

Jared Schlachet, *Student Union Parliamentarian*

**AN ORDER TO AMEND THE CONSTITUTION OF THE STUDENT UNION TO
BETTER REFLECT THE TRUE OPERATION OF THE STUDENT UNION**

Whereas, the Constitution of the Undergraduate Student Body of the University of Notre Dame du Lac (the 'Constitution') exists to codify the basic operations of the different branches of the Student Union and the Student Union-wide processes as a whole;

Whereas, there are a number of clerical errors across the Constitution that have not yet been corrected;

Whereas, anecdotally, there are a number of ways in which the Student Union operates in ways not as described in the Constitution;

Whereas, Article I, section 2(a) of the Constitution states that "The Student Union or any members thereof shall not act in any way that is contrary to this Constitution."

Whereas, these changes allow for other organizations, and the entire student body, to better understand the most basic aspects of the Student Union organizations and Student Union-wide processes; therefore, be it,

Ordered, by the Student Senate of the University of Notre Dame du Lac, that the Constitution of the Undergraduate Student Body of the University of Notre Dame Du Lac be amended as follows:

- I. **Article I, Section 4(c)(2) shall read as follows:**
 - A. The Student Senate must ratify the new Constitution with a three-fourths vote;
- II. **Article I, Section 6(b) shall read as follows:**
 - A. Allegations of discriminatory activity shall be brought before the Student Union Ethics Commission as an allegation of misconduct under Article 13(b)(1) of this Constitution;
- III. **Article II, Section 1(i) shall read as follows:**
 - A. The Student Body President shall attend all Executive Cabinet meetings;
- IV. **Article II, Section 1(m) shall read as follows:**
 - A. The Student Body President shall assist the Executive Controller in the development and submission of the budget proposal for the Senate to the Financial Management Board for the annual allocation meeting
- V. **Article II, Section 1(n) shall read as follows:**
 - A. The Student Body President shall assist the Executive Controller in the development and submission of a budget proposal for the Office of the Student

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- Body President for the purposes of limited, policy-based programming to the Financial Management Board for the annual allocation meeting;
- VI. **Article II, Section 2(d) shall be added as follows, with following clauses renumbered accordingly:**
- A. The Student Body Vice-President shall, with the assistance of the Student Union Secretary, be responsible for publicity of the Senate and all Senate press releases;
- VII. **Article II, Section 2(e) shall read as follows:**
- A. The Student Body Vice-President shall assist the Executive Controller in the development and submission of the budget proposal for the Senate to the Financial Management Board for the annual allocation meeting;
- VIII. **Article II, Section 2(f) shall read as follows:**
- A. The Student Body Vice-President shall assist the Executive Controller in the development and submission of the budget proposal for the Office of the Student Body President;
- IX. **Article II, Section 3(b)(1) shall read as follows:**
- A. As necessary, the Chief of Staff shall convene and chair departmental meetings in the absence of any given Department Director;
- X. **Article II, Section 3(c) shall read as follows:**
- A. The Chief of Staff shall attend and chair all Executive Cabinet meetings;
- XI. **Article II, Section 3(e) and 3(f) shall be repealed, and the following clauses shall be renumbered accordingly;**
- XII. **Article II, Section 4(g) shall be added as follows:**
- A. The Student Union Secretary shall assist the Student Body Vice President with publicity for Senate and all Senate press releases;
- XIII. **Article II, Section 5(d) shall read as follows:**
- A. The Executive Controller, with the assistance of the Student Body President and Student Body Vice-President, shall develop, submit, and present the budget proposal for the Office of the Student Body President to the Financial Management Board for the annual allocation meeting;
- XIV. **Article II, Section 5(e) shall be added, and all following clauses shall be renumbered accordingly:**
- A. The Executive Controller, with the assistance of the Student Body President and Vice-President, shall develop, submit, and present the budget proposal for Senate to the Financial Management Board for the annual allocation meeting;
- XV. **Article III, Section 3(e) shall read as follows:**
- A. The Senate shall review and address any Bills of Impeachment resulting from misuse of undergraduate student organization funds or misconduct of undergraduate student organizations and their members through the Financial Management Board and the Student Union Ethics Commission, respectively;
- XVI. **Article III, Section 3(h) shall read as follows:**
- A. The Senate shall elect at least three Senators to serve on the Committee on the Constitution;
- XVII. **Article III, Section 4(b)(2)(A) shall be amended as follows:**
- A. The outgoing Chairperson of the Senate shall also attend the workshop.
- XVIII. **Article IV, Section 2(a)(6) shall be repealed;**

