

The Associated Students  
Of  
New Mexico State University

Resolution #18

The attached legislation has been properly approved by the members of the Sixtieth Senate of the Associated Students of New Mexico State University in accordance with ASNMSU Law.

  
\_\_\_\_\_  
Donovan Olvera, ASNMSU Chief Senate Clerk 12/12/16  
Date

  
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Kevin Prieto, ASNMSU Vice President 12/12/16  
Date

SENATE OF THE ASSOCIATED STUDENTS  
OF NEW MEXICO STATE UNIVERSITY

RESOLUTION #18

SIXTIETH SENATE

2016-2017

Introduced by: Cairns, Forbes, Guajardo, Morrow, Dhakal Date: 9/20/2016  
Referred to: Rules, Community Affairs, Finance Date: 9/22/2016  
Senate Action: FAVORABLE RECOMMENDATION Date: 11/17/2016  
Date Signed: \_\_\_\_\_

LX 16-17

A RESOLUTION

1 CONCERNING COMMITTEE ACTIONS AND VOTING PROCEDURE OUTLINED IN CHAPTER 8-  
2 10-2, 8-18-A-3, AND 8-18-A-5 OF THE 2016-2017 ASNMSU LAW BOOK. BE IT RESOLVED BY  
3 THE SENATE OF THE ASSOCIATED STUDENTS OF NEW MEXICO STATE UNIVERSITY.

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5 WHEREAS, Conditional Do Pass has been an action used by all three Standing Committees to move a bill  
6 forward; and

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8 WHEREAS, Conditional Do Pass is not outlined in the ASNMSU Law Book as an action a committee can  
9 take; and

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11 WHEREAS, abstentions and recusals ought to be further clarified in the ASNMSU Law Book in regards to  
12 when a Senator may use them; and

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14 WHEREAS, abstentions count toward the negative vote and effect quorum and recusals do not; and

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16 WHEREAS, when a Senator is a potential recipient of ASNMSU reimbursements, that Senator or Senators  
17 should have a voting option available to not count towards the negative or account for quorum, consistent  
18 with the 11<sup>th</sup> Robert's Rules of Order, in the Senate; and

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20 WHEREAS, the Vice-President of the Senate should have the authority to determine when a Senator's  
21 conflict of interest is in order in accordance with the ASNMSU Appendix B-2-3-C to prevent potential  
22 abuses of recusals;

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24 THEREFORE BE IT RESOLVED by the Senate of the Associated Students of New Mexico State University that  
25 Conditional Do Pass be implemented in Chapter 8-10-2 and that voting procedures are clarified and also implemented in  
26 Chapter 8-18-A-3 and 8-18-A-5 of the ASNMSU Law Book.

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28 All new material is underlined and deleted material in [brackets].

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30 **8-10. STANDING COMMITTEES**

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34 **8-10-2. DEFINITIONS**

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D. “Conditional do pass” to definitions to read: “Conditional do pass” means that a bill has not met its conditions for the committee, but a majority of the committee has voted to pass a bill on to the next committee, pending certain conditions are met by the Wednesday before the next Senate at 12pm. Should these conditions not be met by the specified deadline, the bill will be referred back to the first committee in which it was given a conditional do pass.

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## **8-18. VOTING PROCEDURES**

A.

3. “Abstain” indicating an abstaining vote. [A senator may abstain from voting only if they have a conflict of interest] A senator maintains the right to abstain from voting concerning the motion, confirmation, or legislation to be voted on. An abstention will have the same effect as a negative vote in accordance with the 11<sup>th</sup> edition of Robert’s Rules of Order.

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5. “Recuse” indicating that a senator wishes to recuse their vote. A senator must recuse themselves from voting if they have a conflict of interest concerning the motion, confirmation, or legislation to be voted on as defined by Appendix B-2-3-C.

a. A senator who recuses their vote shall not be accounted for in quorum to determine a majority or supermajority for the duration of the vote.

b. The President of the Senate will maintain the authority to determine whether a Senator’s recusal is in order.

66BE IT FURTHER RESOLVED that copies be sent to the President of ASNMSU, the Attorney General of ASNMSU, and the 67ASNMSU Senate.