

CHAPTER VII Elections Code

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Preamble:

We, the undergraduate students of the Riverside campus of the University of California, 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.

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

1. Every undergraduate student of UC Riverside has the right to file for candidacy for an elected position within ASUCR.

2. All persons wishing to run for office must have a minimum 2.0 grade point average, both cumulative and quarterly, the quarter prior to the official first day of campaigning, and the quarter prior to elections being held, as established by the elections timeline, and must be in good standing with the University.
3. All persons wishing to run in an ASUCR election must have been a student for at least two (2) quarters, and at the time of assuming office, have completed three (3) quarters at UCR.
4. No person currently in an ASUCR elected office may run for another elected office unless the terms of the current office ends prior to the start of the new office.
5. Any member of ASUCR who is qualified has the right to run for any office.
6. No member of the Judicial Branch shall be allowed to run in a general election in the two years in which they serve as a member of the Judicial Branch.
7. 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 (who is appointed by the President).
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. All Executive Vice-President, Vice President of Internal Affairs, and Vice President of External Affairs 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.
6. The Vice President of Finance shall be appointed by the President-elect. The Vice President of Finance must have at least three continuous quarters of verifiable experience within an ASUCR capacity.
7. The requirements for waiving the one-year experience for the Vice President of Finance shall be determined by a specific Special Elections process detailed on Part 6, Item 5, Section E. of the Elections Code.

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.
4. At the time the candidate files, the prospective candidate from must submit a petition for candidacy with no fewer than fifty (50) individual printed names, signatures, and correct student identification numbers (SID) from students within their college.
 5. Any person who has failed to submit the necessary information on their candidacy petition forms shall not be certified as a candidate.
 6. 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;
 - b. All procedures pertinent to the election, including the appeals process;
 - 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: Party Candidacy

Item 1: Party Formulation

Section A.

The Definition of a Party-

1. A Party is any group of three or more persons seeking ASUCR elected positions who mutually agree to use the same party name and share at least one, but preferably at least three, common party platform stances.

Section B.

The limitations on parties shall be regulated as follows-

1. A party cannot compose more than the following amount of candidates:
 - a. One Presidential candidate;
 - b. One Executive Vice-Presidential candidate;
 - c. One Vice President of Internal Affairs candidate;
 - d. One Vice President of External Affairs candidate;
 - e. One Outreach Director candidate;
 - f. One Personnel Director candidate;
 - g. One Marketing and Promotions Director candidate;
 - h. Ten CHASS Senatorial candidates;
 - i. Four CNAS Senatorial candidates;
 - j. Two BCOE Senatorial candidates.

Section C.

Diversity Recommendation-

1. Whereas, UC Riverside is one of the most diverse schools in the nation, the Elections Committee recommends all parties to strive to reflect this diversity in all aspects.
2. In terms of extracurricular activities, such as student organizations or Greek life participation, the Elections Committee strongly encourages that individuals that compose a party are not all related due to the same extracurricular activity.
3. Under extreme cases, the Elections Committee reserves the right to disallow the creation of a party if the Elections Committee deems that it completely ignores the diversity recommendation.
4. A party that is disallowed under this extreme case can appeal the Elections Committee's decision to disallow their party to the Judicial Branch.

Item 2: New Party Creation

Section A.

Filing for a the creation of a new party shall be regulated as follows-

1. Any student who wishes to create a new party must first create a name for their party and become the responsible shareholder of that name by obtaining the title of Party Signatory of said party. In effect, the Party Signatory is the person with the rights to the name of the party they requested. A Party Signatory has the power to act on behalf of the party, and has delegated authority as an agent for all members of that party. A student may create a party name and become a Party Signatory by being the first person to do one of the following.
 - a. Submit in person to the Elections Director, a written New Party 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 Party Registration Form approved by the Elections Director.
 - b. Submit to the ASUCR Senate a written New Party 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 Party Signatory until they receive written confirmation of an approval of their request by the Elections Director.

2. In order for a party to file candidates for an election, a Party Signatory must also complete a Party Roster Form, designed by the Elections Director, which shall contain the following information:
 - a. The name of the party, and
 - b. The names of all candidates authorized to run with the party for that election.
3. Lastly, a Party Signatory must submit a Party Campaign Platform Form. Although a party is only required to fill out one platform table, it is highly recommended that each party fill out at least three platform tables in the form.

Section B.

