

**ASSOCIATED STUDENTS OF COLORADO STATE UNIVERSITY
FORTY-SIXTH SENATE
THIRTIETH SESSION
APRIL 19TH, 2017**

**BILL #4622
UPDATING THE ELECTIONS CODE**

SPONSORED BY: Jennifer Murray, Senator, College of Liberal Arts; Bayler Shubert, Associate Senator, Warner College of Natural Resources; Josh Silva, Controller; Yuval Rosenthal, Associate Senator, College of Liberal Arts; Bobbie Nathan, Director of Traditions and Programs; Isabel Brown, Senate Outreach Officer; Cole Wise, Director of Governmental Affairs

WRITTEN BY: Tyler Siri, Elections Committee Vice-Chair

COLLABORATED WITH: Sam Barthel, Elections Manager; Jason Huitt, LSC IT Coordinator; Pam Norris, Director of SLiCE; Daniela Pineda-Soracá, ASCSU President

ENDORSED BY: Connor Cheadle, Senator, College of Engineering

ABSTRACT: The ASCSU Elections Code needs to be updated to how elections are operated today and to address problems that arose throughout this year's election process.

WHEREAS

The Elections Code has become outdated over the years and needs to be updated; and,

WHEREAS

Rather than waiting until next year to make changes to the Elections Code, it makes more sense to make some immediate changes this year; and,

WHEREAS

The changes proposed in this bill were brought forward by the Elections Committee, advisors, supplemental rules, and the campaigns; so,

THEREFORE BE IT HEREBY ENACTED

That Article II, Section K, Clause 1 be amended to read as follows;

Passive Campaigning: Any campaign related use of Posters, Banners and Social Media.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article II Section S be added to read as follows;

Social Media: Websites and applications that enable users to create and share content or to participate in social networking.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article V, Section C be amended to read as follows;

The Elections Committee shall meet no less than twice a week during the Campaigning Period *and once per day during the voting period.* The Elections Manager is required to post a schedule of all regularly scheduled meetings of the committee no later than one week prior to Spring Break. All meetings of the Elections Committee shall be open to the public at all times.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article V, Section H, Clause f be amended to read as follows;

If the committee by majority vote finds that the defendant is guilty of the violation in question, the committee shall immediately enter discussion and debate on whether the violation was major or minor, and on the scale factor for the violation penalty, as per Article XI of this document. *If the fine for the violation is not specified by the Elections Code, the Elections Committee has the discretion to decide the if the violation is a major or minor offense. The fine will be decided by a majority vote of the Elections Committee, the method of which is to be determined by the Chair.*

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article V, Section L be added to read as follows;

The purpose of the Elections Committee is to facilitate the elections process, watch for violations by campaigns, and decide on violations brought forward to the Committee.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article VII, Section C be amended to read as follows;

Write-in candidates will be eligible to run for office if they: file a Declaration of Candidacy with

the Elections Manager *by the last day of the voting period*; attend a one-on-one election orientation session with the Elections Manager before the end of the voting period; meet the eligibility requirements stated in Article VII, Section 703 of the ASCSU Constitution; and submit all required campaign finance related materials to the Elections Manager by noon on the last day of voting.

;and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article VII, Section D be removed; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article VIII, Section A be amended to read as follows;

All candidates will be required to submit a detailed Donation and Expenditure report of all materials used for campaign purposes to the Elections Committee by 3:00PM on each Monday and Friday of the Campaigning Period. This report should include copies of all receipts and invoices. A final and complete report must be submitted no later than *12:00PM* on the final day of the Voting Period. The Elections Committee may request report submissions from a specific candidate or campaign at any time and/or on a more frequent basis.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article VIII, Section C be added to read as follows, and that the following clauses be renumbered after the passage of this bill to reflect the addition;

All invoices must be verified to be from a legitimate source; it is the duty of the respective campaign to verify the sources legitimacy. Determination of the sources legitimacy is within the prerogative of the Elections Manager, and any illegitimate invoice constitutes a major violation.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article VIII, Section D be added to read as follows, and that the following clauses be renumbered after the passage of this bill to reflect the addition;