- XIX. Article IV, Section 2(b) shall read as follows:**
A. The Chief of Staff shall chair these meetings;
- XX. Article V, Section 3(b)(2) shall read as follows:**
A. The Student Union Board Executive Director shall assist the SUB Director of Finance in the development and submission of a budget proposal for SUB to the Financial Management Board for the annual allocation meeting;
- XXI. Article V, Section 3(c)(3) shall be repealed;**
- XXII. Article V, Section 3(g)(3) shall read as follows:**
A. The incoming Director of Finance, with the assistance of the SUB Executive Director, shall develop, submit, and present the budget proposal for SUB to the Financial Management Board for the annual allocation meeting;
- XXIII. Article VI, Section 1(a) shall read as follows:**
A. The Hall Presidents Council shall serve as an information disseminating body, provide a forum for members to discuss common matters of residential life, and coordinate programming among the undergraduate residence halls. The Hall Presidents Council shall promote the well-being of the undergraduate student body by working for the betterment of undergraduate residential life;
- XXIV. Article VIII, Section 2(b)(1) shall read as follows:**
A. The First Year Class Council Representatives shall elect a President, Vice-President, Treasurer, and Secretary by October 15 of the year of their election;
- XXV. Article VIII, Section 3(f) shall read as follows:**
A. The First Year Class Council shall create bylaws if instructed by their advisor. These bylaws must be approved by the organization's Student Activities advisor;
- XXVI. Article IX, Section 3(c) shall read as follows:**
A. The Off-Campus President and Vice-President shall represent the Off-Campus Council on Senate;
- XXVII. Article IX, Section 3(e) shall be repealed, and following clauses be renumbered accordingly;**
- XXVIII. Article IX, Section 3(f) shall read as follows:**
A. The Off-Campus Vice-President shall represent the Off-Campus Council in the Departments of South Bend Engagement and Community Outreach. The Off-Campus Vice-President may alternatively attend appropriately related departments at the discretion of the Off-Campus President;
- XXIX. Article IX, Section 3(g) shall read as follows:**
A. The Off-Campus Senators shall represent the Off-Campus Council on Senate;
- XXX. Article X, Section 3(h) shall read as follows:**
A. The Financial Management Board may hear appeals of Club Coordination Council funding decisions and reverse such decisions by a two-thirds vote;
- XXXI. Article X, Section 4(b) and 4(c) shall be repealed, and following sections be renumbered accordingly;**
- XXXII. Article X, Section 5(b) shall read as follows:**
A. The Student Businesses shall be composed of the following undergraduate student-operated business(es): Irish Gardens. Any new student-run business is subject to approval by a three-quarters vote of Financial Management Board;

- XXXIII. Article XII, Section 3(b)(3)(B) shall read as follows:**
A. The Judicial Council Vice-President of Elections shall serve as the Chairperson of the Election Committee of the Judicial Council;
- XXXIV. Article XII, Section 3(d)(2) shall be repealed, and replaced by the following:**
A. The responsibilities of the Election Committee and the Judicial Council Vice-President of Elections include, but are not limited to, the administration of the functional aspects of elections, including ballot distribution, debates, propaganda and overseas (abroad) voting;
- XXXV. Article XII, Section 3(f)(3) shall be inserted into the Constitution as follows, with clauses renumbered accordingly:**
A. The Hall Election Coordinators are responsible for distributing election information and guidelines to the Hall Councils, monitoring voting sites, and administering awareness for the rules of elections within their Hall;
- XXXVI. Article XII, Sections 3(g),(i), and (j) shall be repealed, and following clauses be renumbered accordingly;**
- XXXVII. Article XIII, Section 3(b)(4) shall read as follows:**
A. In the event of a vacancy in the office of the Student Body Vice-President, the Student Body President shall appoint an Acting Student Body Vice-President. The Acting Student Body Vice-President shall become the official Student Body Vice-President upon Senate approval;
- XXXVIII. Article XIII, Section 3(b)(6) shall read as follows:**
A. In the event that the Student Union Treasurer vacates the position of Treasurer during the year, one of the current Assistants to the Treasurer shall be appointed by the Senate to serve as Acting Student Union Treasurer until such time as the Senate approves the appointment of a new Student Union Treasurer;
- XXXIX. Article XVI, Section 3(a)(1) shall read as follows:**
A. 50% of The Shirt Project profits per annum, less \$125,000 to be made available for FMB allocation, shall be invested in the Student Union Endowment. The remaining 50% of The Shirt profits shall be distributed as specified in Section 16.11 and Section 16.12;
- XL. Article XVI, Section 3(d)(13) shall be repealed, and following clauses be renumbered accordingly;**
- XLI. Article XVI, Section 3(f) shall be inserted into the Constitution to read as follows:**
A. Groups within the Student Union shall budget as necessary to ensure that they spend only the dollar amount allocated during each fiscal year.
(1) In the event that a group spends in excess of its allocation, the entire debt must be repaid during the subsequent fiscal year. This shall be accomplished by a funds transfer executed by the Student Union Treasurer prior to November 1st. Groups must be notified of such a situation by September 15th.
(2) Should the debt from the previous year be in excess of 15% of the current fiscal year's allocation, a payment schedule appeal may be brought to the Financial Management Board. However, the Financial Management Board is limited in that total repayment must be made within three years (the current year and the following two years). Additionally, the group must

pay a minimum of 15% of its annual allocation during each year of the repayment process so as to expedite repayment. All appeals must be made by October 1st, and all decisions must be finalized by October 31st to permit the necessary funds transfer prior to November 1st, as outlined above;

