



# COUNCIL BILL

STUDENT GOVERNMENT ASSOCIATION • FLORIDA INTERNATIONAL UNIVERSITY

Agenda Item: SB1804 - **A BILL TO UPDATE AGENCIES AND BUREAUS**

Date: Monday, April 2nd, 2018

Committees: Student Advocacy Committee; Rules, Legislation & Judiciary Committee

Authors: Senator Francesca Riccio-Ackerman, College of Engineering and Computing; Senator Brandon Aquino, At-Large

Sponsors: Senator Mahmoud Assad, College of Engineering and Computing; Senator Maria Clara Ribeiro, Lower Division; Senator Dominique Ingraham; Senator Peter Hernandez, Wertheim College of Nursing and Health Sciences; Senator Antonia Passalacqua, College of Arts, Sciences, and Education; Senator Kevin Markowski, School of International and Public Affairs; Senator Cassidie Toussaint, College of Arts, Sciences, and Education

## **A BILL TO UPDATE THE PROCESS TO CREATE, PROCEDURES FOR, AND REQUIREMENTS OF DIVISIONS OF THE EXECUTIVE BRANCH**

BE IT ENACTED BY THE STUDENT GOVERNMENT ASSOCIATION OF FIU

### **Section I: Policy**

The proposal outlined in this Council Bill are in compliance with the authority granted in Article III, Section 5.A. of the Student Government Association Constitution;

### **Section II: Terms**

The following terms are defined as to ensure the legality of this resolution:

- a. "SGA" will hereby refer to the Student Government Association at Florida International University,
- b. "The Senate" refers to the Senate of the Student Government Association at Florida International University,
- c. "Our University" refers to Florida International University,



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- (1) An administrative division of the Executive Branch created to provide representation and programming to a particular and established interest group of the Florida International University. The Council will be held responsible for the administration of their budgets and adherence to their purpose as outlined in these statutes. It shall be able to establish separate identities from the SGC-MMC upon approval of the SGA-MMC President.
- (iii) Activity and Service Fee funded entity
  - (1) Any person, group, department, organization, or office that receives any funding from the Activity and Service Fee.
- (iv) Activities and Services Fees
  - (1) The State of Florida has established a separate Activity and Service Fee. This fee shall be collected as part of the student tuition as a dollar amount per credit hour and shall be retained by the University and paid into a separate A&S fund.
- (v) ~~College Council~~
  - (1) ~~The administrative and governing units part of the Executive Branch that are responsible for addressing college specific issues, as well as for the administration of budgets and other purposes outlined in these Statutes.~~
- (vi) ~~Bureau~~
  - (1) ~~An Administrative division of the Executive Branch created as a direct support service for the student body as a whole and is responsible for fostering and enhancing student life and the administration of their budgets and a purpose outlined in these statutes~~

THEREFORE, LET IT BE FURTHER ENACTED that Article IV, Section 4.03 of the SGC-MMC Statutes be amended as follows:

## Section 4.03 Agencies and ~~Bureaus~~ Councils

- (a) Agency/~~Bureau~~ Council
  - (i) Purpose and Responsibilities



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- (e) ~~The application shall be referred to the Office of Student Affairs, University Wide Budget Committee/Campus Specific Budget Committee to determine financial feasibility, relevance, and any other Senate standing committee pursuant to Senate Rules of Procedure.~~
  - (f) After the Recommendation of the standing committees pursuant to Senate Rules of procedure, ~~and the Office of Student Affairs~~ a Senator shall draft a Special Act enacting the addition of the reviewed group as an SGC-MMC Agency/~~Bureau~~-Council.
    - (i) ~~The Agency/Bureau~~-Council Senate Bill will require a supermajority vote of the Senate.
  - (g) Upon passing of the Special Act to create the Agency/Council, the Agency/Council shall be considered an Interim Agency/Council.
  - (h) The Interim Agency/Council application and Senate Bill shall be submitted to the University-Wide or Campus-Specific Budget Committee and the Office of the Vice President of Student Affairs or their designee for review of fiscal viability.
  - (i) ~~Upon creation~~ Upon approval by the Office of the Vice President of Student Affairs, SGC Agencies/Bureaus-Councils shall be incorporated into the organizational structure of the Student Government Association Executive Branch and shall be subject to all privileges and responsibilities inherent with Agency and ~~Bureau~~ Council status the following fiscal year.
- (2) All Agencies/~~Bureau~~-Councils shall abide by these Statutes.
- (iii) Duties
- (1) All Agencies/~~Bureau~~-Councils of the SGC-MMC shall operate under the authority of the SGC-MMC and its Constitution and Statutes.
    - (a) Each Agency/~~Bureau~~ Council ~~with the exception of the Residence Hall Association (RHA)~~ shall have an Advisor who is a full-time faculty or staff member on the MMC or Engineering Campus. designated by the Office of the Vice President of Student Affairs/~~Campus Life~~.
  - (2) The Agency/~~Bureau~~-Council shall oversee the allocation of funds and operation of the organizations under their jurisdiction and/or of their specific directors, as determined by the budget of the Student Government.



