The Constitution

of

the Thai Student Association at The Pennsylvania State University

(ThSA)

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Preamble:

In order to achieve the common goal of creating, promoting and enhancing awareness and understanding of Thai culture and traditions among the community, fostering and improving the unity of the Thai community, and bridging and strengthening the relations between the Thai student body and other university organizations, We, the Thai student body of The Pennsylvania State University, having been officially recognized by the appropriate university authorities, do hereby retroactively establish, through this Constitution, the Thai Student Association at The Pennsylvania State University (ThSA), referred to henceforth as the Association, as a graduate student organization, to accomplish the goals and common ambitions and to serve the interest of the Thai student body of The Pennsylvania State University.

Article I. Principle of Authority

Section 1.01 Source for Authority

(a) The sole source of authority of the Association is vested in and is derived from the Thai student body and shall be used to serve the common purpose of said student body.

Section 1.02 Distribution of Authority

(a) The authority of the Association shall be exercised through and delegated to the entities stated herein which collectively represent the authority of the Association. The power granted to
such entities shall be the sole entitlement of said entities and cannot be modified, abdicated or transferred except through the explicit mechanism of this Constitution.

**Article II. Mission Statement and Purpose**

**Section 2.01 The mission and purpose of the Association shall be to:**

(a) Create and promote diversity awareness of Thai culture and traditions in the community.

(b) Enhance the understanding and acceptance of Thai and Southeast Asian cultures among the community.

(c) Unite and foster the Thai community at the university and the surrounding area.

(d) Bridge and strengthen the relations between the Association and other organizations within the university and surrounding community.

**Article III. Membership**

**Section 3.01 Membership Quota Requirement**

(a) The majority of the active members of the Association shall be, at all times, registered graduate students of the University.

(b) There shall be at least ten active members of the Association at all times.

**Section 3.02 Types of Membership**

(a) Membership of the Association shall be divided into General Body, Executive and Participating membership status.

   i. General Body membership shall include all active registered student members of the Association.

   ii. Executive membership shall include all active registered student officers duly elected and appointed to the Executive Board of the Association.
iii. Participating membership shall include all non-university affiliated individual affiliated with the Association and/or other members who are not eligible for General membership status.

(b) All interested individuals shall be eligible for membership upon request and confirmation of the Association designated entity stated herein and shall be assigned an appropriate membership status.

(c) All interested individuals are free to participate in and attend general activities and events of the Association without needing to be a member of the Association.

(d) Only active General Body or Executive members of the Association may vote, preside, officiate, represent or solicit funding on the Association’s behalf.

Section 3.03 Membership Qualifications

(a) Individuals requesting membership in either the General Body or Executive membership status must have a working knowledge of the Thai and English languages. In addition, the individual must be an active student of The Pennsylvania State University.

(b) All interested individuals are qualified for the Participating membership status upon request and shall not be required to participate in any initiation activities.

(c) During the application process, membership candidates shall be provided the relevant information pertaining to the Association listed hereafter.

   i. A copy of this Constitution

   ii. A list of bylaws, rules and policies of the Association

   iii. A general list of Association events and activities

   iv. A list of responsibilities of Members of the Association

   v. A copy of the University hazing policy

   vi. Other relevant information about the Association.

(d) The Association shall not restrict membership based on the characteristic of an individual, which are intrinsic to the identity of that individual, and are not essential to the potential value of that individual as a member of the Association. The Pennsylvania State University prohibits discrimination and harassment against any person because of age, ancestry,
color, disability or handicap, national origin, race, religious creed, sex, sexual orientation, gender identity or veteran status. Discrimination or harassment against faculty, staff or student will not be tolerated at The Pennsylvania State University.

(e) Membership procedure, as well as all interactions between members and/or new members of the Association, shall be in accordance with and abide by this Constitution and all relevant university, local, state and federal policies, rules, laws and regulations.

(f) All members have the right to refrain from taking part in any activities and events held by the Association as determined by their discretion.

Article IV. Structure and Rules of Entities

Section 4.01 Establishment of Entities

(a) The Association shall consist of three entities charged with serving the separable functions of the Association in order to fulfill the Association’s stated missions and execute the Association’s authority in accordance with this Constitution:

i. A General Assembly of the Association consisting of the General Body members to decide business, make general binding decisions of the Association.

ii. An Executive Board of the Association consisting of the Executive members of the Association to execute decisions and general businesses of and provide counsel to the Association.

iii. A Joint Tribunal Commission of the Association consisting of General Body and Executive members of the Association to adjudicate disputes within the Association.

Section 4.02 Rules of the Association Pertaining to its Entities and their Members:

(a) An individual with the Executive member status must be a member of the Executive Board of the Association.

(b) Members of the Association may not concurrently serve as a member of more than one entity except under existential circumstances stated herein or as determined by the discretion of the President or Chief Officer(s).

(c) Each entity shall serve to ensure accountability and benefit of the Association and its members.
(d) Each entity may not transact business pertained or implied to be under the jurisdiction of another entity unless otherwise stated in this Constitution.

(e) Each entity may not establish, amend, or rescind the rules of another entity except through the explicit mechanisms of this Constitution.

