

2012 Elections Code



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TABLE OF CONTENT

Chapter 1 - Elections Commission & Elections Code

- 1-1. Elections Commissioner and Deputy Elections Commissioner
- 1-2. Elections Commission & Staff
- 1-3. Complaint Process Against the Elections Commission
- 1-4. Implied Powers of Elections Commission
- 1-5. Elections Code

Chapter 2 – Elections Procedure

- 2-1. Dates of Election
- 2-2. Official Ballots for Primary Election
- 2-3. Official Ballots for General Election
- 2-4. Tabulation
- 2-5. Certification & Ratification of Results
- 2-6. Referendum Procedure

Chapter 3 – Qualification of Voters

- 3-1. Qualification of Voters

Chapter 4 - Candidacy & Candidate Information

- 4-1. Candidate Eligibility & Qualifications
- 4-2. Notice of Candidacy
- 4-3. Slates
- 4-4. Candidate Registration
- 4-5. Nominating Petitions
- 4-6. Signature Requirements
- 4-7. Write-In Candidates

Chapter 5 – Campaign Procedure

- 5-1. Candidate Meetings
- 5-2. Candidate Memos
- 5-3. Campaign Conduct
- 5-4. Complaint Process Against a Candidate

Chapter 6- Appeal Process

- 6-1. Appeal Process

Chapter 7- Campaign Finances

- 7-1. Expense Limits

7-2. Accounting of Expenses

7-3. Contributions

7-4. Reporting of Expenses

7-5. Candidate Disclaimer Form

Chapter 8 – Candidate Campaign Materials

8-1. Displays

8-2. Electronic Resources

8-3. Other Candidate Campaign Materials

8-4. Candidate Campaign Material Removal Responsibility

8-5. Destruction of Campaign/Non-campaign Materials

Chapter 9--Enforcement Process

9-1. Enforcement Process

Chapter 10-- Disqualification of an Elected Candidate

10-1. Disqualification of a Candidate

Chapter 11– Glossary

CHAPTER 1 – ELECTIONS COMMISSION & ELECTIONS CODE

1-1.

ELECTIONS COMMISSIONER AND DEPUTY ELECTIONS COMMISSIONER

1-1.01

The Elections Commissioner and the Deputy Elections Commissioner shall be appointed by the ASUA President-elect following the general election and shall be approved by the ASUA Senate pursuant to the ASUA Constitution and Bylaws. The Commissioner shall appoint their Commission staff.

1-1.02

The Elections Commissioner and the Deputy Elections Commissioner shall not be affiliated, endorse, and/or oppose any candidate.

1-1.03

Any candidate may request an advisory opinion from the Elections Commissioner on any provision of the Elections Code. This opinion must be in writing and issued within twenty-four (24) hours of the candidate's request. The opinion is binding on the Commission and the Candidates, but not on the ASUA Supreme Court.

1-1.04

The Elections Commissioner shall oversee elections for all ASUA elected offices and any Special Elections that may be held during the year.

1-1.05

The Elections Commissioner shall issue final interpretation of this Code unless the decision is appealed pursuant to this Code.

1-1.06

The Elections Commissioner may delegate any authority to their Commission staff.

1-1.07

The Elections Commissioner shall devise a process that specifically pertains to Recall, Initiative, and Referendum as initiated under the ASUA Constitution. All procedures shall be approved by the ASUA Senate.

1-2.

ELECTIONS COMMISSION & STAFF

1-2.01

No Elections Commission staff member may be affiliated with, nor endorse and/or oppose any candidate's campaign. A violation shall result in the immediate removal of the offending member.

1-2.02

The Elections Commissioner shall appoint the Elections Commission staff. The Elections Commissioner has the right to hold an interview process in order to appoint the Elections Commission staff.

1-2.03

The Elections Commissioner and Deputy Elections Commissioner shall be required to post and be present during their office hours to answer any questions and perform any duties necessary to fulfill their job requirements.

1-2.04

The Elections Commission staff shall be required to assist the commission with any duties or events necessary. Failure to attend meetings or events without reason or warning may result in dismissal from the Elections Commission.

1-3.

COMPLAINT PROCESS AGAINST THE ELECTIONS COMMISSION

1-3.01

Complaints against the Elections Commission staff, and/or Elections Commissioner must be received in writing and submitted to the respective ASUA Executive overseeing Elections through the ASUA front desk during regular business hours.

1-3.02

Notice of a complaint and the time, date, and location of any subsequent hearings shall be given to all relevant parties within twenty-four (24) hours of the receipt of such a complaint. The name and contact information of the ASUA Clerk of the Court will be provided.

1-4.

IMPLIED POWERS OF THE ELECTIONS COMMISSION

1-4.01

The Elections Commission retains the right to take all necessary steps to ensure the smooth running of the ASUA Elections, unless such steps are restricted in this code or outlined through specific procedures for the process.

