

Judicial Code

THE UNIVERSITY OF TULSA STUDENT ASSOCIATION

1.00 Judicial Code Defined

The Judicial Code shall set forth all procedural and substantive law by which the Judicial Council of the Student Association of the University of Tulsa shall operate.

1.05 Organization

The Judicial Branch of the Student Association of the University of Tulsa shall consist of the Judicial Council.

1.10 Judicial Council

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The Judicial Council shall consist of seven students. The SA Advisor and the SA Senate Advisor shall serve as ex-officio members of the Judicial Council.

2. Eligibility

All members of the Judicial Council must be members of the Student Association who have completed a minimum of twelve hours at The University of Tulsa at the time of installation. Undergraduate and graduate members of the Student Association with a minimum of 2.5 shall be eligible for membership in the Judicial Council. Law School members of the Student Association with a minimum cumulative grade point average of 2.0 shall be eligible for membership in the Judicial Council. Any member with less than the required cumulative grade point average or who is not currently enrolled at The University of Tulsa as certified by the University Registrar at any time during his or her term shall lose his or her office.

3. Appointment Procedure

Members of the Judicial Council shall be appointed by the SA President and approved by a two-thirds vote of the Student Senate. One member shall be appointed Chief Justice by the SA President to be approved by a two-thirds vote of Student Senate. No member of the Legislative or Executive Branch, including Cabinet members, shall serve on the Judicial Council.

4. Term of office

All justices in good standing shall serve from the time of installation until the expiration of their term. The term will end upon the installation of newly appointed justices the following academic year. All justices shall be confirmed by the Student Senate by the first regularly scheduled meeting of the Student Senate in October.

5. Installation

Installation shall be no later than the first regularly scheduled meeting of the Student Senate in October. Justices shall be installed with the Oath of Office as written in the Constitution, administered by the President of the Student Association in front of the Student Senate.

6. Quorum

A quorum of the Judicial Council shall be five justices.

1.20 Jurisdiction

The Judicial Council shall have jurisdiction in all cases petitioned to it.

1.25 Petitions

1. A written petition by any member of the Student Association alleging violation of the Student Association Constitution, Senate Standing Rules, Judicial Code, or any other lawfully adopted governing document or regulation, with the exception of the Election Rules, shall be submitted to the Chief Justice of the Judicial Council and the Secretary of the Student Association.
2. Petitions challenging the conduct of a Student Association election shall be filed in accordance with the guidelines established by the Election Rules of the Student Association.

1.30 Court Orders

1. Authority

The Judicial Council shall have the authority to issue writs of election and writs of mandamus to enforce the decisions of the Judicial Council.

2. Penal Authority:

Any member or officer who violates a court order shall be tried before the Judicial Council and upon conviction shall be prohibited from holding office or trust within the University of Tulsa Student Association.

3. Writ of Election:

The Judicial Council shall judge cases concerning alleged violation of the Student Association Election Rules when that authority is designated to the Judicial Council by the Election Rules. Upon reaching a decision, the Judicial Council shall have the authority to revoke or affirm said election results by issuance of a Writ of Election. Any Writ of Election issued may be challenged upon a seconded-motion in the Student Senate. A decision to overrule a Writ of Election shall require a subsequent two-thirds (2/3) majority roll call vote of the Student Senate.

4. Writ of Mandamus

The Judicial Council shall issue such Writs of Mandamus as necessary to enforce compliance with the Student Association Constitution by any officer of the Student Association provided that Mandamus shall not be issued in response to any allegation of an infraction of the Election Rules.

5. The Judicial Council shall have the authority to subpoena any student of the University of Tulsa to appear before it.

1.35 Recusal:

At no time shall a justice rule on a case or be present as a Justice during a case involving a Student Association election in which the said Justice is a candidate. If quorum cannot be reached because of the number of Justices involved in a Student Association election, then the case shall be tabled until such a time that alternate justices can be appointed

1.40 Regular Meetings

The Judicial Council shall meet within seventy-two (72) hours of the filing of any complaint or petition, excluding Saturdays, Sundays, and holidays recognized by the University. The Judicial Council shall meet when necessary and shall hold adjournment meetings as may be deemed necessary to clear the docket. Meetings of the Judicial Council shall be held upon the call of three justices or upon the request of the Chief Justice to consider business of an emergency nature.

1.50 Removal

Justices failing to attend any meeting of the Judicial Council called in accordance with Section 1.40 of this Judicial Code, or failing to maintain eligibility as defined by Section 1.10, Subsection 2 of this Judicial Code and Article IV, Section 2 of the Constitution, or showing incompetence or neglect of duty may be removed by a two-thirds vote of the Student Senate, whether on its own initiative or by recommendation of the Chief Executive.

1.60 Rules of Procedure

The Judicial Council shall establish and record a standing set of rules of procedure before hearing any cases in a semester. These rules shall have the effect of law unless repealed by a majority vote of the Student Senate.

1.70 Amendment

This Judicial Code may be amended by a 2/3 vote in the Student Senate, provided that no amendment shall be enacted while a court order is in process.