



## ELECTIONS



### **2018-2019 Elections Code**

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**Article 1 Defined Terms**

Section 1

**ASUA Resource(s)** will be defined as any and all materials, physical or otherwise that are currently being

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used in the day-to-day operations of ASUA and its members. This includes, but is not limited to, the office space itself.

### Section 2

**ASUA Sponsored Events** will be defined as any event implemented by ASUA, or sponsored by ASUA through funds, marketing, or branding.

### Section 3

**At-Large Candidate(s)** will be defined as candidates that are running for an at-large senate seat, not tied to or representing any specific college.

### Section 4

**Business Hours** will be defined as Monday-Thursday 9AM-6PM and Fridays 9AM-5PM.

### Section 5

**Campaigning** will be defined as, but not limited to any public action or communication including leafleting, posting Campaign Material, verbal communication, 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.

### Section 6

**Campaign Material** will 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 social networks-or on personal websites.

### Section 7

**Candidate Form** will be defined as the Google Form given to aspiring candidates prior to the candidate deadline. For candidates seeking ASUA Executive positions that includes the candidate folder and items such as petition sheets and a candidate eligibility form.

### Section 8

**Cc** will be defined as the "carbon copy" function within email that sends an exact copy of the email to the specified recipient such as ASUA Elections.

### Section 9

**Classroom** will be defined as a room of Class Instruction, lecture, or ongoing education by a faculty or staff member of the University of Arizona. This includes auditoriums.

### Section 10

**Class Instruction** will be defined as any schedules or unscheduled lecture, lab, discussion or academic event held on University of Arizona campus or property.

### Section 11

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

### Section 12

**Disqualify or /Disqualification** will be defined as temporary suspension from ASUA Elections, pending the final decision/ruling of the ASUA Supreme Court on the matter.

### Section 13

**Do Not Contact List** will be defined as a list of students who no longer want to be contacted by

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candidates which include text messages and social media. The Do Not Contact List will be maintained by the Elections Commission and will be continuously be made available to all candidates. Contacting members of this list more than 12 hours after their addition to the list will result in a violation point.

### Section 14

**Door-to-Door Solicitation** will be defined as a canvass of on-campus housing, libraries and school offices for the purpose of obtaining signatures and/or Campaigning using your laptops, tablets, and/or cellphones.

### Section 15

**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.

### Section 16

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

### Section 17

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

### Section 18

**Elections Results Day** will be defined that date chosen by the Elections Commissioner after Primary or General Elections voting closes in which the results of the Primary or General Elections are Announced.

### Section 19

**Electronic Resources** will 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.

### Section 20

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

### Section 21

**Fair Market Value** will 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.

### Section 22

**Fraudulent purposes** will be defined as deliberate deception for unfair or unlawful gain.

### Section 23

**General Elections** will be defined as the period in which voting opens for General Election to when voting closes on the next day.

### Section 24

**General Election(s) Results Show** will be defined as the date chosen by the Elections Commissioner after the General Election is over where the results of the election are publically announced at an event held by ASUA elections.

### Section 25

**Gross** will be defined as deviation of established policy or practice.

### Section 26

**Leafleting** will be defined as distributing large amounts of Campaign Material to one establishment (i.e.

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leaving a large amount of handbills in a department office or dropping handbills from the top of the Student Union).

### Section 27

**Listserv** will be defined as any grouping of email addresses created for the use of a single message to be sent out to all addresses at once. This includes, but is not limited to, those employed by the University of Arizona.

### Section 28

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

### Section 29

**The Mall** will 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.

### Section 30

**Malicious tampering** will be defined as modification with ill intent.

### Section 31

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

### Section 32

**May** will be defined as permissive.

### Section 33

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

### Section 34

**Neutral Voting Site** will 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.

### Section 35

**Obstruct** will be defined as the covering of any poster.

### Section 36

**Official Complaint Form** will be defined as the official complaint form through the Google Forms located on the ASUA Elections website.

### Section 37

**On-Campus** will 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. This also includes the Eller College of Management and the university Rec Center.

### Section 38

**Personal Email Account** will be defined as any email account other than a university email account ending in "arizona.edu."

### Section 39

A **Polling Station** will be defined as any voting location officially sponsored or approved by the Elections Commission.

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### Section 40

**Pre-Candidacy** is the period beginning at the end of the previous year's General Election Results Show and ending on the first day the designated campaign period begins.