(f) Each entity shall establish their own rules for the conduct of their affairs.
   i. The rules of conduct of each entity must be in accordance with and abide by this Constitution and all relevant university, local, state and federal policies, rules, laws and regulations.

Article V. General Assembly of the Association and its Members

Section 5.01 Authority and Responsibility

(a) All fundamental decision-making authority is hereby vested in the General Assembly of the Association referred to henceforth as the Assembly.

(b) The Assembly shall have the authority to:
   i. Determine the will and opinion of the Association and the general body of the Association.

   ii. Draft rules and policies of the Association that are in accordance with this Constitution.

   iii. Draft rules regulating the election, appointment, performance, and qualifications of members of all entities where not defined in this Constitution or designated to another entity. Such rules must additionally be in accordance with this Constitution and all relevant university policies stated herein or otherwise.

   iv. Confirm the appointment of non-elected officers made by other entities of the Association to serve their separable functions and consent to all other matters as stated herein as required by this Constitution except matters relating to the appointment of Executive Representatives to the Joint Tribunal Commission.

   v. Motion to censure and impeach any members and officers of the Association.
vi. Execute any authority not designated to other entities for the interest of the Association and in accordance with this Constitution.

vii. Review the constitutionality of Orders of the Executive Board of the Association and subsequently invoke and refer to the Joint Tribunal Commission for a Finding or Verdict regarding the constitutionality of a specific Order.

viii. Review binding commitments made by the Chair of the Assembly on its behalf and may subsequently petition and invoke the Joint Tribunal Commission directly for a Finding or Verdict regarding the constitutionality of the commitment.

ix. Request Financial Audit Reports of the Association from the Chief Financial Officer of the Association for review.

x. Elect two Members of the Assembly to serve concurrently as General Assembly Representatives to the Joint Tribunal Commission during each active session of the Commission.

Section 5.02 Members of the Assembly

(a) The Assembly shall consist of General Body members of the Association who are full-time active student members of the Association, except otherwise stated in this Constitution.

(b) Assembly Member responsibilities shall be as follows:

i. Attend General Meetings of the Assembly and participate in decision making and deliberation of businesses of the Association and the Assembly.

ii. Participate in other businesses pertaining to the Association that are not under the jurisdiction of another entity.

(c) Members of the Assembly shall be afforded the following rights:

i. The right to speak on their own behalf, without risk of repercussions.

ii. The right to speak their own opinion without risk of repercussions.

iii. The right to debate on Assembly businesses and otherwise have floor privileges.

iv. The right to vote on all matters and businesses of the Assembly.

v. The right to motion the Assembly for an action on all business pertaining to the Assembly
(d) The Assembly shall be chaired by the Vice President of the Association, as the ex officio Chair of the General Assembly.

   i. During regular sessions of the General Assembly, the Assembly shall elect one of its members as the Chair pro tempore of the General Assembly, in the absence of the Vice President.

Section 5.03 Conducts of Assembly Duties and Businesses

(a) All business and decision of the Assembly shall require a majority vote of those present unless otherwise stated herein this Constitution.

(b) Written forms of business and decision of the Assembly shall be defined as Acts and are considered the primary product of the Assembly.

(c) In order for Acts to take effect, the consenting signature(s) of the President, Co-presidents, Acting President or their designated presidential representative as the Chief Officer(s) is required except under circumstances stated herein.

   i. In the event of a veto by the President or Chief Officer(s), a supermajority vote of sixty-six percent of the Assembly is required to overturn such veto.

(d) Upon consent of Acts by the President, Co-presidents, Acting President or their designated presidential representative as the Chief Officer(s), the Acts shall be promulgated and immediately take effect in perpetuity except when rescinded through the explicit mechanisms of this Constitution.

(e) For the purpose of fulfilling and conducting the duties and businesses pertaining to the Assembly, Members of the Assembly may motion the floor for an Act of Committee Creation.

   i. Committees created by an Act of Committee Creation shall be tasked with a defined and specific purpose and shall have all necessary authority to execute their duty in accordance with this Constitution and relevant rules set forth by the Assembly.

   ii. Upon the completion of the specific purpose, as recognized by the Assembly, the Committee shall be considered dissolved and all authority delegated to the Committee shall be returned to the Assembly.

   iii. The Act of Committee Creation shall also require that the Assembly elect a chairperson to head the Committee upon the passing of the floor motion to create the Committee in question.
iv. The Assembly shall have the authority to dissolve a Committee under its jurisdiction as it sees fit.

Article VI. Executive Board of the Association

Section 6.01 Authority and Responsibility

(a) All fundamental executive authority is hereby vested in the Executive Board of the Association referred to henceforth as the Board.

(b) The Board shall have the authority to:

i. Carry out the will of the Assembly and the Association as prescribed by duly passed Acts and under the President or Chief Officer(s)’s discretion.

ii. Enter into contracts provided that they do not contradict with an Act of the Assembly.

iii. Provide service to the members of the Association in conjunction with Acts of the Assembly.

iv. Conduct everyday operations of the Association.

v. Propose the Board to censure and impeach any members or officers of the Association.

vi. Represent the Association to the University and external organizations and solicit University and external support.


viii. Execute any authority not designated to other entities for the interest of the Association and in accordance with this Constitution.

ix. Decide on and finalize the expenditures and finances of the Association and their entities.

x. Manage the records and archive of all documents and businesses of the Association and ensure its accessibility thereof by Members of the Association.