1-4.02

The Elections Commission may refer to the Arizona Revised Statutes (ARS) for all matters concerning conduct of elections not specifically provided for in this Code, ASUA Constitution, and/or Bylaws.

1-4.03

The Elections Commissioner will issue all initial decisions regarding Elections Code violations, in accordance with the rules and procedures in this code.

1-5.

ELECTIONS CODE

1-5.01

This Elections Code as pursuant to the ASUA Constitution shall govern ASUA Elections.

1-5.02

This document shall serve as the ASUA Elections Code until a revised code is approved by the ASUA Senate.

1-5.03

This document shall supersede all previous elections codes and all other election-related rules including the ASUA Bylaws, as well as ASUA Supreme Court precedent if and only if such precedent is no longer valid due to modified code stipulations.

1-5.04

The Elections Code shall be revised in accordance with the ASUA Constitution.

1-5.05

A committee consisting of the Commissioner, the Deputy Elections Commissioner, a member of the ASUA Executive Branch, a member of the ASUA Legislative Branch, and any other relevant members to the process at the discretion of the President or Commissioner, shall be formed to oversee and recommend revisions to the Elections Code, to be ultimately voted upon for official use by the ASUA Legislative Branch.

1-5.06

Recall, Initiative, and Referendum that are initiated under the confines of the ASUA Constitution shall be administered by this Code and as established by the Elections Commissioner when applicable.

CHAPTER 2 – ELECTIONS PROCEDURE

2-1.

DATES OF ELECTIONS

2-1.01

The Primary and General Election dates shall be set by the Elections Commissioner with the approval of the Senate pursuant to the ASUA Constitution no later than the end of the semester prior to the election. These dates shall be published and posted in the Elections cubicle.

2-1.02

In the event of a low candidate turnout the Elections Commissioner may decide that a Primary Election may not occur. Notification on the status of the Primary Election will occur within twenty-four (24) hours of the Candidate Packet deadline. The commissioner is only required to hold a primary when there are more than 2 candidates for an executive position, or 20 candidates for the 10 senate seats.

2-1.03

Special Election dates shall be set by the Elections Commissioner with the approval of the Senate pursuant to the ASUA Constitution. The dates shall be published and posted in the Elections cubicle.

2-2.

OFFICIAL BALLOTS FOR PRIMARY ELECTION

2-2.01

Official ballots shall be available through the University of Arizona via a university approved online voting system, but can also be administered through other methods deemed necessary by the Elections Commissioner as to accommodate all voters when the online option is unavailable.

2-2.02

Candidates' names shall appear on the ballot according to alphabetical order by first name.

2-2.03

In the Primary Election, voters may cast (1) vote for each Executive office (President, Executive Vice President, and Administrative Vice President) and up to ten (10) votes for Senatorial offices. Ballots containing more than the maximum number of votes for an office shall be voided for that office.

2-3.

OFFICIAL BALLOTS FOR GENERAL ELECTION

2-3.01

Official ballots shall be available through the University of Arizona via a university approved online voting system, but can also be administered through other methods deemed necessary by the Elections Commissioner as to accommodate all voters when the online option is unavailable.

2-3.02

Candidates' names shall appear on the ballot according to alphabetical order by first name.

2-3.03

The two (2) candidates for each Executive office and the twenty (20) candidates for each Senatorial office receiving the highest number of votes from the Primary Election shall advance to the General Election ballot. In case of a tie for a particular office, all candidates shall advance to the General Election ballot. If no Primary Election occurred, all candidates for that particular office shall advance to the General Election ballot. Ballots containing more than the maximum number of votes for an office shall be voided for that office.

2-3.04

Space(s) for write-in candidates shall be made available pursuant to Section 4-5 of this Code.

2-3.05

Any links used to access the official ballot or attempts to alter the appearance of the official ballot must be approved by the Elections Commissioner.

2-4.

TABULATION

2-4.01

Tabulation of official ballots for all elections will be done electronically through the use of University of Arizona University Information Technology Systems (UITS) - Administrative Computing software. The ASUA Senate must approve all persons present at the tabulation.

2-4.02

To be tabulated as a valid vote for a write-in candidate, the first and last name of the candidate and the office being sought shall be entered in the correct position and spelled correctly.

2-4.03

In the event the tabulation results in a tie, a runoff election shall be held the day following the last Election Day in which regularly scheduled classes are held between the candidates that tied.

2-5.

CERTIFICATION & RATIFICATION OF RESULTS

2-5.01

The results of any election will be certified on the final night of that election by the Elections Commissioner and the ASUA Executive overseeing Elections, and will be ratified by the ASUA Senate within two weeks.

2-6.

REFERENDUM PROCEDURE

2-6.01

Referendums must abide by the current ASUA Elections Code.

