



FRED C.
BEYER
HIGH
SCHOOL

ASB CONSTITUTION
2015-2016



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Fred C. Beyer High School Constitution ASB

Preamble

We, the associate students of Fred C. Beyer High School, in order to provide official voice through which all students' opinion may be expressed and to provide means for responsible and effective student participation in this organization and control of student affairs, do hereby establish this Constitution as a guide by which we work together for the prosperity of our school.

Article I

Name and Identification

- Section I The official name of this organization shall be the ASB of Fred C. Beyer High School.
- Section II The official mascot of Fred C. Beyer High School shall be the "Pat the Patriot."
- Section III The official colors of Fred C. Beyer High School shall be red, white and blue.
- Section IV The official motto of Fred C. Beyer High School shall be "*Beyer Pride.*"
Each freshman class is encouraged to develop a class motto.

Article II

Membership

- Section I All duly registered students at Fred C. Beyer High School shall hold a membership in their association. There shall be two types of ASB membership: Regular and Inactive.
- Section II Regular membership includes all students regularly enrolled in Fred C. Beyer High School. Regular members shall be entitled to one vote in each in all student body and class elections. *Including APA*
- Section III Active membership includes all students who have received a school I.D. Card. Thus a regular member becomes an active member upon securing a school I.D. Card.
 A. Active members shall be entitled to privileges not herein mentioned but granted by the Student Council.
- Section IV All members of Fred C. Beyer High School, failing to meet the eligibility requirements set forth by the Modesto City School Board are denied certain privileges.
 A. Only eligible members have the right to hold student body or class office.
 B. Only eligible members shall officially represent the ASB in any interscholastic competition, public appearance or in any other manner.

Article III

Source of Power and Supervision

Section I All student power is derived from the school board and is delegated by the principal; the principal may directly or through his/her designees revoke student privileges at any time or for any just cause.

Article IV

Government

Section I Separation of Powers

- A. Judicial
- B. Executive
- C. Legislative

Section II The Modesto City School Board shall be the judicial branch and shall have absolute power over the Executive and Legislative branches.

Section III The principal shall act as the Executive branch of government. His/ her rights and privileges shall be extended to his/her designees acting as the principal's delegates in legislative affairs.

- A. It is recognized that he/she has the right and privilege of review, veto and revocation of the actions of the Legislative branch.**
- B. The Executive branch is subject to the authority of the Judicial branch.
- C. The principal shall have the responsibility of interpreting this constitution as it pertains to all school affairs.

Section IV The elected and appointed officials of the student body shall act as the Legislative branch with the power to initiate and pass legislation concerning any phase of school activity.

- A. Membership of the Legislative branch
 - 1. Elected members
 - a. ASB President
 - b. ASB Vice President
 - c. ASB Secretary
 - d. ASB Treasurer
 - e. Senior Class President
 - f. Senior Class Vice President
 - g. Senior Class Secretary/ Treasurer
 - h. Junior Class President
 - i. Junior Class Vice President
 - j. Junior Class Secretary/ Treasurer
 - k. Sophomore Class President
 - l. Sophomore Class Vice President
 - m. Sophomore Class Secretary/ Treasurer
 - 2. Appointed members

- a. Activities/Spirit Commissioners
- b. Historians
- c. Publicists
- d. Community Service Coordinators
- e. Renaissance Coordinators
- f. Election Coordinator
- g. School Clubs Coordinators
- h. Student/Staff Connections
- i. Freshman Class President
- j. Freshman Class Vice President
- k. Freshman Class Secretary/ Treasurer
- l. SBO Liaisons

There shall be no additions/ removals of appointed positions unless approved by a 2/3 vote by the Executive Council.

B. Executive Council (*8 members*)

1. Membership
 - a. ASB President
 - b. ASB Vice President
 - c. ASB Secretary
 - d. ASB Treasurer
 - e. Class Presidents

C. General Procedure of the Legislature

1. The legislature shall be regular leadership class that meets daily and all members must be enrolled. If for any reason they cannot take the leadership class, they will forfeit their office.
2. Parliamentary Procedure shall be used during all student council meeting **using Robert's Rules of Order- Revised** as the guide.
3. Meeting of the legislature shall be open to all interested students and faculty at all times. Only members of the legislature and designated class representatives will have the power to vote.
4. The records of the legislature must maintain as public records subject to audits and inspections.
5. The legislature must be familiar with this constitution.
6. The executive council shall be responsible for reviewing and/or revising the content of this Constitution annually.
7. A quorum is necessary to run all meetings.
 - a. A quorum shall be 50% plus three members of the legislature during a student council meeting.
 - b. A quorum shall be 3/5 of the Executive Council during Executive Council meetings.
 - c. In the event of a split decision the senior class president will be able to place a vote.

Article V

Finances

- Section I All ASB funds shall be expended so as to benefit the student body, whether directly or indirectly, in accordance with the California Educational Code and the Board of Education regulations.
- Section II All expenditures must be signed by the ASB Treasurer, the advisor of the account and the Principal or his/her designee.
- A. The ASB Treasurer may not sign until the expenditures have been approved by the Legislature
 - B. If necessary, the ASB President's *or ASB Vice-President* signature shall be valid in place of the ASB Treasurer.
- Section III An annual balanced budget shall be prepared by the ASB Treasurer and the Activities Administrator before the end of the fiscal year (July 1). This budget must be approved by a majority by a majority vote and if approved, will direct and determine the financial programs of the Associated Student Body for the next fiscal year.
- Section IV When expenditures are necessary to activate a fund raising activity, for both ASB and clubs, which might result in a negative balance in a club account or a budget item, the interested party shall request special action for that expenditure from the Student Council.