Section 6.02 Conducts of Board Duties and Businesses
(a) All business and decision of the Board shall require the formal consent of the Chief Officer(s) unless otherwise stated herein this Constitution.

(b) Written form of businesses and decisions of the Board shall be defined as Orders and are considered the primary product of the Board.

   i. Orders by the Board may not contradict Acts of the Assembly unless otherwise stated herein this Constitution.

(c) In order for Orders to take effect, the consenting signature(s) of the President, Co-presidents, Acting President or their designated presidential representative as the Chief Officer(s) is required except under circumstances stated herein.

(d) Upon consent of Orders by the President, Co-presidents, Acting President or their designated presidential representative as the Chief Officer(s), the Orders shall be promulgated and immediately take effect in perpetuity except when rescinded through the explicit mechanisms of this Constitution.

(e) For the purpose of fulfilling and conducting the duties and businesses pertaining to the Board, Officers of the Board may propose to the Chief Officer(s) for an Order of Task-force Creation.

   i. Task forces created by an Order of Task-force Creation shall be tasked with a defined and specific purpose and shall have all necessary authority to execute their duty in accordance with this Constitution and relevant rules set forth by the Board.

   ii. Upon the completion of the specific purpose, as recognized by the Board, the Task force shall be considered dissolved and all authority delegated to the Task force shall be returned to the Board and their Officers.

   iii. The Order of Task-force Creation shall also require that the Chief Officer(s) appoint a relevant Officer of the Board as presiding officer to head the Task-force upon the consent of the Order by the Chief Officer(s) of the Board.

   iv. The Chief Officer(s) shall have the authority to dissolve a Task force under the Board’s jurisdiction as they see fit.

Article VII. Officers of the Executive Board of the Association

Section 7.01 Officers of the Board
(a) Officers of the Board and the Association must be full-time, officially registered active student members of the Association and must meet all other criteria of the Association and this Constitution.

(b) The Board shall consist of the following Executive members of the Association, by descending rank or otherwise noted.

   i. The President or Co-Presidents of the Association, elected by the Assembly of the Association as the Chief Officer(s) of the Board and the highest ranking Officer of the Board and the Association.

      1) When the Presidency is occupied by Co-presidents of the Association as elected by the General Body of the Association in accordance with this Constitution, the Co-presidents shall correspondingly and simultaneously occupy the Office of the Vice President as the ex officio Vice President and shall alternate duties of either office amongst one another as appropriate.

   ii. The Vice President of the Association, as the Deputy Officer of the Board and ex officio Chair of the General Assembly appointed by the President or Chief Officer(s) as the second ranking Officer of the Board.

   iii. The Secretary of the Association and ex officio Chief of Staff to the President or Co-Presidents appointed by the President or Chief Officer(s) as the third ranking Officer of the Board tasked with assisting and facilitating businesses of the Board and their members and overseeing overall day-to-day operations of the Association.

   iv. The Treasurer of the Association appointed by the President or Chief Officer(s) as the fourth ranking Officer of the Board and the Chief Financial Officer of the Association tasked with the handling, regulating and recording of finances and expenditures of the Association. In addition, the Treasurer shall be the sole member with access to the Association general account and finances.

   v. The External Affairs Officer of the Association appointed by the President or Chief Officer(s) as the fifth ranking Officer of the Board tasked with maintaining and conducting operations and duties pertaining to the relations of the Association with external organizations, other University organizations and the general public.

   vi. The Special Interest Officer(s) of the Association appointed by the President or Chief Officer(s) as non-ranking ad-hoc Officer(s) of the Board tasked with overseeing specific aspects and interests of the Association as determined by the Chief Officer(s).
vii. The Privy Councilor(s) of the Association appointed by the President or Chief Officer(s) as non-ranking ad-hoc Officer(s) of the Board tasked with providing advice and counsel to the President/Co-presidents and Officers of the Board of the Association.

viii. Information Technology Officer(s) of the Association appointed by the President or Chief Officer(s) as non-ranking Officer(s) of the Board tasked with maintaining and managing the information technology services of the Association including but not limited to the Association’s web page(s), social network present(s), email communication service(s) and file and document archive(s). In addition, the officer shall be tasked with providing assistance to members of the Association pertaining to the technological day-to-day operations of the Association.

ix. The President or Chief Officer(s) shall have the authority to appoint and promote Members of the Assembly as Officers of the Board to occupy any vacant Board positions with the consent of the Assembly.

1) Upon the appointment confirmation by the Assembly, the appointee shall become an Executive member of the Association and as such shall relinquish the status of General Body member and any titles and/or duties associated with such status.

(c) Officers of the Board responsibilities shall be as follows:

i. Attend General Meetings of the Assembly and provide counsel to the Assembly regarding their decision making and deliberation of businesses of the Association and the Assembly.

ii. Attend General Meetings of the Board and provide counsel to the Chief Officier(s) regarding the deliberation of businesses of the Board.

iii. Participate in other businesses pertaining to the Association that are not under the jurisdiction of another entity.

iv. Prepare and submit an Annual Executive Overview Report to the Assembly at the last meeting of each term of office.

v. Prepare and submit annual and quarterly Association Activity Reports to representatives of the Royal Thai Embassy and/or Consulate-General.

