**SENATE BILL**
**[NUMBER - *SB-F24-010*]**

| | |
|---|---|
| **PRIMARY AUTHOR(S)** | Aushee Heagney (Assistant Elections Director) |
| **SECONDARY AUTHOR(S)** | Kevin Arizmendi (Elections Director)<br>Elections Committee<br>Chris Garcia (Executive Fellowship Director, Student Voice Committee Chairman) |
| **SPONSOR(S)** | Leila Haidar (President Pro Tempore) |

| | |
|---|---|
| **TITLE** | Amendments to CHAPTER VII: Elections Code |

## BACKGROUND

This bill's purpose is to amend the Elections Code to better match written regulations with changing needs of election participants. This is done through updated language, new spending limits, and better explained campaigning regulations. These changes allow for a less confusing election experience for candidates and a more consistent application by the Election Committee.

## THE ASUCR SENATE HEREBY AMENDS CHAPTER VII OF THE ASUCR BYLAWS AS FOLLOWS,

**fCHAPTER VII**
**Elections Code**

Table of Contents

Preamble

Part 1: Individual Candidacy

Item 1: Eligibility Requirements
Item 2: Filing Procedures
Item 3: Mandatory Candidates Workshop

Part 2: Pro and Con Group Candidacy

Item 1: Pro and Con Group Formulation
Item 2: New Pro and Con Group Creation

Part 3: Campaigning Regulations

Item 1: Enforcement
Item 2: Campaigning Methods and Scope Regulations
Item 3: Campaigning Material Regulation
Item 4: Campaign Expenses Regulations
Item 5: Fair Political Practices
Item 6: Posting Regulations
Item 7: Campaign Violations/Disqualification

Part 4: Elections Committee

Item 1: Elections Committee Composition
Item 2: Elections Workforce
Item 3: General Election Timeline and Public Notification
Item 4: Polling Procedures
Item 5: Procedural Forms
Item 6: Filling Procedures
Item 7: Verification Procedures
Item 8: Certification of Election Results

Part 5: Election Procedures

Item 1: Common Types of Elections
Item 2: General Elections
Item 3: Run-off Elections
Item 4: New Elections
Item 5: Special Elections
Item 6: Elections Director Elections
Item 7: President Pro Tempore Election
Item 8: Judicial Branch Member Ratification
Item 9: Initiative and Referendum
Item 10: Recall
Item 11: Constitutional Amendments

Part 6: Amendments

Item 1: Amendments

Preamble:

We, the undergraduate students of the University of California, Riverside, establish, as per the goals stated in the preamble of the ASUCR Constitution, democratic elections as the primary mechanism to ensure the smooth continuation of student government. These bylaws, as

confirmed by the ASUCR Senate, shall be cited as the ASUCR Elections Code and shall govern all procedures for all ASUCR elections in order to administer and execute the elections in a fair and efficient manner to ensure that the purposes of the ASUCR elections are legitimately completed. The Elections Committee is bestowed with the conduct of all elections within ASUCR, shall be the primary interpreter of these bylaws with the power to create any further regulations in clarification of any of the provisions herein contained, and shall have the authority to enforce all provisions in accordance to the Elections Code. For the purposes of this title, all amendments made hereto, all motions, and all resolutions made by the Senate pursuant to elections procedures, and all regulations and decisions made by the Elections Committee for implementation must be added to this Chapter in detail.

## Part 1: Individual Candidacy

Item 1: Eligibility Requirements

Section A. Eligibility for Candidacy

1. Definition
   a. A candidate shall be defined as any member of the Associated Students of UC Riverside seeking for an elected office and meeting the candidacy requirements.

2. General Requirements
   a. The candidate shall meet the following requirements by the time of ~~petition filing deadline~~ Spring Quarter:
      i. Currently registered as a full-time student with a minimum of two quarters at UC Riverside;
      ii. Has a minimum of 2.5 cumulative grade point average;
      iii. All elected members of the ASUCR Executive, Legislative and Judicial branches shall be required to abide by the rules set forth in the UCR Academic Integrity Policy and Standards of Conduct. Those found responsible for violating any of the above standards will be dismissed and their position will be considered vacant. There shall be no waiver granted to this clause. Vacancies shall be filled according to the elections bylaw.

   b. The candidate must complete the additional requirements for filing procedures and mandatory candidacy workshop as prescribed in Part 1 of the Elections Code.

   c. The candidate shall not run in the election with prior knowledge of inability to complete their full term.

   d. No person shall be a candidate for more than one office.

   e. Members of the Judicial Branch shall be ineligible to run in an election during their ~~two-year~~ term in office.

3. The Committee has the explicit right to review any and all candidates in order to ascertain that they are qualified for office, and to disqualify any person from candidacy. If the Committee determines that a candidate is not qualified according to these bylaws, the candidate may appeal to the Judicial Branch. The Judicial Branch may overrule the Elections Committee decision of disqualification by a majority vote.

Section B.

Candidacy eligibility for an ASUCR Executive Cabinet elected position shall be regulated as follows-

1. As defined in the Constitution, the Executive Cabinet shall comprise of the President, Executive Vice President, Vice President of Internal Affairs, Vice President of External Affairs, ~~and~~ the Vice President of Finance, Vice President of Sustainability, Vice President of Marketing and Promotions, and Vice President of Diversity, Equity, and Inclusion.

2. Only candidates with the required three consecutive quarters of ASUCR experience by the time of assuming office shall be eligible to run and take office in the Executive Cabinet. Any Student censured without waiver shall be considered ineligible.

3. One year experience shall be defined as serving in an ASUCR capacity (including Executive Cabinet members, Executive Assistants, Interns, Fellows, Directors, Senators, Senate staff members, Judicial Council members, Senate Ex-officio member, student employees and members of any ASUCR subordinate committee) for three continuous academic quarters. A student may also qualify for Vice President of Finance by serving as Accounting Intern/Assistant for ASUCR Accounting Office for the same time frame.

4. All Presidential candidates must have at least three consecutive quarters of experience within an ASUCR capacity, preferably an elected position. There are no exceptions to this requirement.

5. Executive Vice-President, Vice President of Campus Internal Affairs, Vice President of External Affairs, ~~and~~ Vice President of Finance, Vice President of Sustainability, Vice President of Marketing and Promotions, and Vice President of Diversity, Equity, and Inclusion candidates must have at least three consecutive quarters of ASUCR experience, preferably an elected position. Potential candidates that do not have this experience in ASUCR, prior to the candidacy-filing deadline, may petition to be exempt from this requirement to the ASUCR Elections Committee. The Elections Committee must approve the petition with a majority vote.

Section C.