Any group that campaigns for a ticket will be considered as part of the campaign, and therefore any items that they use for campaigning must be declared on that campaign's D&E report, and any violations committed by the group will be applied to the campaign.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article VIII, Section H read as follows, and that the following clauses be renumbered after the passage of this bill to reflect the addition;

Fair market value of events shall be determined by the Elections Committee based on the market value of compensation of ALL performances or appearances made by the individual or group at any location within the last nine months. Documentation of performances must be submitted to the elections manager 72 hours prior to scheduled appearance for verification purposes. Burden is on candidate to provide appropriate documentation to prove the past compensation of the individual or group in order to create the nine-month average.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article IX, Section E be added to read as follows, and the following clauses be renumbered after the passage of this bill to reflect the addition;

Student groups, such as club sports, are permitted to endorse a campaign if they wish.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article IX, Section J be added to read as follows, and the following clauses be renumbered after the passage of this bill to reflect the addition;

Campaigning within the Student Recreation Center and Morgan Library shall be prohibited. Any campaigning within these buildings constitutes a major violation.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article IX, Section K be added to read as follows, and the following clauses be renumbered after the passage of this bill to reflect the addition;

Campaigns may speak to student organizations in the Behavioral Sciences Building (BSB), Student Recreation Center, Morgan Library and the Lory Student Center (LSC) if the private meeting was arranged beforehand and no campaigning materials are left in the building.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article IX, Section M be added to read as follows, and that the following clauses be renumbered after the passage of this bill to reflect the addition;

Campaigns shall be prohibited from sending direct private messages to individuals without the express consent of that individual or administrator of the group. Any violation of this rule shall be considered to be a major violation.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article IX, Section N be amended to read as follows;

Candidates and campaigns shall be permitted to chalk only within the east plaza of the Lory Student Center. Chalking anywhere other than the permitted zone will be considered a minor violation.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article IX, Section Q be added to read as follows, and the following clauses be renumbered after the passage of this bill to reflect the addition;

Campaigns shall be prohibited from rewarding students who have voted for them.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article XI, Section C read as follows;

All fines levied against candidates and campaigns by the Elections Committee shall be counted on that candidate or campaign's next Donation and Expenditure report form.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article XI, Section C be added to read as follows, and that the following clauses be renumbered after the passage of this bill to reflect the addition;

Reports of violations of the Elections Code must be given to the Elections Manager 3 hours prior an Elections Committee meeting during the non-voting period and 1 hour prior to an Elections Committee meeting during the voting period to be heard in that Committee meeting.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article XI, Section D be removed; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That Article XI, Section E be amended to read as follows;

Minor offenses shall count as \$10.00 toward the spending limit. Major offenses shall count as \$35.00 toward the spending limit. The Elections Committee shall have the ability to multiply the fine by a factor of 2, 3, 4, or 5, depending on the degree of severity of the offense.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

That a new Article XI, Section I be added to read as follows;

All decisions made by the Elections Committee on penalties shall be final barring appeal, and therefore the same violation cannot be heard more than once.

; and,

THEREFORE BE IT HEREBY FURTHER ENACTED

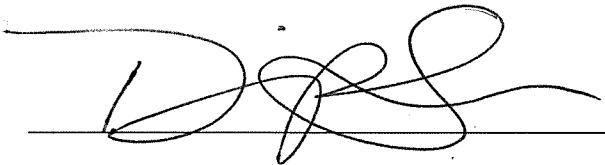
That a copy of this legislation be forwarded to Daniela Pineda-Soraca, President of ASCSU; Mike Lensky, Vice President of ASCSU; Jacob Stein, Chief Justice of ASCSU; Pam Norris, Director of SLiCE; Jason Huitt, LSC IT Coordinator; Zachary Vaishampayan, ASCSU Parliamentarian

27-0-0

04/26/2017

PASSAGE

DATE



5/3/17

PRESIDENT DANIELA PINEDA-SORACA

DATE

TAGS: Elections Code