(d) Officers of the Board shall be afforded the following rights:

i. The right to speak on their own behalf, without risk of repercussions.

ii. The right to voice their own opinion without risk of repercussions.
iii. The right to constructively debate on Board businesses.

iv. The right to vote on matters and businesses of the Board when required.

(e) Authority and Responsibility of the Presidency shall be as follows:

i. The President or Chief Officer(s) shall be considered the head of the Executive Board and shall be afforded the authority to organize and shape the structure and execution of authority of the Board in accordance with this Constitution.

ii. The President or Chief Officer(s) shall appoint and promote, under their discretion, Members of the Assembly as Officers of the Board with the consent of the Assembly.

1) Upon the appointment confirmation by the Assembly, the appointee shall become an Executive member of the Association and as such shall relinquish the status of General Body member and any titles and/or duties associated with such status.

iii. The President or Chief Officer(s) shall appoint, under their discretion, two (2) Officers of the Board to serve concurrently as Executive Representatives to the Joint Tribunal Commission during each active session of the Commission.

iv. The President or Chief Officer(s) shall be the primary representative and speaker of the Association to the University and external organizations unless otherwise designated by this Constitution or delegated under the discretion of the President/Co-presidents.

v. The President or Chief Officer(s) shall have the authority to create or dissolve any subsidiaries under the jurisdiction of the Board as appropriate in order to perform the duties and upheld the responsibilities of the Office and the Board unless such actions contradict an Act of the Assembly or this Constitution.

vi. The President or Chief Officer(s) shall, in the event of the resignation or dismissal of an Officer(s) of the Board, have the authority to appoint and promote a Member(s) of the Assembly as an Officer(s) of the Board to occupy the vacant Board position(s) with the consent of the Assembly.

1) Upon the appointment confirmation by the Assembly, the appointee shall become an Executive member of the Association and as such shall relinquish the status of General Body member and any titles and/or duties associated with such status.

vii. The President or Chief Officer(s) shall have the authority to commit to executing all Acts of the Assembly through the authority to sign or veto all Acts prior to perfection.
viii. The President or Chief Officer(s) shall have the authority to submit Acts and motions to the Assembly for consideration.

ix. The President or Chief Officer(s) shall have the authority to delegate their duties, as appropriate, to other Officers of the Board.

x. The President or Chief Officer(s) shall have the authority to commit to executing all Orders of the Executive Board through the authority to sign or veto all Orders prior to perfection.

xi. The President or Chief Officer(s) shall have the authority to request a Financial Audit Report of the Association from the Chief Financial Officer of the Association for review.

xii. The President or Chief Officer(s) shall have the authority to dismiss Officers of the Board and/or members of their subsidiaries for the collective interest of the Board, the Association and its members.

xiii. The President or Chief Officer(s) shall have the authority to directly petition and invoke the Joint Tribunal Commission for review of businesses falling under the jurisdiction of the Commission.

(f) Authority and Responsibility of the Vice Presidency shall be as follows:

i. The Vice President shall assume and carry out all duties of the President as Acting President, if and when the President is unwilling or unable to fulfill the requirement of the office by their own will and discretion or is in a state of incapacity.

1) In cases of permanent vacancy of the Presidency due to resignation or removal, the Vice President shall permanently assume the Presidency until the end of the current term of office or in accord with an Act of the Assembly limiting the remaining term of office or an Act calling for immediate elections.

2) While assuming the role of Acting President the Vice President may appoint another Officer of the Board to serve as Acting Vice President of the Association until which time the Presidency is returned to its intended office holder.

3) In the event that the Vice President is unwilling or unable to fulfill the requirement of the office by their own will and discretion or is in a state of incapacity, the order of presidential succession shall follow the prescribed rank of Officers of the Board as enumerated under clause (b), section one (7.01), article seven (7) of this Constitution (7.01.b).

ii. The Vice President, as the Chair of the Assembly, shall have the authority to decide and influence the outcome of an inconclusive vote of the Assembly.
iii. In the event that the Assembly is unable to fulfill its duties as prescribed by this Constitution or during periods of recess, the Vice President, as the Chair of the Assembly, shall have the full authority to execute all powers thereof and conduct all duties and businesses on behalf of the whole Assembly for the benefit of the Association.

1) All commitments made by the Chair of the Assembly shall be considered binding and shall only be reversible by a Verdict of the Joint Tribunal Commission.

iv. The Vice President, as the Chair of the Assembly, shall have the authority to nominate for a vote by the Assembly, two (2) Members of the Assembly to serve concurrently as Assembly Representatives to the Joint Tribunal Commission during each active session of the Commission.

v. The Vice President shall accept any duties assigned by the President or the Assembly as appropriate.

vi. The Vice President shall act as the primary representative and delegate of the Association to the University and external organizations under the discretion of the President.

**Article VIII. Joint Tribunal Commission of the Association and its Members**

**Section 8.01 Authority and Responsibility**

(a) All authority relating to disputes between entities and/or members of the Association in addition to the clarification and interpretation rules and conducts of the Association shall be vested in the Joint Tribunal Commission of the Association referred to henceforth as the Commission.

