

Student Government Separation of Powers Act of 2003

102.1 Purpose: The purpose of this legislation is to provide clear rules pursuant to Article IX of the Student Government Constitution to avoid conflicts of interest among members of the various branches of the Student Government.

102.2 – General Provisions

- (a) Student Government consists of an Executive Branch, a Legislative Branch, and a Judicial Branch as outlined by the Student Government Constitution.
- (b) A student may only hold one restricted position in only one branch of Student government at any one time as outlined and defined in this Chapter.
- (c) A student that holds a restricted position in one branch of Student Government must resign that office before accepting a restricted position in the same or another branch of Student Government.

102.3 – Restricted Offices

- (a) Restricted offices in the Executive Branch shall include the following:
 - (i) Student Body President;
 - (ii) Student Body Vice-President;
 - (iii) Executive Chief of Staff;
 - (iv) Comptroller;
 - (v) Cabinet Secretaries;
 - (vi) Secretary of the Cabinet;
 - (vii) Public Relations director or equivalent;
 - (viii) Executive Director;
 - (ix) Members of the Election Board of Supervision;
- (b) Restricted offices in the Executive Branch shall include the following:
 - (i) Student Senator
 - (ii) Freshman Senator
 - (iii) Member of the Freshman Representative Council
- (c) Restricted office in the Judicial Branch shall include:
 - (i) Student Government Supreme Court Justice
 - (ii) Election Investigator
 - (iii) Member of the Election Board of Claims

102.4 – Exceptions

- (a) Members of a joint committee of the Legislative and Executive branches shall not be deemed to have a conflict of interest under this statute.

102.5 – Amendments

(a) Any amendment(s) to this statute that add(s) offices to any of these lists shall not cause any student holding the added office and another restricted office prior to the change to lose either office due to this statute.

102.6 – Sunset Clause

(a) According to Section V(a) of the Sunset Act of 2017, “All legislation presented to Full Senate [...] shall contain a “Sunset Clause,” in which an expiration date and renewal period are chosen.”

- (i) The expiration date for the Separation of Powers Act is November 30.
- (ii) The renewal period for the Separation of Powers Act is three (3) years.