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- (a) The Constitution and amendments to the Constitution of each Agency shall require the approval by the SGC-MMC Senate and the SGC-MMC President's signature.
- (b) Each Agency reserves the right to elect and/or designate its own President or Director and Executive Board through the following procedure.
  - (i) The Agency shall recommend, through an internal process outlined in its Constitution, to the SGC-MMC President, an individual to be considered for Director or President of the Agency.
  - (ii) The SGC-MMC President shall approve or deny the recommendation. If the recommendation is denied, another recommendation of a different individual shall be made to the SGC-MMC President, until a recommendation is approved.
  - (iii) Once approved, the SGC-MMC President shall appoint the recommended individual to the position of President or Director.
  - (iv) Then the SGC-MMC Senate shall confirm or deny the appointment of the Agency Director or President.
- (c) The SGC-MMC Senate has the power to remove, after impeaching, a member of the Agency's Executive Board for malfeasance and/or nonfeasance with a two-thirds (2/3) vote of the Senate.
  - (i) A list of all Executive Board members shall be made available at the SGC-MMC Office and on each Agency website.
- (6) Each President, Director, or Agency/~~Bureau~~ Council Representative shall attend ~~all Executive Cabinet meetings.~~ Executive Cabinet or Executive meetings as designated by the SGC-MMC President. The Agency/~~Bureau~~ Council shall present a detailed report to the SGC-MMC Senate ~~a brief weekly verbal report and a more in-depth written report at least twice once a month (filed with the SGC-MMC Clerk)~~ on the status of their organization (events, minutes, membership numbers, spending, etc.).
  - (a) Violations of this clause shall be considered misfeasance.
- (7) Every Agency/~~Bureau~~ Council President or Director must be paid through the SGC-MMC emolument account.
  - (iv) Termination



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- (2) The RHA shall serve as the ~~Agency~~ Council, manager, and provider of funding towards any programming for the facilities of the University Apartments Council, Panther Hall Council, University ~~Park~~ Towers Hall Council, Everglades Hall Council, Lakeview North Hall Council, Lakeview South Hall Council, Parkview Hall Council, and the National Residence Hall Honorary.
- (ix) Multi-Faith Council
- (1) The Multi-Faith Council shall be the ~~Agency~~ Council responsible for fostering levels of understanding, communication and respect among religious faiths in the Florida International University Community.
- (x) Black Student Union
- (1) The Black Student Union (BSU) shall be the ~~Agency~~ Council that serves as the liaison of students of the African Diaspora and Florida International University.

## Section IV: Enforcement

This Bill shall be presented to the Student Body, the Office of the Vice President of Student Affairs, and all relevant committees on behalf of the Student Body by the SGA;

## Section V: Enactment

This Bill and all its contents shall be the official law of the SGC-MMC upon passage by the SGC-MMC Senate and approval of the FIU-MMC Student Body President;

## Section VI: Implementation

Upon the enactment of this council bill, this shall be the official law of the SGC-MMC and shall make any prior legislation that conflicts with this legislation hereby null and void; upon the passage and approval of this special act the contents of the it shall be made incorporated into the SGC-MMC Statutes and those provisions of the SGC-MMC Statutes which contradict this special act shall be made null and void.

SB 1804