The restrictions on the creation or existence of a party shall be regulated as follows-

1. If Elections Committee determines that the names of two parties are similar enough to confuse the voters, the party name registered at the earliest date shall retain the name, and the other party shall choose another.
2. No party 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 signatories of that group. This item shall not be constructed to protect a group whose formation post-dates that of an accused party.
3. Furthermore, in the case of parties based on incidental grouping, including, but not limited to, a Residence Hall, or Academic Department, a signatory may be compelled to relinquish his or her control of the party by the Elections Committee if it can be shown before the Elections Committee that the party does not exist at the behest of the two or more members of that grouping. The intent of this clause is to prevent "Party hijacking," or the registration of a party name by an outside person or group, in order to prevent a constituency from effectively organizing a party.
4. In the event that a person is compelled to relinquish his or her status as party signatory by this process, the party in question shall cease to exist, and the party name may be claimed as a new party, as outlined in this article.

Section C.

1. If a party has not filed the New Party Registration Form, the Party Roster Form, and at least one Party Campaign Platform Form with the Elections Committee by the due date, then all candidates for that party shall be reclassified as independents.

Item 3: Transfer and Preservation of Party

Section A.

1. If a party is a continuing party from the previous year, then it must fill out a Transfer of Party Signatory Form if the Party Signatory from the previous year has graduated or no longer is running in that party.
2. If a party is a continuing party from the previous year, then it must fill out a Preservation of Party Name Form.
3. After filing a Transfer of Party Signatory Form and a Preservation of Party Name Form, the new Party Signatory must file a Party Roster Form and a Party Campaign Platform Form by a deadline established by the Elections Director.

Section B.

The transferring of parties shall be regulated as follows-

1. If a Party Signatory wishes to transfer the Party Signatory to another member of the party, s/he they may do so by doing one of the following:
 - a. Submit in person to the Elections Director, a written Transfer of Party Signatory Form for the party. 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; or
 - b. Submit to the ASUCR Senate a written Transfer of Party Signatory Form for the party. Upon receipt of this form, the Director shall announce receipt of the form, which will then be entered into the minutes.

Section C.

The preservation of parties shall be regulated as follows-

1. To preserve the name of a party, the Party Signatory must do one of the following by the final Senate meeting of the Winter Quarter after the party has formed:
 - a. Submit in person to the Elections Director, a written Preservation of Party Name 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; or
 - b. Submit to the ASUCR Senate a written Preservation of Party Name Form. Upon receipt of this form, the Director shall announce receipt of the form, which will then be entered into the minutes.
 - c. In order to submit a complete form, it must have at least seven (7) members from the party as well as two signatories. The seven (7) members must be candidates that ran in previous spring elections that are continuing students in the following school year.
2. If the Party Signatory fails to re-register the party by the end of the Winter Quarter, and there are no ASUCR elected officers affiliated with the party, then the party is considered to no longer exist, and the party name may be claimed as a new party as outlined in this article.
3. If the Party Signatory fails to re-register the party by the end of the Winter Quarter and there are ASUCR elected officials affiliated with the party, the Elections Director shall announce at the first ASUCR Senate meeting of the Spring Quarter that the party has not registered, and any elected officers affiliated with that party shall have the opportunity to become Party Signatory by submitting to the Senate a written Preservation of Party Name Form. Upon receipt of this form, the Director shall announce receipt of the form in which it will then be entered into the minutes. If none of the ASUCR elected officers affiliated with the party becomes signatory of the party by the end of the meeting, then the party is considered to no longer exist, and the party name may be claimed as a new party as outlined in this article. To preserve the party name, the form must consist of the current Senators/Cabinet members that have been elected into office as part of the Member(s) section of the form.

Part 3: 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 a 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 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 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 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 4: 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 or party, 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.

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.

Section C.

1. ASUCR is not responsible for campaigning that happens on the Internet or off campus unless it is considered "negative" campaigning (refer to Part 4, Item 2, Section A), bribery, unfair or criminal.

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 party, pro-group, or con-group.

Section B.

Things that can be given away by candidates, party, 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, preferably electronically;
 - 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;
 - c. A statement explaining the purpose of giving away the particular item.
3. Items will not obtain the Elections Committee's approval if they meet any of the following criteria;
 - a. An individual item, even when bought in bulk, costs more than ten (10) U.S. dollars;
 - b. It is deemed by the Elections Committee that the individual item has no advertisement purpose;
 - c. It is deemed by the Elections Committee that the individual item serves primarily to "buy" a vote rather than anything else;
 - d. The item is any type of perishable food or alcohol;

- e. The item can easily be used as a weapon, such as knives and letter slitters;
 - f. The item can be used as legal tender or in the direct payment of a debt, such as money and gift cards;
 - g. 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, party candidacy, and referenda pro and con groups.
 - a. Individual candidacy shall be limited to four hundred dollars (\$400) in campaign expenses;
 - b. Party candidacy shall be limited to one hundred dollars (\$100) in campaign expenses, per candidate in the party. Parties that do not meet a four (4) participant threshold shall be allowed to spend up to four hundred dollars (\$400) in campaign expenses;
 - c. Referenda Pro and Con groups shall be limited to four hundred dollars (\$400) in campaign expenses.

