;
3. To request the Standing **Advocacy** ~~Legal~~ Officer or a designee investigate suspected violations of electoral regulations;
4. To receive and validate nominations of candidates for elected office in the Association;
5. To collaborate with the SGSM Executive Director on enforcement of those provisions of the ~~UOC~~ **Bylaws** which require partial waivers to FERPA rights;
6. To receive and validate all petitions and procedures required under Article XIII of this Constitution;
7. To announce provisional results of ASUCI elections;

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8. To regulate any ASUCI political parties or slates;
9. To engage the student body regarding ASUCI elections, including to educate them on the ASUCI elections process and to provide nonpartisan information about candidates and ballot initiatives;
10. To propose amendments to those sections of the ~~Unified Operational Code~~ **Bylaws** which govern or impact ASUCI elections;
11. To call and set dates for Special Elections, subject to the approval of the Senate;
12. To accredit external organizations to observe all aspects of the ASUCI electoral process, including voting and vote counting;
13. To administer the budget of the Elections Commission as approved by the Senate, including to hire interns, poll workers, and other staff;
14. To assist the External Vice President in efforts to civically engage the undergraduate student body during local, state, or federal elections;
15. To be assisted by the Executive Cabinet in promoting ASUCI elections;
16. To be advised directly by the SGSM Executive Director or their designee.

Section B. The Student Programming Commission

Subsection A. Composition

The Student Programming Commission shall consist of one (1) Student Programming Commissioner, elected by the student body at large and charged with direct management and oversight of the Commission, and those staff and committees as they may create and appoint, subject to confirmation by the Senate.

Subsection B. Powers, Authorities, and Obligations

The Student Programming Commission, as managed, overseen, and directed by the Student Programming Commissioner, shall be chiefly responsible for the provision of events and engagement opportunities to the undergraduate student body, and under this responsibility has the power:

1. To develop, organize, and execute entertainment and recreational activities for the enjoyment of the undergraduate student body and in the pursuit of developing a robust campus spirit;
- ~~2. To oversee ASUCI performance agreements alongside SGSM professional staff;~~
3. To collaborate with Executive Officers, Associate Vice Presidents, and the Elections Commission on the execution of events which engage the undergraduate student body on subjects pertinent to their jurisdiction or advocacy goals;
 - a. The procedure by which such collaboration may be ordained and organized shall be established in the ~~Unified Operational Code~~ **Bylaws**.
4. To administer the budget of the Student Programming Commission as approved by the Senate, including to hire staff and interns to assist in the execution of these duties;

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5. To be assisted by the Executive Cabinet in promoting those events and efforts executed by the Commission;
6. To be advised directly by the SGSM Executive Director or their designee.

Section C. Grant-Allocating Commissions

1. The Senate may, by a two-thirds ($\frac{2}{3}$) vote, ordain the creation of and allocation of funds to commissions which fund student activities on campus.
2. The composition of such commissions, rules and regulations governing their operations, and procedures for their oversight shall be enumerated in the ~~Unified Operational Code~~ **Bylaws**.
3. Commissioners of and representatives to these commissions shall be nominated by the Executive Cabinet and principally overseen by the Internal Vice President.

Section D. Additional Semi-Autonomous Commissions

1. Any further commissions deemed necessary and expedient to the essential, external, and logistical operations of the Association may be ordained by a two-thirds ($\frac{2}{3}$) vote of the Senate.
 - a. The Senate shall not authorize or ordain those commissions that are proposed to address policy or advocacy-based subject matters, which shall instead be under the jurisdiction of Executive Officers and any advisors as they may retain.
2. All proposals to establish commissions not enumerated herein must include a justification of the commission's utility under the requirements of the previous article and a description of its duties, purposes, and responsibilities to be recorded in and enforced from the ~~UOC~~ **Bylaws**.

Section E. Oversight

Ultimate oversight of all Semi-Autonomous Commissions shall rest with the Senate, but these Commissions shall at all times be reasonably subject, as defined in the ~~UOC Bylaws, to financial reviews by the Standing Financial Officer,~~ personnel reviews by the Standing Personnel Officer, and action before the Judicial Board by the Standing ~~Advocacy~~**Legal** Officer on the basis of misconduct.

