



Unanimous Opinion By Council Chair Pham

JUDICIAL COUNCIL OF THE ASSOCIATED STUDENTS OF OREGON STATE UNIVERSITY

Dylan Perfect, ASOSU Vice President

INQUIRY TO THE ASOSU JUDICIAL COUNCIL (No. 22-001.i)

[February 4th, 2022]

Dylan Perfect, ASOSU Vice President requested the Judicial Council to review Article VI(D) 1(a-b) in regards to election candidacy with the inquiry, “Does the ASOSU Constitution intend to, and in effect does, attach itself to the ‘University requirements to hold office,’ in a manner consistent with whatever those requirements may be, as determined by the university. The details cited would thus be intended to restate the university policy. Since the policy does not appear to match, the explicitly cited requirements going beyond that policy (GPA, credit hours, etc.) would be moot. Or, alternatively, whether the ASOSU Constitution instead mentions these university requirements, but that the stipulations that follow (including GPA etc.) are separate, in effect exactly as written, and unchanging except through amendment of the Constitution itself.” Along with this, the additional inquiry of “Considering the facts and plausible interpretations above, is the student described herein eligible for candidacy in the ASOSU Elections, or not eligible,” is also taken into account.

After thorough and thoughtful deliberation, the ASOSU Judicial Council determines that the requirements outlined within Article VI(D) 1(a-b) of the ASOSU Constitution, and as outlined in the elections packet, are to be regarded as attached to the University requirements to hold office and serve as a restatement of the university policy. These requirements are to be used in full in regards to determining a candidate’s eligibility. The ASOSU Judicial Council also determined that due to the provision in question being written prior to the consideration of ASOSU members or officers as student employees or independent contractors, with the most recent Constitution

adoption taking place in 2008, the University's requirements (as stated in the Constitution) are the precedent to be upheld throughout the election process.

Therefore, the ASOSU Judicial Council concludes that the student described is ineligible for candidacy.