### Section 41

**Pre- Majors** will be defined as students at the University of Arizona not yet taking/enrolled in upper division courses within a college that requires application/classification as an established major without pre-requisite classes.

### Section 42

**Primary Elections** will be defined as the period in which voting opens for the Primary Election to when voting closes on the next day.

### Section 43

**Primary Elections Results Show** will be defined as the day after the Primary Election is over where the results of the election are publically announced at an event held by ASUA elections.

### Section 44

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

### Section 45

**Will** is defined as conditions permitting.

### Section 46

**Slate** will be defined as two or more candidates Campaigning, sharing resources and or making an outward appearance of running as a ticket.

A **slate** is a group of candidates that run in multi-seat or multi-position elections on a common platform.

### Section 47

**Social Media** will be defined as forms of electronic communication (as websites for social networking and microblogging) through which users create online community to share information, ideas, personal messages and other content (as videos).

### Section 48

**Staff or /Campaign Staff** will be defined as all persons distributing or promoting physical Campaign Material for a candidate.

### Section 49

A **ticket** refers to a single election choice which fills more than one office or seat.

### Section 50

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

### Section 51

**University of Arizona Email Account** will be defined as any email used that is provided by the University of Arizona and or ends in "@email.arizona.edu."

### Section 52

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**Unsolicited** will 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.

### Section 53

**Violation** will be defined as an infringement of the rules

### Section 54

**Violation Point** will be defined as a point levied on a Candidate by the Elections Commissioner due to violation as stated in Article IX Enforcement Procedures.

### Section 58

A **Dual degree** student is a student who is seeking to graduate in majors with two different degree types.

### Section 59

A **Double major** is a student with two majors in the same type of degree.

## Article II General Provisions

### Section 1 Appointments

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

### Section 2 Powers

- A. The Elections Commissioner may delegate to the Elections Commission any power granted to them under this Code. Any grant of power under this section must be evidenced in writing.
- B. The Elections Commissioner and the Deputy Elections Commissioner will have all powers that



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are necessary and proper to execute the provisions of this Code.

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

### Section 3 Office Hours

The Elections Commissioner and Deputy Elections Commissioner will set, and observe as posted office hours for answering questions and performing the duties required by their job respective roles.

### Section 4 Impartiality

The Elections Commissioner, the Deputy Elections Commissioner, or any member of the Elections Commission, will not be affiliated with, endorse, oppose any Candidate. A violation of this section will result in immediate termination.

### Section 5 Advisory Opinions

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 forty-eight (48) hours of the candidate's request. The opinion is binding between the Commission and the Candidates, but not between either party and the ASUA Supreme Court.

### Section 6 Elections Oversight

During their term, the Elections Commissioner will oversee the election of all elected ASUA officials, including any Special Elections held during their term.

### Section 7 Discretionary Findings

The Elections Commissioner will have discretion to make a finding of a violation of this Code. Upon a finding of a violation, the Elections Commissioner may impose penalties including, but not limited to: warnings, the restriction or loss of campaign rights, Disqualification.

### Section 8 Authorization for Recalls, Initiatives, & Referenda

The Elections Commissioner will devise and, with the approval of the ASUA Senate, implement a procedures for executing Recalls, Initiatives, and Referenda as provided for in the ASUA Constitution.

### Section 9 Duties and Responsibilities of the Elections Commission Staff

The Elections Commission staff will assist in executing the provision of the Elections Code.

### Section 10 Grounds for Dismissal of Elections Commission Staff

The Elections Commission staff serve at the pleasure of the Elections Commissioner. A staff member who engages in conduct unbecoming of a staff member, including failing to attend meetings or events without reason or warning may be dismissed from the Elections Commission

### Section 11 Complaint process against the Elections Commission

Complaints against the Elections Commission staff, Deputy Elections Commissioner, and/or Elections Commissioner must be emailed to the ASUA Clerk as an advisory opinion to the ASUA Supreme Court.

### Section 12 Notice of Complainant

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- A. Notice of a complaint and the time, date, and location of any subsequent hearings will 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.
- B. Elections Commission may report an incident to the Elections Commissioner, the Elections Commissioner shall also have the right to levy a violation. The Elections Commissioner must, however, properly document an incident where a violation was levied without an official complaint form. The candidate has the right to appeal, pursuant to procedures outlined in this code.