Candidacy eligibility for an ASUCR Legislative Branch elected position shall be regulated as follows-

1. As defined in the Constitution, the Legislative Branch shall consist of the President Pro Tempore and all Senators.

2. All candidates planning to run for an elected role within the Legislative Branch must adhere to a prerequisite requirement of attending at least one (1) Senate meeting (either in-person or online) after they register as a candidate and prior to the start of the elections campaigning period.
    a. At the end of said Senate meeting, the candidates' attendance will be officially documented. This will be the responsibility of the Elections Director or, in their absence, the President Pro Tempore or Executive Vice President or Elections Committee Member. This documentation is to confirm that the candidate was present throughout the entirety of the meeting.
    b. The Elections Director is granted discretion in the choice of record-keeping method, which can include but is not limited to:
        i. Electronic Records
        ii. Paper Records
        iii. Other methods deemed appropriate

Item 2: Filing Procedures

Section A.

Filing for candidacy for an ASUCR elective position shall be regulated as follows-

1. Candidacy is hereby defined as one individual seeking election to one office;

2. No more than one (1) person may file for office under any given candidacy;

3. The candidates' declaration form shall be collected at the time of filing and the ASUCR Executive Director, a staff member with access to the student record program (SIS+), shall review each application to ensure that all appropriate information has been given and that the candidate is eligible to run in the election. This information must include, but is not limited to-

    a. The name, major(s), college, and class level of each candidate;

    b. The student identification number of each candidate;

    c. The office to which each candidate seeks election;

    d. The exact wording and spelling of the candidate's name and how the candidate wishes it to appear on the ballot;

    e. All of the student organizations that the candidate has been, is, or reportedly will be involved with.

f. 150-word maximum candidate biography that expresses the candidates' reason for filing for candidacy, their campaign stance(s), goals while in office, and qualifications

g. Three words that summarize the candidates' campaign stance(s)

4. Any person who has failed to submit the necessary information on their candidacy petition forms by the deadline stated in the senate-approved elections timeline shall not be certified as a candidate.

5. All candidates are required to read and comprehend the ASUCR Constitution and the description of their position, as stated in the ASUCR Constitution and Bylaws prior to filing for candidacy, and should be able to summarize the duties of their position.

Item 3: Mandatory Candidates Workshop

1. There shall be a mandatory candidate's meeting, which all individuals must attend to become potential candidates.

2. Any potential candidate who is not present at this meeting shall be disqualified from running in the election. The Director may waive this requirement if the potential candidate makes adequate arrangements prior to the meeting. It will be at the discretion of the Elections Director whether or not to allow proxies.

3. All potential candidates shall be duly informed of the meeting, which will be determined by the Director.

4. The Director shall direct the meeting, and the following information must be given to each individual during the course of said meeting-

   a. All forms pertinent to the election and information regarding their usage including candidacy signature sheets for each respective college and position for verification of campaigning.

   b. All procedures pertinent to the election, including the appeals process and the timeframe within which the Elections Director will notify candidates of their campaign violations strikes per Part 3, Item 7, Section B;

   c. The dates for opening and closing of campaigning;

   d. Provisions for publication of candidate statements in the Highlander Newspaper and on the elections website;

   e. A copy of the posting policies;

f. Eligibility requirements for all positions according to ASUCR constitution and bylaws;

g. Position terms/durations: nine (9) months vs. twelve (12) months, and payroll stipulations.

**Part 2: Pro and Con Group Candidacy**

Item 1: Pro and Con Group Formulation

Section A.

The Definition of a Pro-Group and Con-Group-

1. A Pro-Group is any group of persons seeking to campaign in favor of a proposed referendum, ballot initiative, or constitutional amendment who mutually agree to use the same Pro-Group name.

2. A Con-Group is any group of persons seeking to campaign against of a proposed referendum, ballot initiative, or constitutional amendment who mutually agree to use the same Con-Group name.

Section B.

The limitations on Pro-Groups and Con-Groups shall be regulated as follows-

1. A Pro-Group and Con-Group may only be composed of undergraduate students.

2. A person may not be a member of both a Pro-Group and Con-Group that are naturally opposed to one another.

3. A Pro-Group and Con-Group may not last longer than one academic year.

Item 2: New Pro and Con Group Creation

Section A.

Filing for the creation of a new Pro and Con Group shall be regulated as follows-

1. Any student who wishes to create a new Pro or Con Group must first create a name for their group and become the responsible shareholder of that name by obtaining the title of Group Signatory of said group. In effect, the Group Signatory is the person with the rights to the name of the group they requested. A Group Signatory has the power to act on behalf of the group, and has delegated authority as an agent for all members of that

group. A student may create a group name and become a Group Signatory by being the first person to do one of the following.

a. Submit in person or through email to the Elections Director, a written New Pro or Con Group Registration Form. One copy of this form will be kept with the Elections Director, and a second copy must be made available to the registrant upon request. Then have the New Pro or Con Group Registration Form approved by the Elections Director.

b. Submit to the ASUCR Senate a written New Pro or Con Group Registration Form. Upon receipt of this form, the Director shall announce receipt of the form, which will then be entered into the minutes. The submitter, however, will not become the Group Signatory until they receive written confirmation of an approval of their request by the Elections Director.

Section B.

The restrictions on the creation or existence of a Pro and Con Group shall be regulated as follows-

1. If the Elections Committee determines that the names of two groups are similar enough to confuse the voters, the group name registered at the earliest date shall retain the name, and the other group shall choose another.

2. No group may include as a part of its name, the name of, or reference to, any student, faculty, or staff of UC Riverside nor may it include, or reference, the name of any registered student organization without the permission of at least two authorized signatories of that registered student organization. This item shall not be constructed to protect a registered student organization whose formation post-dates that of an accused Pro and Con Group.

## Part 3: Campaigning Regulations

Item 1: Enforcement

Section A.

1. As per the ASUCR Elections Code preamble, the Elections Director and Elections Committee have the right to enforce campaigning regulations in order to establish a fair, legitimate, and democratic election.

2. This right shall be construed to mean that if at any time, any individual involved in the elections process violates any part of the Elections Code; they will be subject to:

a. In the case of a candidate receiving a strike which may result in the removal from the ballot and disqualification

b. Or in the case of a Pro-Group or Con-Group, be subject to disbandment and having the proposed referendum, ballot initiative, or constitutional amendment that is favored by the disbanded group possibly removed from the ballot.

3. This right, in addition of the right of the Elections Director to use their discretion in suggesting solutions for matters that are not included herein to the Elections Committee, shall be construed to mean that the Elections Director in conjunction with the Elections Committee have the ultimate authority in deciding the proper enforcement of the Elections Code through a simple majority vote.

4. This Elections Code and the processes and procedures outlined in it shall supersede any processes and procedures outlined in the governing structure of any organization involved with the elections process.

Item 2: Campaigning Methods and Scope Regulations

Section A.

Regulations regarding negative campaigning are as follows-

1. Negative Campaigning shall be defined as any campaigning, electioneering, or vote soliciting against an individual candidate, group of candidates, or any others involved in elections including but not limited to the distribution of materials, posters, fliers, speeches, advertisements, and electioneering that enumerate information, untrue or unverified that can be construed as derogatory, inflammatory, or disreputable in any way. This shall not be construed to prohibit campaigning against an individual's political record, rather to prohibit personal attacks.

