



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

Agenda Item: SB1808 — A BILL TO AMEND THE SENATE RULES OF PROCEDURES

Date: April 16th, 2018;

Author: Senator Brandon Aquino, At-Large;

Committee: Rules, Legislation, and Judiciary Committee;

Sponsors: Senator Rose Ingraham, Lower Division; Senator Samuel Santos, School of International and Public Affairs; Senator Bertha Vera, Public Health and Social Work; Senator David Cardona, College of Architecture and the Arts;

A BILL TO AMEND SENATE RULES OF PROCEDURE

BE IT ENACTED BY THE STUDENT GOVERNMENT ASSOCIATION OF THE MODESTO
A. MAIDIQUE CAMPUS

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 bill:

- a. "SGA" will hereby refer to the Student Government Association of the Modesto A. Maidique Campus at Florida International University,
- b. "The Senate" refers to the Senate of the Student Government Association of the Modesto A. Maidique Campus at Florida International University,
- c. "SGA-MMC" refers to the Student Government Council at the Modesto A. Maidique Campus,

Section III: Bill

Section 2.05 Procedures



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (a) Any legislation presented to the Senate for the purpose of a vote must first have two (2) Senators as sponsors in order to be brought before the Senate as new business.
- (b) Each piece of legislation in order to be passed through the Senate shall be required to be read ~~twice (2) at two different meetings~~, a minimum of two (2) times with each reading occurring at separate meetings of the Senate at which there is quorum, ~~in order to be passed through the Senate.~~
 - ~~(i) Legislation that exceeds three (3) pages in length may be read by title, granted that it has been made available to all Senators with at least forty-eight (48) hours before the meeting.~~
 - ~~i. Should a majority of the Senate object to a reading by title, the piece of legislation must be read in its entirety.~~
 - (i) Readings shall be by title only, except when otherwise called for by simple majority of those present and voting, in which case, one of the bill's cosponsors shall read the bill in its entirety.
 - (ii) The Senate may vote to override the second reading with a simple majority vote in order to proceed with legislation during the same meeting.

RULE IV. Floor Rules

Section 4.01 Rules of Order

- (a) Every Senate meeting shall run in accordance to Robert's Rules of Order, and to be supervised by the Judiciary Parliamentarian. The Judiciary Parliamentarian may be the Chief Justice or an Associate Justice as appointed by the Chief Justice.
- (b) The Speaker shall reserve the right to deny excessive clearly dilatory motions.
- (c) The Senate shall be able to appeal any decision of the Speaker with a majority vote.

Section 4.02 Floor Privileges

- (a) Only Senators who are able to vote shall be able to speak ~~without restriction~~ on the floor upon recognition of the Speaker of the Senate.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (b) Speaking privileges may be granted to those without them with permission from the Speaker of Senate.
 - (i) Speaking privileges may be granted as well by a simple majority vote of the Senate.
- (c) The following officials shall be allowed to speak before the Senate as is necessary, subject to recognition by the Speaker of Senate or the Senate with a simple majority vote, and shall have a total of five minutes each to yield to other speakers, so long as the presentation remains germane to the presentation of the yielding official.
 - (i) The President, Vice President, and Comptroller of the Student Body
 - (ii) The President-elect, Vice President-elect of the Student Body
 - (iii) Any officer of the Student Government Council and its Governing Councils
 - (iv) Any Justice of the Supreme Court of the Student Body
 - (v) ~~(vii)~~ Any University Administrative Officer or Dean

~~Section 4.02~~ Section 4.03 Recognition Obtaining the Floor

- (a) A Senator who wishes to deliver or speak on any matter of the Senate shall raise their hand, name placard, or rise and address the Speaker of the Senate by title and/or name.
- (b) When more than one (1) Senator wishes to speak, the Speaker of the Senate shall rule on the order in which they shall speak.
- (c) The Speaker of Senate must recognize any individual by title and/or name before they can speak in the Senate Floor.
- (d) When a Senator is recognized, the Senator shall remain seated or rise to address the Senate.

~~Section 4.03~~ Section 4.04 Dressing Standard

- (a) While in the chamber, members of the Senate shall must not wear any apparel that demonstrates any exterior affiliation, including greek associations, political parties, and other universities including but not limited to t-shirts, stickers, pins, and buttons.
- (b) Senators are expected to wear business professional attire, business casual attire, or SGA uniform while in the chambers.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (c) Members of the Senate determined to be in violation of these standards shall be dismissed at the discretion of the Speaker of the Senate or with a two-thirds (2/3) majority of the Senate and marked absent in the roll.