### Section 14 Reference Documents

- A. 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, or Bylaws.
- B. The Elections Commissioner will issue all initial decisions regarding Elections Code violations in accordance with Article IX Enforcement Procedures in this Code.

### Section 15 Amendment process for Elections Code

- A. The Elections Committee will approve any elections amendments that do not originate from the Elections Commission.
- B. The Elections Commissioner will select a committee consisting of the Commissioner, the Deputy Elections Commissioner, the President, four Senators and any other relevant members to the process at the discretion of the Commissioner, which will be responsible for overseeing and recommending revisions to the Elections Code, to be ultimately voted upon for official use by the ASUA Legislative Branch.
- C. A unanimous decision will come from the Elections Committee, to approve an amendment to be presented to ASUA Senate.
- D. Any amendment to be approved for presentation to ASUA Senate must meet the following criteria
  - I. The original and new language must be written
  - II. Must have been submitted to the ASUA Elections Commission student attorney for any possible violations to the ASUA Constitution and or any governmental rights prior to committee approval
  - III. Must ensure that amendment does not affect any other sections of the Elections Code.
  - IV. Explain the implications of what the amendment does to help improve the smooth running of the elections

### Section 16 Authorized ASUA Constitutional

Recall, Initiative, and Referenda authorized under the ASUA Constitution will be governed by this Code and administered through procedure established by the Elections Commissioner

## Article III Elections Procedures

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### Section 1 Procedure for Setting Elections Dates & Approving Elections Code

The Primary and General Election dates shall be set by the Elections Commissioner with the approval of the Senate. The ASUA Elections Code must be approved by Senate every new election cycle. Pursuant to the ASUA Constitution, these dates and Elections Code shall be approved no later than the end of the semester prior to the election. The Elections dates shall be published and posted in the Elections cubicle, The Daily Wildcat, the area outside of ASUA and in the ASUA involvement newsletter.

### Section 2 Conditions Requiring a Primary Election

The Elections Commission is required to hold a primary when there are more than two (2) candidates for an executive position, or thirty-two (32) candidates for the sixteen (16) senate seats. 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.

### Section 3 Voting Ballots

- A. Official ballots will 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.
- B. Candidates' names will appear on the ballot according to random selection and as carried out by means under the discretion of the Elections Commissioner.
- C. In the Primary Election, voters may cast one (1) vote for each Executive Officer and up to four (4) total votes for Senatorial offices. Voters will vote for up to three (3) Student Body Senators and one (1) senator from within the voter's respective college. Ballots containing more than the maximum number of votes for an office will be voided for that office.
- D. Official ballots will be available through the University of Arizona via a university approved online voting system, but can also be administered by through other methods deemed necessary by the Elections Commissioner as to accommodate all voters when the online option is unavailable.
- E. Candidates' names will appear on the ballot according to random selection and as carried out by means under the discretion of the Elections Commissioner.

### Section 4 Advancement to General Election

- A. Only two (2) candidates for each Executive office, six (6) Student Body Senatorial candidates, and thirty two (32) candidates for college- specific senatorial office receiving the highest number of votes from the Primary Election will advance to the General Election ballot. In case of a tie for a particular office, all candidates will advance to the General Election ballot. If no Primary Election occurred, all candidates for that particular office will advance to the General Election ballot. Ballots containing more than the maximum number of votes for an office will be voided for that office.
- B. The available number of at-large senatorial candidates, to qualify for the general ballot, are

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contingent on twice the amount of vacant college-specific seats by the submission deadline for candidate packets.

- C. Space(s) for write-in candidates will be made available only on Primary Elections Ballot.

### Section 5 Tabulation

- A. 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.
- B. Tabulation of official ballots for all elections will be done electronically through the use of software approved by the University of Arizona University Information Technology Systems (UITS) office. The ASUA Senate must approve all persons present at the tabulation.
- C. 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 will be entered in the correct position and written with every reasonable effort to ensure each write-in vote is properly interpreted at the discretion of the Elections Commissioner.
- D. In the event the tabulation results in a tie, a runoff election will be held the day following the last Election Day in which regularly scheduled classes are held between the candidates that tied.