Article X. ELECTIONS, QUALIFICATIONS, AND TERMS OF OFFICE

Section A. Elections

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Subsection A. Spring General Elections

The Associated Students shall hold General Elections during Week 3 of each Spring Quarter to elect individuals to all elected positions enumerated herein.

Subsection B. Special Elections

1. A Special Election shall be called in the event of:
 - a. A vacancy of more than one-third ($\frac{1}{3}$) of the total number of apportioned Senators, of one (1) or more elected positions in the Executive Cabinet, of the Student Programming Commissioner, or a combination of these conditions, to fill any such vacancies as may exist for the remainder of the vacant officer's term;
 - i. In the event of a vacancy of an elected member of the Executive Cabinet or of the Student Programming Commissioner which begins on or following Week 3 of the Spring Quarter, a Special Election shall not be called and the interim officer appointed by the Executive Cabinet and confirmed by the Senate shall serve for the remainder of the vacant officer's term.
 - b. The receipt of a valid Legislative or Recall Petition by the Elections Commission as outlined in Art. XIII of this Constitution.
2. A Special Election shall be called by the Elections Commission for the earliest time they may feasibly and effectively conduct such an election, as determined by the Elections Commission and ratified by the Senate.

Subsection C. Elections Procedures

All procedures, policies, or further requirements necessary or expedient to the efficient and effective operation of the ASUCI electoral process shall be established in the ~~Unified Operational Code~~ **Bylaws**.

Section C. Qualifications

Subsection A. General Requirements

1. To run for and to hold elected office as an Executive Officer or Associate Vice President, or to seek appointment and to be appointed to these offices in an interim capacity, individuals shall possess a GPA not less than 2.7 **from the point of declaration onwards, during the remainder of their term**, and shall have attained not less than two **(2)** years since receiving a degree from a secondary school or an equivalent upon the beginning of the Fall Quarter for which they were elected or otherwise obtained office.
2. To run for and to hold elected office as a Senator, individuals shall possess a GPA not less than 2.5.
3. To seek appointment and to hold the position of a Justice of the Judicial Board, individuals shall possess a GPA not less than 2.7 **from the point of declaration**

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onwards, during the remainder of their term, and shall have attained not less than one (1) academic year at an institution of higher education upon the beginning of the Fall Quarter for which they were appointed and confirmed.

4. To seek appointment and to hold the position of Elections Commissioner, individuals shall possess a GPA not less than 2.5 **from the point of declaration onwards, during the remainder of their term,** and shall have attained not less than one (1) academic year at the University of California, Irvine upon the beginning of the Fall Quarter for which they were appointed and confirmed.
5. To run for and to hold elected office as the Student Programming Commissioner, or to seek appointment and to be appointed to the office in an interim capacity, individuals shall possess a GPA not less than 2.5 and shall have attained not less than two (2) years since receiving a degree from a secondary school or an equivalent upon the beginning of the Fall Quarter for which they were elected or otherwise obtained office.
6. To seek appointment to and to hold any appointed position in the Associated Students, individuals shall be subject to such reasonable requirements as are established by the hiring official or entity and shall, unless otherwise specified in this Section, possess a GPA not less than 2.5.

Subsection B. Probation Procedure

If, in the course of holding an office subject to the requirements of Subsection A of this Section, an individual falls below the GPA requirements listed, the individual shall be placed on probation by the SGSM Executive Director for a period of one (1) quarter, following which they shall be automatically removed from their position should their GPA not again meet the requirements listed.

Subsection C. Partial FERPA Waiver

In order to run for elected office, seek appointed office, or hold any office subject to the requirements of Subsection A of this Section, individuals must consent, via a partial waiver of their rights under the Family Educational Rights and Privacy Act (FERPA), to their educational records being reviewed by specific University professional staff, such as Human Resources staff, for the sole purpose of confirming compliance with the requirements of Subsection A of this Section.

