

**ASSOCIATED STUDENTS OF COLORADO STATE UNIVERSITY  
FORTY-FOURTH SENATE  
SESSION  
DATE**

**Bill #4416**

**Constitutional Amendment: In Pursuit of Fiscal Responsibility**

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**SPONSORED BY:** External Affairs Committee; Mohamed Jefri, Senator Graduate School; Jason Sydoriak, Senator College of Liberal Arts; Kyle Gruenhagen, Senator Warner College of Natural Resources; Duane Hansen, Sergeant-at-Arms; Josh Williams, Associate Senator College of Liberal Arts

**WRITTEN BY:** Andrew Bondi, Associate Senator Graduate School; Rioux Jordan, Chief Justice; Lance Li Puma, Vice President; Ryan Brookes, Director of Finance; Andrei Guaru, Elections Manager

**ENDORSED BY:**

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**WHEREAS**

When developing a representative government with separation of power between branches, it is imperative for each branch to be able to check the power of the others; and,

**WHEREAS**

The Legislative branch has been running in parallel with the Executive branch for far too long without reasonable checks in place; and,

**WHEREAS**

Reviewing the usage of the ASCSU Student Fee throughout the year will promote stability and responsible use of the ASCSU Student Fee; and,

**WHEREAS**

Section 708 of Article VII of the Associated Students of Colorado State University Constitution states that:

“No legislation related to elections shall be voted upon or brought to the Senate the week prior to Spring Break or during the election period.”; so,

**THEREFORE BE IT HEREBY ENACTED**

That Article VII, Section 703 of the Constitution of the Associated Students of Colorado State University be amended to read as follows:

“Section 703: All candidates for the office of President or Vice President shall be members of ASCSU, with a minimum Colorado State University cumulative grade point average of 2.25, *and who have submitted an ASCSU Budget proposal prior to the announcement of the candidates.* All candidates for the office of Senator shall be members of ASCSU, with a minimum Colorado State University cumulative grade point average of 2.00. Any student without a Colorado State University grade point average, such as a new student or a recent transfer student, need not meet the grade point average threshold.”; and,

**THEREFORE BE IT HEREBY FURTHER ENACTED**

That Article VIII of the Constitution of the Associated Students of Colorado State University be amended to read as follows:

“Section 800: Final responsibility to the Board of Governors and authority for student fee policy shall be vested in the ASCSU Senate and President and supported by the Student Fee Review Board (SFRB).

Section 801: The SFRB shall review and make recommendations as to all student fees. The SFRB may recommend fee increases thereinto and above inflation, fee decreases, new fee areas, and new fees to be pledged as revenue to repay bond financing, and the elimination of fees. All student fee policies and expenditures shall comply with federal and state laws as well as University policy as set forth by the Board of Governors. All information concerning student fee policy and expenditures shall be open for inspection at reasonable times by all members of ASCSU and by proper officials of the University and the State of Colorado.

Section 802: The ASCSU Vice President shall chair the SFRB. All additional members shall be appointed in accordance with the SFRB Bylaws. All members of the SFRB shall be confirmed by the Senate; these members may be impeached following the procedures set forth in Article VI, Section 600. The SFRB shall have the power to establish its own bylaws as its members deem necessary, which must be approved by the Senate. All changes to the bylaws must be clearly presented to the Senate.

Section 803: At the end of the spring semester the SFRB shall present the final approved recommended fee package to the Senate. The Senate will hold a vote of confidence that the SFRB bylaws approved by the Senate were substantially followed. A Senate majority no-confidence vote may be appealed by the Chair of the SFRB to the Supreme Court; the Court’s decision shall be final. If the Court upholds the no-confidence vote, then the fee package shall go to the Senate

Budget Committee (see section 805) who will refer the new fee package to the Senate by legislation.

Section 804: ASCSU shall receive from assessed student fees an amount of money each year, known as the ASCSU Student Fee, for the operations of the organization and for full or partial support of student activities as are defined as permissible under this Constitution. No branch of ASCSU may commit to distribute funds unless proper funding is available at the time of commitment.

Section 805: There shall be a Senate Budget Committee (SBC) that will oversee all aspects of the ASCSU Budget. The SBC shall be comprised of six (6) voting members and one (1) chair. The SBC members must be members of the legislative branch and are elected by the Senate. The SBC shall have the power to establish its own bylaws as its members deem necessary, which must be approved by the Senate. All changes to the bylaws must be clearly presented to the Senate.