(b) The Commission shall have authority to:

i. Conduct hearings relating to disputes within the Association pertaining to election disputes, disciplinary actions, interpretation of this Constitution, member or officer misconducts and abuse of power and make binding Verdicts or non-binding Findings regarding each dispute.

ii. Review all Constitutional amendments made by any entities of the Association for impartialness and reverse any amendments found to be noncompliant.

iii. Establish rules governing the procedure for operation of the Commission.
iv. Execute any authority not designated to other entities for the interest of the Association and in accordance with this Constitution.

v. Dismiss and remove any members found to severely violate policies and rules of the Association through the processes of the Commission.

vi. Rescind and reverse any Acts, Orders and other associated commitments, that are referred to the Commission by the Assembly or the Board, that are found to be unconstitutional or otherwise incompliant with existing rules and bylaws of the Association.

Section 8.02 Members of the Commission

(a) The Commission shall consist of five (5) Commissioners who are Executive or General Body Members of the Association.

i. The Chief Commissioner, as Chief of the Joint Tribunal Commission, nominated by the President or Chief Officer(s) of the Board and confirmed by the General Assembly of the Association, to preside over all conduct of businesses of the Commission.

1) Upon nomination by the President or Chief Officer(s), the nominee shall relinquish or otherwise waive all other rights and duties pertaining to the conduct of businesses of the Board or the Assembly.

2) Upon confirmation by the Assembly, the Chief Commissioner shall hold the General Body membership status but shall be prohibited from serving as a Member of the Assembly or voting in any Assembly businesses.

ii. Two (2) Members of the Assembly to concurrently serve as Commissioners and Assembly Representatives elected to the Commission by the Assembly.

iii. Two (2) Officers of the Board to concurrently serve as Commissioners and Executive Representatives appointed to the Commission by the President or Chief Officer(s) with the advice of the Board.

(b) Responsibilities of Commissioners shall be as follows:

i. Attend hearings of the Commission and participate in decision making and deliberation of businesses of the Commission.

ii. Participate in other businesses pertaining to the Association that are not under the jurisdiction of another entity.
(c) Commissioners shall be afforded the following rights:

i. The right to vote on all matters and businesses of the Commission.

ii. The right to resign from the post if the Commissioner believes that he/she cannot carry out the tasks and duties of the position in a just and fair manner, without requiring the consent of the President or Chief Officer(s) or the Assembly.

1) Resignations by a Commissioner shall be presented in writing to the other Commissioners, the President or Chief Officer(s) and to the Chair of the Assembly no later than two days prior to the first hearing of an active case or session.

(c) In addition to the rights afforded to Commissioners, the Chief Commissioner shall be afforded the following rights:

i. The right to recuse themselves from cases or hearings due to a possible conflict of interest or if they believe that they cannot carry out the tasks and duties of the position in a just and fair manner, without requiring the consent of the President or Chief Officer(s) or the Assembly.

1) Recusal by the Chief Commissioner shall be presented in writing to the other Commissioners, the President or Chief Officer(s) and to the Chair of the Assembly no later than two days prior to the first hearing of an active case or session.

2) Recusal by the Chief Commissioner shall not constitute a resignation thereof.

3) In the event of a recusal by the Chief Commissioner, the remaining Commissioners shall, from among themselves, elect a Chief Commissioner pro tempore to serve in the capacity of Chief Commissioner for the remaining hearings and sessions relating to the particular dispute or case.

a. Upon being elected the Chief Commissioner pro tempore, the individual shall relinquish their Executive or Assembly Representation status.

b. Subsequent to the election of the Chief Commissioner pro tempore, the Board or the Assembly shall appoint a new corresponding Representative to occupy the vacant position.
Section 8.03 Conduct of Commission Duties and Businesses

(a) All business and decision of the Commission shall require a majority vote in favor from the five Commissioners.

(b) The written form of businesses and decisions of the Commission shall be defined as Findings and Verdicts and are considered the primary products of the Commission.

   i. Findings of the Commission shall be defined as the non-binding report and recommendations of the Commissions on specific matters that the Commission deems as not meeting the requirements for a binding decision.

   ii. Verdicts of the Commission shall be defined as the binding judgment and ruling of the Commissions on specific matters reviewed by the Commission.

(c) The consenting votes and signatures of the majority (fifty-five percent) of the Commissioners are required prior to the perfection of Findings and Verdicts.

(d) Upon consent of Findings and Verdicts by the majority of the Members of the Commission, the Findings and Verdicts shall be promulgated and immediately take effect in perpetuity and cannot be appealed.

(e) For the purpose of fulfilling and conducting the duties and businesses pertaining to the Commission, the Commission may maintain staffs to assist in the carrying out of its duties.

   i. Staff shall be internally appointed by the Commission and shall not be subjected to the consent of the Board or Assembly of the Association.

Article IX. Finances

Section 9.01 Management of Finances

(a) All funds of the Association shall be maintained and handled exclusively through the Associated Student Activities (ASA) office referred henceforth as the general account.