2-6.02

Referendums shall not appear on the Primary Elections ballot, only the General Elections ballot.

2-6.03

Referendums shall have three (3) weeks to get the amount of signatures required, which shall be at least ten percent (10%) of the general electorate.

2-6.04

The referendum expense limit shall be \$500.

2-6.05

Referendums must provide an expense report on the date assigned by the Elections Commissioner, which will coincide with all General Elections Candidates.

CHAPTER 3: QUALIFICATION OF VOTERS

3-1.

QUALIFICATION OF VOTERS

3-1.01

Any and all currently enrolled and registered University of Arizona students shall be considered qualified voters.

3-1.02

To be allowed to vote, a qualified voter must have paid all fees and tuition by the election date.

3-1.03

Qualified voters shall cast their vote using the University of Arizona's UAccess and by other methods deemed necessary by the Elections Commissioner as to accommodate all voters.

CHAPTER 4: CANDIDACY & CANDIDATE INFORMATION

4-1.

CANDIDATE ELGIBILITY & QUALIFICATIONS

4-1.01

A student desiring to become a candidate shall meet the requirements as set forth by this Code.

4-1.02

A student desiring to become a candidate must be either an undergraduate student who has completed at least seven (7) units or a graduate student who has completed at least three (3) units at the University of Arizona, in the semester prior to the election.

4-1.03

In addition, undergraduate students desiring to become a candidate must currently be enrolled in at least seven (7) units and graduate students desiring to become a candidate must currently be enrolled in at least three (3) units at the University of Arizona.

4-1.04

The above applies to all students with the exception of first time and first-semester re-enrolled students, and first semester freshmen who need only satisfy the good academic standing and curricular eligibility requirements, as established by the University of Arizona.

4-1.05

A candidate must currently be in good academic standing as defined by the University of Arizona co-curricular eligibility requirements (2.0 minimum cumulative G.P.A. for undergraduate students and 3.0 minimum cumulative G.P.A. for graduate students).

4-1.06

A candidate is responsible for verifying their own academic status and must have the required units at the Candidate Packet deadline.

4-1.07

At the Candidate Packet deadline, the Elections Commissioner shall verify candidate eligibility and if at that time, a candidate is deemed not in compliance, the candidate shall be deemed ineligible from the election process.

4-2.

NOTICE OF CANDIDACY

4-2.01

All students who wish to begin planning their campaign before the campaign period begins must first submit the "Letter of Intent." The Letter of Intent does not verify the approval of a student as a candidate. The approval of this form by the Elections Commissioner signifies that a potential candidate may enter the Research Period where they may discuss their potential candidacy, create their platforms, and begin to plan their campaign.

4-2.02

During this period, communication is limited exclusively to verbal and email correspondence. Direct listserv correspondence is prohibited.

4-2.03

All verbal communication by potential candidates during the "Research period" regarding any matter of the ASUA Elections must be done individually.

4-2.04

All email correspondence sent by potential candidates during the "Research period" regarding any matter of the ASUA Elections must include the following ASUA Elections Footer (which must be in the same font, color and size as the body of the email):

ASUA ELECTIONS DISCLAIMER: According to the Elections Code of the Associated Students of the University of Arizona for 2011, this and all email correspondence sent before Thursday, February 10, 2011 at 12:00 a.m., relating to the ASUA Elections must:

a. Be strictly intended for campaign research purposes only (Campaigning is prohibited).

b. Must have this disclaimer present.

If you feel this message was utilized to solicit or "campaign" for a specific candidate, or you have received an email correspondence, relating to the ASUA Elections, without this disclaimer present, the Elections Code has been violated and we ask your cooperation in reporting the incident. Please report all incidents by forwarding the original message to the Elections Commissioner: election@asua.arizona.edu

4-2.05

During the research period, candidates are prohibited from asking for support or endorsement from campus organizations.

4-2.06

Candidates are prohibited from creating, using, or distributing campaign materials until the Campaign Period officially begins on Thursday, February 10, 2011 at 12:01 a.m.

4-2.07

This includes but is not limited to: slogans, printed materials, posters, chalk, shirts, Facebook, Twitter, or any other social networking tools, etc.

4-3.

CANDIDATE REGISTRATION

4-3.01

A student desiring to become a Primary Election, write-in, or Special Election candidate must receive and complete a Candidate Packet, which contains pertinent forms, nominating petitions, and important information relating to elections, by the deadline set forth by the Elections Commission.

4-3.02

The deadline for Candidate Packet submission will be extended by the Elections Commissioner if there are fewer candidates than the number of open elected seats. The extension will apply only to the offices that have fewer candidates than the number of open elected seats.

4-4.

NOMINATING PETITIONS

4-4.01

Availability and due dates of nominating petitions shall be set by the Elections Commissioner no later than the end of the semester prior to the election. These dates shall be made available by the Elections Commission upon approval of the Elections Dates by the ASUA Senate.