### Section 6 Certification & Ratification of Results

- A. The results of any election will be certified on the next business day after the closing of the ballots election by the Elections Commissioner and the ASUA Executive overseeing Elections, and will be ratified by the ASUA Senate within two weeks.
- B. Should there be a vacancy for a college-specific seat after the General Election Results Show has concluded, this vacancy will be filled pursuant to the ASUA Senate Bylaws and ASUA Elections Code Article XIV ASUA Senate Vacancy Procedure.

### Section 7 Referenda Procedure

- A. Referenda must abide by the current ASUA Elections Code.
- B. Referenda will not appear on the Primary Elections ballot, only the General Elections ballot.
- C. Referenda will have three (3) weeks to get the amount of signatures required, which will be at least five percent of the general electorate.
- D. .A referendum will pass if it gains a majority of votes cast in the General Election.
- E. The referendum expense limit will be \$500.
- F. Referenda must provide an expense report, including all personal and third party receipts and contributions on the date assigned by the Elections Commissioner, which will coincide with all General Elections Candidates.

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**Article IV Qualification of Voters**

Section 1 Voter Requirements

- A. Any and all currently enrolled and registered University of Arizona students will be considered qualified voters.
- B. To be allowed to vote, a qualified voter must have paid all fees and tuition by the election date.
- C. Qualified voters will 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.
- D. For senatorial candidates, qualified voters will vote for one (1) candidate running within their respective college and up to three (3) votes for Student Body Senatorial candidates. Qualified voters with more than one declared major will select one (1) college of which they are a part of and vote for one (1) candidate running within that college. Ballots containing more than the maximum number of votes for an office will be voided for that office.

**Article V Candidacy & Candidate Information**

Section 1 Candidate Requirements

- A. A student desiring to become a candidate will meet the requirements as set forth by this Code.
- B. A student desiring to become a candidate must be either an undergraduate student who has completed at least six (6) 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.
- C. In addition, undergraduate students desiring to become a candidate must currently be enrolled in at least six (6) units and graduate students desiring to become a candidate must currently be enrolled in at least three (3) units at the University of Arizona.
- D. 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).
- E. A candidate is responsible for verifying their own academic status and must have the required units at the Candidate Form deadline.
- F. At the Candidate Form deadline, the Elections Commissioner will verify candidate eligibility and if at that time, a candidate is deemed not in compliance, the candidate will be deemed ineligible from the election process.

Section 2 Prospective Candidacy

- A. During the Pre-Candidacy period, communication is limited exclusively verbal and email correspondence. Direct listserv correspondence on any and all ASUA listservs is prohibited.

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- B. All verbal communication by potential candidates during the “Pre-Candidacy period” regarding any matter of the ASUA Elections must be done individually.
- C. During the Pre-Candidacy period, candidates are prohibited from asking for support or endorsement from campus organizations.
- D. Pre-Candidates are prohibited from creating, using, or distributing Campaign Materials until the Campaign Period officially begins on the date specified by the Elections Commissioner. This includes but is not limited to: slogans, printed materials, posters, chalk, shirts, Facebook, Twitter, Snapchat or any other social networking tools, etc.
- E. Candidates violating rules and regulations set forth in this Code may be penalized upon candidacy.

### Section 3 Candidate Registration

- A. A student desiring to become a Primary Election or Special Election candidate must complete a Candidate Form by the deadline set forth by the Elections Commission. Write-In Candidates must abide by the Write-In process set forth in this Code.
- B. An official Candidate Form contains a candidate consent form, academic eligibility form, and a full copy of the elections Code. All prospective candidates will be provided with at least these materials and must return all completed materials by the specified form deadline.
- C. The deadline for Candidate Form submission will be extended by a week 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.

### Section 4 Nominating Petitions

- A. Availability and due dates of Nominating Petitions will be set by the Elections Commissioner no later than the end of the semester prior to the election. These dates will be made available by the Elections Commission upon approval of the Elections Dates by the ASUA Senate.
- B. Only those Nominating Petitions issued by the Elections Commission are valid.
- C. The Elections Commission will issue only a max 5 of extra nominating petitions to presidential, EVP and AVP.
- D. The Elections Commission will issue only a max 3 of extra nominating petitions to Student Body Senatorial Candidates.
- E. The Elections Commission will issue only a max 2 of extra nominating petitions to College Specific Senatorial Candidates.

