

3 **Legislative Action**

4 Introduced by: Attorney General R. Romero-Salas (A)(E), Chief Justice A. Borders (A), President
5 Pro Tempore J. Griego (S), Senator A. Villegas (S), Senator J. Zinsmeyer (S), Senator S. Carrillo
6 (S), Senator C. Biazar (S), Former Chief Justice Andrew Schumann (E),

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8 1st Reading: 2/2/22

Referred To: Steering and Rules

9 2nd Reading: 2/9/22

Committee Action: 4-0-0

10 3rd Reading: _____

Senate Action: _____

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12 **Executive Action:**

13 Approved Vetoed

14
15 _____

16 ASUNM President

Date

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18 Unsigned by the President on this ____ day of _____ 2022. Bill automatically becomes law.

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20 **Legislative Response:**

21 Veto override vote taken: _____ Senate Action: _____

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23 Be it enacted by the Associated Students of the University of New Mexico that the following be
24 amended in (*Judicial Code*) of the ASUNM (*Law Book*):

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26 **JUDICIAL CODE**

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28 **Article I: Justices**

29 **Section 1. Composition**

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31 **The Student Court will comprise of:**

- 32 **A. Chief Justice, appointed by the ASUNM President with the approval of the Senate;**
- 33 **B. Four Associated Justices, appointed by the ASUNM President with the approval of**
34 **the Senate;**
- 35 **C. Court Clerk, appointed by the Chief Justice with the approval of the ASUNM**
36 **President;**
- 37 **D. Judicial Events Manager, appointed by the Chief Justices with the approval of the**
38 **ASUNM President.**

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40 ~~All members of the Student Court shall be stipend positions.~~

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42 **Section 1. Oath of Office**

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Section 2. Oath of Office

- A. No Justice will assume the duties of that office until an Oath of Office has been administered. The Oath of Office must be administered within 14 days of confirmation by the ASUNM Senate. During the time between a justice being appointed and the date they are sworn in, the candidate for the position of justice must follow the standards of conduct as outlined in Article III Conduct. Failure to do so may result in disciplinary action as outlined in the Constitution.
- B. The Judicial Oath of Office must be administered by the Chief Justice of the Associated Students of the University of New Mexico, and must be witnessed by a representative from each of the following:
 - 1. The Executive Branch;
 - 2. The Legislative Branch.
- C. In the case that the Chief Justice is unavailable to administer the Judicial Oath of Office, the President of the Associated Students of the University of New Mexico will administer the Judicial Oath of Office. In the case that the President of the Associated Students of the University of New Mexico is unavailable to administer the Judicial Oath of Office, then the Vice President of the Associated Students of the University of New Mexico will administer the Judicial Oath of Office.
- D. The Oath of Office will be administered with the right hand uplifted and the following words said aloud: “I, (name), do solemnly swear that I will uphold the laws of the Associated Students of the University of New Mexico, the State of New Mexico, and the United States of America; that I will judge fairly and with no previous bias the evidence and proceedings before me, and that I will otherwise fulfill the duties and obligations of the Student Court Justice to the best of my ability.”
- E. Upon affirmation of the Oath of Office, an affidavit will be filed attesting to the authority of the Justice. The Justice may then assume office.

Section 3. Seniority

- A. Should the Chief Justice resign from the Student Court for any reason or be the subject of impeachment proceedings, the Senior Associate Justice will assume the duties of the Chief Justice until the President appoints a new Chief Justice.
- B. Seniority of the Justices will be determined by the date of approval of appointments by the Senate.

Section 4. Court Clerk

- ~~A. The Chief Justice may, as deemed necessary, retain the services of a Court Clerk.~~
- B. The Court Clerk shall assist the Court in clerical matters only, and will not play a role in the Court’s decision-making process.