2. Negative campaigning will also include verbiage and/or harassment regarding race, gender, religion, sexual orientation, and national origin. These violations will be taken seriously and reported to appropriate campus authorities.

3. Negative Campaigning as defined shall be prohibited in all ASUCR elections.

4. The assignment of negative campaigning strikes shall be at minimum one strike to both the party and the candidate.

Section B.

Regulations regarding the scope of campaigning within campus housing are as follows-

1. Any campaigning within on-campus Housing and Residence Halls shall be in compliance with the current Housing policies and the Elections Code.

2. Any violation to these rules shall be subject to investigation by the Elections Committee and may result in punitive measures. The outcome of any violation may be appealed to the Judicial Branch.

3. Campus housing shall be defined as any of the residence halls or university associated apartments.

Item 3: Campaigning Material Regulation

Section A.

Definitions-

1. The word public in this item shall be defined as any person that is not running for an elected position or not officially registered under a pro-group or con-group.

Section B.

Things that can be given away by candidates, pro-groups, con-groups, or anyone with approximate relation to them shall be regulated as follows-

1. Anything that is given out by candidates, pro-groups, or con-groups must be approved by the Elections Committee before it is given out to the public;

2. To obtain approval from the Elections Committee, candidates, pro-groups, or con-groups must provide the following information to the Elections Director in print:

    a. A receipt or other form of paperwork demonstrating the price of the individual item that

    b. candidate, pro-group, or con-group seeks to give away to the public;

3. Items will not obtain the Elections Committee's approval if they meet any of the following criteria;

    a. The total cost of a single candidate's aggregate promotional items is above ~~$350.00~~ $400.00;

    b. An individual item costs more than twenty (20) U.S. dollars (this excludes poster material);

    c. It is deemed by the Elections Committee that the individual item has no advertisement purpose;

d. It is deemed by the Elections Committee that the individual item serves primarily to "buy" a vote rather than anything else;

e. The item is any type of ~~perishable~~ food or drink or alcohol;

f. The item can easily be used as a weapon, such as knives and letter slitters;

g. The item can be used as legal tender or in the direct payment of a debt, such as money and gift cards;

h. The item violates any other regulations regarding campaigning.

3. If candidates, pro-groups, or con-groups give away any item to the public before receiving the Elections Committee's approval, that shall be grounds for receiving a violation.

Item 4: Campaign Expenses Regulations

Section A.

1. There shall be a limit in regards to campaign expenses. This applies to both individual candidacy and referenda pro and con groups.

   a. Individual candidates shall be limited to ~~three hundred fifty dollars~~ four hundred dollars (~~$350.00~~ $400.00) in campaign expenses;
   b. Individual candidates will be reimbursed up to one hundred dollars ($100.00) for campaign expenses;
   c. Referenda Pro and Con groups shall be limited to four hundred dollars ($400) in campaign expenses.
   d. Itemized receipts must be presented to the Elections Director for purposes of spending validation.

Section B.

1. In no case, shall ASUCR pay for campaign material of any individual candidates, pro-groups, or con-groups outside of the $100.00 campaign reimbursement for individual candidates. ~~-~~Reimbursements will not include the estimated fair market value of items donated to candidates.
2. Campaign expenditure limits include both money spent by candidates and donated contributions at the estimated fair market value of the item, as judged by the Elections Committee.

Item 5: Fair Political Practices

Section A.

1. No candidate, whether an incumbent or challenger, pro-group, con-group, or anyone with approximate relation to them shall be permitted to use any ASUCR equipment, computer, offices or space, supplies, materials or anything else owned, operated, run, managed, or under the purview of ASUCR for campaign purposes.

2. At no time shall ASUCR Senators, Officers, and/or staff display individual campaign literature or material in an ASUCR office or facility.

3. Campaigning is not permitted within the ASUCR office.

   a. This includes, but is not limited to independent candidates, pro and con groups, and any ASUCR affiliates utilizing the space and/or resources of the Associated Students of the University of California, Riverside to further a political campaign.

Section B

1. ASUCR Senators, Directors or Executive Cabinet members who have filed to run in ASUCR Elections or are planning to run, must recuse themselves from voting on any bylaw changes, resolutions, or new bylaw additions, or all affairs regarding elections after candidacy has been filed. Failure to do so may count towards election strikes, the assigning of which shall be determined by the Judicial Council.

2. Fundraising from organizations supported by student fees will not be permitted.

Item 6: Posting Regulations

Section A.

1. All campaign materials relating to candidate, party, referenda, pro-group or con-group are subject to UCR posting policies as determined by the Election Committee, and must be stamped by the Election Committee or ASUCR Front Desk for approval. Any approved campaigning item that does not meet the below criteria is subject to a violation per Elections Committee discretion.

Section B.

1. In the Highlander Union Building (HUB), candidates and referenda will be limited to one (1) 3’ X 5’ (or smaller) poster. Postings will be allowed on brick and concrete surfaces only (excluding sidewalks), and must be adhered with blue masking/painters tape.

2. Other than in the HUB, referendums may display up to ten (10) posters, 3' X 5' (or smaller) in size, on exterior brick surfaces of campus buildings to inform students about the referendum issues. Each candidate is allowed to post up to seven (7) 3' X 5' (or

smaller) posters (in addition to the HUB) on exterior brick surfaces of campus buildings and must be adhered with blue masking/painters tape. These posters must be one hundred feet (100') apart for an individual/referenda, and one foot (1') apart from other candidates/referenda. Posters are NOT ALLOWED on the Rivera Library/arches or the Fine Arts Building. The university is not responsible for posters that have been removed, stolen, or damaged, and all postings are displayed at the risk of the candidate/referenda, etc.

3. Referendum campaign posting should adhere to regular campus posting policies. However, referenda, parties, and independent candidates are allowed one (1) banner no larger than 20' X 6' within the campus loop with approval of building administrators. Banner designs must be sent to the Elections Director and building administrators prior to printing. Any violations of posting policies will result in penalties mentioned in the campaign violation section in Part 4, Item 7 of Elections Code.

4. A poster will be classified as any posting (i.e. flyer, sticker, business card, etc.) on a UCR concrete or brick surface (excluding sidewalks). No campaign material will be allowed on any campus surface other than brick or concrete surfaces (excluding sidewalks). Any approved campaign item that is adhered to any surface on UCR campus property will be considered a poster.

5. Any social media posts made referencing a candidate's run for ASUCR office must be electronically stamped by the Elections Committee before posting and are subject to approval. Candidates may ~~submit~~ publish up to ten (10) ~~pieces of campaigning materials~~ posts per platform for online use. Online campaigning materials are separate from in-person campaigning material. A post is defined as any long-lasting addition to a candidate's social media account, not including their bio. Multiple pictures in a slideshow may count as one (1) post. Stories should not exceed 24 hours on a candidate's social media platform. Reposting of posts on stories will not be considered as one of their allotted ten (10) posts.

