

CONSTITUTION OF THE ASSOCIATED STUDENTS OF EASTERN WASHINGTON UNIVERSITY

Preamble

We the elected representatives of the Associated Students of Eastern Washington University (ASEWU) encourage the pursuit of higher education and enhanced student life on all Eastern Washington University (EWU) campuses.

We will:

- Ensure that all students are treated equally;
- Promote the expression of student opinions through formal and informal means; and
- Act as a liaison, building relationships with our faculty, staff, and administration as well as local, state, and federal representatives.

We commit ourselves to the students of EWU to act as a resource for student activism, provide students with leadership opportunities, and to be an informed, unified student voice.

Article I: Name, Definitions, and Membership

- I. The name of this organization shall be the "Associated Students of Eastern Washington University," referred to herein as the "ASEWU."
- II. When used in this constitution, the following terms shall mean:
 - A. "University" means Eastern Washington University and, collectively those responsible for its control and operation.
 - B. "Student" includes all persons enrolled in any course at the university.
 - C. "Instructor" means all persons hired by the university to conduct classroom activities. In certain situations a person may be both "student" and "instructor." Determination of status in a particular situation shall be determined by the pertinent facts.
 - D. "Legal compulsion" means a state or federal judicial or legislative order which requires some action by the person to whom it is directed.
 - E. "Organization" means a number of persons who have complied with the formal requirements of university recognition.
 - F. "Group" means members of the university community who have not yet complied with the formal requirements for becoming an organization.
 - G. "Student press" means either an organization whose primary purpose is to publish and distribute any publication on campus or a regular publication of a campus organization.
 - H. "Resident" is used to mean enrolled at the university.
 - I. "Full time" is used to mean twelve (12) credit hours or more for undergraduates and ten (10) credits hours for graduate students.
 - J. "Shall" is used in the imperative sense.
 - K. "May" is used in the permissive sense.
 - L. "Advice" is being involved in the decision making process.
 - M. "Consent" of the Council or other ASEWU body shall receive at least a majority vote from that body.
 - N. "Representative" is a member of the legislative branch of the student government.
 - O. "Expeditious" shall mean within ten (10) working days unless specifically stated otherwise, except in the case of the ASEWU Superior Court where "expeditious" will be considered as such if the court hears the case within fourteen (14) school days and renders a decision within three (3) school days.
 - P. "Recalled" means being removed from office.
 - Q. "Cumulative grade point average" shall be calculated based on the student's grade point average of his/her entire higher education career.
 - R. All other terms have their natural meaning unless the context dictates otherwise.
- III. All students who are registered for one (1) credit hour or more and pay service and activity fees at Eastern Washington University shall be members of this organization for the period of time covered by the fee.

Article II: Council

- I. The legislative powers of the ASEWU shall be vested in the ASEWU Council and shall not be transferred.
- II. The purpose of the ASEWU Council is to receive and respond to student concerns. The ASEWU Council has the authority to create legislation that will enable them to perform their procedural duties. The ASEWU Council has the responsibility to inform and promote opportunities for student expression without violating the EWU Student Conduct Code or any local, state or federal laws.
- III. Membership
 - A. The ASEWU Council shall consist of nine (9), elected ASEWU Representatives, the ASEWU President, the ASEWU Executive Vice President, and the ASEWU Finance Vice President. The voting membership of the ASEWU Council shall consist of the ASEWU Executive Vice President and nine (9) ASEWU Representatives. The Executive Vice President may only vote in the event of a tie.
 - B. No person shall hold more than one (1) elected position on the ASEWU Council or serve simultaneously on the ASEWU Superior Court.
 - C. The ASEWU President and ASEWU Finance Vice President shall have all ASEWU Council membership rights except for that of voting.
- IV. Meetings
 - A. The ASEWU Council shall meet no less than six (6) times during each quarter (excluding summer quarter), and special meetings may be called by the ASEWU Executive Vice President, by a simple majority of the ASEWU Representatives, or by a presentation of a petition to the ASEWU Council signed by five percent (5%) of the ASEWU.
 - B. For procedures not covered by the ASEWU Constitution, bylaws, and standing rules, the latest edition of *Robert's Rules of Order, Newly Revised*, shall govern.
 - C. All meetings shall be open to the public. A record shall be kept of the votes taken therein, and copies of the minutes shall be available to any member of the university community upon request.
 - 1. Quorum: The ASEWU Council meeting shall have quorum consisting of a majority of the ASEWU Representatives.
 - 2. Proxy Voting: There shall be no proxy voting.
- V. Legislation

