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January 25

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Petitioners: Shannon Bieniek, Nicholas Tyndall, and Cody Steed; SG Senators for the Northern Campuses.

Respondent: Student Body Vice President (Kyle MacDonald), and Florida Atlantic University Wide Senate

The senate passed a budget on January 25, which contains provisions on an Student Government entity that does not exist in current statutes. The entity in question in the challenged budget, the new university wide Program Board, was neither placed in statutes by any legislative means nor passed by the Senate. Thus, it does not exist within current SG statutes.

The statutes give the UBAC the authority to decide on a budget and the Senate the authority to officially decide and approve the budget for entities and programs within SG statutes and the SG constitution. This is seen in §204.100 and §207.500. These statutes however, do not give the Senate or the UBAC any authority to budget for non-existent SG entities.

Furthermore, this budget violates the SG constitution. Art. 3, Section 6A clearly states "The Senate and the individual Campus House of Representatives shall not: Enact any law that abridges its powers delegated by the Constitution." The power to create a new legislative entity via budgetary processes is never granted to the Senate or UBAC in any SG statutes or the SG constitution.

For these reasons, we ask that SGSSSB 1805 be declared unconstitutional.

Thanks for your consideration,

Shannon Bieniek, Cody Steed, Nicholas Tyndall

Shannon Bieniek
Cody W. Steed

Nicholas Tyndall