6. All candidates must notify the Elections Committee of each social media account and/or website created for the purpose of campaigning. Each candidate is allowed a maximum of one (1) account on each social media platform solely dedicated to their platform. In the case a candidate chooses to create a new social media account for campaigning, one (1) post may be created to direct followers to the new campaign account from a personal account. This post will count as one (1) of the ten (10) allotted posts.

Section C.

1. No reference to the Associated Students shall be made in candidate campaign materials, and use of any UCR mascot/name is prohibited with the exception of using "Associated Students of the University of California, Riverside" or "ASUCR" to state the position the candidate is seeking election for.

Section D.

1. ASUCR is not responsible for damaged and/or missing posters and/or flyers. Candidates must post materials at their own risk. It is suggested that candidates re-tape their posters and/or flyers regularly to avoid damage.

Section E.

1. All posters, and any other advertisements involving elections shall be removed no later than three days after the polls are closed.

Item 7: Campaign Violations/Disqualification

Section A.

1. Campaigning must, at all times, be conducted within the limitations given to the candidate at the mandatory candidate's meeting or following general communications. Any failures to abide by the Elections Code by any individual in any way shall result in a violation and determination for penalty through a strike by the Elections Committee.

2. The Elections Committee shall have the authority to police the campaign area to ensure that all regulations are being observed; primary policing shall be done by the Elections Committee Watch Dogs.

3. The Elections Committee shall have the authority pursuant to the preamble to enforce all campaign regulations through the assignment of campaign violations/disqualifications

4. Candidates will be required to meet with the Violations Officer OR file a Violations Appeal Form within (5) days of being notified by the Violations officer. If they do not do either, they will automatically receive a violation. If the candidate files an appeal and is found guilty of the violation, the candidate has (5) days from the date of the verdict to meet with the Violations Officer to discuss the outcome and complete the violation process.

Section B.

The process of obtaining a campaign violation shall be regulated as follows-

1. In the event of a campaign violation, the individual(s) who witnessed the violation must immediately submit a Campaign Violation Report Form to the Elections Director. If the Campaign Violation Report Form is filed ~~two (2)~~ five (5) business days after the claimed violation, the form will not be accepted.

2. Upon receipt of the Campaign Violation Report Form(s), the Elections Director or Violations Officer will forward the form and an amicus curiae (friend of the court) brief

explaining the Elections Director's opinion of the legitimacy of the claimed violation to the Judicial Branch. Visual or audio evidence is mandatory to help facilitate the investigation process. The candidate(s) who are in violation of the Election Code shall be notified in accordance with the deadline set in the Mandatory Candidates Meeting by the Elections Director and/or Committee, regardless of the result of the subsequent Judicial Council ruling.

3. The Judicial Branch shall then, pursuant to the Judicial Rules of Procedure, make a determination regarding the authenticity of the alleged violation within a reasonable timeframe and in accordance with the guidelines set by the Elections Code.. If the Judicial Branch determines that the alleged violation is authentic per the Elections bylaws and Judicial Rules of Procedure, then they shall determine whether the violation deserves a strike pursuant to the Elections bylaws.

4. The Judicial Branch will then notify the candidate within 24 hours of the decision made, in writing. Such notification must include a warning that continued violations will result in disqualification from the election. The candidate shall also be notified of the appeals procedures.

Section C.

Laptopping - The One Strike Penalty-

1. The definition of illegal laptopping shall be defined as when a candidate, referenda pro-group or con-group approach a potential voter and request they vote for a specific party, candidate, referenda, pro-group or con-group on any type of electronic device at that moment.
   a. Approach shall be defined as:
   i. Having electronic device(s) prepared for voting at an unofficial polling site.
   ii. The use of force or intimidation to vote for a specific candidate, referenda, pro-group or con-group. Standing side-by-side to a potential voter when the voter is voting.
   iii. The Election Committee has the right to interpret the listed approaches.

2. Laptopping is legal with only affirmative consent of the student.

3. The assignment of laptopping violation strikes shall be determined by the Election Committee.
   a. The violation strikes shall count toward the candidate.
   b. A maximum of one strike on a violation of laptopping guidelines per above will result in disqualification of the individual candidate and disbandment of the affiliated pro/con group.

SECTION D.
The Three (3) Strikes Penalty-

1. If other violations occur and a candidate, candidates, pro-group, or con-group commit ~~three (3)~~ a number of violations, which ~~each obtain a~~ total 3 strikes, over the course of the campaign and election, the Elections Committee will;

    a. In the case of an individual candidate or candidates, disqualify the candidate. The candidate's name can only be stricken from the ballot when all appeals are exhausted. If said disqualification occurs after votes are tallied, then those votes shall be voided;

    b. Or in the case of a pro-group or con-group, the committee will determine by a majority vote if the results of that ballot measure shall be declared null and void.

2. Additionally, The Judicial Branch, by a majority vote, can remove referenda, ballot initiatives, or constitutional amendments from the ballot if it is determined that unethical, untruthful and/or unfair practices have been used during campaigning. This applies to both pro and con positions.

Section E.

The process of appealing a campaign violation shall be regulated as follows-

1. If found guilty of a campaign violation, the convicted individual or individuals may appeal the decision within five (5) working days after receiving the violation to the Judicial Branch by filing a Campaign Violation Appeal Form ~~to the ASUCR Front Desk~~. If the Judicial Branch finds that a violation did not occur, or that it did not deserve a strike, then the matter rests and no one can appeal that decision.

2. If the appeal is accepted, the Judicial Branch shall re-examine the alleged violation once more pursuant the Judicial Rules of Procedure. The Judicial Branch shall inform the accused individual or individuals, in writing, that an investigation is being conducted. After the investigation is complete (within five (5) working days of the date on the appeal), the Judicial Branch shall make a final decision by majority vote and notify the appellant of their decision in writing.

3. No one can appeal an appellate decision.

## Part 4: Elections Committee

Item 1: Elections Committee Composition

Section A.

1. The Election Committee shall be a Standing Committee of the Senate; the Elections Director, in conjunction with Personnel Director, shall nominate membership.

2. The Committee must be composed by the 7th week of the Fall Quarter, and devised of the following obligations. ASUCR general elections may not proceed without a Committee present.

Section B.

The Committee shall be composed of an Elections Director, ~~Elections~~ Assistant Elections Director, Ballot Technician Co-Chair(s), Polling Coordinator(s), Partnership Coordinator(s), Candidates Officer(s), Marketing Officer(s), Student Life Officer(s), and Violations Officer(s).

1. Duties of Elections Director: Will have the authority to correctly interpret items in this Elections Code when there is question, and use his/her/their discretion in determining solutions for matters that are not included herein; To chair all Committee meetings; To nominate additional members of the Committee as may be necessary for the efficient administration of the election with the consent of the Senate; To advise the Senate on the financial and practical impact of any legislation which may affect the Elections Committee or the election; To be in charge of overseeing warnings for violations of the Election by-laws; To give an Elections Committee report, oral or written, at every regular meeting of the Senate once the Committee is formed; To assist the other members of the Elections Committee when necessary; To carry out such other functions and duties as required under the ASUCR Constitution and bylaws. It is highly recommended that the Elections Director be in their final academic year.