- XLII. Article XVI, Section 7(g) shall be repealed;**
- XLIII. Article XVI, Section 10(c) shall read as follows:**
- A. The Student Union shall not spend down the principal of the Student Union Endowment for any reason.
- XLIV. Article XVI, Section 11(c) shall read as follows:**
- A. The Student Union shall not spend down the principal of the Shirt Charity Endowment for any reason.

It is so ordered.

Patrick Lee
Student Body President

Addendum to SO2223-28: An Explanation of All Changes

1. Points I and XXXI refers to the quorum defined in Article I, Section 2(c)(2), and so its restatement is redundant
2. Point II is a faulty reference currently
3. Points III, IX, and XIX allow for the Chief of Staff to chair the meetings of the Executive Cabinet, which is what currently occurs. Additionally, as the bylaws state the Chief of Staff has to be notified of absences, creates the agendas, and schedules the meetings, it can be assumed that the Chief of Staff is the chair of the meetings
4. Points IV, V, VII, VIII, and XIII correct the circular nature of the clauses by making it clear that the Executive Controller is the one in charge of creating the budgets for Senate and Office of the Student Body President, with the assistance of the Student Body President and Vice-President, which is what occurs currently, as the Executive Controller presents both budgets in the Allocation Meetings
5. Point VI, XI and XII move the responsibilities of Senate publicity from a non-voting member of Senate to the chair of Senate and to the person in charge of public Senate records, both of which are more logical individuals
6. Point IX removes an unnecessary reference that is faulty
7. Point XIII changes the budget from 'Executive Cabinet' to 'Office of the Student Body President.' This change is done because while the terms have been used interchangeably in the past, there is a difference, and 'Executive Cabinet' is too narrow of a category, as it would exclude potential spending done by the Student Body President or Vice President on their initiatives
8. Points XIII and XIV are the splitting of a current clause into two to mirror how it is written in Article II, Sections A and B
9. Point XV is changed to state that impeachments for misuse of allocated funds originate in FMB, according to Article X, Section 3(g), and so the clause is changed to reflect this possibility
10. Point XVI removes a faulty reference
11. Point XVII removes outgoing department directors from having to attend the incoming Senator workshop, as there is no purpose to have their attendance
12. Point XVIII removes an unnecessary line since FUEL directors are counted as department directors now
13. Points XX and XXII reorder the officers, such that it is clear that the SUB treasurer is in charge of the budget, with the assistance of the SUB Executive Director, since the SUB treasurer presents the budget
14. Point XXI removes a clause with a faulty reference that also refers to a group moved completely to SUB bylaws, so the clause is no longer of any relevance in the Constitution
15. Point XXIII removes the fake word 'residentiality' that has driven me insane this whole term
16. Point XXIV is changed to reflect that FYCC members are elected, not selected.
17. Point XXV, XXVII, XXXI, and XXXVI remove organizations clearly outlined in Article I, Section 2 to have a bylaw creation and amendment process annually, yet FYCC have a special exemption, which is what is kept in point XXI

18. Point XXVI addresses the fact that both the OCC President and VP have voting rights in Senate now
19. Point XXVIII references a nonexistent committee
20. Point XXIX pluralizes 'Senator'
21. Point XXX currently reads as FMB having the power to hear appeals of ANY CCC decision, which is clearly not its intent, and so the funding aspect was added in to clarify the intent
22. Point XXXII removes a defunct student business called AdWorks
23. Point XXXIII rewrites the clause to read more clearly
24. Points XXXIV and XXXVI simply move a clause about the responsibilities of Election Committee into the Election Committee section, and then repeal the now redundant original clause
25. Point XXXV and XXXVI moves a clause about the duties of Hall Election Coordinators into their already-defined section, and then repeals the now-redundant clause
26. Points XXXVII and XXXVIII remove the 'majority vote' section since that is assumed unless otherwise stated in both parliamentary procedure and in Article I, section 2
27. Point XXXIX corrects faulty references
28. Point XL removes a group that is allocated \$0, since it is now handled outside of the Student Union
29. Points XLI and XLII moves a clause that has nothing to do with Student Businesses to a more relevant section, such as the allocation and budgeting section, which is section 3, and then repeals the now redundant clause
30. Points XLIII and XLIV correct the fact that whoever wrote these clauses is not in Mendoza and used the wrong 'principle'

P. O. Lee