Section D. Terms of Office

1. The terms of office for all elected officials within the Associated Students shall be one (1) academic year, beginning the last day of the Spring Quarter in which they were elected and ending the second to last day of the following year's Spring Quarter.
2. The terms of office for all officials elected by Special Election or otherwise appointed to fill a vacancy in an elected position shall begin immediately following the certification of

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election results and shall conclude upon the second to last day of that academic year's Spring Quarter.

3. The terms of office for Justices of the Judicial Board shall be two (2) academic years.
4. Terms of office shall not be used to preliminary exclude from consideration for an elected or appointed position candidates or applicants who will graduate before the expiration of the term for which they may be appointed.
5. Any officer or staff member of the Associated Students shall, upon suspension from the University of California, Irvine, be automatically removed from their position until such time as their suspension is lifted.
6. Any officer or staff member of the Associated Students shall, upon expulsion from the University of California, Irvine, be automatically removed from their position.

Section E. Multiple Position Limitation

No officer or staff member of the Association may hold another paid position within the Association, except as allowed in the ~~UOC~~ Bylaws.

Article XI. IMPEACHMENT AND REMOVAL

For the offenses of misfeasance, malfeasance, nonfeasance, or other forms of high misconduct as substantiated by a student conduct ruling or a ruling of a court of law, the Senate may impeach certain officers of the Associated Students.

Section A. Primary Procedure

1. The Senate may impeach, by a two-thirds ($\frac{2}{3}$) vote, individual elected officers of the Associated Students, individual standing officers of the Associated Students Administrative Office, and the Student Programming Commissioner, or, by a three-fourths ($\frac{3}{4}$) vote, ~~the Public Counselor and~~ individual enumerated members of the Elections Commission.
 - a. If articles of impeachment are presented against a Senator, that Senator shall be precluded from voting or presenting motions on the matter of their own impeachment.
2. Upon such a vote of the Senate, charges of impeachment for such officers shall be brought before the Judicial Board, which shall evaluate the charges on the basis of fact and compliance with the requirements of this Section and other relevant statutes. If the Judicial Board finds the charges to be substantiated, it shall, by a two-thirds ($\frac{2}{3}$) vote, confirm the removal of the officer.
3. If the Judicial Board confirms the removal of the officer, it shall proceed to determine, by a separate two-thirds ($\frac{2}{3}$) vote, whether the impeached and removed officer shall be barred from service in the Associated Students for a period not exceeding two (2) years.

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Section B. Justices of the Judicial Board

1. The Senate may impeach, by a three-fourths ($\frac{3}{4}$) vote, individual Justices of the Judicial Board.
2. Upon a three-fourths ($\frac{3}{4}$) vote of the Senate, charges of impeachment of Justices of the Judicial Board shall be brought before the Executive Cabinet, which shall evaluate the charges on the basis of fact and compliance with the requirements of this Section and other relevant statutes. If the Executive Cabinet finds the charges to be substantiated, it shall, by a unanimous vote, confirm the removal of the Justice.
3. If the Executive Cabinet confirms the removal of the Justice, it shall proceed to determine, by a separate unanimous vote, whether the impeached and removed Justice shall be barred from service in the Associated Students for a period not exceeding two (2) years.

Section C. Veto Exception

Resolutions by the Senate to impeach an officer under the provisions of this Article shall not be subject to veto by the President.

Article XII. THE BUDGET

Upon the conclusion of ASUCI General Elections and verification of their results by the Elections Commission, a process by which the annual budget of the Association is drafted for approval by the Senate shall be initiated.

Section A. The Joint Committee on the Budget

Upon the conclusion of ASUCI General Elections and verification of their results by the Elections Commission, a Joint Committee on the Budget shall be convened.

Subsection A. Purpose and Duties

The purpose, duties, and powers of the Joint Committee on the Budget shall include:

1. To generate a report recommending the budget of the Associated Students for the succeeding fiscal year, spanning July 1st to June 30th;
2. To present this report, alongside all supplementary majority and minority reports generated by members of the Committee, to the Senate for the Senate's final consideration, approval, or amendment;
3. To collaborate with SGSM professional staff to ensure the proposed budget is feasible and in compliance with campus policy, University of California policy, and applicable law;
4. To communicate with the undergraduate student body on the proposed budget and engage their input on its contents as it is formed and finalized; and
5. To publish, following final approval by the Senate, the final budget for the succeeding fiscal year on the ASUCI website.

