Presented to the Senate Floor on April 21, 2016.

**ASUCD CONSTITUTIONAL AMENDMENT #48**

Authored by: MOLODANOF  
Introduced by: Molodanof

Referred to: Internal Affairs Commission  
Recommended by: Internal Affairs Commission  

A Constitutional Amendment to allow the Chief Justice of the ASUCD Court to replace the Elections Committee Chairperson as a member of the Interviewing Committee for ASUCD Court members.

Section 1. The ASUCD Senate hereby places the following Constitutional Amendment on the Spring 2016 ballot:

**ASUCD Judicial Branch Amendment**

Please vote for one of the following options:

- [ ] Yes, I approve of the ASUCD Judicial Branch Amendment.
- [ ] No, I do not approve of the ASUCD Judicial Branch Amendment.
- [ ] Abstain, I abstain.

An Act to amend the ASUCD Constitution by placing the following amendment before the vote of the ASUCD membership on the Spring 2016 ballot.

BACKGROUND: This is a bill to change the wording in the bylaws that originally had the Elections Committee chairperson as a member of the Interviewing Committee for ASUCD Court members. The Chief Justice from the ASUCD Court will take the place of the Elections Committee as a member of the Interviewing committee for ASUCD Court members. This will allow the Interviewing Committee to be more qualified in making decisions that involve the ASUCD Court. Since the Chief Justice is more familiar with the duties of the ASUCD Court members, they will be more qualified to determine who will be the most experienced in achieving their duties as an ASUCD Court member.
Section 1. The ASUCD membership hereby enacts Article VII, Section 3 of the ASUCD Constitution by adding all underlined text as follows:

(1) The ASUCD Court shall consist of nine (9) ASUCD members.

(2) When vacancies arise on the court, appointments to fill the vacancy will be made by a committee consisting of the following:
   a. ASUCD President;
   b. Two (2) ASUCD Senators;
   c. Internal Affairs Commission Chairperson;
   d. Election Committee Chairperson ASUCD Chief Justice;

(3) The ASUCD Court shall decide upon then, questions that the Court feels are relevant in determining the qualifications of the applicants. These questions shall not be binding to the committee to ask these questions or limit itself to them.

(4) Appointments to the ASUCD Court must be approved by a majority vote of the entire Senate.

(5) All ASUCD Court Justices shall serve for the remainder of their membership in ASUCD, so long as it does not exceed four years.

(6) The President shall exclusively appoint the Chief Justice of the ASUCD Court, to be confirmed by a majority vote of the entire Senate, when a vacancy arises in this position.

(7) ASUCD Court Justices may only be permanently removed by a 2/3 majority vote of the entire Senate.

(8) Once confirmed by the ASUCD Senate, before obtaining a seat on the Court bench, ASUCD Court Justices shall recite the ASUCD Oath of Impartiality. All members of the ASUCD Court shall say their own name and then recite:

   "I, ___________________, student of the University of California, Davis, in good academic standing, promise to abide by the ASUCD Judicial Codes; act in a fair, honest, and impartial manner; ensure individuals’ rights are upheld when rulings are made; review and interpret legislation and actions taken by the executive and legislative branches; and faithfully execute the duties enumerated in the ASUCD Constitution, ASUCD Bylaws, and ASUCD Judicial Codes at all times during my term as a member of the ASUCD Court."

Finance: No    Appropriation: None     Vote: Majority

DO PASS AS AMENDED, 10-0-1, BY A ROLL CALL OF THE SENATE ON April 28, 2016. YES: CHIANG, DALAVAI, DHALIWAL, DHINDSA, GREWAL, JAMALUDIN, MOLODANOF, PARK, SAVAGE, SINGH. ABSTAIN: MARTINEZ.

________________________________  __________________________________
Alex T. Lee                                                   Date
ASUCD President