4-4.02

Only those nominating petitions issued by the Elections Commission are valid. The Elections Commission shall issue additional nominating petitions upon request.

4-4.03

Only those names that appear in the provided spaces on the nomination petitions issued to the candidate are valid.

4-4.04

Nominating petitions shall not be circulated in a classroom during class instruction.

4-4.05

Nominating petitions shall not be circulated in the ASUA offices or at any ASUA sponsored event, excluding Elections Commission sponsored events.

4-4.06

Nominating petitions shall contain related Election Code sections located on the back of the petition, and shall require the original signature of the candidate being nominated as well as the circulator in the event the circulator is someone other than the candidate as a statement of understanding of the mentioned Election Code sections.

4-5.

SIGNATURE REQUIREMENTS

4-5.01

Any qualified voter is considered eligible to sign nominating petitions.

4-5.02

A qualified voter may sign only one (1) nominating petition for each Executive office and up to ten (10) such petitions for Senate seats. If a qualified voter signs more than the maximum number of nominating petitions allotted for a respective position, their name shall be struck out entirely on each nominating-petition for that specific race.

4-5.03

In a Special Election, a qualified voter may sign only one (1) petition per number of elected positions open. If a qualified voter signs more than the one (1) nominating petition, their name shall be struck out entirely on each nominating petition for that specific race.

4-5.04

To qualify to become a Primary Election candidate for the office of ASUA President, any eligible student shall submit the signatures of at least four hundred (400) qualified voters.

4-5.05

To qualify to become a Primary Election candidate for the office of ASUA Executive Vice President or ASUA Administrative Vice President, any eligible student shall submit the signatures of at least three hundred (300) qualified voters.

4-5.06

To qualify to become a Primary Election candidate for the office of ASUA Senate, any eligible student shall submit the signatures of at least two hundred (200) qualified voters.

4-5.07

To qualify to become a Special Election candidate shall submit the signatures of at least one hundred (100) qualified voters.

4-5.08

Reproduction of signatures and use of Student ID or CatCard information for fraudulent purposes on a nominating petition will result in disqualification.

4-6

WRITE-IN CANDIDATES

4-6.01

Every ballot shall contain one (1) blank space for every declared write-in candidate.

4-6.02

To qualify for the General Election and be placed on the ballot, a Primary Elections Write-In Candidate must receive no fewer than four hundred (400) votes for a Write-In Candidate for ASUA President; no fewer than three hundred (300) votes for a Write-In Candidate for ASUA Executive VP or Administrative VP, and no fewer than two hundred (200) votes for a Write-In Candidate for ASUA Senate. The Candidate must also receive enough votes to place within the top two (2) Candidates if he or she is running for an Executive Office or the top twenty (20) Candidates if he or she is running for an ASUA Senate office.

4-6.03

To qualify for the General Election and be placed on the ballot, a Primary Election Write-In Candidate shall also submit their petitions no later than 12 business days prior to the first day of the Primary Elections.

4-6.04

Write-In Candidates may begin campaigning 48 hours after they submit their petition, provided said candidate meets all requirements as set forth by this code.

4-6.05

The Elections Commission only upon request shall make write-In Packets available.

4-6.06

Write-In Candidates must adhere to all standards and provisions set forth for all candidates by the Elections Commission.

4-6.07

Write-In Candidate names shall not appear on the ballot, the only information pertaining to Write-In status found on the ballot shall be directions for voters, which will read:

If voting for a Write-In Candidate please type their first and last name in the space provided.

4-6.08

The Elections Commissioner shall be responsible for making every reasonable effort to ensure each write-in vote is properly interpreted and tabulated.

CHAPTER 5 – CAMPAIGN PROCEDURE

5-1.

CANDIDATE MEETINGS

5-1.01

All candidates must attend mandatory candidate meetings. Candidates may not send a representative in their place. Candidates not present will be disqualified if they are unable to show compelling circumstances to the Elections Commissioner.

5-1.02

The Elections Commissioner has the right to call candidate meetings giving candidates at least twenty-four (24) hours notice before such a meeting.

5-1.03

Candidates shall be held responsible for any and all information presented and/or distributed at candidate meetings or by memorandum.

5-2.

CANDIDATE MEMOS

5-2.01

Candidates are responsible for checking their email account for memos, sanctions, and other notifications, which the Elections Commission is to issue by noon each business day, including the first day of campaigning. Any notices will be effective at 5:00 PM on that day.

5-2.02

Candidates may request a hard copy of any relevant documents issued by the Elections Commission.

5-3.

CAMPAIGN CONDUCT

5-3.01

Campaigning shall not begin before the dates as established by the Elections Commissioner.

5-3.02

Campaigning at on-campus housing shall be in accordance with their current policy and this Code.