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Subsection B. Composition

The voting membership of the Joint Committee on the Budget shall include:

1. The ~~Standing Financial Officer~~ **President** as chair;
 - a. The ~~Standing Financial Officer~~ **President** shall vote only in the event of a tie among the remaining membership of the Committee.
2. The ~~President~~ **Chair of the Senate Standing Committee on Finance** as vice chair;
3. The Internal Vice President;
4. The External Vice President;
5. The Associate Vice President of Academic Affairs;
6. The Associate Vice President of Diversity, Equity, and Inclusion;
- ~~7. The Student Advocate;~~
8. The Senate President Pro Tempore;
 - a. A Senator who does not already possess voting rights on the Committee may, in the absence of the Senate President Pro Tempore and upon their explicit delegation, serve as a voting member of the Committee.
9. The Senate President Pro Tempore-elect;
 - a. Provisions by which the Senate President Pro Tempore-elect shall be elected by the incoming Senate shall be enumerated in the ~~Unified Operational Code~~ **Bylaws**.
- ~~10. The Chair of the Senate Standing Committee on Finance; The Vice Chair of the Senate~~ **Standing Committee on Finance;**
 - ~~a. The Vice Chair of the Senate Standing Committee on Finance may serve as a voting member of the Committee in the absence of the Chair.~~
11. The Chief Justice;
 - a. The Vice Chief Justice may serve as a voting member of the Committee in the absence of the Chief Justice.
12. The Elections Commissioner;
 - a. A Deputy Elections Commissioner may, in the absence of the Elections Commissioner and upon their explicit delegation, serve as a voting member of the Committee.
13. The Student Programming Commissioner;
- 14. The Student Programming Commissioner-Elect; and**
15. All Executive Officer and Associate Vice President-elects.

Subsection C. Disclosure

All Senators and Senators-elect shall be entitled to receive all materials produced by the Joint Committee on the Budget.

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Section B. Approval

1. Upon receipt of the report(s) of the Joint Committee on the Budget, the Senate may adopt the proposed budget by a simple majority.
2. Amendments to the proposed budget may be adopted by a simple majority.
3. Nothing in this Article shall be construed to limit or abridge the Senate's ultimate authority over the budget, including the authority to amend or reallocate funds within the budget during the fiscal year for which it was prepared.

Article XIII. DIRECT DEMOCRACY

The right of the students to explicitly direct the governance of the Association by direct democracy shall be protected under the requirements of this Article.

Section A. Legislative Initiatives

Legislative Initiative is the power of the undergraduate student body to propose and directly vote on binding legislation, or to repeal legislation previously passed by the Association.

1. Legislative Initiatives may propose a course of action for the Association or repeal any legislation already adopted by the Association, provided a legislation overturned by initiative may be feasibly undone.
2. Undergraduate students may initiate legislation by presenting a Legislative Petition to the Elections Commission.
3. In order to be deemed valid, a Legislative Petition must be signed by at least two (2) percent of registered and matriculated undergraduate students within five (5) academic weeks of its presentation to the Elections Commission.
4. Upon reaching the threshold established in the previous clause or within three (3) days of the end of the timeline established in the previous clause, the Elections Commission shall validate all received signatures and, if the requirements are met, the Senate must then vote on the proposed legislation within two (2) academic weeks.
5. If the Senate does not approve the student-initiated legislation, the Elections Commission shall call a Special Election to put the petition to a vote of the students, which must be between 15 academic days and two (2) academic quarters from the date of presentation to the Senate.
6. A majority vote is required to adopt the legislation, with a minimum voter turnout of five (5) percent of the registered and matriculated undergraduate students.
7. Legislation adopted in this manner has precedence over all Senate legislation, and the Senate shall not adopt contradictory legislation for at least one (1) year from the day the results are certified.
8. The Senate may, by a majority vote, place any legislation introduced normally on the next General Election ballot for a vote of the undergraduate students, which will then follow this process as outlined from Clause 6.

