

SAN JOAQUIN DELTA COLLEGE

# CONSTITUTION

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Associated Students of Delta College



*6/1/2015*

**SAN JOAQUIN DELTA COLLEGE  
ASSOCIATED STUDENTS OF DELTA COLLEGE  
CONSTITUTION**

***PREAMBLE***

*We, the Associated Students of Delta College of San Joaquin Delta College, in order to form the Student Association that provides for and guarantees equal representation to all students and which extends the intellectual, social and physical welfare and advances the spirit and the traditions of San Joaquin Delta College, do ordain and establish this constitution for the San Joaquin Delta College Associated Students of Delta College.*

**ARTICLE I: NAME AND INSIGNIA**

**Section 1.**           **Recognition.** The San Joaquin Delta College Associated Students of Delta College shall be officially known and recognized as the governing body, representing the general students of San Joaquin Delta College.

**Section 2.**           **Name.** The San Joaquin Delta College (SJDC) Associated Students of Delta College shall be referred to in short form for official purposes as the ASDC.

A. The San Joaquin Delta College (SJDC) Associated Students of Delta College shall be referred to in short form for official purposes as the ASB.

B. The San Joaquin Delta College (SJDC) InterClub Council shall be referred to in short form for official purposes as the ICC.

**Section 3.**           **Insignia.** The official colors of the ASDC shall be gold, black, and white. The official mascot of the ASDC shall be the Mustang.

**ARTICLE II: MEMBERSHIP AND PRIVILEGES**

**Section 1.**           **Membership.** All students currently enrolled at San Joaquin Delta College shall be recognized as members of the ASB.

**Section 2.**           **Privileges.** All members shall have the right to suffrage for all propositions and positions and to run for office and apply for appointment to all ASDC offices.

- A. A member wishing to be elected or appointed to any ASDC position shall be in compliance with all aspects of both the ASDC Constitution and By-laws.
- B. All members shall be entitled to equal representation through their elected and appointed officials.
- C. All members shall be entitled to one (1) ballot per election held.

## **ARTICLE III: REPRESENTATIVE OFFICIALS**

### **Section 1.**

**Officers.** The following positions shall be elected in accordance with the Election Code: President, Vice President of Student Affairs, Treasurer, Secretary, Senator of Public Relations, Senator of Activities, Senator of Legislative Affairs, Senator of Community and College Relations and two Senators-at-Large.

**A. Student Representative to the Board of Trustees.** The Student Representative to the Board of Trustees shall be appointed by the ASDC in accordance with the Appointment Procedures for Student Representative to the Board of Trustees.

**B. Vacancies.** If there are any vacant positions following the mandatory spring elections the board may hold a special fall election. If a vacancy occurs after the Special Fall Elections the board may choose to appoint a student to the vacant position according to the appointment process.

**C. Voting Allocation.** The following officers shall have voting privileges: Vice President of Student Affairs, Treasurer, Secretary, Senator of Public Relations, Senator of Activities, Senator of Legislative Affairs, Senator of Community and College Relations, Student Representative to the Board of Trustees, and two Senators-at-Large.

1. The president can vote to make or break a tie.

**D. Removal of Officers.** Any officer violating any section of the ASDC Constitution or the ASDC Bylaws, Protocols, Policies and Procedures may be impeached according to the Impeachment Bylaw.

### **Section 2.**

#### **Term of Office**

**A. ASDC Officers.** All elected and appointed officers (not including the Student Representative to the Board of Trustees) shall serve a one-year term beginning June 1 and ending May 31 of the following year.

**B. The Student Representative to the Board of Trustees** shall serve a term of one year from May 15 to May 14 as stated in Board Procedure 1070.

**C. Term Limits.** All elected and appointed officers can serve a maximum of two cumulative terms. Students that have served two terms shall be considered ineligible to serve on the ASDC

**Section 3. Prerequisites for Potential Officers**

- A. Eligibility. Any student elected or appointed as an officer on the ASDC shall meet the scholastic requirements stated in Board Procedures 4220 and 5203.
- B. GPA Requirements. Students elected or appointed to office shall have a cumulative GPA of 2.0.
- C. Enrollment Requirements. The student shall be enrolled in the District at the time of election and/or appointment and throughout his/her term of office with a minimum of five semester units or the equivalent

**Section 4. Requirements of Officers.** All officers shall:

- A. Attend all ASDC meetings during their term of office. If more than four meetings are missed, the absentee officer shall be brought up for review according to the Meeting Protocol Bylaw;
- B. Fulfill all minimum requirements of their respective office. See ASDC Governing Board Composition Bylaw.
- C. Conduct themselves, at all times, in a professional manner;
- D. Be in accordance with the ASDC Constitution and all ASDC Bylaws
- E. Make a bi-monthly report to the ASDC President and Advisor of progress towards their respective duties and goals.

