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## SB15-19/20:Resolution Amending the ASUM Bylaws to Include Impeachable Offenses

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*The University of Montana*

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1                                   **The Associated Students of the University of Montana**  
2                                   **Resolution Amending the ASUM Bylaws to Include Impeachable Offenses**  
3                                   **September 13, 2019**  
4                                   **SB15-19/20**

5                                   **Authored by: Cierra Anderson, ASUM Senator;**  
6

7       Whereas, The Associated Students of the University of Montana (ASUM) is the official student  
8       government for the University of Montana;

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10       Whereas, According to ASUM House Rules Section 3, Subsection A, ASUM Executives and Senators  
11       may be impeached for the following: *“breach of duties as stated in the Constitution or Bylaws; failing to*  
12       *attend three regularly scheduled Senate meetings (and/or ASUM committee meetings), per semester;*  
13       *missing final budgeting without being excused by the Chair; committing any misdemeanor or felony upon*  
14       *conviction in open court; and committing any larceny against the University, ASUM, or any subsidiary*  
15       *thereof.”*

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17       Whereas, There is no section in the ASUM Bylaws that specifically deals with impeachment or  
18       impeachable offenses;

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20       Whereas, ASUM House Rules may be suspended and could lead to an Executive Officer or Senator  
21       avoiding impeachment proceedings;

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23       Whereas, ASUM Bylaws may not be suspended and are a more appropriate location to list impeachable  
24       offenses;

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26       Therefore, Let It Be Resolved, That Article IV – Impeachable Offenses be created in the ASUM Bylaws;

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28       Therefore, Let It Be Resolved, That Section 3, Subsection A of the ASUM House Rules be moved to  
29       Article IV – Impeachable Offenses in the ASUM Bylaws so it reads:

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31                   ***Article IV: Impeachable Offenses***

- 32           A. *Any officer or member of the Senate may be impeached for:*  
33               1. *Breach of duties as stated in the Constitution or Bylaws;*  
34               2. *Failing to attend three regularly scheduled Senate meetings (and/or ASUM*  
35               *committee meetings), per semester, without an excuse approved by the chair (Vice*  
36               *President);*  
37               3. *Missing final budgeting without being excused by the Chair;*  
38               4. *Committing any misdemeanor or felony upon conviction;*  
39               5. *Committing any larceny against the University, ASUM, or any subsidiary thereof;*  
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41       Therefore, Let it Be Resolved, That Section 3, Subsection A be struck from the ASUM House Rules so  
42       that Section 3 reads:

43                   ***Section 3. Impeachment and Removal.***

- 44           A. *A Senator or Officer may introduce a motion of impeachment at any meeting, but*  
45           *impeachment may not be completed at the same meeting. At least one week must elapse*  
46           *between the introduction of the original motion of impeachment and the vote on that*  
47           *action. This rule may not be suspended.*  
48           B. *No member of the Senate may vote upon their own impeachment.*  
49           C. *If the chair of an impeachment proceeding has a serious conflict of interest in chairing*  
50           *the proceeding, the role of chair shall pass first to the President, if appropriate, and then*

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*to the next available party according to the order of succession stated in Article 3, Section 5 of the Constitution.*

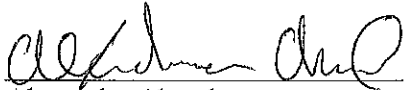
*D. Any member of the Senate that may be impeached shall be impeached by a two-thirds (2/3) majority and removed by a majority vote (50% plus one) of 12% of the ASUM membership, as outlined in the Constitution.*

*E. If a Senator has three unexcused absences from Senate meetings or if a Senator misses final budgeting without being excused by the Chair, then he, she, or they may be removed by a two-thirds (2/3) majority vote of the Senate.*

Therefore, Let It Be Further Resolved, That the number in the ASUM House Rules and the ASUM Bylaws be adjusted to reflect these changes.

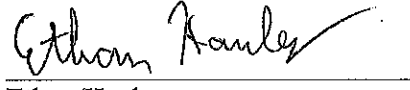
Passed by Committee: October 6<sup>th</sup>, 2019

Passed by ASUM Senate: October 9<sup>th</sup>, 2019



Alexandra Akmal,

Chair of the Relations and Affairs Committee



Ethan Hanley,

Chair of the Senate

Approved by ASUM Senate 20Y-0N-1A