All legislation shall include the name of the sponsor(s); date of introduction; committee referred to (if any); disposition and date of disposition; signature of the ASEWU Executive Vice President and the ASEWU President, or override of their veto by the ASEWU Council; and shall continue in effect until five (5) years from the last date of signature, an override, or until rescinded.
- VI. ASEWU Council Powers and Duties

The ASEWU Council shall have the following policies and duties:

 - A. The ASEWU Council shall enforce this constitution.
 - B. The ASEWU Council shall serve as the official representative of the ASEWU.
 - C. The ASEWU Council shall enact any and all legislation necessary to ensure that its policies are enforced.

- D. The budgeting authority of the ASEWU Council shall be vested in the ASEWU Council and shall not be transferred.
1. The budget shall include all funds, revenues, and reserves; shall be divided into programs, subprograms, and objects of expense and shall include supporting data; shall indicate as to each program, subprogram, or object of expense the actual expenditures of the preceding year; and shall include any proposed capital improvement program for the next six (6) fiscal years.
 2. Regular budgets shall be those budgets adopted during spring quarter for the following fiscal year. Supplemental budgets shall be all other budget requests made throughout the year. Copies of the budgets shall be delivered to each member of the ASEWU Council and made available to any member of the university community upon request.
 3. Unless otherwise provided by the appropriate legislation, all unexpended and unencumbered appropriations in the current expense appropriation legislation shall lapse at the end of the fiscal year. An appropriation in the capital budget appropriation legislation shall lapse when the project has been completed or abandoned or when no expenditure or encumbrance has been made for three (3) years.
 4. Any expenditure in excess of an appropriation shall be null and void, and any official, agent, or employee knowingly responsible shall be personally liable to anyone damaged by this action, providing the ASEWU Council permits the ASEWU to enter into contracts requiring the payment of funds from appropriation of subsequent fiscal years.
 5. The ASEWU Council shall publish an annual financial statement summarizing the regular ASEWU budget.
 6. The ASEWU Council may request an annual audit, provided it budgets for the same.
- E. By a two-thirds ($\frac{2}{3}$) vote of the ASEWU Council, the ASEWU Council may override a veto by the ASEWU President.
- F. The ASEWU Council shall be responsible for its own organization in the establishment and election of subcommittees and their membership. No ASEWU Council subcommittee having legislation referred to it shall have the authority to delay presentation to the full ASEWU Council for more than two (2) meetings without the permission of the sponsor.
- G. The ASEWU Council shall be responsible for the employment of those employees it deems necessary to assist the ASEWU Council in the exercise of their duties and powers, provided it budgets for the same. The appointment for such employment, presented by the ASEWU Executive Vice President, shall receive the advice and consent of the ASEWU Council.
- H. Committees: The ASEWU Council shall be responsible for student representation on all university committees, all councils of the academic senate and their subcommittees, and all ASEWU committees and their subcommittees.
1. Appointment to such committees, presented by the ASEWU President, shall receive the advice and consent of the ASEWU Council.
 2. Students appointed to these committees shall serve at the discretion of the ASEWU Council.
 3. All student appointments to these committees shall serve until the last day of spring quarter, unless otherwise specified in the individual committee.