## **ARTICLE IV: ELECTIONS**

**Section 1.**           **General Spring Election.** The General Spring Election shall be held in the Spring semester of every academic year and follow the rules and regulations of the ASDC Election Code Bylaw and the ASDC Constitution.

A. The General Spring Election shall be held within the last eight (8) weeks of the Spring Semester of the academic year.

B. All ASDC offices, except the Student Representative to the Board of Trustees of the San Joaquin Delta College District, shall be placed on the ballot for election by the San Joaquin Delta College ASB membership.

C. All eligible Initiative(s) and Referendum(s) shall be placed on the ballot for voting by the ASB membership.

**Section 2.**           **Special Fall Election.** The ASDC may approve to hold a special fall election to fill vacant positions (excluding the Student Representative to the Board of Trustees) following the general spring election. Special elections shall be conducted in accordance with the ASDC Election Code Bylaw and ASDC Constitution.

A. The Special Fall Election may be held within the first ten (10) weeks of the Fall Semester of the academic year.

B. If a Special Fall Election is held, any eligible Initiative(s) and Referendum(s) shall be placed on the ballot for voting by the San Joaquin Delta College ASB membership.

**Section 3.**           **Constitutional Special Election.**  
A. All Constitutional Amendments and Revisions will follow Article VII of the ASDC Constitution.

B. A Constitutional Special Election may be held at any time during the Fall or Spring Semester of the academic year.

C. Only the Constitutional Amendment and/or Revision may be placed on the ballot for election, and shall be voted on by the San Joaquin Delta College ASB.

D. The Constitutional Amendment and/or Revision shall attain a simple majority of the ballots casted by eligible members of the San Joaquin Delta College ASB to pass.

**Section 4. Special Election**

A. All Special Elections will follow the rules and regulations of the ASDC Election Code Bylaw and the ASDC Constitution.

B. A Special Election may be held at any time during the Fall or Spring Semester of the academic year.

C. Only eligible Initiative(s), Referendum(s), and Recall(s) may be placed on the ballot for voting for election, and shall be voted on by the San Joaquin Delta College ASB.

D. The Initiative(s), Referendum(s), and/or Recall(s) shall attain a simple majority of the ballots casted by eligible members of the San Joaquin Delta College ASB to pass.

**ARTICLE V: RULES OF ORDER**

**Section 1. Order.** The meetings of the ASDC shall be conducted under a modified version of Robert’s Rules of Order (latest edition) and Parliamentary Procedure, except in cases that are in conflict with the ASDC Constitution, in which the ASDC Constitution shall prevail. In the event of a parliamentary inquiry, the Sergeant-at-Arms shall be the primary officiating individual on Robert’s Rules of Order (latest edition) and Parliamentary Procedure, and hold the final verdict of the inquiry.

**Section 2. California Brown Act.** The meetings of the ASDC shall adhere to the California Brown Act at all times.

**ARTICLE VI: SPECIAL MEETINGS**

**Section 1. Procedures for Special Meetings**

- A. Any current member of the ASDC may call for a special meeting under the following procedure:
1. The member calling for the special meeting shall provide 24-hour public notice with a stated purpose of the meeting and notify all current ASDC officers at least 24 hours in advance.
  2. The member calling for the special meeting shall provide the agenda for that meeting, which shall be publicly posted at least 24 hours prior to the meeting.

## **ARTICLE VII: CONSTITUTIONAL AMENDMENTS AND REVISIONS**

### **Section 1. Process of Amendment and Revision**

- A. This constitution may be amended or revised in any election or a special constitutional election providing:
1. That the constitutional amendment or revision was adopted by two-thirds majority vote of the attending membership of the ASDC. It will then be put to a simple majority vote of the verified ASB members voting in any election; or
  2. That the requirements of an initiative or referendum have been fulfilled.

