

OREM HIGH SCHOOL CONSTITUTION

Article I

Section 1

1) All legislative powers herein granted shall be vested in a Congress of the Orem High School.

Section 2

1) The Congress of the Orem High School shall be composed of ten Representatives from each graduating class (Sophomore, Junior, Senior, etc.), chosen by the students thereof, for one year, and five adults chosen by the staff of the school for one year, and one adult appointed by the Parent Teacher Student Association (PTSA); each Representative shall have one vote.

2) No person shall be a Representative who is not enrolled as a student in good standing (as defined by the Electoral Committee until it may be established by law), and who is not, when elected, a member of that graduating class for which he or she shall be chosen.

3) No person shall be an Adult Representative who is not either a current employee in good standing at Orem High School, or in the case of the Parent Teacher Student Association representative, a member in good standing of the OHS PTSA.

4) An Assistant Principal of Orem High School and the Vice-President of the Student Body shall be joint Presidents of the Congress, but shall have no vote, unless the Congress be equally divided. If the Presidents be divided the question shall be reconsidered.

5) The Congress may choose their other officers, and also a President pro tempore, to act in the absence of the Presidents of the Congress.

6) The Congress shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath or affirmation. The Chief Justice shall preside: And no person shall be convicted without the concurrence of two thirds of the members present.

7) Judgment in cases of impeachment shall not extend further than to removal from office, and disqualification to hold and enjoy any office of honor, or trust at Orem High School: but the party convicted shall nevertheless be liable and subject to indictment, trial, judgment and punishment, according to law.

Section 3

1) An Electoral Committee made up of: The Student Body President, the Student Body Vice President, the Chief Justice of the Supreme Court, a Senior Class representative chosen from the Congress, and the Principal or his or her designee shall be convened by Congress and shall be responsible for conducting elections and enforcing the laws respecting eligibility requirements for candidates.

2) The manner of holding elections for Representatives for the Junior and Senior classes, shall be:

2a) Five Representatives from each graduating class will be chosen from candidates nominated from tier one organizations (teams, clubs and, organizations which are affiliated with a national organization or which have existed at Orem High for at least seven consecutive years) by a vote of said graduating class. The manner by which organizations shall identify their nominees will be left up to the separate organizations. Each tier one organization may only nominate one candidate per graduating class.

2b) Two Representatives from each graduating class will be chosen from candidates nominated by tier two organizations (other clubs and groups recognized by the electoral committee) by a vote said graduating class. The manner by which organizations shall identify their nominees will be left up to the separate organizations. Each tier two organization may only nominate one candidate per graduating class.

2c) Three Representatives from each graduating class will be chosen at large from students who meet the minimum requirements set forth by the electoral committee, and who have provided evidence of support of a minimum of ten percent of the graduating class on petitions by the election filing deadline.

2d) Any nominated positions not filled by Tier one or Tier two organizations, as determined by the Electoral Committee, shall be deemed 'at large'.

3) The manner of holding elections for Representatives for the Sophomore class shall be:

3a) The Sophomore class Representatives will be apportioned to the junior high schools who share attendance area with Orem High School based on the proportion of the incoming Sophomore class who live in the attendance area of said junior high at the discretion of the Electoral Committee.

3b) Representatives from the junior highs will be chosen at large from students who meet the minimum requirements set forth by the electoral committee, and who have provided evidence of support of a minimum of ten percent of the voting class on petitions by the election filing deadline.

Section 4

1) The Presidency shall convene the Congress within one month of the election. By the June 15th following their election, Congress shall consider and approve a student code of conduct and a calendar of events for the coming academic year. In addition it shall consider and approve or modify and approve a budget proposed by the Student Body President for student activities for the coming academic year. In addition, the Congress may consider other issues that are brought by any member of Congress.

2) The Congress may determine the rules of its proceedings, punish its members for disorderly behavior, and, with the concurrence of two thirds, expel a member. A majority shall constitute a quorum to do business

Section 5

1) Every bill which shall have passed the Congress, shall, before it become a law, be presented to the Presidency of the school; if the Presidency approve they shall sign it, but if not they shall return it, with objections to the Congress who shall proceed to reconsider it. If after such reconsideration 2/3 of the membership of the congress shall agree to pass the bill it shall become law. If any bill shall not be returned by the Chief Executives within ten school days, the same shall be a law, in like manner as if they had signed it, unless the Congress by their adjournment prevent its return, in which case it shall not be a law.

Section 6

1) The Congress shall have power to allocate the revenues of student activity accounts within the accepted policies and procedures of the Alpine School District.

2) The Congress shall have power to set policies for Orem High School in regards to student conduct (including dress, speech, behavior) within the accepted policies and procedures of Alpine School District.

-- And

To make all laws which shall be necessary and proper for carrying into execution the foregoing powers, and all other powers vested by this Constitution in the student government of Orem High School, or in any department or office thereof.

Section 7

1) The Congress may upon occasion and at the request of the Presidency provide advice and counsel on issues that are outside of their normal realm of responsibility, however this counsel will not be binding.