4. Committees or committee chairpersons shall submit to the ASEWU a report and/or a copy of all agendas and minutes, when available.
 5. The ASEWU Council shall publish an ASEWU committee report stating the membership, eligibility, purpose, and duties of all committees with student representation.
- I. Election returns: The ASEWU Council shall approve all of the ASEWU election returns and of the qualifications of its membership as prescribed in Article V of this constitution.
 - J. ASEWU Representative or Executive positions shall be declared vacant:
 1. When an ASEWU Representative or Executive misses three (3) full, regularly scheduled, consecutive meetings in one quarter, or a total of four (4) regularly scheduled meetings during a quarter. Exceptions may be made with the consent of a majority vote in Council.
 2. When an ASEWU Representative or Executive violates academic qualifications as described in Article V, Section II of this constitution.
 3. Upon the incumbent's death, resignation, recall, or withdrawal from membership in ASEWU (excluding summer quarter).
 4. By declaration of nonperformance of duties stated in this constitution by the ASEWU Superior Court.
 - K. Speaker Pro Tem: The ASEWU Council shall elect an ASEWU Representative member to the position of Speaker Pro Tem at the first or second meeting of each quarter. The Speaker Pro Tem shall serve one (1) quarter with any vacancies in the Speaker Pro Tem's office being filled in the same manner as stated previously and shall serve for the balance of the unexpired term.
- VII. Salaries
Elected and appointed members of the ASEWU shall be paid on the following basis.
- A. ASEWU Council Representatives shall receive a quarterly salary not to exceed the in-state undergraduate tuition.
 - B. The ASEWU Council clerk and other ASEWU Council employees shall receive a quarterly salary not to exceed two-thirds ($\frac{2}{3}$) of that of the ASEWU Executive Vice President or the ASEWU Finance Vice President.
 - C. ASEWU cabinet members may receive a quarterly salary not to exceed the cost of in-state undergraduate tuition, provided it budgets for the same.
- VIII. Terms
- A. The terms for the ASEWU Council shall be for one (1) year and take office the last day of school in spring quarter.
 - B. All ASEWU Council appointments and cabinet members shall resign their position at the end of the presidency under which they were appointed.
- IX. Vacancies
- A. The positions of ASEWU Council members, ASEWU President, ASEWU Executive Vice President, ASEWU Finance Vice President shall become vacant upon the incumbent's death, resignation, recall, withdrawal from membership in ASEWU (excluding summer quarter for the ASEWU Executive Vice President, ASEWU Finance Vice President, and ASEWU Council members), or declaration of nonperformance of duties stated in the ASEWU Constitution by the ASEWU Superior Court.

- B. In the case of a vacancy of a ASEWU Council position, the ASEWU President shall appoint a member of ASEWU to fill the vacant position with a three fourths ($\frac{3}{4}$) vote approval by the ASEWU Council. The appointee shall take office immediately upon approval of the ASEWU Council, and shall serve with full authority and power for the remainder of the unexpired term.

Article III: Executive

- I. The executive powers of the ASEWU President, Executive Vice President and the Finance Vice President shall be vested in the ASEWU executives and may not be transferred.
- II. The purpose of the ASEWU Executives is to act in a manner that is in the best interest of the ASEWU. The executives shall have the responsibility of executing approved ASEWU Council legislation, ASEWU Superior Court decisions and its cabinet.
- III. Membership
 - A. The ASEWU President, Executive Vice President, and Finance Vice President shall compose the ASEWU Executive branch of student government.
 - B. The ASEWU Executives shall be members of the ASEWU Council and shall have all the rights and responsibilities of an ASEWU Representative (see Article II, Sections IV, V, and VI). However, the ASEWU President and Finance Vice President shall not have voting rights.
 - C. No ASEWU Executive shall simultaneously hold an ASEWU Representative position or seat on the ASEWU Superior Court.
- IV. ASEWU President
 - A. The ASEWU President, serving as an ASEWU Council member, shall act as the chief executive officer and representative spokesperson on behalf of the ASEWU Council.
 - B. The ASEWU President shall be responsible for executing ASEWU Council and judicial decisions.
 - C. The ASEWU President may veto any legislative bill, supplemental budget passed by the ASEWU Council within five (5) working days of passage, or any decisions that the ASEWU Council has voted upon regarding executive appointments.
 - D. The ASEWU President must sign or veto all legislation within five (5) working days of its passage.
 - E. The ASEWU President may create cabinet positions and appoint cabinet officers with the advice of the ASEWU Council, who shall serve at their discretion, provided it budgets for the same. Should the ASEWU President leave office before expiration of term, these cabinet officers will serve for the remainder of the quarter in which the President leaves office. At this time, the replacement for the position of ASEWU President may appoint/reappoint cabinet officers, with the advice and consent of the ASEWU Council.
 - F. The ASEWU President shall make appointments in an expeditious manner, with the advice and consent of the ASEWU Council.
 - G. The ASEWU President or their designee shall supervise all ASEWU elections and shall be responsible for validating all positions.