Section 806: The SBC shall monitor the current use of the ASCSU Budget. The ASCSU Director of Finance shall give biweekly reports to the SBC regarding said budget. Funds may be transferred between ASCSU departments with the approval of Senate in the form of a Supplemental Funding Bill. The bill shall be written and presented to the Senate by the President, and must be sponsored by the SBC. Multiple transfers may be presented in one bill. In the event of an emergency, the President may transfer up to three thousand dollars (\$3000) between ASCSU departments without the prior approval of Senate. This emergency transfer must then be ratified retroactively by Senate adopting a Supplemental Funding Bill. The President may appeal a no vote on the ratification of the Supplement Funding Bill to the ASCSU Supreme Court. Failure to retroactively ratify the Supplemental Funding Bill may result in disciplinary action against those who authorized the emergency transfer.

Section 807: The SBC shall review the budgets of past and current administrations, the roles of all the executive departments and the operation of each branch in order to construct a budget proposal for the following year. This budget proposal will be made available to the members of ASCSU no later than five (5) weeks prior to spring break. All budget proposals from Presidential candidates are to be sent to the SBC for review and consideration in the creation of a final ASCSU Budget proposal. The SBC shall reserve the right to submit an ASCSU Budget proposal to be voted upon by the Senate.

Section 808: Each year, following the ASCSU student body election, the Senate shall vote to approve the general allocation of this fee, known as the ASCSU

Budget, in the form of a bill submitted by either the newly elected President or the Senate Budget Committee. If the SBC does not sponsor the newly elected President's budget, a two-thirds (2/3) vote of the Senate is required to pass said budget. The newly elected President shall either sign the bill or return the bill to the Senate with a veto immediately after the Senate passes it. The Senate may override this veto with a three-fourths (3/4) vote. A three-fourths vote is required to pass a budget proposed by the SBC. The Senate may not adjourn sooner than one (1) hour after the bill is passed unless it is acted upon by the newly elected President. An ASCSU Budget passed by Senate and unacted upon by the newly elected President by the end of the Senate session passes. Only one budget may be passed. If the Senate is unable to pass a budget, then the budget shall revert back to the previous administration's budget, including mandatory budget increases.

Section 809: There shall be a Board for Student Organization Funding (BSOF) that will in a viewpoint neutral manner allocate the money reserved in the ASCSU Budget for distribution to student organizations. The Director of Finance shall chair the BSOF. All additional members shall include one representative from the Executive Branch, appointed by the President; five representatives from the Legislative Branch; and four members who shall not hold other positions in ASCSU, known as at-large members who are appointed by the Director of Finance with Senate approval. Senate shall have the ability to call for impeachment of any BSOF member following the procedures set forth in Article VI, Section 600. The BSOF shall have the power to establish its own bylaws as its members deem necessary, which must be approved by the Senate. All changes to the bylaws must be clearly presented to the Senate.

Section 810: Funds designated in the ASCSU Budget for the BSOF shall be neither allocated nor diminished except by an action of the BSOF, and when appropriate, by the Senate. The Director of Finance shall be responsible for carrying out the decisions of the BSOF. Any decision made by the BSOF may be appealed to the Senate in the form of a bill denouncing the decision that clearly demonstrates the violations in the BSOF bylaws. The BSOF shall be bound to implement Senate's decision.

Section 811: The BSOF may approve allocations, not to exceed \$7,500 for any one eligible organization. If a specific request exceeds \$7,500, it must be ratified in a viewpoint neutral manner by the Senate through a bill following the BSOF's recommendation. Funding requests presented to Senate must be accompanied by an itemized budget."

THEREFORE BE IT HEREBY FURTHER ENACTED

That section K of Article I of the Bylaws of the Forty-Fourth Senate of the Associated Students of Colorado State University be amended to read as:

“Succession of the presiding officer of the Senate after the Parliamentarian shall be in the following order of preference: the chairpersons of the internal committees in the order of *Senate Budget*, Internal Affairs, University Issues, External Affairs, followed by the longest-serving seated Senator. Thereafter, the Senate may designate any other member of ASCSU as temporary presiding officer, by a simple majority vote of present voting membership, excluding abstentions.”

**THEREFORE BE IT HEREBY FURTHER ENACTED**

That section A of Article VII of the Bylaws of the Forty-Fourth Senate of the Associated Students of Colorado State University be amended to read as:

“The standing internal Senate committees are the Senate Budget, Internal Affairs, University Issues, and External Affairs. The Internal Affairs, University Issues and External Affairs committees shall consist of equal membership.”

**THEREFORE BE IT HEREBY FURTHER ENACTED**

That the ASCSU Senate shall approve the attached ASCSU Senate Budget Committee bylaws.

**THEREFORE BE IT HEREBY FURTHER ENACTED**

That the ASCSU Senate shall approve the attached ASCSU Board for Student Organization Funding bylaws.