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Section B. Student Fee Initiatives and Referenda

A Student Fee Initiative is the power of the undergraduate students to create or amend self-assessed compulsory campus-based fees. Fee Referendum is the specific ballot question voted on by undergraduate students.

1. This Constitution shall govern Student Fee Initiatives for the ASUCI fee. All other Student Fee Initiatives shall be governed by applicable guidelines approved by the Chancellor of the University of California, Irvine and in PACAOS.
 - ~~2. Student Fee Initiatives shall be submitted to the SGSM Executive Director by the Friday of Fall Quarter Week 7 at 5:00 PM PST to be considered valid for that academic year's ASUCI General Election.~~
 - ~~a. The Student Fee Initiative shall then be reviewed and approved by the UC Office of the President, the Student Fee Advisory Committee, and other UC Irvine campus bodies as necessary, in addition to complying with University policies and procedures on student fees.~~
 3. Student Fee Initiatives may be proposed by the following methods prior to the release of the ASUCI General Election ballot:
 - a. Approval of a proposal by a two-thirds ($\frac{2}{3}$) vote of the Senate; or
 - b. Presentation of a petition to the Elections Commission, signed by at least eight (8) percent of the undergraduate students.
 - i. Upon reaching the threshold established in the previous clause, the Elections Commission shall validate all received signatures and, if the requirements are met, place the referendum to a vote of the undergraduate students on the General Election ballot.
 4. Following the approval of a Student Fee Initiative through one (1) of the processes outlined in the third clause of this section, the Elections Commission shall place the Student Fee Initiative to a vote of the undergraduate students on the ASUCI General Election ballot.
 - ~~5. An affirmative vote of at least 60 percent is required to adopt the Student Fee Initiative, with a minimum voter turnout of 20 percent of the undergraduate students.~~
- 5. Voting affirmations are outlined in the University of California, Irvine, Guidelines For Compulsory Campus-Based Fees**
6. The Student Fee Initiative shall then be sent to the Chancellor for final approval.

Section C. Recall

Recall is the power of the undergraduate student body to remove an ASUCI official.

1. The following ASUCI officers may be recalled from office:
 - a. Individual members of the Senate;
 - b. Individual members of the Executive Cabinet;
 - c. The Student Programming Commissioner; and

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- d. Individual Justices of the Judicial Board.
2. A recall shall be initiated by the delivery of a petition which names the officer and alleges the reason(s) for recall by an undergraduate student to the Elections Commissioner.
3. The petition must then be signed within five (5) academic weeks by undergraduate students totaling at least:
 - a. Ten (10) percent of the votes cast in the last ASUCI General Election for that office, or one (1) percent of the undergraduate students, whichever is greater, in the case of Executive Officers and Senators; or
 - b. One (1) percent of the undergraduate students, in the case of Justices of the Judicial Board.
4. Within three (3) days of receiving the signatures, the Elections Commission shall validate them and call a Special Election if the requirements are met.
 - a. Those petitions for which such signatures are received later than Week 6 of the Spring Quarter shall automatically be deemed invalid.
5. The Commission shall schedule a Special Election to take place no later than three (3) academic weeks after signature verification or at the next ASUCI General Election if a General Election is scheduled to take place within five (5) academic weeks of the signature verification.
6. During the recall election, students may run to replace the official, with the exception of recalls concerning Justices of the Judicial Board.
 - a. The named official shall be prohibited from running to replace themselves.
 - b. The named official shall possess the same rights and be subject to the same responsibilities outlined in the ~~UOC~~ Bylaws as the candidates to replace them.
 - c. The named official shall not vote on any items related to their recall election, including but not limited to Special Elections timelines, budget reallocations to fund the Special Election and the ratification of the results.
7. A **50% + 1** majority vote is required to recall the official, with a minimum voter turnout of two (2) percent of the undergraduate student body.
8. The ~~UOC~~ Bylaws shall define which candidate succeeds the official if the recall is successful.
 - a. Successful recalls concerning Justices of the Judicial Board shall solely result in the removal of the Justice in question, with the vacant seat subject to appointment by the Executive Cabinet and confirmation of the Senate, as provided in Articles VI and VII of this Constitution.
 - i. The recalled Justice shall not be eligible for reappointment to the Judicial Board for a period of one academic year.