Section B.

1. In no case, shall ASUCR pay for campaign material of any individual candidates, pro-groups, or con-groups.
2. Any party that is an organization on campus may not be sponsored, receive funding by ASUCR, or receive any benefits a typical organization would receive from ASUCR, such as the use of the Bears Den.

Item 5: Fair Political Practices

Section A.

1. No candidate, whether an incumbent or challenger, party, 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, party affiliated 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.

Item 6: Posting Regulations

Section A.

1. All campaign materials are subject to UCR posting policies as determined by the Campus Board of Review & must be stamped by the ASUCR front office.

Section B.

1. In the Highlander Union Building (HUB), candidates and referenda will be limited to one (1) 3' X 5' posters. 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' in size, on exterior brick surfaces of campus buildings to inform students about the referendum issues. Each candidate is allowed to post up to three (3) 3' X 5' 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/party, 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. Any violations of posting policies will result in penalties mentioned in the campaign violation section in Part 4, Item 7 of Elections Code.

4. Parties will be allowed one (1) party banner, if desired, on the South end of Costo Hall. The banner may be no larger than one hundred and fifty-five (155) inches wide and seventy-three (73) inches tall and will be posted with specific instructions from the Elections Director.
 - a. The three (3) banner spaces available to parties on Costo Hall are available on a first-come, first-serve basis due to limited space.

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.

Section D.

1. ASUCR is not responsible for damaged and/or missing posters and/or flyers. Candidates must post materials at their own risk.

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 and the Elections bylaws. Any failures to abide by the Elections Code by any individual shall result in a violation and determination for penalty through a strike.
2. The Elections Committee shall police the campaign area to ensure that all regulations are being observed.
3. The Elections Committee shall have the authority pursuant to the preamble to enforce all campaign regulations through the assignment of campaign violations/disqualifications

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 three (3) days after the claimed violation, the form will not be accepted.

2. Upon receipt of the Campaign Violation Report Form, the Elections Director 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.
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. If the Judicial Branch determines that the alleged violation is authentic, then they shall determine whether the violation deserves a strike pursuant to the Elections bylaws.
4. The Judicial Branch will then notify the candidate immediately 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.

The Five (5) Strikes Penalty-

1. If violations continue and a candidate, candidates, party, pro-group, or con-group commit five (5) violations, which each obtain a strike, 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. In the case of an entire party, formally disband the party, re-register each candidate in that party as an independent, and give a strike to any candidate that campaign under that party name after it has been formally disbanded. If the fifth strike occurs during elections week, the party will remain intact, but each member of the party will receive a strike.
 - c. 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 D.

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 an 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 5: 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 Director, Polling Coordinator(s), Partnership Coordinator(s), Candidates Officer(s), Marketing Officer(s), and Student Life 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

- 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 Director: To assist the Elections Director, to be responsible to him/her, and to aid him/her in his/her 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 duties, until such time as a replacement is selected; To assist the other members of the Elections Committee when necessary.
 3. Duties of Polling Coordinator(s): To assist the Elections Director and to be responsible to him/her; 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.
 4. Duties of Partnership Coordinator(s): To assist the Elections Director and to be responsible to him/her; 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.
 5. 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 (3) Preservation of Party Name Form (4) Party Transfer Signatory Form (5) ASUCR Party Registration 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 Director, and Committee; To arrange for all other details related to candidacy; To assist the other members of the Elections Committee when necessary.
6. Duties of Marketing Officer(s): To assist the Elections Director and to be responsible to him/her; 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.
 7. Duties of Student Life Officer(s): To assist the Elections Director and to be responsible to him/her; 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.

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 Work Force

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 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 five (5) hours each day, which must include the hours between 10 a.m. to 2 p.m.

Section B.

1. Prior to the opening of the polling site(s), all campaign material within fifty (50) feet of any polling place shall be removed by the poll sitter(s).

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. Afterwards, students will reach a confirmation page that states that their vote has been registered
6. Voting is not open to International students as they do not pay the ASUCR fee, and are not considered valid 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 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.