Section 8

- 1) The Congress shall not have power to make any law which is in violation of the Laws of the United States of America or the State of Utah. Nor does the Congress have power to make any law which violates the policies of Alpine School District.
- 2) The Congress must, at the end of each year ensure that the budget is balanced and that there are funds enough to settle any outstanding debts incurred by the student government.

Article II

Section 1

- 1) The Executive power shall be vested in and shared by the Principal and the Student Body President of Orem High School, which shall be called "The Presidency".
- 2) The Student Body President shall be elected together with a Vice Presidential running mate for a term of one year. They shall be elected by a popular vote of the students and staff of Orem High. An Academic Chair and an Activities Chair shall also be elected from the student body and serve with the Student Body President. All student body officers shall be seniors when serving their term.
- 3) The senior class President and Vice President and the junior class President and Vice President shall also be elected by a popular vote of their respective classes. The senior and junior class Presidents and Vice Presidents shall run independently and shall be elected at the same time as the Student body President and Vice President.
- 4) Qualifications for candidates and specific rules governing the election shall be established by the Electoral Committee.
- 5) If any President shall become unable to carry out his/her duties, due to resignation, impeachment, or any other reason, the Vice President shall assume the position of President.
- 6) No official shall serve in more than one branch of the student government at the same time.

Section 2

- 1) The Presidency shall, with the advise and consent of the Congress, appoint cabinet members, and judges.
- 2) The presidency may require a report in writing respecting the fulfillment of the responsibilities and opinions regarding any aspect of the duties of the various executive departments from the officer of the department.
- 3) The Presidency shall have the power to fill any vacancies that happen when Congress is not in session. Congress will be required to act on those appointments during their next session.
- 4) The presidency shall present an annual "State of the School" message as well as a budget proposal to Congress.
- 5) The Presidency shall have the power to convene Congress on extraordinary occasions, but such sessions must be held during the regular school day.
- 6) Elected officials as well as judges may be impeached for failure to carry out their duties or for academic performance which would make them ineligible to run for office.

Section 3

- 1) The Executive Cabinet shall meet as a regularly constituted class at Orem High under the direction of an administratively appointed advisor. The Presidency shall have sole power to nominate student body cabinet members and the respective Presidents of classes shall have sole power to nominate cabinet members for their classes. The delineation of the cabinet shall be: No more than eight student body cabinet members, four senior

class cabinet members, two junior class cabinet members and four sophomore class cabinet members which shall be nominated by the Electoral committee from a pool of applicants drawn from the incoming sophomore class.

2) The Presidency will accept applications for cabinet positions from individuals interested in applying within a month after being elected. Their selections will be forwarded to the Congress for ratification on or before June 15th.

3) Appointed cabinet members may be dismissed by the Presidency without Congressional approval. Elected officials can only be removed through impeachment.

4) The duty of the cabinet is to execute all laws passed by the student government.

Article III

Section 1 Jurisdiction

1) The Judicial Power of Orem High School shall be vested in a Student Court.

2) All decisions of the court shall be consistent with school and district policy as well as state and national law.

3) All cases involving a breach of the Code of Conduct, or other school policies may be referred to the student court by either the administration, or at the request of the accused party.

Section 2 Proceedings

1) The Student Court will function in an inquisitional fashion with a five judge panel.

2) A written indictment shall be submitted to the Court by the administration and signed by the accused. The accused must plead guilty to be heard by the court; If a dispute concerning the guilt of the party shall surface at any time the case shall be referred to the administration.

3) Trials will be held during the class period of the Student Court class, with the accused being school-excused for the duration of the trial. The accused shall have up to ten minutes to present their cases, the judges may question the individual as long as they feel it is necessary.

4) Decisions on punishment will be decided by a majority of the judges.

5) Judges will deliver a sentence to the accused within five school days from the trial

Section 3 Punishments

1) If, at any time the accused is unsatisfied with the proceedings or sentence, or if he/she fails to fulfill the requirements of the punishment, he/she shall be referred back to the administration for traditional discipline measures.

2) Sentences rendered by the Student Court may include such things as community or school service, letters of apology, essays demonstrating an understanding of the crime committed or other measures deemed necessary and proper by the court.

Section 4 Staffing

1) The judges and other officers of the court will be enrolled in a regularly constituted class of Orem High School, with an Orem High teacher as an advisor. Selection will be done by the advisor and administrator but must be ratified by Congress.

2) The class will focus on training for court positions, mediation, and civic topics deemed appropriate by the

administration and advisor.

3) Members of the class shall be fairly and regularly rotated into the various court positions.

4) In each case, a parole officer will be assigned from the class to track the progress and completion of the sentencing of the guilty party.

5) Records of the proceedings of the court will be maintained by the court and members of the class are expected to maintain strict confidentiality about all cases.

Article IV

Section 1

1) Amendments to this Constitution shall be passed by a $2/3$ majority in Congress and ratified by $3/4$ of the student and staff voters in a school wide referendum. Or if $1/5$ of the students and staff shall initiate a petition and submit the petition to the presidency who shall be responsible for holding a school wide referendum within one month from the day they receive it. It shall become an amendment if it is ratified by $3/4$ of the voters of the school.

Article V

Section 1

1) This Constitution shall take effect when a majority of the voters Orem High School ratify it in a school wide referendum conducted by the Orem High PTSA.

Ratified March, 2005