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- F. Only those names that appear in the provided spaces on the executive nomination petitions issued to the Candidate are valid.
- G. Nominating Petitions will not be circulated in a Classroom before, or during Class Instruction.
- H. Petitions may be circulated in student services departments, cultural centers and University of Arizona recognized greek houses at the discretion of the department head, center director or chapter president. If a department head, cultural center director or chapter president of a fraternity/sorority allows petitions being circulated in their spaces, they must allow equal access and petition signing opportunities to all candidates running for an ASUA elected position.
- I. Nominating Petitions will contain related Election Code sections located on the back of the petition, and will 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.

**Section 5 Signature Requirements**

- A. Any qualified voter is considered eligible to sign nominating petitions.
- B. A qualified voter may sign only one (1) nominating petition for each Executive office. If a qualified voter signs more than the maximum number of nominating petitions allotted for a respective position, their name will be struck out entirely on each nominating petition for that specific race.
- C. 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 will be struck out entirely on each nominating petition for that specific race.
- D. To qualify to become a Primary Election candidate for the office of ASUA President, any eligible student will submit the signatures of at least one-hundred (100) qualified voters.
- E. To qualify to become a Primary Election Candidate for the office of ASUA Executive Vice President or ASUA Administrative Vice President, any eligible student will submit the signatures of at least seventy-five (75) qualified voters.
- F. To qualify to become a Primary Elections Candidate for ASUA College Specific Senator, any eligible student will submit the signatures of at least twenty-five (25) qualified voters belonging to the college the eligible student is seeking to represent.
- G. To qualify to become a Primary Elections Candidate for ASUA Student Body Senator, any eligible student will submit the signatures of at least fifty (50) qualified voters.
- H. For any executive positions open during a special election, potential Candidates will follow what is stated in Article V Candidacy & Candidate Information- Section 5-subsections D-G.

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- I. For any senatorial positions open during a special elections, potential Candidates will not be required to submit any signatures.
- J. Reproduction of signatures and use of Student ID or CatCard information for fraudulent purposes on a nominating petition will result in disqualification.

**Section 6 Write-In Candidates**

- A. Any student who fails to submit a correctly completed Candidate Form prior to the specified deadline will have the opportunity to become a candidate in the general election by becoming a write-in candidate during the primary election and receiving the necessary amount of votes as outlined in this Code.
- B. A space for Write-In Candidates for each office will be provided on the Primary Election Ballot. Should a Write-In Candidate advance to the General Election pursuant to Section 4-5.04 of this Code, the candidate must submit all relevant materials to the Elections Commissioner within 48 hours after the start of the Primary Elections Results Show. These materials include all materials provided in the Candidate Form. Should a Primary Election not take place due to circumstances outlined in this Code, a space for Write-In Candidates will be provided on the General Election Ballot. In this instance, all relevant materials must be submitted within 48 hours after of the General Election. Failure to comply will result in ineligibility for candidacy.
- C. A space will be provided for senatorial Write-In Candidates on the Primary Election Ballot for each available senatorial seat. If in this space there is no college specification pertinent to the candidate provided, the write-in vote will be considered a vote for an at-large senate seat.
- D. To qualify for the General Election and be placed on the ballot, a Primary Elections Write-In Candidate must receive no fewer than six hundred (600) votes for a Write-In Candidate for ASUA President; no fewer than four hundred (400) votes for a Write-In Candidate for ASUA Executive Vice President or Administrative Vice President, and no fewer than one hundred and fifty (150) 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 six (6) Candidates if they are running for an At-Large Senate position. College-specific senate seats only need to be placed within the top two candidates for their specific-college primary to be placed on the General Ballot.
- E. Write-In Candidates must adhere to all standards and provisions set forth for all candidates as outlined in this Code. This includes, but is not limited to expense limits for office sought and the ability to campaign only after the campaign period has begun. Failure to do so will result in diminished campaign abilities as determined by the Elections Commissioner. This includes but is not limited to issuance of violation points and reduction in expense limits.
- F. Write-In Candidate names will not appear on the ballot, the only information pertaining to Write-In status found on the ballot will be directions for voters, which will read:  

