

Fall 2006

## F06RS SGB No. 8 (Amend, Referendum)

Hodge

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3 STUDENT SENATE

4 F06RS

5 SGB No. 8

6 BY: SENATOR HODGE

7 **A BILL**

8 **TO AMEND ARTICLE IV, SECTIONS 1, 3, 5 & 6 OF THE STUDENT GOVERNMENT**  
9 **CONSTITUTION**

10 **BE IT ENACTED BY THE STUDENT SENATE OF LOUISIANA STATE**  
11 **UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE, TWO-**  
12 **THIRDS OF THE MEMBERS OF SAID BODY CONCURRING THAT THERE**  
13 **SHOULD BE SUBMITTED TO THE STUDENTS OF THIS UNIVERSITY FOR**  
14 **THEIR CONSIDERATION A REFERENDUM TO AMEND THE STUDENT**  
15 **GOVERNMENT CONSTITUTION AS FOLLOWS**

16 **PARAGRAPH 1: ARTICLE IV: JUDICIAL BRANCH**

17 **SECTION 1.** The judicial power of the Student Government shall be vested in the University Court. ~~and~~  
18 ~~the University Trial Court.~~

19 ~~**SECTION 3.** The University Trial Court shall be composed of one (1) Trial Judge.~~

20 ~~1. The Trial Judge, who may be an LSU Law School student, shall be appointed by the President,~~  
21 ~~subject to the approval of two thirds (2/3) of the Student Senate present and voting.~~

22 ~~2. The Trial Judge shall conduct the University Trial Court in accordance with the Rules of Court~~  
23 ~~and shall issue judgments in all cases in which the Trial Court has jurisdiction.~~

24 **SECTION 5.** The University Court ~~and the University Trial Court~~ shall ~~share~~ **HAVE** the following  
25 powers.

- 26 1. To hear all cases and controversies arising under the Student Government Constitution, Bylaws,  
27 and Rules of Order, and to issue judgments upon such cases and controversies. The Court shall  
28 have complete and exclusive authority to interpret and to give meaning to any Constitutional  
29 provision, Bylaw, Rule of Order, or legislative instrument.
- 30 2. To hear and issue judgments upon all cases and controversies arising under the Student  
31 Government Election Code and elections held by the Election Board.
- 32 3. To issue injunctions and to compel any member of the Student Government to appear before them  
33 in any case or controversy arising under this section.

34 **SECTION 6.** The jurisdiction of the Court shall be as follows:

- 35 1. In cases arising under Section 5 of this Article, the University ~~Trial~~ Court shall have original and  
36 exclusive jurisdiction. **Judgments issuing from the University Court in this capacity shall be**  
37 **final.**
- 38 ~~2. In cases arising under Section 5 of this Article, the University Court shall have exclusive appellate~~  
39 ~~jurisdiction. Judgments issuing from the University Court in this capacity shall be final.~~
- 40 3. In cases arising under Section ~~5~~ **4** of this Article, the University Court shall have original **and**  
41 **exclusive** jurisdiction. When the court sits in this capacity, its judgment shall be final, but subject  
42 to review by the Dean of Students.

60 **PARAGRAPH 2:** BE IT FURTHER ENACTED THAT THE FOLLOWING  
61 PROPOSITION BE PLACED ON THE FALL 2006 STUDENT  
62 GOVERNMENT GENERAL ELECTION BALLOT:  
63

64 "DO YOU SUPPORT TO ABOLISH THE UNIVERSITY TRIAL COURT AND  
65 GIVE THE UNIVERSITY COURT THE EXCLUSIVE POWER TO HEAR ALL  
66 CASES AND CONTROVERSIES?  
67

68 • **IN FAVOR**

69

70 • **AGAINST**

71

72

73 **APPROVED:**

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77 \_\_\_\_\_  
78 **ASHLEY D. MARTIN – SPEAKER**

79

80 \_\_\_\_\_

**DATE**