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Section D. Online Information Access

The Associated Students shall provide an online platform managed by SGSM professional staff for initiating, signing, distributing, and otherwise administering the petitions outlined in this section. This platform shall:

1. Allow all petitions, and their contents, to be publicly accessible;
2. Allow petitions to be initiated, signed, and administered only by currently registered and matriculated undergraduate students at UC Irvine;
3. Provide measures for verifying the identity of all initiators and signers using methods such as UCInetID logins and student ID numbers;
4. Allow students to choose not to be publicly listed as a signatory;
5. Display the total number of signatures required and up-to-date metrics on the number of signatories;
6. Provide explanations and guidance so that students can create the appropriate type of petition to address their concerns;
7. Automatically forward the petition to the appropriate ASUCI officer once the required number of signatures is reached; and
8. Allow for updates on the status of the petition.

Article XIV. CONSTITUTIONAL AMENDMENTS

Section A. Normal Amendment Process

1. Normal Amendments to this Constitution may be proposed by:
 - a. Recommendation by a majority vote of the Senate, either upon proposal of an amendment by normal procedure of the Senate or upon the proposal of an ad hoc committee assigned to propose such amendments; or
 - b. Presentation of a petition to the Elections Commission, signed by at least five (5) percent of the undergraduate student body as validated by the Commission within three (3) days of receipt of the petition.
2. An amendment validly proposed pursuant to the above procedures shall be put to a vote of the undergraduate student body at the next ASUCI General Election.
 - a. The Elections Commission shall publish the full text of the amendment in student media for two (2) weeks of instruction before the election.
 - b. The Elections Commission shall make the full text of the amendment available at official polls and on the ASUCI website.
3. Normal Amendments to this Constitution shall be adopted upon a two-thirds ($\frac{2}{3}$) affirmative vote of the undergraduate student body, subject to voter turnout in the election in which the Normal Amendment is considered being **five (5) percent of the Undergraduate Student Body.** ~~no more than five percent of the average turnout of the previous three ASUCI General Elections less than the average turnout of the previous~~

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~~three ASUCI General Elections, at which time the amendment shall be sent to the
Chancellor of the University of California, Irvine for final approval.~~

Section B. Nonsubstantive Amendment Process

1. Nonsubstantive Amendments to this Constitution shall allow for corrections to be made to this Constitution that do not alter its meaning, such as to fix typographical errors.
2. Nonsubstantive Amendments to this Constitution shall be submitted to the Senate Standing Committee on Rules and Oversight, which may approve the proposed amendment by a unanimous vote.
 - a. Proposals for Nonsubstantive Amendments to this Constitution may be made by any member of the Associated Students.
3. Upon such a vote of the Senate Standing Committee on Rules and Oversight, the Committee shall refer the amendment to the Judicial Board, who shall confirm by a unanimous vote, or reject, that the proposed amendments are nonsubstantive.
4. Upon such a vote of the Senate Standing Committee on Rules and Oversight and confirmation by the Judicial Board, the Senate may then adopt the amendment by a majority vote, at which time the amendment shall be sent to the Chancellor of the University of California, Irvine for final approval.

Section C. Academic Term Duration Proviso

Should the University of California, Irvine, pursuant to the recommendations of the UC Irvine Division of the Academic Senate, transition to a system by which the academic year is divided into terms which differs from that which is current, this proviso shall automatically come into force in order to secure the continuing operation of the Association.