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



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*provided.*

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

### Section 7 Double major, Undeclared major, and “pre”-major Candidates & Voter

- A. All double major/undeclared major candidates wishing to run for a specific college must abide by the rules and regulations set forth in the ASUA Constitution regarding college-specific senatorial seats.
- B. Aspiring senatorial candidates with more than one declared major, with more than one semester as a declared major and three (3) or more units of relevant coursework completed in all majors carried, must select one college to run for.
- C. Qualified voters with more than one declared major, with more than one semester in all majors carried, may vote for all colleges for which the qualified voter is a part of when selecting a vote for a college-specific senatorial seat(s). Any qualified voter may still vote for up to three (3) At-Large senatorial candidates.
- D. Candidates with an undeclared major or less than one semester taken in a declared major must either run as at-large senate candidates or as a representative of the College of Letters, Arts, and Sciences, in which undeclared majors are included.
- E. Qualified voters with an undeclared major or less than one semester taken in a declared major wishing to vote for college-specific senate candidates must either vote only for at-large senate candidates and or for a college-specific candidate of the College of Letters, Arts, and Sciences, in which undeclared majors are included.
- F. Pre- Majors, such as Pre-Business and Pre-Pharmacy Majors, are not eligible for candidacy for the college-specific seat in their respective college.
- G. Qualified voters in a Pre- Major may cast a vote for their respective aspired college, as well as three (3) At-Large Candidate votes.

## Article VI Campaign Procedure

### Section 1 Candidate Meeting

- A. All candidates must attend mandatory candidate meetings. Candidates may not send a representative in their place. Candidates not present will be disqualified unless they are able to provide compelling circumstances to the Elections Commissioner
- B. Prior to the campaign period beginning, there will be at least one official meeting with the candidates. This meeting will cover campaign procedure, policies, and appropriate conduct for the Election.

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- C. The Elections Commissioner has the right to call candidate meetings, as long as they give candidates at least twenty-four (24) hours' notice before such a meeting.
- D. Candidates will be held responsible for any and all information presented and/or distributed at candidate meetings or by memorandum.
- E. 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.
- F. Candidates may request a hard copy of any relevant documents issued by the Elections Commission.
- G. 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 2019 ASUA 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 Ex post facto, I can be removed from office. I acknowledged that this Code provides me with a limited privilege of confidentiality. I hereby acknowledge that I permanently waive this privilege if I release any information about a complaint to the public or appeal the Elections Commission's decision regarding a complaint. I am also aware that any information that I, or my campaign, submit to the commission in the course of my campaign will 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.*

**Section 2 Candidate Misconduct**

- A. Verbal or physical harassment or intimidation of other Candidates or members of their campaign staff will not be tolerated. Such behavior will result in a violation point or automatic disqualification and referral to the Dean of Students office for a potential Code of conduct violation pursuant of letter F (Prohibited Conduct) of the Student Code of Conduct.
- B. Defamation and Slander Prohibited
  - 1. No Candidate will knowingly or in reckless disregard of the truth make false statements about another candidate. Examples of prohibited statements, (both written and oral,) include, but are not limited to, false statements about another candidate's:
    - i. physical, emotional, or mental well-being;
    - ii. nationality, race, religion, sexual orientation, or gender identity;
    - iii. engagement in criminal conduct or other conduct prohibited under this Code or the Student Code of Conduct;

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- iv. academic, extracurricular, or professional accomplishments (or the lack thereof).

C. A candidate who violates this section is subject to immediate disqualification.

**Section 3 Campaigning Conduct**

- A. Campaigning will not begin before the dates as established by the Elections Commissioner.
- B. Campaigning at on-campus housing will be in accordance with their current policy and this Code. Failure to have proper authority to campaign at on-campus housing creates a safety issue, is considered trespassing, and will result in police notification.
- C. No Candidate will use ASUA Resources for the purpose of influencing the election for and/or against any particular candidate.
- D. Candidates or members of their campaign staff cannot utilize electronic devices in their possession for the purpose of soliciting votes.
- E. Campaign Materials will not be placed under doors in on-campus housing.
- F. Candidate may conduct Off-campus Campaigning under the following conditions:
  - a. Where the permissibility of a Candidate's off-campus Campaigning is in question, the Candidate will produce written evidence, from a party authorized to provide it, showing that the Candidate was permitted to conduct off-campus Campaigning at the location in question.
  - b. A Candidate satisfies subsection (a) where, after a reasonable and good-faith attempt, the candidate is unable to secure the evidence required under subsection (a).
  - c. Candidates will not conduct off-campus Campaigning in any establishment that, during the period in which they are campaign , places age restrictions on its patrons.
  - d. This section will not be construed to prohibit a candidate from conducting off-campus Campaigning in any area where consent or authorization is not required for political speech.
- G. No Campaigning is allowed at any ASUA Sponsored Events not including Elections Commission sponsored events.
- H. Campaigning in student services departments, cultural centers and University of Arizona recognized greek houses is allowed at the discretion of the department head, center director or chapter president. If a department head, cultural center director or chapter president of a fraternity/sorority allows Campaigning, they must allow equal access and Campaigning opportunities to all candidates running for an ASUA elected position
- I. Campaigning in a Classroom is strictly prohibited.
- J. No Candidate and or members of the candidate's campaign staff will conduct door-to-door solicitation. This includes, but is not limited to: the use of laptops, tablets or cellular phones.