- V. ASEWU Executive Vice President
- A. The ASEWU Executive Vice President shall chair the ASEWU Council.
 - B. The ASEWU Executive Vice President shall prepare the agenda for and chair meetings of the ASEWU Council; shall call meetings of the ASEWU Council to order; shall prepare a schedule of all regular meetings for fall, winter, and spring quarters with the advice and consent of the ASEWU Council.
 - C. The ASEWU Executive Vice President shall appoint a Council clerk, with the advice and consent of the ASEWU Council.
 - D. The ASEWU Executive Vice President shall be responsible for all administrative matters of the ASEWU Council.
 - E. The ASEWU Executive Vice President shall have voting rights in Council for the purpose of breaking a tie between the Representative members, when necessary.
 - F. The ASEWU Executive Vice President shall assume the duties of the ASEWU President during the president's absence or disability.
 - G. The ASEWU Executive Vice President shall assume other duties as delegated by the ASEWU President.
- VI. ASEWU Finance Vice President
- A. The ASEWU Finance Vice President shall be a member of the ASEWU Council.
 - B. ASEWU Finance Vice President shall be responsible for the management of all ASEWU money and properties.
 - C. ASEWU Finance Vice President shall supervise all expenditures of ASEWU funds.
 - D. ASEWU Finance Vice President shall be a voting member and chair the finance committee of the ASEWU Council.
 - E. ASEWU Finance Vice President shall present to the ASEWU Council a detailed financial statement each month summarizing ASEWU funds for that month.
 - F. ASEWU Finance Vice President shall publish an annual budget book summarizing the upcoming year's budget requests and recommendations as well as budget requests and the budgeted amounts for the past five (5) years.
 - G. ASEWU Finance Vice President shall assume other duties delegated by the ASEWU President.
- VII. Salaries
- A. The ASEWU President shall receive a quarterly salary not to exceed the quarterly cost of in-state undergraduate tuition, double occupancy room and board, and five hundred dollars (\$500).
 - B. The ASEWU Executive Vice President and the ASEWU Finance Vice President shall receive a quarterly salary not to exceed the quarterly cost of in-state undergraduate tuition, double occupancy room and board, and three hundred dollars (\$300).
- VIII. Terms
- A. The terms of the ASEWU President, Executive Vice President, and Finance Vice President shall be for one (1) year, taking office the last day of spring quarter.
- IX. Vacancies
- A. In the case of a vacancy in the ASEWU President, the ASEWU Executive Vice President shall assume the office of the ASEWU President to serve with full authority and power for the remainder of the unexpired term.

- B. In the case of vacancy in the office of the ASEWU Executive Vice President, the ASEWU Speaker Pro Tem shall assume the office of the ASEWU Executive Vice President to serve with full authority and power for the remainder of the unexpired term. Should a Speaker Pro Tem not be selected at the time, the senior ASEWU Representative (time in office determined) shall serve. Should this scenario not work, then the lowest numbered (i.e. Position #1, then Position #2, etc.) ASEWU Representative will serve in the interim until a replacement for the Executive Vice President and Speaker Pro Tem positions are voted upon by the ASEWU Council. This action will be in accordance with Article II, Section VI, letter K of this constitution.
- C. In the case of a vacancy in the office of the ASEWU Finance Vice President, the ASEWU President shall appoint, with a three-fourths ($\frac{3}{4}$) vote approval by the ASEWU Council, an ASEWU member to assume the office of ASEWU Finance Vice President to serve with full authority and power for the remainder of the unexpired term.