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. Candidacy Application Information Packet;
2. Declaration of Candidacy Form with a clause of penalty of disqualification for falsifying eligibility information;
3. Candidacy Nomination Form;
4. FERPA Rights Waiver Form;
5. New Party Registration Form;
6. Party Signatory Transfer Form;
7. Preservation of Party Name;
8. Party Roster Form;
9. Party Campaign Platform Form;
10. New Pro or Con Group Registration Form;
11. Campaign Violation Report Form;
12. Campaign Violation Appeal Form;
13. Declaration of Intent to File for Initiative or Referendum;
14. Referendum/Initiative Form;
15. Constitutional Amendment Form;
16. Declaration of Intent to File for Recall;

Section C.

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

Item 6: Party Paperwork Regulation

Section A.

The contents of the Party Registration and Transfer of Party Signatory Forms shall be regulated as follows-

1. The Party Registration Form shall include the party name, the date submitted, the name and signature of the Party Signatory, and the signature of the Elections Director.

2. The Transfer of Party Signatory Form shall include the party name, the date submitted, the names and signatures of the old and new Party Signatories, and the signature of the Elections Director.
3. The Elections Director shall create Party Registration and Transfer of Party Signatory Forms and make them available to the public, provided that any form containing the required information shall be valid for the purposes of this Article.

Item 7: 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 in a special election to be held during the subsequent fall quarter, 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 8: 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, and a GPA of 2.0 or better, both cumulative and quarterly, 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 and verifications of Fall quarter grades must be done one week after the candidate packet deadline (if applicable). 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 9: Certification of Election Results

Section A.

1. When voting results are received after the close of the elections, the Elections Director and the ASUCR Executive Director shall access the elections site and gather the results. These will be printed and kept locked for a full year. 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 will serve as the official list for future Senator, Officer, or Director vacancies as they occur. In the event that vacancies occur, this will be the official alternate listing to replace positions by the order of highest votes.
2. After the general election and necessary run-off elections, the Elections Director, the ASUCR Executive Director, and four (4) members of the Judicial Branch must compile the results, sign them for verification, and post them at the ASUCR Office publicly. Final results must also be sent to the IT department in charge of coordinating the online elections so that they may update the ASUCR website with the newly elected members.

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).
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 6: 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, which shall be called when the Senate invalidates election results due to some technical error(s);
4. Special 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.

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 excepting 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.

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 insure adequate knowledge by the student body of the special election.
2. The Senate may, under its own authority, fill a vacant position(s) by a two-thirds (2/3) vote of the Senate, if there are no alternates available.

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.

Section E.

The requirements for waiving the one-year (1) experience for the Vice President of Finance are as follows-

1. If no eligible candidate is appointed for the Vice President of Finance position, then a meeting shall be called of the entire, newly elected senate, no later than two (2) weeks after the last day of the ASUCR General Elections, to consider candidates without the one (1) year experience.
2. If there is someone with the year requirement that has not been appointed, they may attend the confirmation and ask the President to consider them for the appointment.
3. All considered candidates are required to be present during the confirmation meeting.
4. All candidates must provide a speech (up to three (3) minutes) to the Senate elect regarding their experience. Senate may at that time reject the President's candidate and make recommendations to the President regarding the consideration of other candidates.
5. Discussion and questions shall be limited to the ASUCR Senate, who may inquire about the candidate's qualifications, relevant experience, or capacity to perform the duties of the position as outlined in the related ASUCR Bylaws.
 - a. The appointee shall not be questioned on political viewpoints or affiliations, but shall be questioned on their capacity to remain impartial while fulfilling their duties as members of the ASUCR Cabinet.
6. All confirmation deliberations shall be open to the public, unless the ASUCR Senate tables the appointment to a closed session by a majority vote of the entire Senate.

- a. The ASUCR Senate may, by majority vote of the entire Senate, accept testimony and ask questions of any ASUCR member about the qualifications of the appointee.
7. The ASUCR Senate, by majority vote of the entire Senate, shall:
- a. Approve the candidate; or
 - b. Not approve the candidate and ask the President to present a new candidate at an additional meeting to be held within two (2) weeks of the original meeting or prior to ninth (9th) week of Spring quarter. At the second (2nd) meeting, the President's new candidate must be appointed or the President must forfeit the decision to the senate.
 - c. In the event that the President forfeits his decision to the senate, the Senate shall choose by simple plurality vote from the all the considered candidates.

Item 6: President Pro Tempore Election

Section A.

1. No later than three (3) weeks after the end of the general election, the newly elected Senate will choose from among themselves a President Pro Tempore.

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.

Item 7: Initiative and Referendum

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/referenda 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 8: 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 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 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 9: 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.

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