

Fall 2018

F18RS SGB No. 1 (Rules of Court)

Andrew Grashoff

Follow this and additional works at: https://digitalcommons.lsu.edu/sg_sslegislation



Part of the [Legislation Commons](#)

Recommended Citation

Grashoff, Andrew, "F18RS SGB No. 1 (Rules of Court)" (2018). *Student Senate Enrolled Legislation*. 1214.
https://digitalcommons.lsu.edu/sg_sslegislation/1214

This Article is brought to you for free and open access by the LSU Student Government at LSU Digital Commons. It has been accepted for inclusion in Student Senate Enrolled Legislation by an authorized administrator of LSU Digital Commons. For more information, please contact gcoste1@lsu.edu.

6 A BILL

7 TO CHANGE THE CURRENT ARTICLES VII-X OF THE RULES OF COURT TO ARTICLES
8 VIII-XI WITH THE INSERTION OF STUDENT ORGANIZATION DECISION APPEALS AS
9 ARTICLE VII.

10
11 PARAGRAPH 1: WHEREAS, THE LSU STUDENT GOVERNMENT JUDICIAL BRANCH
12 BELIEVES THE ADDITION TO KEEP THE RULES OF COURT FAIR TO
13 STUDENT ORGANIZATIONS; AND

14
15 PARAGRAPH 2: WHEREAS, THE ADDITION WILL REPLACE THE CURRENT
16 CONTENTS OF ARTICLE VII, CHANGING THE CURRENT
17 NUMBERING OF ARTICLE VII-X TO ARTICLE VIII-XI; AND

18
19 PARAGRAPH 3: WHEREAS, THE PROPOSED ADDITION OF THE ORGANIZATIONAL
20 APPEALS INITIATIVE IS AS FOLLOWS:

21
22 **ARTICLE VII: Student Organization Decision Appeals**

- 23 • Section 1. Cases under this article shall focus primarily on Student Organizations
24 that are registered with Campus Life that are accused of breaching the
25 constitution, bylaws, or other internal procedure of the organization.
 - 26 ○ Section 1.A. Campus Life shall not assign any cases that are handled by
27 the Greek Organization Accountability Process or for which Student
28 Advocacy and Accountability (SAA) has original jurisdiction. Those cases
29 shall be handled according to existing University processes.
 - 30 ▪ i. The Court shall have jurisdiction over all other cases assigned to
31 it by Campus Life.
 - 32 ○ Section 1.B. In the event that the University Court is unable to hear and
33 rule on a case, or if the court deadlocks on a case, Campus Life shall retain
34 power to review the case. This includes failure to reach quorum which is
35 set at 2/3 of the sitting Justices.
 - 36 ○ Section 1.C. The Court shall focus on issuing a recommendation that cures
37 a party that has been negatively impacted by a violation and providing
38 recompense for the organization's violation.
 - 39 ○ Section 1.D. All parties maintain their right to appeal the Court's decision
40 through the appropriate procedures with the assistance of Campus Life.
 - 41 ○ Section 1.E. In the event that Student Government in its capacity is a party
42 to the case, this Article shall not apply and the case shall be handled under
43 normal hearing procedure as specified in Article IV of these Rules of
44 Court.
- 45 • Section 2. Process of filing a case
 - 46 ○ Section 2.A. The University Court shall keep on its website a link with
47 details on submitting grievances arising from Student Organizations
48 through the LSU Cares framework.
 - 49 ▪ i. Cases submitted through LSU Cares are first sent to SAA. If
50 SAA delegates the case to Campus Life, Campus Life must decide

51 whether it is in the jurisdiction of the Court. If assigned to the
52 University Court, a Campus Life representative shall notify the
53 Chief Justice who shall then notify the parties to the case and all
54 Judicial Branch members.