Article IV: Judicial

- I. The judicial authority of the ASEWU shall be vested in the ASEWU Superior Court and such lesser courts as the ASEWU Council may establish.
- II. Purpose
The purpose of the ASEWU Superior Court shall be to examine questionable bylaws and constitutional amendments and ensure that the ASEWU Council does not violate the ASEWU Constitution, its bylaws, the EWU Student Code of Conduct, any local, state or federal law.
- III. Definitions
 - A. A “recommendation,” given by the ASEWU Superior Court, is a decision that suggests a particular course of action to the ASEWU Council or one that offers advice.
 - B. A “judgment,” made by the ASEWU Superior Court, is a decision that mandates or demands a particular course of action to the ASEWU Council.
- IV. Duties
 - A. The ASEWU Superior Court shall serve as a court of equity, the highest appellate court in the student government judicial system, and shall have full powers of judicial review.
 - B. The ASEWU Superior Court may review and render decisions with regard to:
 1. All proposed revisions of the ASEWU Constitution and its bylaws and make judgments or recommendations to the ASEWU Council,
 2. All proposed bylaws or amendments to the bylaws of the ASEWU and its committees and clubs and organizations and make judgments or recommendations to the ASEWU Council,
 3. Interpretations of the ASEWU Constitution, all governing bylaws and make judgments or recommendations to the ASEWU Council, and
 4. Performance of duties for ASEWU Council and Executives.
 - C. The ASEWU Superior Court shall have the authority to:
 1. Determine if the actions or decisions of the ASEWU Council, committees or clubs and organizations are in violation of the ASEWU Constitution and/or the governing bylaws,

2. Hear appeals from the election board and issue sanctions according to relevant bylaws established by the ASEWU Council, and the ASEWU Constitution, and
 3. Review twice annually the performance of ASEWU Council and Executives.
- D. The ASEWU Superior Court, and any lesser court, shall hear all cases and render recommendations or judgments in an expeditious manner, except during summer quarter. All recommendations or judgments must be presented to the ASEWU Council in writing.

V. Procedure

- A. All proceedings of the judicial branch shall be recorded and all decisions shall be accompanied by a written opinion expressing the majority and may include dissenting or concurring opinions.
- B. A copy of all ASEWU Superior Court case records, decisions, and opinions shall be maintained in the JFK Library.
- C. All legislation or concerns given to the ASEWU Superior Court that falls under the ASEWU Superior Court's jurisdiction must originate from any ASEWU student, and/or club or organization, and/or the ASEWU Council.
- D. The procedures for submitting legislation to the ASEWU Superior Court for recommendation are as follows:
 1. The ASEWU Council shall give every Superior Court Justice copies of proposed bills;
 2. The ASEWU Council may refer any legislation to the ASEWU Superior Court when the document involves interpretation of the ASEWU Constitution and/or its bylaws;
 3. The ASEWU Council may refer any legislation to the ASEWU Superior Court that involves amending or replacing the ASEWU Constitution and/or its bylaws.
- E. Procedures for submitting legislation to the ASEWU Superior Court for judgment:
 1. The ASEWU Council may refer any legislation to the ASEWU Superior Court when the document involves interpretation of the ASEWU Constitution and/or its bylaws;
 2. Legislation approved by the ASEWU Council or any ASEWU committee or club and organization may be submitted to the ASEWU Superior Court by any student who is not a member of the ASEWU Superior Court to verify that it complies with all precedent documents.

VI. Limitations

- A. No member of the ASEWU Superior Court may initiate or endorse any action requesting review by the ASEWU Superior Court except in cases of the twice annual performance review of ASEWU Council and Executives.
- B. Any member of the ASEWU Superior Court who intends to endorse or participate in any ASEWU election campaigning must resign their judicial position by the first day of the quarter during which elections will be held. If this does not take place, the member in question or the candidate or ballot measure that the member endorses will be considered ineligible for that election.
- C. ASEWU Council members, executives, and any other paid staff member (who works directly for the ASEWU Council) may not simultaneously sit on the ASEWU Superior Court.