(b) The Association shall not maintain nor handle the funds of the Association through any off-campus accounts.
(c) All expenditures of the Association shall be handled by the Board of the Association through the Treasurer of the Association, as the Chief Financial Officer of the Association, to carry out businesses of the Association.

(d) The Assembly shall have the authority to review and in extreme cases reverse the transaction of the Association’s expenditure passed and/or made by the Board. The Association shall not be liable for any losses suffered by members of the Association due to any transaction reversal.

   i. The Board shall have the authority to appeal any Assembly Acts reversing transactions made by the Board to the Joint Tribunal Commission.

(e) Through the regulatory authority of the Assembly, the Assembly shall have the authority to ensure that all entities of the Association are funded appropriately to execute its responsibilities and duties and as such may impose additional dues on the Members of the Association to fund such entities as requested by the Board.

(f) The Assembly shall have authority to appropriate the Board through the President or Chief Officer(s) with an annual discretionary fund, not exceeding 500.00 US Dollars, for the execution of regular activities and businesses of the Board without the requirement of Assembly approval or review.

   i. The sum may not be used to fund any activities or projects prohibited by Acts of the Assembly.

   ii. Upon the completion of the term of office, any unused appropriate funds shall be returned to the general account or otherwise revoked.

   iii. The Treasurer, as Chief Financial Officer of the Association, shall be responsible for recording any use of the fund and shall ensure the appropriate use of the fund.

Section 9.02 Dues

(a) The Association shall not collect initiatory or annual dues for membership, except through the explicit mechanism of this Constitution and its provisions.

(b) Under the discretion of the President or Chief Officer(s) of the Board and with the counsel of the Treasurer of the Association, the Board shall have the authority to impose additional non-annual dues on the Members of the Association in order to fund activities or ensure the execution of the duties and responsibilities of the entities of the Association with the consent of the Assembly.
Article X. Meetings

Section 10.01 General Meetings

(a) General meetings shall be defined as the convening of the members of an entity for the purpose of executing the businesses of such entities.

(b) Entities of the Association except the Joint Tribunal Commission shall conduct at least two general meetings per semester.

(c) The President or Chief Officer(s) of the Board under the counsel of the Board and Assembly shall have the authority to determine the frequency of general meetings.

(d) During each general meeting of each entity, quorum members are required to proceed with the transaction of business and duties of such entity.

(e) Any interested individual shall be permitted to attend a general meeting, and request a record of the meeting from the Secretary of the Association.

(f) Members of the Association shall be notified of upcoming general meetings at least five (5) days in advance.

Section 10.02 Special Meetings

(a) Special or emergency meetings shall be defined as the convening of the members of an entity for the purpose of executing the businesses of such entities in special or extreme circumstances as determined by the President or Chief Officer(s) under the counsel of the Board.

(b) The President or Chief Officer(s) of the Board under the counsel of the Board or Assembly shall have authority to convene special or emergency meetings to execute duties and businesses of the Association during and under extreme circumstances.

   i. The President or Chief Officer(s) of the Board shall determine the relevant members and Officers of Association required to attend any special or emergency meetings.

   ii. The Secretary of the Association shall be responsible for informing relevant member and/or officers of the Association of upcoming special and emergency meetings and must do so at least twelve (12) hours prior to the meetings.
Section 10.03 Working Session

(a) Working session shall be defined as the convening of the members or staff of an entity for the purpose of discussing the businesses of such entities.

(b) All entities of the Association shall have the authority to hold independent working sessions for the purpose of discussing the businesses of the entity.

(c) Entities of the Association are not permitted to make binding decisions, conduct votes or ballots or consent to Acts, Orders or Findings and Verdicts during working sessions. All businesses requiring consent or voting from members shall be conducted during general or special meetings.

Article XI. Voting

Section 11.01 Voting of Businesses of Entities of the Association

(a) Twenty-five percent of relevant members or officers shall be the minimum ratio of required attendance to conduct businesses, votes and/or duties of all entities of the Association, and as such shall constitute a quorum.

(b) In matters and businesses of entities of the Association requiring votes or ballots from its members or officers, a majority vote of fifty-one (51) percent of those present shall be needed to pass such matters or businesses unless otherwise stated herein this Constitution.

(c) Matters and businesses of entities of the Association requiring a supermajority vote of consent from its members or officers shall be defined as a sixty-six (66) percent consenting vote ratio from those members or officers present.

(d) Matters and businesses of entities of the Association requiring a simple majority vote of consent from its members or officers shall be defined as receiving the largest consenting vote ratio from those members or officers present.

Article XII. Elections and Terms of Office

Section 12.01 Nomination and Election Period and Procedures
(a) Elections shall be the method of selecting the President or Chief Officer(s) of the Board of the Association.

(b) The annual general body election and nomination of candidates shall be held annually during the last month of the spring semester or over the summer months after the end of the spring semester no later than thirty days before the start of the fall academic semester.

   i. Members of the Association shall secretly nominate themselves or another member or member-pair for election and shall have at least seven days to complete all nominations.

      1) Each member may only make one nomination consisting of a nominee or nominee-pair.

      1) A member-pair or nominee-pair shall be defined as two members jointly seeking election as one candidate for a shared-position, as prescribed by this Constitution.

   ii. During elections, each member shall be allowed one secret vote for each vacant offices requiring election and shall be given at least twenty-four hours to conduct their secret vote.

   iii. During elections, candidates shall be required to obtain a simple majority overall vote over competing candidates in the election.