Section 4.05 Behavioral Standard

- (a) Senators are expected to conduct themselves in a professional and decorous manner.
- (b) Senators are expected to refrain from using profanity or making indecent statements.
- (c) Senators are expected to refrain from making direct or indirect attacks on any official of the SGC, presenting organizations, representatives, guest speakers, or members of attending public during any meeting of the Senate.
- (d) Senators are expected to address any SGC official, presenting organizations, representatives, guest speakers, or members of the attending public with courtesy and respect.
- (e) Senators are expected to attend meetings of the Senate and or Committee meetings not under the influence of any substance that impairs them visually, auditorily, and/or orally to any degree.
- (f) Senators are expected to actively participate or pay attention to the business of the Senate.
- (g) Members of the Senate determined to be in violation of these standards shall be dismissed at the discretion of the Speaker of the Senate or with a two-thirds (2/3) majority of the Senate and marked absent in the roll.

Section 4.05 Section 4.06 Readings

- (a) Senators may call for the reading of any section of the Student Government Association Constitution and Statutes, Rules of Procedures of the Student Senate, or Robert's Rules of Order as it pertains to any motion, parliamentary inquiry, or point of order being heard.
- (i) Should a Senator object to the reading, the question of entertaining the reading shall be put to a vote without debate, requiring a majority for the reading to be entertained.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (ii) The Judicial Parliamentarian of the Senate, or, in ~~his/her~~ their absence, the Speaker Pro Tempore of the Senate shall perform all readings to the Senate.

Section 4.06 Section 4.07 Prohibitions

- (a) Senators shall not consume food or beverages in the SGC chambers while a meeting is in session.
- (b) Senators and officials in Senate meetings shall not use electronic devices for non-official purposes while the senate is in session.
- (c) Senators shall not wear or brandish apparel that substantially disrupts the business of any Senate or Committee meeting.

Rule V. Debate Rules

Section 5.01 Times and Limitations of Debate

- (a) Pursuant to Article 3, Section 3.05, Subsection (c), Sub-subsection (iii), Paragraph (1) - The Senate shall adopt a special rule which would not limit the number of times that Senators can speak during a particular debate.

Section 5.02 Legislation

- (a) Any bill, appropriation, or resolution shall be debated pursuant to the rules of this section.
- (b) Readings shall be by title only, except when otherwise called for by simple majority of those present and voting, in which case, one of the bill's authors or cosponsors shall read the bill in its entirety.
- (c) The authors and sponsors of the legislation shall present the legislation through opening statements or a presentation to the Senate limited to five (5) minutes.
- (i) Opening statements or presentations are to only present the contents and effect of the bill.
- (ii) Opening statements or presentations are not to present on the merits or defense of the legislation.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (iii) Any author or sponsor may yield any amount of their allotted time to person(s) without speaking privileges upon recognition by the Speaker of the Senate and approval of simple majority vote of the Senate.
- (d) A period of non-debatable technical questioning shall be held of the legislation's authors and sponsors limited to five (5) minutes.
 - (i) Speaking privileges shall be granted to those without them for the term of the non-debatable technical questioning.
 - (ii) A non-debatable technical question shall be any question that can be answered with "yes," "no," or a known fact.
 - (iii) The legislation's authors and sponsors may not be compelled to answer a question.
 - (iv) The question period may be extended by a majority vote.
 - (v) If there are no questions to be asked, the Senate shall move into debate.
- (e) A period of pro/con debate shall be held.
 - (i) Rounds of pro debate and con debate, in alternation by the Speaker of the Senate, with each round limited to four (4) minutes, two (2) of which shall be afforded to each of the pros and two (2) to each of the cons.
 - (ii) Any Senator may yield their time to a specific Senator or to those of like-mind.
 - (iii) The authors or sponsors of the legislation shall be afforded the floor first to debate.
 - (iv) After three (3) rounds, the Speaker of the Senate may inquire if further debate is needed of the Senate.
 - (v) Debate may be limited or extended by a simple vote so long as each side is afforded an equal amount of time.
 - (vi) At the Speaker of the Senate's discretion, if a Senator's speech is antagonistic to the side whose time they are using, the Senator shall be ruled out of order and any time used be returned to the clock.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (vii) Should during the course of debate, another question period be needed, the Senate may move with a simple majority vote, in which the period shall last for five (5) minutes, then return to debate
- (viii) If there is no opposition, debate may be motioned to close with a simple majority vote.
- (ix) If there are no more Senators wishing to speak on concurrent rounds of pros and cons, debate may be motioned to close with a simple majority vote.
- (f) Amendments filed to the Speaker of the Senate and the Clerk of Council pursuant to Rule IX, Section 9.03, shall be considered by the Senate.
 - (i) The author of the amendment shall offer opening statements or a presentation to the Senate limited to two (2) minutes.
 - (ii) A period of non-debatable technical questioning shall be held of the maker of the amendment as per the rules of the above Subsection (d)
 - (iii) A period of pro/con debate shall be held.
 - i. Rounds of pro debate and con debate, in alternation by the Speaker of the Senate, with each round limited to two (2) minutes, one (1) of which shall be afforded to each of the pros and one (1) to each of the cons.
 - ii. Any Senator may yield their time to a specific Senator or to those of like-mind.
 - iii. The authors of the amendment shall be afforded the floor first to debate.
 - iv. After two (2) rounds, the Speaker of the Senate may inquire if further debate is needed of the Senate.
 - v. Debate may be limited or extended by a simple majority vote so long as each side is afforded an equal amount of time.
 - vi. At the Speaker of the Senate's discretion, if a Senator's speech is antagonistic to the side whose time they are using, the Senator shall be ruled out of order and any time used be returned to the clock.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- vii. Should during the course of debate, another question period be needed, the Senate may move with a simple majority vote, in which the period shall last for two (2) minutes, then return to debate.
- viii. If there is no opposition, debate may be motioned to close with a simple majority vote.
- ix. If there are no more Senators wishing to speak on concurrent rounds of pros and cons, debate may be motioned to close with a simple majority vote.
- (iv) The authors and sponsors of the bill shall be afforded two (2) minutes of final privilege.
- (v) The Speaker of the Senate shall put the legislation up to vote by the Senate.