- D. The ASEWU Council may overturn a judgment of the ASEWU Superior Court with a unanimous vote of the voting membership of the ASEWU Council. This decision is final and cannot be reconsidered by the ASEWU Superior Court.
- VII. Requirements
- A. The justices of the ASEWU Superior Court, and any judges from lesser courts, shall be members of the ASEWU, have and maintain a two point five (2.5) cumulative grade point average, and be enrolled for and complete six (6) credit hours in the quarter immediately prior to their appointment (excluding summer quarter) at the university.
- B. The justices and judges are further responsible for keeping and maintaining their own records.
- VIII. Term of Office
- Members of the ASEWU Superior Court and lesser courts shall serve until they resign, cease to be a member of ASEWU (excluding summer quarter), are elected as an ASEWU Council member, an ASEWU executive officer, ASEWU cabinet member, or until impeached and convicted for causes brought to the ASEWU Council and there tried. Removal will occur on conviction and a vote of three-fourths ($\frac{3}{4}$) of the ASEWU Council. Appeals may be made to the ASEWU Superior Court.
- IX. Membership
- The ASEWU Superior Court shall consist of five (5) justices who shall select from its members, one who shall serve as ASEWU Chief Justice with the others serving as associate justices. Selection shall occur at the next meeting following the resignation, removal, or abdication of the ASEWU Superior Court Chief Justice. Selection shall consist of open nominations, followed by a vote done to determine the new ASEWU Superior Court Chief Justice. Simple majority shall decide the winner.
- X. ASEWU Chief Justice
- A. It shall be the duty of the ASEWU Chief Justice to preside as chairperson and chief officer at all meetings of the ASEWU Superior Court. The ASEWU Chief Justice may appoint, with the advice and consent of the ASEWU Superior Court, a court clerk and other assistants who may be beneficial to the functioning of the ASEWU Superior Court. Salaries may be granted and approved through the ASEWU Council budgeting process.
- B. In the absence of an ASEWU Chief Justice, the senior justice shall serve in the interim. If two or more justices were appointed the same year, an internal vote shall occur to decide between the qualifying justices.
- C. The ASEWU Chief Justice shall serve until they resign their position or cease to meet the terms of office of the ASEWU Superior Court.
- XI. Meeting Quorum
- No court shall render an opinion, hear evidence, nor pass judgment in the absence of a quorum (simple majority of the court).
- XII. Appointment
- Whenever there is a vacancy on the Superior Court the ASEWU President, with the advice and consent of the ASEWU Council, shall appoint the members of the ASEWU Superior Court.

Article V: Elections

- I. Election Schedule for the Purpose of Electing ASEWU Government Members
 - A. Filing shall open on the first (1st) Friday of spring quarter.
 - B. Filing shall close on the second (2nd) Friday of spring quarter.
 - C. ASEWU primary election shall be on the fourth (4th) Tuesday of spring quarter.
 - D. The ASEWU general election shall be held on the sixth (6th) Tuesday of spring quarter.

- II. Qualifications for Office
 - A. All candidates for the ASEWU Council shall have and maintain at least a two point five (2.5) cumulative grade point average at the university. (“Cumulative grade point average” shall be calculated based on the student's grade point average of his/her entire higher education career.)
 - B. Undergraduate candidates must be enrolled for and complete six (6) credit hours the quarter previous to their election (excluding summer quarter). Graduate candidates must be enrolled for and complete five (5) credit hours the quarter previous to their election (excluding summer quarter).
 - C. Candidates for ASEWU President, ASEWU Executive Vice President, and ASEWU Finance Vice President shall have a minimum of three (3) quarters as a full time student at a higher education institution and at least one (1) quarter of attendance at the university immediately prior to the election of office. (This is to occur within three (3) years prior to the scheduled election.)
 - D. Upon election to an ASEWU office, undergraduate officers must be enrolled at EWU with six (6) or more credits each quarter during their tenure in office (excluding summer quarter). Graduate officers must be enrolled at EWU with five (5) or more credits each quarter during their tenure in office (excluding summer quarter).