2. Duties of ~~Elections~~ Assistant Elections Director: To assist the Elections Director, to be responsible to him/her/them, and to aid him/her/them in his/her/their duties; To take all meeting minutes; To assume the duties of the Elections Director in the event of the resignation, removal, or temporary or permanent disability of the Director to perform his/her/their duties, until such time as a replacement is selected; To assist the other members of the Elections Committee when necessary.

3. Duties of Ballot Technician Co-Chair(s): To assist the Elections Director, to be responsible to him/her/them, and to aid him/her/them in his/her/their duties; To create and establish a viable voting ballot program that ensures free, fair, and accurate elections; To collaborate with UCR Information Technology Solutions as needed; To troubleshoot and correctly adjust any technological problems should they arise; To monitor the opening and closing of polls during Voting Week; To safeguard against violations of voter and student privacy; To abide by the Family Educational Rights and Privacy Act (FERPA) and agree to not release or share any confidential information pertaining to elections and/or individual students; To uphold the morals of the Elections Committee by pledging to not tamper with elections results, outcomes, or votes; To provide a document containing the final results to the Elections Director at the conclusion of Voting Week; To assist the other members of the Elections Committee when necessary.

4. Duties of Polling Coordinator(s): To assist the Elections Director and to be responsible to him/her/them; To provide sufficient workers and material for each polling site; To conduct or delegate the conduction of a poll workers' meeting for the purpose of training

the poll workers; To arrange for transportation of ballot equipment to and from the polls; To arrange for the setting up and removal of polls and to arrange for a sufficient number of polling booths at polling locations; To advertise, interview, and schedule poll workers and alternates and be responsible for last minute substitutions at the polls; To arrange for all other details related to polls; To assist the other members of the Elections Committee when necessary.

5. Duties of Partnership Coordinator(s): To assist the Elections Director and to be responsible to him/her/them; To coordinate the different incentives that will be given to voters; To create partnerships with local businesses, services, and non-profit organizations for the purpose of providing incentives for students to vote in the ASUCR election; To arrange for all other details related to attracting students to vote and outreach to the community; To assist the other members of the Elections Committee when necessary.

6. Duties of Candidates Officer(s): To assist the Elections Director and to be responsible to him/her; To propagate information about ASUCR for the purpose of attracting potential candidates; To provide extensive publicity of the candidate filing period and election, in such a manner to ensure that all elements of the campus community will receive equal notice; To administer, maintain, and control all official paperwork relating to candidacy including, but not limited to (1) Declaration of Candidacy Form (2) Nomination Signature Form; ~~To conduct or delegate the conduction of Watch-Dog Meetings for the purpose of training volunteers that will be specifically looking out for any campaigning violations; To investigate alleged violations of these by-laws and to report them;~~ To serve as the liaison between all of the candidates and the Elections Director, ~~Elections~~ Assistant Elections Director, and Committee; To arrange for all other details related to candidacy; To assist the other members of the Elections Committee when necessary.

7. Duties of Marketing Officer(s): To assist the Elections Director and to be responsible to him/her/them; To coordinate with campus media outlets to provide accurate information about the election and candidates; To send information out to all of the residence halls, cooperatives, fraternities, sororities, academic departments, student activity groups, and anywhere else that s/he deems necessary by the first day of the filing period and the first day of voting; To place posters on campus anywhere s/he deems necessary throughout the filing period and prior to the election and according to campus posting policies; To provide other such extensive publicity as s/he deems necessary; To provide extensive publicity prior to the election of all polling places, and times that each will be open; To clearly mark all polling places so that they will be easily identifiable; To assist the other members of the Elections Committee when necessary.

8. Duties of Student Life Officer(s): To assist the Elections Director and to be responsible to him/her/them; To coordinate with the Elections Director, ASUCR, and Student Life for the purpose of proposing a viable student organization endorsement model for the election; To implement the decided upon student organization endorsement model; To serve as the liaison between the Committee and Student Life Services; To arrange for all

other details related to the relationship between the ASUCR election and the Student Life department; To assist the other members of the Elections Committee when necessary.

9. Duties of Violations Officer(s): To assist the Elections Director and to be responsible to her/him/them; To coordinate with the Elections Director and report all strikes against candidates and all forms of violations; To inform candidates of disqualification; To inform candidates of their breaking of the Elections Code; To inform candidates of their violation status at any time; To inform the Elections Director of any misconduct; To manage all reports of violations; To investigate alleged violations of these by-laws and to report them; To conduct or delegate the conduction of Watch-Dog Meetings for the purpose of training volunteers that will be specifically looking out for any campaigning violations; To assist the other members of the Elections Committee when necessary.

Section C.

1. Any person in the Elections Committee may not file, or run, as a candidate in the Associated Students elections in the same year they served within the Committee.

Item 2: Elections Workforce

Section A.

1. The Committee shall be responsible for generating volunteers/staffing for the various polling places.

Section B.

1. No candidate may be a member of the elections work force, which includes working at the polling sites.

Section C.

1. Anyone who has publicly declared their support for a candidate or a particular initiative before the voters will not be allowed to be a member of the Elections Committee or work force.

2. No poll sitter shall solicit votes for a candidate, nor impart in any manner whatsoever personal opinion or choice for any candidate or issue in any election contest;

3. Any poll sitter observed soliciting voters by a member of the Committee shall be immediately and permanently excused from duty;

4. If a Committee member relieves a poll sitter from duty for the above violation, they must, if need be, sit at the poll until a substitute is found;

Item 3: General Election Timeline and Public Notification

Section A.

1. The Elections Director shall prepare and present a timetable for a general election to the Senate by the end of the first academic quarter of each year, for approval. Any revisions of the timetable shall be made by Senate vote only.

Section B.

All timetables for elections must provide the following-

1. The date on which filing for candidacy in the election shall open and close;

2. The date on which filing for party affiliation in the election shall open and close;

3. The date(s) on which the mandatory candidate's meetings are to be held;

4. The date campaigning shall open (campaigning shall continue through the end of the elections);

5. The date for posting election announcements in public areas on the campus;

6. The date of the election, for public notification, which shall be advertised to the entire student body in the best and most efficient way possible at least three (3) weeks prior to the election.

7. The dates of the general election, which must be, but is not limited to, a Tuesday and a Wednesday or a Wednesday and a Thursday, to ensure that elections coincides with all students' class schedules;

8. The hours and locations of all polling places;

9. The date and time for which the results of the elections must be announced.

Section C.

All official notifications and announcements of a general election must include-

1. A listing of all the offices open for election;

2. The requirements for each office open for election (or a link to the information);

3. The election timetable as approved by the ASUCR Senate

4. The locations of polling places

5. Such information shall be contained in all advertisements, posters, public service announcements, and any other media used to notify the campus of the election.