### **Section 2. Publicity**

- A. The ASDC shall present any proposed constitutional amendments and revisions pro and con, to the ASB membership during a two week interval before it is voted upon.

## ARTICLE VIII: AUTHORIZATION OF BYLAWS

### Section 1: Authorization

- A. Bylaws may be established via the following process:
1. Introduction and discussion of the bylaw(s) during an ASDC board meeting;
  2. Approval of the previously introduced bylaw(s) at the next regularly scheduled ASDC meeting to be presented to the ASB during a two-week comment interval;
  3. After the two-week comment interval the ASDC board shall hear all public opinion regarding the proposed bylaw during regularly scheduled meetings and take into account that opinion during any revision proposed for the bylaw;
  4. The board will take action regarding adoption or dismissal of the bylaw at the following meeting.

### REVISION HISTORY

- October 2011*      **Article III. Section 5. Requirements of All Officers. Part A.** amended to comply with California Education code 76061 and BP 4220 and 5203. Required minimum units reduced from 9 units to 5 units; GPA reduced from 2.5 to 2.0; and BP 4220 and 5203 included in section. Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- October 2011*      **Article III. Section 3. Prerequisites for Potential Officers. Parts A. and B.** amended to remove all prerequisites and requirements that are not stated in California Education code 76061 or District Board policy. Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- October 2011*      **Article III. Section 2. Terms of Service.** was amended to correctly state the dates of service for the Student Representative to the Board of Trustees; grammatical errors addressed; and the section was separated into three parts: **A. ASDC Officers, B. The Student Representative to the Board of Trustees, and C. Term Limits.** Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- October 2011*      **Article III. Section 4. Officers. Subpart 1.** Amended no longer requiring the ASDC to hold elections in the fall to fill vacant positions. **Subpart 2.** was redundant and therefore removed from the section. **Section 4.** was amended to make it optional for the board to appoint a student to a vacant position following a fall election. **Article IV. Section 2. Special Fall Elections. Part A.** also



*amended to reflect the optional nature of Fall Elections. Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.*

- October 2011*      **Article V. Section 7. Interim Officers. Part C.** was amended to allow the president to appoint any student who meets the qualifications and requires a two-third majority vote of the ASDC to approve the appointment. Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- October 2011*      **Article III. Section 1. Voting Allocation. Part B.** amended to state, “the following officers shall have voting privileges...” and subpart (1.) was inserted to state, “The president can vote to make or break a tie.” Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- October 2011*      Constitution was amended removing **Section 4. Officers** from **Article III** and inserting **Section 1. Officers.** **Section 7. Student Representative to the Board of Trustees** inserted into **Section 1. Officers as part A.;** **Section 1. Voting Allocation** inserted into **Section 1. Officers. as part C.;** and **Section 6. Removal of Officers.** inserted into **Section 1. Officers as part D.** Approved by the ASB membership in a Special Constitution Election, Thursday October 20, 2011.
- January 2012*      Document reformatted and grammatical errors corrected; cover page, footer and page numbers added.
- January 2012*      **Article X. Section 1. Filling Vacancies.** amended to reflect changes to ASDC requirements for filling vacancies, approved in the fall 2011 Special Constitution Election. See **Article III. Section 1. Officers. Part B. Vacancies.**
- January 2012*      **Article VIII. Section 6. Travel. and Section 7. Travel Expenses** updated with correct Board Policy numbers and titles.
- May 2013*      **Article V: ASDC Governing Board Composition, Individual Responsibilities of those Offices, Ineligibility and Inability; Article VIII: Student Representation Fee; Article IX: Initiative, Referendum, and Recall; Article XI: Appointment Procedures of Student Representatives; and Article XII: Impeachment** removed from Constitution and established as separate bylaws.
- May 2013*      The following officer positions were revised and updated: Senator of Activities, Treasurer, and President.
- August 2014*      Removal of VP of Flea Market Affairs, Communications officer, Senator of Advocacy, Senator of Student Body ID cards, Senator of Committees and Sergeant-at-Arms from **Article III Section 1 and Section 1. subsection C.**
- Removal of provision requiring officers to visit the flea market (**Article III., Section 4., subsection F.**
- Organization name change, from Associated Student Body Government (ASBG) to Associated Students of Delta College (ASDC).