Section 5.01 Public Debate

- ~~(a) Any bill, appropriation, resolution, authorization, confirmation or special request will be required to be debated for at least five (5) minutes, if there is no opposition, the debate may be motioned to be closed by two Senators and a simple majority vote.~~
- ~~(b) Readings shall be by title only, except when otherwise called for by one-fifth of those present and voting, in which case one of the bill's cosponsors shall read the bill in its entirety.~~

RULE VI. Voting

Section 6.01 Procedure

- ~~(a) All votes must be conducted by roll call, or by acclamation with unanimous consent of the Senate.~~
- (a) All votes requiring a simple majority shall be by vote of acclamation with unanimous consent of the Senate.
- (b) All votes requiring two-thirds (2/3) of the Senate body shall be done by roll-call vote.



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

- (c) Before the calling of a roll call vote, the Speaker of the Senate shall ask if any Senator wishes to add their vote or change their vote.
- (d) The Speaker of the Senate shall announce the vote totals, result of the vote, and the effect of the vote, and results immediately following a vote.

Section 6.02 Abstentions

- (a) Senators may not abstain from vote unless their vote would constitute a conflict of interest.
 - i. A conflict of interest exists whenever a Senator stands to gain an individual benefit from the matter being considered.
- (b) Senators who abstain from a roll call vote shall be considered present for the vote but shall not be counted in determining the outcome of the vote.
- (c) Senators who abstain from a roll call vote shall state their reason for abstention to be recorded in the minutes.

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;

This Bill and all its contents shall be enacted May 7th, 2018 at the first meeting of the new Senate session;

Section VI: Implementation

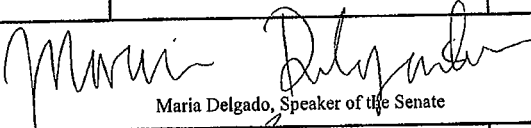
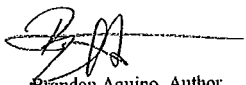
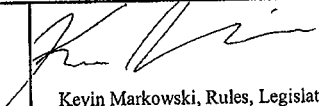
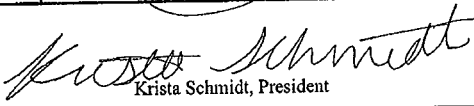
Upon the enactment of this council bill, this shall be the official law of the SGC-MMC and shall make any prior legislation that conflicts with this legislation hereby null and void;



COUNCIL BILL

STUDENT GOVERNMENT COUNCIL · MODESTO A. MAIDIQUE CAMPUS

Upon the passage and approval of this council bill, the contents of the it shall be made incorporated into the SGC-MMC Senate Rules of Procedures and those provisions of the SGC-MMC Senate Rules of Procedures which contradict this council bill shall be made null and void.

SB 1808		
FIU-MMC STUDENT GOVERNMENT COUNCIL		
DATE APRIL 16TH 2018	IN FAVOR OF <u>23</u>	AGAINST <u>0</u>
AMENDMENTS:		
VOTE OUTCOME	PASS	FAIL
 Maria Delgado, Speaker of the Senate		
 Brandon Aquino, Author	 Kevin Markowski, Rules, Legislation, and Judiciary	
PRESIDENTIAL RULING	ENACT	VETO
 Krista Schmidt, President		