55 • *Section 3. Briefs*

- 56 ○ Section 3.A. The Chief Justice, along with Campus Life, shall be
57 responsible for contacting all pertinent parties to inform them of the case
58 and their right to submit a brief.
- 59 ○ Section 3.B. The briefs must be submitted to a Campus Life representative
60 48 hours before the hearing by email.
- 61 ○ Section 3.C. Briefs should include the following:
 - 62 ▪ i. A summary of events, including timelines and testimony,
 - 63 ▪ ii. Arguments as to what policies are alleged to be broken
64 supported by the relevant organization’s Constitution, LSU policy,
65 or policies of the national organization,
 - 66 ▪ iii. A requested outcome.
- 67 ○ Section 3.D. Review of Briefs
 - 68 ▪ i. Justices are responsible for going to the Campus Life offices
69 prior to the start of a hearing to review the hearing’s briefs. Failure
70 to do so will prevent a Justice from sitting on a case.
 - 71 ▪ ii. The briefs may not be taken from the Campus Life office.

72 • *Section 4. Hearings*

- 73 ○ *Section 4.A.* The Chief Justice will work with a Campus Life
74 representative to set the time, date, and place of a hearing. As soon as a
75 time and location are confirmed, the Chief Justice shall notify all parties of
76 the case and all Judicial Branch members.
 - 77 ▪ i. The hearing shall be scheduled as soon as is practical to be
78 determined by the Chief Justice and a Campus Life representative.
 - 79 ▪ ii. If a hearing cannot take place at the originally scheduled time
80 for whatever reason, the Chief Justice shall work with a Campus
81 Life representative to reschedule the hearing.
 - 82 ▪ iii. All hearings are closed to the public. Only members of Judicial
83 Branch, Campus Life, parties to the case, and material observers
84 shall be allowed to view. Any additional attendees may be
85 permitted at the discretion of the Chief Justice and a Campus Life
86 representative.
- 87 ○ *Section 4.B.* Process
 - 88 ▪ i. The Chief Justice shall call the hearing to order.
 - 89 ▪ ii. The Clerk of Court shall entertain any motions.
 - 90 ▪ iii. Both parties shall be given time for opening statements. The
91 time given to each party shall be equivalent with the length set by
92 the Chief Justice.
 - 93 • a. The party that filed the case will present an opening
94 statement first.
 - 95 ▪ iv. Both parties will be given an opportunity to call witnesses.
96 Witnesses may be examined and cross examined by both parties
97 for an equivalent amount of time with the length set by the Chief
98 Justice.

147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190

Article ~~VII~~ VIII: Injunctions
Article ~~VIII~~ IX: Administration
Article ~~IX~~ X: Amendments
Article ~~X~~ XI: Interpretation

PARAGRAPH 4: THEREFORE, BE IT ENACTED BY THE LOUISIANA STATE UNIVERSITY STUDENT SENATE THAT THE ORGANIZATIONAL APPEALS INITIATIVE IS ADOPTED INTO THE RULES OF COURT.

PARAGRAPH 5: BE IT RESOLVED THAT A COPY OF THIS RESOLUTION BE TRANSMITTED TO STUDENT BODY PRESIDENT STEWART LOCKETT, VICE-PRESIDENT RACHEL CAMPBELL, MICHELLE LOWERY, STUDENT SENATE ADVISOR, AND ARLETTE HENDERSON, EXECUTIVE BRANCH ADVISOR.

PARAGRAPH 6: THIS BILL SHALL TAKE EFFECT UPON PASSAGE BY A TWO-THIRDS (2/3) VOTE OF THE LSU STUDENT SENATE AND SIGNATURE BY THE PRESIDENT, UPON LAPSE OF TIME FOR PRESIDENTIAL ACTION, OR IF VETOED BY THE PRESIDENT AND SUBSEQUENTLY APPROVED BY THE SENATE, ON THE DATE OF SUCH APPROVAL.

Approved:

Christina Black
Speaker of the Senate
President

Stewart Lockett
Student Body

Date:_____