      1) A candidate shall be defined as a member or member-pair seeking election for a vacant position or shared-position.

   iv. In the event of a tie between the top two candidates receiving the most votes, a runoff election between the top two candidates shall be held at the earliest possible and reasonable date.

   v. In the event of a candidate running unopposed in an election, the candidate shall be required to obtain a simple majority overall vote over any potential write-in candidates in the election.

(c) All eligible voting members shall be notified via Association communication channels of an upcoming Association election proceeding at least seven days before an election or nomination proceedings by the Secretary of the Association as the Electoral Commissioner.
(d) All elected and appointed positions must be filled and finalized by the end of the first week of the fall academic semester or, under special and extreme circumstances, the earliest possible subsequent date.

Section 12.02 Terms of Office

(a) Terms of office for elected Officers of the Association shall last for one academic year and is renewable for a total of two terms in office and shall start from the first day of the fall semester or the first day after the start of the fall semester which the officer took office until the day of inauguration of the succeeding President-elect.

   i. A transitional period, where the outgoing Board shift to a provisional caretaker role, between the previous and newly elected officers, shall occur from the first date after the official end of the spring academic semester to the date before the first day of the fall academic semester.

      1) Under circumstances where the outgoing President or Chief Officer(s) is unable to perform their transitional duties as stated above, the outgoing President or Chief Officer(s) shall name one of their Officers of the Board as the provisional Interim President to succeed them and serve on their behalf with full authority, limited to the caretaker role, to oversee the Association during the transitional period.

      2) During the transitional period, the Chief Officer(s) and the Board shall be limited from committing to actions that may burden, or otherwise result in consequences for or adversely affect, the succeeding President-elect and their Board.

(b) All other non-elected or appointed Officers of the Association shall be allowed to serve for multiple terms under the President or Chief Officer(s)’s Discretion and shall remain in office until the dismissal thereof or by their resignation, so long as they continue to meet requirements for executive membership status.

   i. Upon the inauguration of the succeeding President or Chief Officer(s), the term of office of all existing non-elected or appointed Officers of the Association shall be considered complete, unless otherwise reappointed by the succeeding President or Chief Officer(s).

(c) Terms of office for Executive and General Assembly Representative Commissioners of the Joint Tribunal Commission shall last for only the length of time from the appointment thereof, in accordance with the requirement quotas state herein, for each individual case to the announcement and reading of the final Findings and/or Verdicts of each disputed case.
(d) Terms of office for the Chief Commissioner of the Joint Tribunal Commission, upon confirmation thereof, shall last for the entirety of their status as General Body Member of the Association, unless otherwise removed by the explicit mechanism of this Constitution or the resignation thereof.

(e) There shall be no terms of office limit for Members of the Assembly of the Association, provided that they are in good standing with the Association and continue to qualify for the required membership status for the title.

Section 12.03 Elections Rules and Regulation

(a) All elected officials must be elected by and from General Body members as Members of the Assembly of the Association.

(b) Election rules shall be established through the mechanism of this Constitution through the Assembly or the Board of the Association provided that they abide by this Constitution.

(c) The duties pertaining to regulating and ensuring fairness of elections shall be vested in the Electoral Commission, as a semi-independent special subsidiary of the Board, headed by the Secretary of the Association, as the Electoral Commissioner, and indirectly accountable to the Executive Board and the Assembly through oversight mechanisms thereof and governed by the election rules established by the Assembly, the Board and this Constitution.

   i. The Secretary of the Association, as Electoral Commissioner, shall have the authority to appoint members of the Association to the Electoral Commission as appropriate, so long that the members are not themselves candidates in the election.

(d) Officials involved in conducting any elections may not be official candidates in the election.

   i. In the event that the Secretary of the Association, as Electoral Commissioner, wishes to enter an election as a candidate, they shall be afforded the special right to avail themselves from the Office of Electoral Commissioner and their electoral regulation duties without the consent of the President or Chief Officer(s), nor shall they required the consent of the Assembly, while still maintaining the Office of Secretary of the Association and its other duties.

      1) Special resignations by the Secretary shall be presented in writing to the other members of the Electoral Commission, the President or Chief Officer(s), as head of the Executive Board, and to the Chair of the Assembly no later than three (3) days prior to the end of the election nomination processes.

      2) Prior to the promulgation and enactment of the special resignation by the Electoral Commissioner, the Electoral Commissioner shall be required to name a successor, the
Special Electoral Commissioner, to continue in the duties of heading the Electoral Commission and regulating the electoral processes. This appointment must be presented in writing to the President or Chief Officer(s) and the Assembly but shall not require the consent thereof.

ii. Officials involved in the conduct of an election who wishes to enter an election as candidates shall be afforded the special right to resign from their electoral regulation duties without the consent of the Secretary of the Association, as Electoral Commissioner, or Special Electoral Commissioner, as head of the Electoral Commission, the President or Chief Officer(s), as head of the Executive Board, or the Assembly.

