

**NOTICE: PROPOSED AMENDED REGULATION**

**DATE: October 5, 2011**

**Regulation No: USF 6.028**

**Title: Student Government Associations**

**Summary:**

Florida Board of Governors Regulation 1.001 (9-16-10) provides that “Each board of trustees is authorized to promulgate university regulations in accordance with the Regulation Development Procedure adopted by the Board of Governors,” (7-21-05). Such regulations must be consistent with law, and the regulations and strategic plan of the Board of Governors. The Regulation Development Procedure requires that the University Board of Trustees periodically review existing regulations to ensure they are current and consistent.

Regulation 6.028 was reviewed by the Vice President for Student Affairs who has determined that amendments are necessary to update current procedures and the grounds for removal of elected Student Government officials, pursuant to BOG Regulation 6.014 and Section 1004.26, Florida Statutes.

This Regulation was reviewed by the ACE Academic Council and will be presented to the Academic and Campus Environment Workgroup to be placed on the December 15, 2011 Agenda of the full Board of Trustees.

**Full text of the amended Regulation follows:**

**End of Summary.**

**AUTHORITY TO AMEND REGULATION(S):** Art. IX, Sec. 7, Fla. Constitution, BOG Regulation 1.001.

**UNIVERSITY OFFICIAL INITIATING PROPOSED AMENDMENT OF REGULATION(S):**

**Dr. Jennifer Meningall**, Vice President, Student Affairs.

**WRITTEN COMMENTS CONCERNING THESE PROPOSED REGULATIONS MAY BE SUBMITTED WITHIN 14 DAYS AFTER THE POSTING DATE OF THIS NOTICE TO:**

Dee Brown, Agency Clerk  
Office of the General Counsel  
University of South Florida  
4202 East Fowler Avenue, Suite CGS 301  
Tampa, FL 33620-4301  
Phone: (813) 974-7150;  
FAX: 813-974-5236;  
E-MAIL: [usflegal@usf.edu](mailto:usflegal@usf.edu)

**University of South Florida System Regulation**  
**Number: USF6.028**  
**Subject: Student Government Associations**

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(1) The Student Government Associations (SGA) of the University of South Florida System (USF System) are organized and maintained by students as the official representative of the student body.

(a) The President of the USF System (President) is responsible for the operations and administration of the University, which includes providing purchasing, contracting and budgetary review processes for Student Government Associations.

(b) The President has delegated administrative authority for the USF System Campus Student Government Associations as follows: (hereinafter referred to as “President’s designee”)

<u>USF Tampa:</u>	Vice President for Student Affairs
<u>USF St. Petersburg:</u>	Regional Chancellor
<u>USF Sarasota-Manatee:</u>	Regional Chancellor
<u>USF Polytechnic Lakeland:</u>	<u>Regional Chancellor</u> <del>Campus Executive Officer</del>

(2) Each ~~The~~ SGA is authorized to allocate and expend Activity and Service (A&S) fees subject to the line item veto power of the President/designee of any item or portion thereof.

(a) Fees must be allocated and expended for lawful purposes to benefit the student body ~~as a whole~~ in general.

(b) Each ~~The~~ SGA will propose a budget for submission to the President on an annual basis.

(c) Each SGA shall establish and follow a funding process which will include guidelines for viewpoint neutrality and specific budget details and requirements.

~~1. Student organization funding priority should take the nature of the organization (e.g. service vs. recreation) and the number of organization members into account.~~

~~2.~~(d) Information concerning the membership and mission of each student organization must be provided upon request for the President's consideration prior to approval of the budget.

(e) Expenditures of budgeted/allocated A&S funds must be in accordance with Section 1009.24 Florida Statutes. All SGA purchases, contracts, expenditures and disbursements must be reviewed and approved by the President's designee to assure compliance.

(f ~~d~~) The President's designee requires that SGA officers and appropriate University staff undergo periodic training concerning application of laws and administrative rules to SGA expenditures.

(3) Any elected student government official who is convicted of a felony shall ~~violation of criminal law or is found civilly liable for an act of moral turpitude will~~ be immediately suspended from office and temporarily replaced. The President's designee will appoint a temporary replacement if the succession or other established SGA process is unable to produce a replacement. If the conviction or verdict is overturned on appeal, the suspended student government official will retake the office. If the conviction or verdict is not overturned and all rights of judicial appeal have been exercised, waived or expired, the suspension will become a permanent removal. This procedure is distinct from and in addition to the processes of the USF ~~Judicial~~Student Code of Conduct.

(4) Registered students may petition for a ~~referendum~~ call election on whether an elected student government official should be removed from office anytime for conduct that falls into any

~~one of the following: after the official is convicted of a violation of criminal law or is found civilly liable for an act of moral turpitude regardless of appeal status. Such referendums will be held within 60 days of the filing of the petition and the recommendation to remove the official is made by majority vote of students participating in the referendum. A recommendation to remove an official may be appealed to the President's designee, whose decision on behalf of the USF System is final.~~

Malfeasance

Misfeasance

Nonfeasance Incompetence

Neglect of Duty

Inability to perform official duties

Recall elections will be held within 30 business days of the filing of the petition and the officer will be removed upon a majority vote of the students participating in the recall election.

(5) To be eligible to serve, a SGA officer must be in good academic standing as defined by the University.

*Authority: Article IX, Sec. 7, Fla. Constitution, Fla. Board of Governors Regulations 1.001, 6.014; Sections 1004.26, 1009.24, FS. History-New 6-10-98, Formerly 6C4-6.014, F.A.C. Amended 6-1-99, 07-28-05, XX-XX-11.*