5-3.03

Off-campus campaigning is permitted provided the candidate or persons campaigning have the permission of the owner, operator, manager, or resident of the location, with the exception of any establishment that is age-restrictive at anytime.

5-3.04

No campaigning is allowed at any time in the ASUA offices.

5-3.05

No ASUA resources may be used for the purpose of influencing the election for and/or against any particular candidate.

5-3.06

No campaigning is allowed at any ASUA sponsored events not including Elections Commission sponsored events.

5-3.07

Campaigning that is disruptive in a classroom is strictly prohibited during class instruction.

5-3.08

Door-to-door solicitation by candidates and/or members of their campaign staff is prohibited.

5-3.09

Campaign materials shall not be placed under doors in on-campus housing.

5-3.10

During the dates of the Primary and General Elections, candidates shall not campaign within a seventy-five (75) feet radius of a polling station.

5-4.

COMPLAINT PROCESS AGAINST A CANDIDATE

5-4.01

Any complaints against a candidate shall be on an official complaint form provided by the Elections Commission and submitted to the ASUA Elections Commission during regular business hours no more than forty-eight (48) hours, after the alleged violation has occurred, not including weekends and/or official University of Arizona holidays.

5-4.02

Upon receipt of an official complaint, notice shall be given to all relevant parties within twenty-four (24) hours. The Elections Commission and/or other ASUA official will provide the name and contact information of the ASUA Clerk of the Court to the relevant parties.

5-4.03

Complaints will be treated with confidentiality pursuant to University policy, state and federal law.

CHAPTER 6

APPEAL PROCESS

6-1.01

A candidate has the right to appeal a decision of the Elections Commissioner in writing to the Elections Commission within (24) hours. After twenty-four (24) hours, not including weekends and official University of Arizona holidays, the candidate loses this right.

6-1.02

The Elections Commission shall render a decision within twenty-four (24) hours after review of the appeal.

6-1.03

A secondary appeal can be made to the ASUA Supreme Court by filing a complaint with the ASUA Clerk of the Court and shall be matters of public record. The names and contact information of the Clerk of the Court and their staff will be provided for and are available in the ASUA offices. This secondary appeal must be sent in writing within twenty-four (24) hours, not including weekends and official University of Arizona holidays, or the candidate loses this right.

6-1.04

The Supreme Court shall conduct formal procedures, referring to the Arizona Revised Statutes and state and federal Constitutions for all matters not specifically provided for in this Code or the ASUA Constitution. A copy of the Arizona Revised Statutes will be available at all times in the Elections cubicle.

6-1.05

During the appeal period, the candidate shall comply with the decisions of the Elections Commissioner, Elections Commission, and/or the Supreme Court until a decision has been made. However, the final decision of disqualification or interpretation of the Code is reserved for the Supreme Court.

CHAPTER 7 – CAMPAIGN FINANCES

7-1.

EXPENSE LIMITS

7-1.01

Candidates for ASUA President shall not exceed a campaign-spending limit of \$600.

7-1.02

Candidates for ASUA Executive Vice President and Administrative Vice President shall not exceed a campaign-spending limit of \$500.

7-1.03

Candidates for ASUA Senate shall not exceed a campaign-spending limit of \$400.

7-1.04

Special Election candidates shall not exceed a campaign-spending limit of \$250.

7-1.05

Candidates for any office shall not share expenses or resources with any other candidate.

7-2.

ACCOUNTING OF EXPENSES

7-2.01

Any and all campaign material and advertisements purchased by either a candidate and/or their staff for the purpose of campaigning shall be included in the expense limit and reported on the Expense Report.

7-2.02

Candidates shall be responsible for providing receipts or documents as approved by the Elections Commissioner for all campaign materials purchased for the purpose of campaigning.

7-2.03

Any and all taxes, fees, and/or charges assessed for campaign materials shall be included in the expense limit and reported on the Expense Report.

7-2.04

Candidates shall report on the Expense Report how and from where non-purchased goods and services (goods and services in possession prior to the election) were obtained but do not have to include such goods and services in the expense limit.

7-2.05

No candidate is allowed to obtain a discount and/or donation for materials, resources, tools, or services utilized in a campaign unless that same discount and/or donation is available to all candidates. All materials that are obtained at a discount and/or donation not available to all candidates must be declared at fair market value as defined by this Code.

7-2.06

Expense reports are due within (24) hours of the primary election's conclusion. Failure to turn this information in, may result in disqualification pending the Commissioner's discretion.

7-2.07

Expense reports are due within (24) hours of the general election's conclusion. Failure to turn this information in, may result in disqualification pending the Commissioner's discretion.

7-2.08

In the event a candidate exceeds the spending limit, he or she may be subject to disqualification pending the Election Commissioner's discretion.

7-3.