Item 4: Polling Procedures

Section A.

1. The Elections Committee shall establish no less than four (4) official polling sites on the University campus.

2. Online voting from personal devices will be permitted during voting week to accommodate students unable to vote at a designated polling location (i.e. disabled students, study abroad students, students with conflicting work, school, and/or family time commitments). Additionally, voting will occur at designated polling sites for the entirety of the voting period.

3. The polling site(s) shall be open no earlier than 7 a.m. and close no later than 10 p.m., for all ASUCR elections. The Senate can alter polling hours by a 2/3 vote, but the sites must be open for at least six (6) hours each day. Extended hours can be determined by the Elections Committee.

4. ~~Online voting shall be open no earlier than from at least 7 a.m. and close no later than 7 p.m. for all ASUCR elections. The site~~ Online voting must be open for at least six (6) hours each day, which must include the hours between 9 a.m. to 3 p.m. Extended hours can be determined by the Elections Committee. If online voting is able to be feasibly open for 24 hours a day during voting week, then it must be so.

Section B.

1. Prior to the opening of the polling site(s), all campaign material within twenty five (25) feet of any polling place shall be removed by the poll sitter(s). The boundary shall be outlined by the Election Committee at each site.

Section C.

Procedure for Online Elections shall be regulated as follows-

1. All registered students are eligible by using their UCR Net ID and PIN number to log onto the elections voting site.

2. Elections website must be designed and maintained by a third (3rd) party;

3. The database of eligible voters can be obtained by working with the VCSA Technology office, which should initially be contacted during Fall quarter.

4. Results of the election should be made available online (through an off-campus elections vendor) to the Elections Director and the ASUCR Executive Director immediately following the close of elections.

Section D.

The procedures for voting are as follows-

1. Students must enter their student ID to access the elections ballots online;

2. Students will then have the ability to vote for any Executive Cabinet candidate irrespective of their own college;

3. Afterwards, students will have the ability to vote for any Senate candidate running to represent the college of the voting student;

4. Lastly, students will vote for any proposed referendums, ballot initiatives, or constitutional amendments. A link will be provided for each of these documents for voters who wish to read them in their entirety.

5. Before submitting their vote, students will be presented with a "warning" pop-up that cautions against the unlawfulness of laptopping and its potential threat to the security of the student's information and identity;

6. Afterwards, students will reach a confirmation page that states that their vote has been registered

7. Voting is not open to Exchange students and students from UCR Extension Programs as they currently do not pay the ASUCR fee, and are not considered valid members of the Associated Students.

8. Voting is available to all matriculated, undergraduate International students as they pay the ASUCR fee and are considered members of the Associated Students.

Section E.

The following provisions will regulate closing of the polling site(s)-

1. At the designated time for the closing of the polls, the poll sitter shall allow those students in the process of voting to finish. Students in line at the time set for the closing

of the polls shall constitute those who are in the process of voting. Any student who enters the line after closing of the poll shall not be eligible to vote.

Section F.

1. An *unofficial* polling site shall be defined as the absence of an official banner representing the Elections Committee, and one that is staffed by unapproved committee members or volunteers. An official banner must be present to be considered as an official polling site of ASUCR.

2. A polling site that is absent of the clear display of an official map is deemed as an unofficial polling site.

Item 5: Procedural Forms

Section A.

1. All Procedural Forms are available to the candidates on the ASUCR website, and must be used as needed throughout the period of the election.

Section B.

The forms mentioned in Section A shall consist of the following-

1. A Candidacy Application Information Packet via Google Form that includes required information as follows;
    i. Declaration of Candidacy Form with a clause of penalty of disqualification for falsifying eligibility information;
    ii. FERPA Academic and Student Conduct waiver forms;
    iii. 150-word Candidate's Biography and three words describing candidate and/or campaign;
2. An Initiative and Referendum Application Information Packet via Google Forms that includes required information as follows:
    i. Declaration of Intent to File for Initiative or Referendum;
    ii. New Pro or Con Group Registration Form;

3. Campaign Violation Report Form;
4. Campaign Violation Appeal Form;
5. Constitutional Amendment Form;
6. Declaration of Intent to File for Recall.

Section C.

1. All forms must be filed with the Director of the Elections Committee.

Item 6: Filing Procedures

Section A.

1. If there are an insufficient number of candidates to fill the required number of open elected positions within ASUCR at the time when filing is scheduled to end, filing shall remain open for an additional week, defined as five (5) business days. If there are still an insufficient number of candidates, any unfilled position must be filled via a special election to be held by the new senate-elect within three weeks after all newly elected officials are announced to the public,pursuant to other requirements of these bylaws;

Section B.

1. Until a seat is closed formally, or until a special election is held to fill it, it shall be considered vacant.

Item 7: Verification Procedures

Section A.

1. The ASUCR Executive Director is responsible for verifying that all candidate information is correct and that they are eligible (currently enrolled in at least twelve [12+] units, have a cumulative GPA of 2.5 or better, and no record of academic misconduct the quarter prior to the official first day of campaigning, and the quarter prior to elections being held, as established by the elections timeline). Verifications of Winter quarter grades must be done by the first Friday of Spring quarter. If the Executive Director is unavailable, the ASUCR Financial Operations Manager can serve as the alternate Verification Officer.

2. The ASUCR Executive Director (or alternate Verification Officer) must inform the Elections Director of ineligible candidates after verification is completed. Candidates will also be disqualified for falsifying information on their application. The Elections Director must then contact ineligible/disqualified candidates immediately in writing. Candidates may appeal with the Judicial Branch if there is a just cause for their ineligibility.

3. If appeals are still pending after campaigning officially begins, then the candidate(s) who are appealing shall remain on the ballot and if found ineligible, will be subject to disqualification.

Item 8: Certification of Election Results

Section A.

1. When voting results are received after the close of the elections, the Elections Director, the ASUCR Executive Director and four (4) members of the Judicial Branch shall access the elections site and gather the results. These will be printed, signed by all and kept locked for a full

year. This list will serve as the official list for future Senator, Officer or Director vacancies as they occur, with alternates being replaced by the order of highest votes.

They will create a new document listing the elected candidates and three (3) to five (5) alternates, and also the referenda numbers verifying whether they did or did not pass according to UCR and UCOP guidelines. This new document, which will be posted publicly at the ASUCR office, will also be sent to the VCSA IT department for updating the elections website.

(a) Verification of the elections results shall be only construed as confirmation of the vote numbers as being the factually accurate numbers provided by the third party vendor . Verification cannot be declined by any of the above mentioned parties unless notified by the third party vendor of a technical error as defined by the third party vendor.

(b) This verification/certification/validation clause shall not be construed to mean agreement with, endorsement of, or the lack of such agreement or endorsement of the election results, but only to provide for transparency and to prevent collusion of falsifying candidate and referendum voting numbers by corroborating the voting numbers provided by the third party vendor.

Section B.