Article VI

Elections/ Elected Positions

- Section I The elected officers of the ASB shall be the ASB President, ASB Vice President, ASB Secretary, ASB Treasurer, class presidents, class vice presidents and class secretary/treasurer. *9th Grade officers are appointed.*
- Section II Three elected Student Body Organization shall be elected for a term of one school year. ASB executive officers shall serve on the School Site Council: ASB President, ASB Vice President and ASB Treasurer.
- Section III The officers of the Student Body shall be elected for a term of one school year.
- Section IV. **Any student may be a candidate** for a student body office upon completing an application and meeting the following requirements, with the exception of it being necessary,
- A. The applicant must meet the school eligibility requirements.
 - B. All deadlines must be met during the application process.
 - C. The applicants must meet the campaigning requirements set forth by the election committee.
 - D. **ASB Executive positions must be enrolled in Leadership Development Class for a minimum of one year prior to running for an official office.**

E. **Senior Class President and Junior Class President must have successfully completed Leadership class for 1 academic year prior to running for Senior Class or Junior Class president.**

- Section IV The election committee must have election proposal approved by the administration by the end of the first semester.
- Section V All student body elections shall be conducted according to the guidelines set forth by the elections committee.
- Section VI The newly elected officers must take an oath of office by the final week of the fiscal year.
- Section VII The oath of the officer shall be:
“I, (name, position), do hereby solemnly pledge myself to faithfully fulfill the duties of my office. I give my pledge that I will do everything in my power to uphold the Constitution and to promote the general welfare of the Student Body at Fred C. Beyer High School.”

Article VII

Appointed Positions

- Section I The appointment board shall consist of the previous ASB President, Sr. Class Officers, Administrative Representative, and Leadership Advisor.
- A. The duties of the board will be to interview all applicants and appoint members to the *Legislative Branch*.
1. The method that is chosen to appoint the members must be consistent through the interviewing process.
- Section II Appointments shall take place approximately two weeks after the general student council elections each year.
- A. The appointed members of the *Legislative Branch* to be the Activities Commissioners, Historians, Publicist, Community Service Coordinators, Renaissance Coordinators, School Clubs Coordinator, Election Coordinators, Staff and Student Connection Commissioners, SBO Liaisons, Freshman President, Freshman Vice President, and Freshman Secretary/ Treasurer.
- B. Students vying for appointed positions shall only be considered for **two** positions.
- Section III There shall be no additions or removals of any appointed positions during the interview process.
- A. If there are empty appointed positions in which there are no applicants, the positions shall be reopened with a second set of interviews.
- B. New positions to the appointed body must be approved by the Student Council and must be publicized to the entire student body.

Article VIII

Removal from Elected or Appointed Position

Section I

Steps of Removal:

- A. A written proposal by an individual or party shall be given to an administrator.
- B. A meeting of the ASB President, Class President of the student involved, the Leadership teacher, administration and the author(s) of the proposal shall take place, discussing the proposed removal.
- C. Principal will meet with the student to inform them of the proposed removal.
- D. The Executive Council shall meet for a final vote on the proposal.
 1. A two-thirds vote is needed to remove an individual from office.

Section II

Criteria for removal

- A. Attendance/ Participation
 1. Any Leadership Student that is absent for **15 days of the leadership classes, 15% of properly publicized meetings and/ or fails to participate in general ASB activities and work sessions** shall be subject to removal.
- B. Conduct
 1. Any incidents involving drugs, alcohol, weapons, failure to fulfill the duties of office, fighting, use of obscene language, open defiance of school authorities, forgery, vandalism or **any other type of defiance** of school rules at the level may be subject to removal.
- C. Grades/ Citizenship
 1. Any Leadership student who's GPA drops below a 2.0, who receives more than one "F" or "U" on any quarter grades will be removed from office and leadership class.
- D. Exception Rule
 1. Medical or Illness reasons will be reviewed on a case by case basis by the Leadership Advisor.
 2. Final Judgment may be reserved by the Executive Branch (Principal).

Section III

Vacancies of Office

- A. If a vacancy occurs in one of the elected offices, it must be filled by secession or election administered by the election committee within two weeks of the vacancy except if the vacancy occurs within the last grading period in which case an appointment with a two-thirds majority approval in the Legislature shall be used.
- B. Vacancies in all other offices, due to any case, must be filled by appointment by the President with a two-thirds majority vote of the Legislature with in two weeks of the vacancy. If the vacancy occurs during the last grading period, an appointment is not mandatory.

Section IV

Secession

A. A vacancy in the office of President shall be filled using the following order of secession:

1. ASB President
2. ASB Vice President
3. ASB Secretary
4. ASB Treasurer
5. Senior Class President

B. If the order of secession cannot be carried out willfully by all parties involved, applications for that office will be taken. All new legislative members must enroll in Leadership class in order to take office.

Article IX

Amendments

Section I

Amendment Proposal

A. Any Proposal for an amendment to the Constitution must be submitted in writing during a regularly scheduled meeting of the Legislative Branch. The proposal shall be accepted for consideration by a simple majority vote of the Legislature.

Section II

Posting of Proposed Amendments

A. All accepted amendment proposals shall be posted in a conspicuous place for at least four school days.

Section III

Amendment Vote

A. Any proposal to become part of this constitution must be approved by no less than two-thirds of the Executive Council and Legislature and approved by the principal.