CONTRIBUTIONS

7-3.01

Each candidate may solicit or accept campaign contributions not to exceed \$200 per contributor, which shall be included in the expense limit and reported on the Expense Report.

7-3.02

Any individual, officially recognized University of Arizona club or organization, or other entity may directly or indirectly contribute to as many candidates as desired, so long as the contribution does not exceed \$200 per candidate.

7-3.03

Any officially recognized University of Arizona club or organization that contributes to a candidate shall not rely solely on ASUA funding, be directly affiliated with ASUA, or have those funds allocated on behalf of the University of Arizona.

7-3.04

Any and all materials and/or services provided by an officially recognized University of Arizona club or organization for the purpose of endorsing candidates shall be included in the Expense Report as a contribution and shall not exceed the total allowed per this Code.

7-3.05

It shall be the responsibility of a candidate to include in the expense limit and Report as contributions any funds contributed for the sole purpose of an ASUA election by a contributor.

7-4.

REPORTING OF EXPENSES

7-4.01

All Primary, write-in, and Special Election candidates are required to submit the Expense Report with all receipts or documents as approved by the Elections Commissioner listing expenses and contributions through the final hour of the Primary Election, no later than 5:00 PM on the day following that election. Candidates that fail to do so, that have moved onto the General Election, will be automatically disqualified.

7-4.02

All General Election candidates are required to submit the Expense Report with all receipts or documents as approved by the Elections Commissioner listing expenses and contributions throughout the election period, no later than 5:00 PM on the day following the General Election. Candidates elected but fail to do so will be disqualified.

7-4.03

All candidates must include a sworn statement attesting to the accuracy of the Expense Report. The candidate will be held accountable for all declared and undeclared campaign expenses.

7-4.04

The Elections Commissioner may request a candidate's updated Expense Report with receipts or documents as approved by the Elections Commissioner at anytime during the election period. The updated Expense Report with receipts and/or documents as approved by the Elections Commissioner, shall be submitted to the Elections Commissioner within twenty-four (24) hours of the request.

7-5.

CANDIDATE DISCLAIMER FORM

7-5.01

Candidates are required to sign a candidate disclaimer form at the Mandatory Candidates' Meeting. The text will be as follows:

I _____, candidate for the office of _____, have been provided with the 2004 Elections Code and have read the Code thoroughly. I understand all of the laws and regulations set forth in the Code and will abide by them throughout the campaign. I also fully understand the penalties for violations of set laws and regulations contained in the Code. I will train my staff in the Code and will be entirely responsible for their actions. I also realize that if I am elected, and violations are discovered post factor, I can be removed from office. I am also aware that any information that I, or my campaign, submit to the commission in the course of my campaign shall become public record. I was present at the Mandatory Candidates' Meeting on _____ and I agree that I am responsible for the information set forth in the meeting. I am signing this of my own free will and accept to abide by what I am signing.

CHAPTER 8 – CANDIDATE CAMPAIGN MATERIALS

8-1. DISPLAYS

8-1.01 Only one candidate's name may appear on any piece of campaign material as defined by this Code.

8-1.02

Posters shall not exceed 11" x 17".

8-1.03

There shall be no more than one (1) poster per candidate per approved bulletin board.

8-1.04

There shall be no more than one (1) poster per candidate per classroom.

8-1.05

Posters on any University of Arizona property shall be placed only on approved bulletin boards as defined by the Elections Commissioner. Candidates will be notified of subsequent changes.

8-1.06

Posters placed at on-campus housing must be approved in accordance with each house's current policy and this Code.

8-1.07

No poster shall obstruct another poster including non-campaign related materials.

8-1.08

No non-campaign related materials should be removed unless the date of the event has passed.

8-1.09

No posters shall be relocated or removed by anyone besides that candidate or a member of their campaign staff of whom the poster belongs to.

8-1.10

No posters shall be placed on light or power poles, traffic signal poles, traffic signs, bus stop shelters, benches, trees, trashcans, or other properties not designated within this Code.

8-1.11

No posters shall be placed at any University of Arizona computer lab.

8-1.12

Placards shall not exceed 24" x 36".

8-1.13

Placards shall remain in motion while being utilized, unless that placard is affixed to a candidate's property and that a candidate or their campaign staff is within the vicinity of the motionless placard.

8-1.14

Each candidate is permitted to utilize one (1) banner in accordance with the banner approval process as established by the Elections Commissioner.

8-1.15

Banners shall not exceed 36" x 144".

8-1.16

Banners shall only be displayed at locations and in the manner as approved and established by the Elections Commissioner and shall not be placed on any University of Arizona property.

8-1.17

Candidates must have approval of each type of display used in the campaign before utilized.

8-2.

