

## **Chapter 1. Court Structure**

### **§1-101**

The Constitutional Court of the Chadron State Student Association may be referred to as “The Court”.

### **§1-102**

The Court will consist of the proper number of associate justices and a Chief Justice as provided for in the Chadron State College Student Association Constitution.

### **§1-103**

The term “justice” means any Associate or Chief Justice serving on the court.

### **§1-201**

Hearings shall be held in a room that easily accessible for the public to view the hearing as designated by the conferencing office.

### **§1-202**

Except in cases of impeachment, the respondent and the petitioner may each select two representatives to present statements, evidence and arguments to the Court during hearings.

### **§1-301**

The subject matter jurisdiction of this Court is determined by the Chadron State College (CSC) Student Association Constitution and will consist of (a) interpretation of the previously named constitution, (b) answering questions of constitutionality of the actions of governing bodies of the Student Association, (c) enforcing and carrying out all election procedures, and/or (d) disciplinary actions and corrective orders in accordance with any governing document of the Student Association to fall in line with § 1-302 of these rules..

### **§1-302**

The personal adjudication authority of this Court extends to (a) CSC Student Senate, (b) Chadron State College Student Senator(s), (c) the Student Association Executive Board, (d) any member of the Student Association Executive Board, (e) the CSC Campus Activity Board (CAB), (f) the executive board of CAB, (g) any member of the CAB executive board, (h) the Activity Fee Board, (i) any member of AFB, (j) any other subsidiary committee created by Student Senate or subsidiary thereof, and/or (k) and member of such committee or subcommittee as described in subsection (j) of this rule.

### **§1-303**

The sanctioning jurisdiction of this Court in regards to § 6-103 will extend to: (a) CSC Student Senate, (b) Chadron State College Student Senator(s) in their official capacity, (c) the Student Association Executive Board, (d) any member of the Student Association Executive Board in their official capacity, (e) the CSC Campus Activity Board (CAB), (f) the executive board of CAB, (g) any member of the CAB executive board in their official capacity, (h) the Activity Fee Board, (i) any member of AFB in their official capacity, (j) any other subsidiary committee created by Student Senate or subsidiary thereof, and/or (k) and member of such committee or subcommittee as described in subsection (j) of this rule, in their official capacity.

### **§1-401**

Court Rules will be considered bylaws for purposes before Senate.

### §1-402

Any and all change made to these rules should be passed by two-thirds of Student Senate.

### §1-403

The Court Rules, once adopted by Student Senate, shall supersede any and all other bylaws enacted, and must only be in agreement with the Student Association Constitution.

### §1-501

Should the Chief Justice recuse himself/herself, the most senior Associate Justice will preside over hearings and perform all other duties assigned to the Chief Justice and a Temporary Justice will be appointed to the Court in accordance with this chapter.

### §1-502

Should the Chief Justice resign his/her position on the Court, the most senior associate justice will take on all duties of Chief Justice in accordance with these rules and the CSC Student Association Constitution until a new Chief Justice can be appointed.

### §1-503

An associate justice may be appointed to fill a vacant Chief Justice position, but the Student Association president, at which time a new associate justice will be appointed as well.

### §1-601

The Court reserves the right to appoint any member of the student body at-large to fill a vacant seat for the sooner of: (a) seven days, or (b) the conclusion of the matter in which they were selected to hear of (c) the appointment of a justice properly appointed by the President of Student Senate, confirmed by Student Senate and sworn in by the acting Chief Justice.

### §1-601.01

A justice who serves as a temporary justice and vacate their seat on the court pursuant to §7-501 shall not be barred from filling another vacant seat as a temporary or associate justice.

### §1-602

The Court reserves the right to appoint any member of the student body to replace a recused justice for the duration of any single matter.

### §1-603

A temporary justice must show that no conflict of interest is present between themselves and any party in the matter in which they are chosen for. Temporary justice applicants must turn a resume in to the Court and there must be a majority of the remaining justices which vote the applicant on.

### §1-604

Once the vote of the Court is complete, the acting Chief Justice will notify the chosen applicant and that applicant will be granted all rights of an associate justice in accordance with the rules of this Court and the CSC Student Association Constitution upon being sworn in by the acting Chief Justice as a “temporary justice”.

### §1-605

Once the temporary justice is notified of their temporary appointment to the Constitutional Court, this begins the time of their appointment running for purposes of §1-601.