

The Associated Students
Of
New Mexico State University

SENATE RULES COMMITTEE SUBSTITUTE FOR
BILL #263

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



Bethany Mendoza, ASNMSU Chief Senate Clerk

5/7/2019
Date


Acting ASNMSU Vice President, Haley Stewart

5/7/2019
Date

I, Evan Conner, hereby sign into law this attached piece of legislation.


Evan Conner, ASNMSU President

5-8-19
Date

SENATE OF THE ASSOCIATED STUDENTS
OF NEW MEXICO STATE UNIVERSITY

SENATE RULES COMMITTEE SUBSTITUTE FOR
BILL #263

SIXTY-SECOND SENATE

2018-2019

Introduced by: Shareef, Ortiz, Stewart, Beker, Laemmle, Stringam, Salcido Date: 04/09/2019
Referred to: Rules, Community Affairs, Finance Date: 04/11/2019
Senate Action: PASSED Date: 04/26/2019
Date Signed: _____

LXII-18-19

AN ACT

1 AMENDING SECTIONS 5-1 OF THE 2018-2019 ASNMSU LAW BOOK. BE IT ENACTED BY THE SENATE OF THE
2 ASSOCIATED STUDENTS OF NEW MEXICO STATE UNIVERSITY.

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4 Section 1: Purpose of Act.

5 To define the Jurisdiction of the ASNMSU Courts. The Law Book is amended with deleted material [in brackets]
6 and inserted material underlined:

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8 Section 2: Main Provisions.

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5. JUDICIAL BRANCH

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5-1. JURISDICTION

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5-1-1. DEFINITIONS

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A. A "case" is defined as a suit established arising from a dispute or an official complaint filed
with the ASNMSU Court in which the plaintiff details the claims against the defendant and
requests judgement from the ASNMSU Court.

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B. A court has "original jurisdiction" over a certain type of case when it is the first court in
which such a case is heard. The decisions of courts with original jurisdiction can only be
reviewed through the appeals process.

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C. A court has "appellate jurisdiction" over a certain type of case when it has the authority to
review the decision made by a lower court concerning such a case. Courts of appellate
jurisdiction have the power to uphold, overturn, amend or otherwise modify the decisions
and/or sentences handed down from lower courts so long as such modifications do not violate
ASNMSU law.

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D. A court has "sole jurisdiction" over a certain type of case if it is the only court with the
authority to hear that type of case.

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5-1-2. ESTABLISHMENT OF JURISDICTION

The ASNMSU Supreme Court shall have jurisdiction over all cases arising under the ASNMSU
Constitution, statutory enactments, legislative resolutions or executive order of ASNMSU in

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36 accordance with 1-5-2. The Court shall not initiate case proceedings listed in Chapter 5 or
37 Appendix A unless a case is first filed with the court. Chapter 5 shall supersede Appendix A of the
38 ASNMSU Law Book. The Supreme Court shall have original jurisdiction over all these cases
39 unless otherwise provided for by law. The Supreme Court may allow a temporary lower court or
40 tribunal to decide a particular case by appointing a Special Master to act as judge of this inferior
41 court in accordance with 5-10 and the Rules of Procedure for the ASNMSU Courts. The Supreme
42 Court shall have sole appellate jurisdiction in all cases involving the review of a decision made by
43 an inferior court.

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47 Section 3: Rationale.

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The intent of this amendment is to define the jurisdiction of the ASNMSU Courts and that the Chapter 5
49 takes precedence over Appendix A of the Law Book.

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