

TITLE IV - STUDENT BODY STATUTES

THE JUDICIARY



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CHAPTER 401 JUDICIAL POWERS ACT (2001-143, 2004-116, 2011-104)

- 401.1 Intent – The Student Senate, acting on its authority granted by Article III, Section 6(l) of the Student Body Constitution and in consideration of Article V, Section 1 enacts the Judicial Powers Act to define powers of the Judicial Branch.
- 401.2 The Judicial Branch, composed of the Supreme Court, is vested with all the power and authority necessary for carrying into complete execution all its judgments in the matters before it, as according to the Student Body Constitution and by law.
- 401.3 The Judicial Branch shall have subpoena powers over students affected by judicial jurisdiction. Failure to appear shall be a contempt of court.
- 401.4 The Supreme Court shall have jurisdiction over appeals from the Elections Commission as according to Student Body Statute 729.0
- 401.5 The Supreme Court shall have jurisdiction over appeals from the Student Government Codes of Ethics as according to Student Body Statute 101.8.
- 401.6 The Supreme Court in accordance with Article V, Section 2(b) of the Student Body Constitution shall adopt its own internal rules of practice and procedure for itself.
- 401.7 The Judicial Branch shall publish its internal rules of practice and procedure.

CHAPTER 402 JUDICIAL DISQUALIFICATION (2001-143, 2011-104, 2022-107)

- 402.0 Intent – The intent of this act is to establish guidelines that will create cause for a member of the Court to be disqualified from involvement of the action.
- 402.1 In any case before the court any party to said cause or any interested party, may at any time before final judgment, file a motion requesting a disqualification of a member of the court.
- 402.2 Grounds for disqualification may include but are not limited to interest in the outcome of the case, relative, shared membership of a UF organization, or currently resides with a member of any party.
- 402.3 Any member of the court may on their own motion disqualify themselves where, to the member's own knowledge, of any of the grounds for suggestion of disqualification.
- 402.4 In any cause where the grounds for a suggestion of disqualification, as set forth in this act, appear, but no suggestion of disqualification is filed therein, the orders shall be valid.

CHAPTER 403 - JUDICIAL RECORDS-SUPREME COURT CLERK (95-100, 98-100, 2000-136, 2001-141, 2004-116, 2004-127, 2011-104, 2015-110, 2018-100, 2020-1049, 2023-154)

- 403.1 Intent - The Student Senate, acting on its authority granted by Article III, Section 6(l) of the Student Body Constitution and in consideration of Article V, Section 3(f), enacts the Judicial Records Act to foster better communication among the three branches of Student Government.
- 403.2 Duties of the Supreme Court Clerk.
- 403.21 Maintain pleadings, opinions, orders, correspondence, and like materials of the Supreme Court.
- 403.22 If the provisions of 403.21 result in knowledge of privileged or confidential information, the Clerk may not disseminate that information unless provided by federal, state, or student body law or federal, state, or student body Supreme Court order. Any Clerk failing to adhere to this statute shall be individually guilty of an Offense Against the Student Body.
- 403.23 Transmit, within three (3) school days after receipt of any order, opinion, or like decision of the Supreme Court that interprets any Constitutional provision or statute a certified copy to the Student Body President, Student Body Treasurer, Senate President, and Chairperson of the Judiciary Committee of the Student Senate.
- 403.24 Transmit periodically, but at least once per academic term, an index of all opinions, orders, and decisions of the Supreme Court to the Student Body President, Student Body Treasurer, Senate President, and Chairperson of the Judiciary Committee of the Student Senate.
- 403.3 The Chief Justice may appoint as many clerks as they deem necessary, however at least one must be appointed. The clerk(s) may be removed at the discretion of the Chief Justice.
- 403.4 The Chief Justice of the University of Florida Supreme Court - after receiving a request for any briefs and attached addenda - must provide it no later than 24 hours following the notification of request of such documentation.
- 403.41 Any individual who requests information as outlined in 403.4, S.B.S., must notify the Chief Justice no later than 24 hours following the notification of the brief of their intent to submit a counter brief.
- 403.42 The Chief Justice shall ensure that the individuals requesting individual as outlined in 403.4, S.B.S. have reasonable time to craft any counter brief related to the case provided by the individual(s).
- 403.5 The Chief Justice of the University of Florida Supreme Court must provide any briefs and attached addenda to the Senate President and the Student Body President no later than 48 hours after receiving such documentation.

CHAPTER 405 - SUPREME COURT SYLLABUS (2024-110)

- 405.1 Intent - The Student Senate, acting on its authority granted by Article III, Section 6(k) of the Student Body Constitution and in consideration of Article V, Section 3(f), enacts the Supreme Court Syllabus Act to authorize the creation of syllabi that simplify complex Supreme Court opinions and make them more accessible to the student body.
- 405.2 The Chief Justice may appoint a Clerk of Decisions responsible for drafting a syllabus for any opinions deemed necessary by the Clerk or the Chief Justice
- 405.3 If the provision of 403.2 results in knowledge of privileged or confidential information, the Clerk of Decisions may not disseminate that information unless provided by federal, state, or student body law or federal, state, or student body Supreme Court order. Failure to adhere to this statute shall be deemed an Offense Against the Student Body.
- 405.4 Any syllabus drafted by the Clerk of Decisions shall be sent to the Supreme Court for approval and/or edits before publication. The syllabus shall be published above the opinion once approved.
- 405.5 When an opinion includes a syllabus, a headnote shall be displayed above the syllabus stating: "Where it is feasible, a syllabus (headnote) will be released, as is being done in connection with this case. The syllabus constitutes no part of the opinion of the Court but has been prepared by the Clerk of Decisions for the convenience of the reader."
- 405.6 The Supreme Court will have final authority over the syllabus and the Clerk of Decisions, including the removal of the Clerk of Decisions at the Court's discretion.

CHAPTER 409 - STUDENT HONOR CODE (89-113, 95-128, 96-103, 2000-136, 2011-104, 2015-110)

409.1 Preamble:

In adopting this Honor Code, the students of the University of Florida recognize that academic honesty and integrity are fundamental values of the University community. Students who enroll at the University commit to holding themselves and their peers to the high standard of honor required by the Honor Code. Any individual who becomes aware of a violation of the Honor Code is bound by honor to take corrective action. Student and faculty support are crucial to the success of the Honor Code. The quality of a University of Florida education is dependent upon community acceptance and enforcement of the Honor code.

409.11 The Honor Pledge:

We, the members of the University of Florida community, pledge to hold ourselves and our peers to the highest standards of honesty and integrity by abiding by the Honor Code.

409.12 On all written work submitted for credit by students at the University of Florida, the following pledge is either required or implied: "On my honor, I have neither given nor received unauthorized aid in doing this assignment.

CHAPTER 430 – OFFENSES AGAINST THE STUDENT BODY ACT (2001-141, 2004-116, 2011-104, 2015-110)

- 430.0 This subsection, from 430.0 to 430.4, shall be known as “Offenses Against the Student Body Act.”
- 430.1 Intent – The Student Senate, acting on its authority granted by Article V, Section 2 of the University of Florida Student Body Constitution, hereby defines “Offenses Against the Student Body” and grants the appropriate hearing bodies all judicial powers necessary for hearing all cases pertaining to all offenses against the Student Body.
- 430.11 Appropriate hearing bodies shall include, but are not limited to, Office of Student Conduct and Conflict Resolution, the Rules and Ethics Committee of the Student Senate, the Elections Commission, and the Commission on Ethics.
- 430.2 It shall be an Offense Against the Student Body for a Supreme Court Justice to disseminate any unofficial information from an official deliberation.