1. The Election Director's certification of results shall be sufficient to install the winner(s) into office and to determine approval or disapproval of a ballot measure(s).
    a. Uncontested candidates must win simple majority of the total ballots cast.
        i. A candidate is uncontested if they do not have any opponents on the executive branch ballot OR is a candidate in a legislative branch race where there are as many candidates (or less) as there are seats available.
        ii. For legislative candidates, the simple majority is calculated from the total number of ballots cast from students in their respective college on the ballot.
    b. If a candidate does not reach the required simple majority in the general election, there will be a special election to fill the seat. Said candidate may participate in the special election.
        i. The simple majority rule shall only apply to general elections.
        ii. The special election must be held by the end of week 9 of Spring quarter.

2. If there are matters to be considered by the Senate, final certification of results and installation of the Officer and Senator-elects into office shall be delayed until all matters are settled. This delay must not last longer than fifteen (15) working days from the end of the election.

## Part 5: Election Procedures

Item 1: Common Types of Elections

Section A.

There shall be six (6) kinds of elections within ASUCR, which shall be categorized as follows-

1. General elections, which will be held during the third academic quarter, the term at which all elected offices of ASUCR shall be open for election;

2. Run off elections, which shall result in the determination of one (1) candidate for one (1) position when two (2) candidates are tied;

3. New elections, may only be called by a majority vote of any two of the following ASUCR bodies: the ASUCR Senate, Judicial Council and/or ASUCR Elections Committee.

A New Election that has been called due to an invalidation of Election results (based on a majority official ruling by either the Senate, Elections Committee, or Judicial Council) shall be regulated by the following policies and procedures-

a. There shall be no new candidates;

b. The new election shall take place within fifteen (15) working days of the closing of the polls;

c. It shall be at the Elections Director's discretion to run a new, neutral election online, correcting whatever mistake was made in the previous election.

4. Special elections, Elections Director elections, and President-Pro Tempore elections, which shall be called by the Senate in accordance with the ASUCR Constitution, to fill vacancies within the elected offices of ASUCR;

5. Initiative, referendum, and recall, which must be called by the Associated Students via a petition, or Chancellor directive or Senate approval by vote, as provided in the ASUCR Constitution and Bylaws;

6. Constitutional amendments, which shall be initiated and voted upon as provided for in the ASUCR Constitution and Bylaws.

Section B.

New Positions

1. In the event that a new ASUCR future elected position is approved in the general elections and there is no written provision of how to appoint that person the following fall, the Judicial Branch shall nominate a candidate and senate shall appoint in the same way that the Elections Director is appointed in the Constitution, Article IV, Section B.

Item 2: General Elections

Section A.

1. An annual election shall be called by the Senate and must be held no later than six (6) weeks before the end of the academic year.

Section B.

1. The purpose of this election will be to replace all of the elected office positions of ASUCR for the next academic year.

Section C.

1. The procedure of the general election shall be dictated by the Elections Code and subject to the interpretation of the Elections Committee according to the goals of the preamble.

Item 3: Run-off Elections

Section A.

All regulations concerning campaigning, voting procedures, and counting procedures provided for in general elections shall apply for run-off elections except the following-

1. No write-in votes shall be counted in the case of a run-off election.

Item 4: New Elections

Section A.

A New Election that has been called due to an invalidation of Election results (based on an official ruling by Senate, Elections Committee, or Judicial Branch) shall be regulated by the following policies and procedures-

1. There shall be no new candidates;

2. The new election shall take place within fifteen (15) working days of the closing of the polls;

3. It shall be at the Elections Director's discretion to run a new, neutral election online, correcting whatever mistake was made in the previous election.

Item 5: Special Elections

Section A.

1. Special elections may be called by the Senate to fill vacancies arising in the elected offices of ASUCR if there are no alternates available. In the case that vacant positions remain after the official close of general elections week or if any candidate in the general election who has run unopposed does not meet the simple majority voter threshold, the senate-elect shall, within reasonable time, call a special election that shall be held no later than week 9 of Spring quarter.

Section B.

All procedures used during general elections will apply during special elections, with the following exceptions-

1. The duration of the timetable presented to the Senate may be altered. Provided, however, that sufficient time exists to ensure adequate knowledge by the student body of the special election, and that it is held prior to the end of week 9 of Spring quarter.

2. The Senate or Senate-Elect per above, may, under its own authority, fill a vacant position(s) by a two-thirds (2/3) vote of the Senate (or Senate-Elect), if there are no alternates available. However, and in accordance with the ASUCR Constitution, this option will not apply to unopposed candidates who did not meet the simple majority voting threshold during the general election. In that case, a campus-wide special election will be required, and more candidates will be considered for the ballot in addition to the original candidate.

Section C.

1. In an election where only one position is open the number of votes necessary for election or approval shall be a simple majority.

Section D.

Vote requirements for multiple-position elections shall be regulated as follows-

1. In an election where there is more than one (1) position open, a plurality of votes cast shall elect. If there is a tie vote for the final seat, an election must be held between those candidates who are tied, and a plurality shall elect;

2. If the number of persons elected in such an election fails to fill the number of seats, a special election shall be held to fill the seats during the subsequent fall quarter.

Item 6: Elections Director Election

Section A.

1. The current Elections Director will create an application to be distributed campuswide to recruit a new Elections Director who will be appointed during a special election in Spring quarter. All applications will be forwarded to the Judicial Branch for review.

2. The Judicial Branch will interview and nominate a candidate for Elections Director to serve in the following year. The nominee's application will be delivered to the Senate with written support as to why the selection was made. The nominee will be confirmed by vote of the Senate-elect. The number of votes necessary for election is a two-thirds [⅔] majority.

Section B.

1. The candidate will give a speech. Speech time limits will be imposed by the Executive Vice President-elect, hereafter referred to as the Chair. The Senate-elect may question the nominee prior to voting. Ballot voting will take place after the speech.

2. When the Chair has received all ballot counts, the Chair and the current Elections Director will jointly tabulate the totals and announce the results. If the nominee does not receive the required 2/3rds vote of the senate-elect, the Judicial Branch shall recommend a new nomination, and a new special election will be called.

3. The current Senate Secretary shall be present to take meeting minutes and record the official vote count. The current Senate Parliamentarian shall be present to oversee the voting process.

Section C.

1. The Elections Director shall be elected during a special election, which shall occur after the general election, but no later than the end of week 9 of Spring quarter.

Item 7: President Pro Tempore Election

Section A.

1. The newly elected Senate will elect from among themselves a President Pro Tempore by vote of the Senate Elect. In an election where only one President Pro Tempore candidate is running, the number of votes necessary for election is two-thirds (2/3) majority..

Section B.

1. Each candidate will be given a chance to speak. Speech time limits will be imposed by the Executive Vice President-elect, hereafter referred to as the Chair. Ballot voting will take place after the speeches for each position.

2. When the Chair has received all ballot counts, the Chair and the current Elections Director will jointly tabulate the totals for officer election contests and announce the results. The Chair must list in written form all persons voted for in each race and the number of votes each candidate received. The list shall indicate which individuals are elected and which shall be involved in a run-off election (if applicable).