ELECTRONIC RESOURCES

8-2.01

Electronic resources utilized for the purpose of campaigning by a candidate and/or a member of their campaign staff are subject to the scrutiny of the Elections Commissioner and bound by the rules and regulations of this Code.

8-2.02

Electronic resources hosted or maintained by the University of Arizona or on University of Arizona property shall be in compliance with University of Arizona policy.

8-2.03

Any and all websites, web pages, and/or profiles on online networking sites including, but not limited to Facebook and MySpace, utilized for the purpose of campaigning by a candidate and/or a member of their campaign staff shall be approved by the Elections Commissioner. Any change made to the aforementioned after initial approval does not require subsequent approval; however, the changes are subject to the rules and regulations of this Code.

8-2.04

Facebook/Social Media messages, email, text messages, and instant messages are allowed unless a student has requested to not be contacted to the Deputy Elections Commissioner.

8-2.05

A "Do Not Contact List" (see definition) shall be maintained by the Deputy Elections Commissioner. All candidates will be informed of students that have subscribed to this list.

8-2.06

Mass emails can only be sent through a personal email account. Any personal email account to be used for this purpose must be registered with the Elections Commissioner. The use of University Classlists and listservs are strictly prohibited. A link to the

“Do Not Contact List” shall be required at the bottom of these mass emails, through the use of a disclaimer written by the Elections Commissioner.

8-3.

OTHER CANDIDATE CAMPAIGN MATERIALS

8-3.01

No leafleting of vehicles on or off campus is permitted.

8-3.02

All mailing of campaign material must be addressed to a specific individual, including at least the recipient’s first name, and/or to specific clubs or organizations including at least the club or organization name, with postage paid.

8-3.03

No campaign materials are allowed within seventy-five (75) feet of an official polling station as established by the Elections Commission.

8-3.04

No campaign materials shall be placed at any University of Arizona computer lab.

8-3.05

There shall be no recognition of vendor sponsoring of campaign materials, except for vendors utilized by the Elections Commission.

8-3.06

There shall be no use of the ASUA and/or University of Arizona logos- such as the Block “A” Wilbur & Wilma or the official ASUA logo. These logos shall be prohibited on candidate campaign materials.

8-3.07

No campaign materials shall be posted or distributed until the official campaign period has begun.

8-3.08

No chalking is allowed.

8-4.

CANDIDATE CAMPAIGN MATERIAL REMOVAL RESPONSIBILITY

8-4.01

Candidates failing to advance to the General Election shall remove all campaign materials within forty-eight (48) hours after the results are announced. This includes electronic resources such as Facebook Groups.

8-4.02

All General Election candidates shall remove all campaign materials within one (1) hour after the General Election designated polling times conclude. The only exception to this is electronic resources such as Facebook Groups, which must be removed within 24 hours after the General Election designated polling times conclude.

8-5. DESTRUCTION OF CAMPAIGN & NON-CAMPAIGN MATERIALS

8-5.01 Malicious tampering of campaign and non-campaign material by any candidate and/or a member of their campaign staff as determined by the Elections Commissioner shall result in a warning, reduction of spending limit, loss of rights as a candidate, and/or disqualification.

8-6 POLLING STATIONS

8-6.01

University of Arizona organizations and clubs may request polling stations if approved by the Elections Commissioner. Approved polling stations shall display a badge confirming approval of the Elections Commissioner.

8-6.02

Each polling station shall only be run by members of the elections commission pending availability of commission staff to be present, as determined by the Commissioner. No candidates or candidate staff shall be within 75 feet of a polling station.

8-6.03

Each polling station shall be a neutral voting site.

8-6.04

Polling stations may be requested at on-campus residence halls by residence hall community directors.

CHAPTER 9- ENFORCEMENT PROCESS

9-1. ENFORCEMENT PROCESS

9-1.01

A warning shall be defined as any action not correctable in a 24-hour window. Two warnings pertaining to the same violation shall result in a strike.

9-1.02

A correction shall be defined as any action correctable within a 24-hour window. Failure to correct this violation within the 24-hour period shall result in a strike. Multiple correctable actions pertaining to the same violation shall not result in a strike, but will result in another 24-hour correction window.

9-1.03

Three strikes shall result in disqualification.

9-1.04

The Elections Commissioner must enforce the elections process only in the form of the three strike system, which may directly result in disqualification. Discretionary penalties may only be issued by the Commissioner in the event a situation is not specifically outlined by this code, and such penalties must follow the aforementioned system of enforcement.

9-1.05

The Elections Commissioner shall have the discretion to determine whether the warning or correction system of enforcement is being abused by a candidate. To address this concern, the commissioner shall have the discretion to waive a warning or opportunity for correction to directly issue a strike.

CHAPTER 10- DISQUALIFICATION OF ELECTED OFFICIAL

10-1. DISQUALIFICATION OF A CANDIDATE

10-1.01

If a candidate that is elected or more specifically has received enough votes to win a position (President, Executive and Administrative Vice President, or Senator) and is at any point disqualified, a special election set at a later date will occur for said position.