1) Resignations by electoral officials shall be presented in writing to the Secretary of the Association, as Electoral Commissioner, or Special Electoral Commissioner, as head of the Electoral Commission, but shall not require the consent thereof.

2) The Secretary of the Association, as Electoral Commissioner, or Special Electoral Commissioner, as head of the Electoral Commission, shall have the authority to name a replacement for departing electoral officials as appropriate.

Article XIII. Member Discipline and Removal

Section 13.01 Disciplinary Policies

(a) Each entity of the Association shall establish its own disciplinary policies for its members for matters not covered by other sections of this Constitution.

Section 13.02 Censure and Removal of Members

(a) The Assembly shall have the authority to censure a member of the Association.

(b) The Board shall have the authority to submit a motion to the Assembly through the President or Chief Officer(s) to censure a member of the Association.

(c) Subsequent to perfected censure procedures, the Assembly shall have the authority to petition the Joint Tribunal Commission for a removal hearing of the censured member.

(d) The President or Chief Officer(s) shall have the authority to directly petition the Joint Tribunal Commission for a removal hearing of censured members of the Association.

(e) Assembly members and Board members of the Association may be removed by Verdicts of the Commission and as such shall terminate all titles and responsibilities pertaining to the
position. In addition, the member in question shall be banned from filling any offices, posts or positions of the Association and shall be ineligible for General Body or Executive membership status for one academic year.

(f) Joint Tribunal Commissioners and their staffs of the Association may be removed by a Joint Decree of the Assembly and the Board of the Association and as such shall terminal all titles and responsibilities pertaining to the position. In addition, the member in question shall be banned from filling any offices, posts or positions of the Association and shall be ineligible for General Body or Executive membership status for one academic year.

   i. Joint Decree of the Assembly and the Board of the Association shall be drafted by the Board and forwarded to the Assembly for approval.

   ii. Other procedures for a Joint Decree of the Assembly and the Board of the Association shall be outlined by the Board with the consent of the Assembly and shall be based upon the primary products of the two entities.

Section 13.03 Resignation of Members of the Association

(a) All members shall be afforded the right to submit a resignation request in writing to the President or Chief Officer(s) of the Association.

(b) The President or Chief Officer(s) shall have the right to accept or deny the resignation request unless otherwise stated in this Constitution.

   i. If the resignation request is denied by the President or Chief Officer(s), the member requesting to resign shall be afforded the right to forward the request to the Assembly for review.

   ii. Subsequent to Assembly review, the Assembly may uphold or overturn the President or Chief Officer(s)’s decision.

   iii. If the Assembly upholds the President or Chief Officer(s)’s decision to deny resignation, the individual may continue with a dishonorable discharge from service which shall permit the Assembly or Board to take further disciplinary actions against the individual.

(c) Accepted resignations shall be considered honorable discharge from service.

Article XIV. Amendments to the Constitution
Section 14.01 Amendments Authorities

(a) Amendments to this Constitution shall be conducted through the explicit mechanism of Acts of the Assembly.

(b) The President or Chief Officer(s) and Members of the Assembly shall have the authority to introduce Acts of Assembly to Amend the Constitution to the floor of the Assembly during an active General Assembly for consideration by Members of the Assembly.

(c) The Joint Tribunal Commission shall internally approve or reject all proposed amendments to this Constitution and shall do so in a just and fair manner within thirty days of the perfection of the Act of Assembly to Amend the Constitution.

   i. Upon approval from the Commission, the proposed amendments shall be additionally subjected to review and approval by the Office of Student Activity of the University before it can take effect.

   ii. Once approved by the Office of Student Activity, the Commission shall have the right to determine the date at which the amendment is promulgated and take effect.

Article XV. Auxiliary and Parliamentary Authority

Section 15.01 Auxiliary and Parliamentary Authorities

(a) A referendum of all General Body and Executive members of the Association may be held for cases not covered by this Constitution.

(b) Robert’s Rule of Order, Newly Revised, shall be used in other cases not covered by this Constitution.

Article XVI. Accessibility of this Constitution

Section 16.01 Accessibility Policies of this Constitution

(a) Upon request, a copy of this Constitution shall be provided to any interested individual regardless of their standings or affiliation with the Association.
Article XVII. Advisor

Section 17.01 Advisor of the Association

(a) Due to the organizational status of the Association as a graduate student organization, the Association shall have the right to determine whether to retain an advisor of the Association for the execution of its businesses.

(b) The Association may seek advice from a full-time faculty or staff member at University when needed.

(c) Advisor of the Association shall be chosen at the discretion of the President or Chief Officer(s) with the consent of the Assembly of the Association.

Article XVIII. Promulgation and Protection of the Constitution

Section 18.01 Promulgation and Enactment

(a) This Constitution shall be considered promulgated and enacted following the review and approval by the Members of the Association, relevant University authorities and under the final discretion of the Commission.

Section 18.02 Protection of this Constitution

(a) No entities of the Association may wholly dissolve this Constitution or other entities stated in this Constitution.

(b) The tasks and duties of protecting this Constitution, the Association and other entities stated in this Constitution shall be vested in all members of the Association and the general Thai student body of the University.

(c) Attempts to dissolve or subvert this Constitution and the Association shall be considered the direct assault of the members of the Association and the general Thai student body’s right to legally organize.