ASUCI Judicial Board 2002-2003

DATE: April 9, 2003

TO: ASUCI Executive Cabinet and Legislative Council

FROM: ASUCI Judicial Board

RE: Failing Expired Legislation

Petitioner Katherine Goshgarian, ASUCI Legislative Council Biology Sciences Representative, brought forth a petition for failed items: # 66 B38-24 and # 69 B38-27. Although Judicial Board decisions cannot be appealed, the Judicial Board would like to explain the grounds for failing the legislation.

> Item # 66, B38-24 was presented on 02/25/03.
> The event took place on 2/26/03.
> Reviewed by Judicial Board on 03/06/03.
>
> Item # 69, B38-27 was presented on 03/04/03.
> The event took place on 03/13/03, from 11:30 am - 1:30 pm
> Reviewed by Judicial Board on 03/13/03, 6:00 pm.

The Judicial Board reviewed both items after the event took place. This violates:

ASUCI Legislative Council By-Laws:

Article XV Section A1, a.

> "Reviewing weekly, all bills and resolutions adopted by the Legislative Council with regards to the Constitution and the By-Laws of ASUCI."

ASUCI Constitution:

Article III Sec. B

> "No person or group of persons in any of these branches shall exercise power belonging to another branch except as hereinafter expressly directed or permitted."

Article VI Sec A

> "All Judicial authority of ASUCI shall be vested in the Judicial Board. The Judicial Board's authority shall extend to all cases arising under this Constitution; the various laws of ASUCI; all official actions of the Executive Officers, Legislative Council members, and ASUCI Commissioners; and any matter. delegated to the Judicial Board by the Legislative Council."

Article IV Sec. B 2

> "Appropriating all ASUCI fee income and requiring a timely and accurate accounting of income and expenditure of all funds."

Article VI Sec. B 5

> "Judging actions of the Executive or Legislative branches as to its constitutionality and ordering the cessation or such actions that are judged to be unconstitutional."

Article XII Sec. A 5

> "Students have the right to influence decisions which affect them."

It is here ordered.

Author: Charles Gladfelter _____
Judicial Board Chair

Ani Chakryan _____

Vice-Chair

Galel Fajardo _____
Associate Justice

Omid Ahoobim _____
Associate Justice

Jill Martinez _____
Judicial Board Secretary