

RUSA

8/30/2017

Chris Kay, Parliamentarian

Complainant: Viktor Krapivin, Internal Affairs Chair

Question: What is the proper way for an organization to remove a member they send to the Assembly?

Finding: Article IV section 4.03 of the RUSA Constitution is the Article which governs Impeachments. In Article 4.03 it is stated that “to remove a member from office, The Assembly Professional School Councils, and Residential College Councils shall follow the procedures in this section, and may adopt additional procedures.” This passage should be understood to refer broadly to all groups who send representatives to the Assembly. From this above passage it seems clear that for a member who has been appointed by an organization to be removed from the Assembly either by RUSA or their appointing organization the minimum requirements for that removal must accord with the minimum requirements laid out in Article 4.03 of the RUSA Constitution. That means that as per Article 4.03, all members must be tried by the Assembly following the recommendation of the Internal Affairs Committee before they can be removed from their position. This means that an appointing organization cannot freely remove its appointed member from the body. Instead if an organization wants their member removed they must request that the Internal Affairs Committee review the member’s status and then it becomes the prerogative of the Internal Affairs Committee to recommend impeachment. Effectively this means that once a member of the Assembly officially takes their seat the only valid means of removing them, against their will, is through impeachment as laid out in Article 4.03 of the Constitution.