Section C.

1. In an election where only one candidate is running, the number of votes necessary for election is two-thirds (2/3) majority.

Section D.

Vote requirements for multiple-candidate elections shall be regulated as follows-

1. In an election where there is more than one (1) candidate, a plurality of votes cast shall elect. If there is a tie vote for the position, an election must be held between those candidates who are tied, and a plurality shall elect.

Section E.

1. The President Pro Tempore shall be elected during a special election, which shall occur after the general election, but no later than the end of week 9 of Spring quarter.

<u>Item 8: Judicial Branch Member Ratification</u>

SECTION A.

1. The Judicial Council shall consist of six (6) students, nominated by the Executive Cabinet and then ratified by the Senate.
2. All justices shall have a term of two (2) years; three (3) of them will be appointed in odd years, with the other three (3) appointed in even years.

<u>Item 9: Initiative and Referendum</u>

Section A.

1. The Associated Students shall have the power of initiative and the power of referendum which shall be exercised via a petition presented to the Senate with the signatures of at least fifteen percent (15%) of the general student body, directive from the Chancellor, or Senate approval per UCR policy, Section 95.30.

Section B.

1. An initiative shall mean the power to initiate legislation as outlined in Article X, Section 1 of the ASUCR Constitution.

2. A referendum shall mean the power to initiate a self-assessed fee as outlined in Article X Section 2 of the Constitution.

3. All initiatives and referendums shall stand to benefit and serve the undergraduate student population at large and not the specific interests of a particular constituency, organization, or club.

4. The referendum campaign timeline will be left to Elections Director discretion.

Section C.

Procedures for the filing of an initiative/referendum shall be as follows-

1. The ASUCR member(s) wishing to circulate a petition must file with the Senate a "Declaration of Intention to Circulate a Petition of Initiative/Referendum" which shall contain the following information:

    a. The exact wording to appear on all petitions circulated;

    b. An exact and true copy of the legislation to be initiated or the legislation to be subjected to a referendum - including provisions for return to aid;

Section D.

1. In the event of petitions, the signatures and student identification numbers of supporting students must be listed, including the person/group circulating the petitions.

2. It shall be the responsibility of the ASUCR Executive Director to certify the petitions submitted by verifying that all signatures are those of members of ASUCR; the ASUCR Executive Director shall disqualify any signatures not so verified and deduct the number of invalid signatures from the total submitted. Such verification must not in any case take more than ten (10) school days.

3. The Elections Director must report to the Senate at a regular meeting: the results of the verification, the number of valid signatures obtained, and whether or not the initiative/referendum(s) qualifies to be on the upcoming ballot.

Section E.

1. An announcement of the election shall be published in the first issue of the student newspaper after the date of certification, along with a text of legislation to be subjected to a vote of initiative or of referendum. The campus shall be notified by way of paper or electronic postings with announcements of the election, date, time, and location of polling places.

Section F.

1. The referendum passes only when twenty percent (20%) of the student body affected by the referendum votes. Out of those votes, the majority vote will win.

Item 10: Recall

Section A.

1. The members of ASUCR shall have the right to recall any elected or appointed official of ASUCR. This does not grant the members of ASUCR the ability to recall Committee appointments.

Section B.

Persons willing to circulate a petition of recall must file a "Declaration of Intent to File for Recall" with the Executive Vice President, which shall include:

1. The name of the person to be subjected to the recall; and

2. Clear and brief reason(s) for recalling said member;

3. Signatures from at least ten percent (10%) of the representing college, along with fifty (50%) or more of the representing college's senatorial support.

Section C.

All procedures for the circulating, collecting, filing, and verification of the petitions are governed by the appropriate election regulations as stated in this Code. In all advertising of the recall election, the information required must include:

1. The person to be subjected to the recall vote; and

2. The charges listed in the Declaration.

Section D.

1. Procedures for holding a recall election shall be the same as those in Item 5: Special Elections.

Section E.

1. A twenty percent (20%) vote of the representative college in the recall election is required to remove an officer subjected to recall. If twenty percent (20%) is received the officer shall be immediately removed from office and relieved of all responsibilities and duties of the office. From the date of certification of results of recall election, all rights, privileges, and remuneration shall end.

2. Any appointed position that the recently recalled officer holds may be retained if the requirements of that appointed position do not require the holding of the recalled office. The Senate will determine retention of the appointed positions of the recalled officer.

Section F.

1. If a twenty percent (20%) vote of the representative college does not approve of the recall, the officer shall retain office and shall not be subjected to a second (2nd) vote of recall on the same charges.

Section G.

1. A vacancy created by recall shall be handled in like manner as any other vacancy.

Item 11: Constitutional Amendments

Section A.

1. All proposed constitutional amendments shall be voted upon by the general student body prior to incorporation as part of ASUCR Constitution, as per the provisions and the requirements of the ASUCR Constitution. All constitutional amendments must pass by a majority of the undergraduate student population voting in an official ASUCR election.

Section B.

1. Proposed constitutional amendments must be submitted to the Legislative Review Committee using the Constitutional Amendment Form provided in this Elections Code. Once reviewed and passed by the committee, the Senate must approve the amendments by a two-thirds (2/3) vote in order for it to be placed on the ballot.

Section C.

1. Upon approval of proposed amendments by a two-thirds (2/3) vote, the Senate shall call for an election to be held no earlier than two (2) weeks and no later than five (5) weeks after the Senate approval.

Section D.

The procedures detailed in this Code for the holding of elections shall govern elections on proposed constitutional amendments according to the following:

1. Pro or con groups shall follow the regulations previously set forth for all ballot measures;

2. The minimum requirements for the advertising of the election shall be publication of the proposed amendment in the student newspaper, and posting a paper or electronic announcement of the election day, time, and polling places that must happen between the calling of the election and the day of the election;

3. Further, copies of the proposed amendment shall be made available in the ASUCR office for general distribution upon request of the student body.

## Part 6 - Amendments

Item 1: Amendments

Section A.

1. Any amendments relating to the Elections Code bylaw, including but not limited to violations, procedures, and staff positions, shall require a majority vote of the Elections Committee prior to submitting the amendments to the Legislative Review Committee.

*Updated Winter 2017*
*Updated Winter 2018*
*Updated Fall 2018*
*Updated Winter 2019*
*Updated Spring 2019*
*Updated Winter 2020*
*Updated Spring 2020*
*Updated Fall 2020*
*Updated Winter 2022*
*Updated Winter 2024 (SB-W24-003, SB-W24-004)*
*Updated Fall 2024*

**Naia Pizzaro**
*Executive Vice President*

---

**Signed Legislation can be found in the ASUCR Office**

---

**INTRODUCED ON -** *November 18, 2024*
**COMMITTEE APPROVED ON -** *November 18, 2024*
**VOTE COUNT -** *6-0-0*
**SENATE APPROVED ON -** *November 20, 2024*
**VOTE COUNT -** *13-0-0*