1. Upon announcement of such a transition, the Senate Standing Committee on Rules and Oversight shall convene at the next regularly scheduled Senate meeting to review this Constitution and identify all provisions herein which rely on the present system of academic terms.
2. The Senate Standing Committee on Rules and Oversight shall propose, by a two-thirds ($\frac{2}{3}$) vote, alterations to the identified provisions which solely translate their requirements to the term length provided by the newly adopted system of academic terms.
3. Upon proposal of such an amendment, the Senate Standing Committee on Rules and Oversight shall send the amendments to the Judicial Board, who shall confirm by a unanimous vote, or reject, that the provisions as amended nonsubstantively affect the functioning of the Association but for the translation of such provisions to the newly adopted system of academic terms.
4. Upon such a vote of the Senate Standing Committee on Rules and Oversight and confirmation by the Judicial Board, the Senate may then adopt the amendment by a majority vote, at which time the amendment shall be sent to the Chancellor of the University of California, Irvine for final approval.

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Section D. External Authority Compliance Proviso

Should changes in campus policy, University policy, or in applicable law arise which contravene sections of this Constitution or fundamentally impair the function of the Association which it facilitates, this proviso shall automatically come into force in order to secure the continuing operation of the Association.

1. Upon notification by the SGSM Executive Director of imminent changes meeting the standards established for this proviso, the chair of the Senate Standing Committee on Rules and Oversight shall, alongside all such members of the Standing Committee as are available, meet in formal consultation with the SGSM Executive Director to determine provisions of this Constitution which are to be affected by the change in campus policy, University policy, or in applicable law.
2. Following such formal consultation, the SGSM Executive Director and the Senate Standing Committee on Rules and Oversight, subject to a two-thirds ($\frac{2}{3}$) vote of their membership, shall submit a memorandum to the Senate, Executive Cabinet, and Judicial Board describing the proposed amendments.
3. Upon receipt of this memorandum, the Judicial Board shall confirm by a unanimous vote, or reject, that the provisions as amended minimally affect the functioning of the Association beyond those changes which are necessary to bring this Constitution into compliance with the imminent changes in campus policy, University policy, or applicable law.
4. Upon fulfillment of the procedures established in the previous clauses, the Senate may then adopt the amendment by a majority vote, at which time the amendment shall be sent to the Chancellor of the University of California, Irvine for final approval.

Section E. SFAC Exception

The approval of the Student Fee Advisory Committee shall not be required for any amendment to this Constitution to be adopted.

Article XV. ADOPTION

Section A. Adoption

Subject to the provisions of Art. 16 § 1 of the current ASUCI Constitution, this Constitution shall take effect on the day following the end of the academic year succeeding the academic year in which this Constitution is ratified by a two-thirds ($\frac{2}{3}$) vote of the student body, with minimum turnout no more than five (5) percent of the average turnout of the previous three (3) ASUCI General Elections less than the average turnout of the previous three (3) ASUCI General Elections.

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Section B. Elections and the Budget

Elections and the budget process in the academic year succeeding the academic year in which this Constitution is ratified shall take place subject to the provisions of this Constitution.

Section C. Transition

1. All efforts reasonable, desirable, and expedient to facilitate the transition from governance under the previous ASUCI Constitution to governance under this shall be made in the academic year succeeding the academic year in which this Constitution is ratified.
2. All governing documents established under and subsidiary to the current ASUCI Constitution shall be rendered moot and replaced by a ~~Unified Operational Code~~ **Bylaws** finalized during the academic year succeeding the academic year in which this Constitution is ratified.
 - a. Should the Senate fail to approve such a ~~Unified Operational Code~~ **Bylaws** within the timeline established in the previous clause, all operations of the Association not related to the passage of such a ~~Code~~ **Document** shall be suspended.
3. All legal precedents established under the current ASUCI Constitution shall be examined for ongoing utility by the Judicial Board, who shall propose to the Senate a framework by which those precedents shall be incorporated into or excluded from a body of precedent under this Constitution. The Senate shall adopt by a two-thirds ($\frac{2}{3}$) vote, or reject, this framework into the ~~Unified Operational Code~~ **Bylaws**, subject also to amendment by the Senate.
4. All Justices of the Judicial Board who are appointed under the current Constitution and whose terms exceed the duration of the current Constitution shall remain in their position for the duration of their term remaining under this Constitution.

Section D. Termination of this Article

Upon complete adoption of this Constitution, this Article shall be rendered moot but shall remain included with the Articles in force as a historical artifact for future study and reference.