- III. Filing

Students filing for an ASEWU Council position shall complete all the necessary paper work including but not limited to, a release of information form, agreement to abide with all elections rules and policies, an agreement to complete a mandatory leadership course designed for student leaders, and to fulfill transition requirements.

Only students who meet the qualifications for office will be listed on the primary election ballot.

- IV. Polling Times, Locations and Means

On the designated voting day, students shall have access to vote through electronic means. Voting electronically means eligible students can vote via the Internet from any remote location.

 - A. The voting hours and polling locations shall be open no earlier than 7:30 a.m. (PST) and close no later than 10:00 p.m. (PST).
 - B. For polling locations on campus, they shall be placed at:
 - 1. The Pence Union Building.
 - 2. Designated Spokane branch campuses.
 - 3. Any campus building as approved by the ASEWU Council.
 - C. All polling locations shall be made public to the students of EWU two (2) weeks prior to any ASEWU sponsored election.

- D. At the polling locations, there shall be at least one (1) election clerk to monitor the station. The said clerk shall not be affiliated with, or related to, any current candidate running for office, or be a student at EWU. Election clerks shall be employed through the ASEWU President's office.
 - E. If a student is unable to vote on the designated election day, the student may obtain an absentee ballot prior to the day of election from the ASEWU President's office or at any location designated by the ASEWU Council.
 - F. In the event that voting cannot occur through electronic means, then elections will be completed through traditional means or as designated by the ASEWU Council.
- V. Votes Cast
- A. All votes shall be cast by secret ballot.
 - B. Voting data, both electronic and paper media, shall be kept secured for six (6) months after the election.
 - C. For each election, eligible students shall be allowed to vote once.
- VI. Inclement Weather
- Should there be an occasion, such as weather conditions, natural disaster, or unsafe conditions on campus, which necessitates the closure of school, the election process will be postponed one (1) week.
- VII. Interpretation of Results
- A. The two (2) candidates who are qualified and received the highest number of votes for each office in the primary shall have their names entered on the final election ballot. In the case of a tie for the second highest number of votes for that office, the candidates who are qualified shall have their names entered on the final election ballot. Write-in candidates shall have the option of removing their names from the ballot.
 - B. A candidate is elected to office when receiving a plurality of votes cast, that being at least forty (40%) percent.
 - C. Should no candidate receive a plurality of at least forty (40%) percent in the final election, a run-off election shall be held one (1) week after the final election between the two (2) persons who are qualified and received the highest number of votes in the final election. Only ballots for those two (2) persons shall be counted. In the case of a tie for the second highest number of votes in the general election, those candidates who tied will be placed on the special election ballot.
 - D. Should no candidate receive a plurality of a least forty (40%) percent in a run off election, the ASEWU Council shall select the winner from between those entered on the run off election ballot with a two-thirds ($\frac{2}{3}$) majority vote of the ASEWU Council members at its next meeting.
- VIII. Special Elections
- A. A special election may be called by a three-fourths ($\frac{3}{4}$) vote of the ASEWU Council.
 - B. Special elections will follow the same rules as that of the primary and general elections proceedings.