10-1.02

Established rules for a Special Election as mentioned in this code shall govern the Special Election.

CHAPTER 11 - GLOSSARY

11-1.01

ASUA sponsored events shall be defined as any event implemented by ASUA, or sponsored by ASUA through funds, marketing, or branding.

11-1.02

Campaigning shall be defined as, but not limited to any public action or communication including leafleting, posting campaign material, talking, yelling, scheduling of engagements, emails, conversations, using electronic resources and/or other activities interpreted in this Code, initiated by a candidate or a member of their campaign staff with the intention of soliciting votes.

11-1.03

Campaign material shall be defined as any paraphernalia attached to a candidate's name or that is distributed, produced, or posted with the intention of soliciting votes including but not limited to computers owned by a candidate or their campaign staff, posters, signs, leaflets, t-shirts, buttons, handbills, on-line profiles, groups, notes, and applications on networks like Facebook and MySpace or on personal websites.

11-1.04

Display shall be defined as posters, placards, banners, and/or any other printed material used to influence an election.

11-1.05

Disruptive shall be defined as any action that interferes with the normal business of classroom instruction.

11-1.06

Do Not Contact List shall be defined as a list of students who no longer want to be contacted by candidates which include text messages and social media. This shall serve as a warning under the enforcement system.

11-1.07

Door-to-door solicitation shall be defined as a canvass of on-campus housing for the purpose of obtaining signatures and/or campaigning.

11-1.08

Duration refers to the election period that begins on the first day of campaigning and continues through the closing of the polls for the General Election.

11-1.09

Election Commission and/or staff shall be defined as the Elections Commissioner and their appointed assistant(s).

11-1.10

The election period begins on the first day candidate packets are available and will continue though twenty-four (24) hours past the closing of the poll for the General Election.

11-1.11

Electronic resources shall be defined as online sources and tools including, but not limited to emails, websites, web pages, instant messaging services, text messages and profiles on online social media including but not limited to Facebook and MySpace.

11-1.12

Endorsement shall be defined as to express support or approval of, publicly and definitely.

11-1.13

Fair market value shall be defined as the cost of an item based on the average of three price estimates including tax, fees, and/or other charges under the discretion of the Elections Commissioner.

11-1.14

Gross shall be defined as deviation of established policy or practice.

11-1.15

Kiosks shall be defined as a small structure, often times with a light, with one or more open sides used as a newsstand.

11-1.16

Leafleting shall be defined as distributing large amounts of campaign material to one establishment (i.e. leaving a large amount of handbills in a department office or dropping handbills from the top of the Student Union).

11-1.17

Letter of Intent is the form available to students beginning on the first of November that signals an individual's intent to run for an elected position. Upon submission of this form, candidates will enter the research period where they may begin communicating with student organizations to create their platforms and to plan their campaign.

11-1.18

Low candidate turnout shall be defined as having two (2) or fewer candidates for each Executive office and twenty (20) or fewer candidates for Senate.

11-1.19

The Mall shall be defined as the lawn and sidewalk areas bordered by Park Avenue east of Old Main and Campbell Avenue between east and westbound University Boulevard.

11-1.20

Mass Email shall be defined as an email message addressed to more than one person.

11-1.21

May shall be defined as permissive.

11-1.22

Negligent shall be defined as a carelessly easy manner or not taking prudent care.

11-1.23

Neutral Voting Site shall be defined as a polling location that is operated by a member of the elections commission staff, and cannot have candidates or candidate staff within 75 feet of its physical location.

11-1.24

Obstruct shall be defined as the covering of any poster.

11-1.25

On-campus shall be defined as any property owned, operated, or recognized by the University as University affiliated property. This includes Greek houses within and outside of the Speedway-Campbell-Sixth Street-Euclid border.

11-1.26

Personal Email Account shall be defined as any email account other than a university email account ending in “arizona.edu.”

11-1.27

A polling station shall be defined as any voting location officially sponsored or approved by the Elections Commission.

11-1.28

Public shall be defined as any area under the jurisdiction of the City of Tucson and/or Pima County.

11-1.29

Research period is the period beginning once candidates submit their Letter of Intent and ending on the first day the designated campaign period begins.

11-1.30

Shall is defined as mandatory.

11-1.31

University building shall be defined as any building owned by the University of Arizona and/or operated by University of Arizona staff, faculty, or employees.

11-1.32

Unsolicited shall be defined as a message where the recipient is not clearly defined and therefore, the message was unsought by the recipient. This includes messages sent to a candidate’s social network group or listserv approved by their president or designee.

11-1.33

Violation shall be defined as an infringement of the rules.

11-1.34

Will shall be defined as conditions permitting.