Article VI: Campus Organizations

- I. Organizations and groups may be established within the university for any legal purpose. Affiliation with an extramural organization (any organization located outside of Eastern Washington University) shall not, in itself, disqualify the university branch or chapter from university privileges. Any organization that engages in illegal activities may have sanctions imposed against it including withdrawal of university recognition for a period not exceeding one (1) year.
- II. A group shall become an organization when they meet the following criteria of an EWU student organization:
 - A. Submit a list of officers, their current addresses, and a copy of their respective constitution and bylaws.
 - B. If there is affiliation with an extramural organization, that organization's constitution and bylaws shall be filed with the appropriate university official or body. All amendments shall be submitted within a reasonable time after they become effective.
 - C. All sources of outside funds will also be disclosed.
- III. Membership in all university related organizations, within the limits of their facilities, shall be open to any member of the university community who is willing to subscribe to the stated aims and meet the stated obligations of the organization.
- IV. University facilities shall be assigned to organizations, groups, and individuals within the university community for regular business meetings, for social programs and for programs open to the public provided:
 - A. Reasonable conditions may be imposed to regulate the timeliness of requests, to determine the appropriateness of the space assigned, to regulate time and use, and to insure proper maintenance.
 - B. Preference may be given to programs designed for audiences consisting primarily of members of the university community.
 - C. Allocation of space shall be made based on priority of requests and the demonstrated needs of the organization, group, or individual.
 - D. The university may delegate the assignment function to an administrative official or student committee or organization.
 - E. Charges may be imposed for any unusual costs for use the facilities.
 - F. Physical abuse of assigned facilities shall result in reasonable limitations on future allocation of space to offending parties and restitution for damages.
 - G. The individual, group, or organization requesting space must inform the university of the names of outside speakers and indicated subject.
- V. No individual, group, or organization may use the university name without the express authorization of the university. University approval or disapproval of any policy may not be stated or implied by any individual, group, or organization.
- VI. Issues dealing with student publications, privacy, and records shall be governed under the most current EWU Student Conduct Code.

Article VII: Rescind, Recall, Initiative, Referendum, and Inspection of Records

- I. Upon receiving a petition signed by at least ten percent (10%) of the members of the ASEWU, any act of any official, committee, or organization existing under the ASEWU may be rescinded or amended as described in section V of this article.

For a petition to be valid, it shall include the following information: the text of the petition which shall be a concise statement of the action sought by petitioners; numbered lines for signatures with space provided beside each signature for the student's printed name, student identification number, address of the signer, and date of signature. Each signature shall be executed in ink and may only sign one (1) of these petitions.
- II. Upon receiving a petition signed by a least ten percent (10%) of the members of ASEWU, any ASEWU Council member may be recalled as described in section V of this article.
- III. Upon receiving a petition signed by a least ten percent (10%) of the members of ASEWU, the ASEWU Council shall provide for an initiative as described in sections V and VI of this article.
- IV. The ASEWU Council shall provide for a referendum vote whenever a majority of the legislators approve the presentation of such as described in sections V and VI of this article.
- V.
 - A. The ASEWU must be provided with the complete and certified petition at least two (2) weeks prior to the date of the rescind, recall, initiative, and/or referendum consideration, primary, general and/or special election.
 - B. The statement of the action sought by petitioners shall be submitted to the members of the ASEWU at the next regular election or at a special election called earlier by the ASEWU Council for that purpose.
 - C. The statement of the action sought by petitioners shall be adopted if a simple majority of the ASEWU Council vote in favor of it, whereupon the measure shall become effective immediately.
- VI. Any initiative or referendum shall be binding upon the ASEWU and its officials, committees, and organizations.
- VII. All official documents shall be open for public inspection except for executive session and deliberation minutes and notes.

Article VIII: Amendments

- I. The ASEWU Constitution may be amended by two-thirds ($\frac{2}{3}$) vote of those voting on the proposed modification at any regular election, provided that ten percent (10%) of the members of ASEWU vote in that election. If adopted, it shall become effective upon approval, as prescribed under the Administrative Procedures Act Hearing Rules, by the Board of Trustees of Eastern Washington University.

- II. Proposed constitutional amendments shall be presented to the members of the ASEWU for approval upon the request of at least two thirds ($\frac{2}{3}$) of the voting members of the ASEWU Council or upon petition of at least ten percent (10%) of the ASEWU.
- III. The ASEWU bylaws may be amended by a two-thirds ($\frac{2}{3}$) vote of the voting members of the ASEWU Council provided that written notice of such an amendment has been given at the previous meeting.
- IV. Approved ASEWU constitutional amendments shall be incorporated into the article, section, and clause of the constitution to which they refer.