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- K. There will be no Campaigning by any candidate and/or their staff in any University of Arizona libraries, computer labs, or study rooms.
- L. Candidates will not run on the same slate.
- M. ASUA Elections will not recognize any Candidate slates that are created during the election cycle they are seeking office.
- N. ASUA Elections will not present Candidates as a ticket on the Primary and General Elections Voting Ballot.
- O. ASUA Elections will present Candidates as individuals seeking their respective office.

**Section 4 Polling Stations**

- A. During the dates of the Primary and General Elections, candidates will not campaign within a seventy-five (75) feet radius of a polling station.
- B. Candidates will be notified by the Elections Commissioner of polling station locations 24 hours before the start of Primary and General Elections.
- C. University of Arizona organizations and clubs may request polling stations if approved by the Elections Commissioner. Approved polling stations will Display a badge confirming approval of the Elections Commissioner.
- D. If an organization has an approved endorsement for a Candidate, they will be ineligible to receive approval for a polling station.
- E. Each polling station will only be run by members of the elections commission pending availability of commission staff to be present, as determined by the Commissioner.
- F. Election Commission members will show impartiality to any Candidates during the time periods they are present at the polling stations.
- G. Elections Commission members will provide the platforms for each Candidate for voters to make an educated vote.
- H. No candidates or candidate staff will be within 75 feet of a polling station.
- I. Each polling station will be a neutral voting site.
- J. Polling stations may be requested at on-campus residence halls by residence hall community directors.

**Article VII Endorsement Procedures**

## Approved by The ASUA Senate 01/16/2019

### Section 1 Endorsement Requirements

- A. Academic colleges and academic departments at the University of Arizona may send information about candidates through electronic listservs and social media, but the information must be about all candidates running for elected office as Executives, all Student Body Senators and for all senators running for seats within their college, and not for any specific individual candidate or group of candidates.
- B. No University of Arizona faculty, staff member, non-student employee, Academic college, Academic department, or any other university department may endorse any candidate or group of candidates.
- C. No Division 1 athletic team and spirit squad may endorse any candidate or group of candidates collectively as a team or spirit squad.
- D. Currently elected ASUA officials who are not running for a position may support or endorse a candidate. Currently elected ASUA officials may use their titles in ASUA to leverage support. Social media may be used by currently elected ASUA officials to leverage support. Currently elected officials will not, under any circumstances, serve as a campaign manager for any candidate. Any currently elected ASUA official who chooses to support a candidate may not serve on the elections commission and may not participate as a moderator at any elections events or announcements.
- E. In order for an organization and or candidate to publicly and officially announce endorsement, the candidate must submit an endorsement form for approval and wait to announce until confirmation from endorser has been given. Candidates will be notified of endorsement status upon confirmation.
- F. The Endorsement procedure will be followed by a candidate to obtain an official endorsement that is recognized by ASUA Elections.
- G. Candidates will file a ASUA Elections Endorsement Form where the candidate will provide the following information:
  - a. Contact name of director or president of student run organization
  - b. Contact email of director or president of student run organization
  - c. Contact phone number of president or director of student run organization
- H. Candidate will wait to receive official confirmation from ASUA Elections before being able to advertise the endorsement

## Article VIII Complaint Requirements; Complainant's Burden of Proof

### Section 1 Complaint Procedure

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- A. Any complaints against a candidate will be on an official complaint form provided online by the Elections Commission and submitted to the ASUA Elections Commission no more than Twenty-four (24) hours, after the alleged violation has occurred, not including weekends and/or official University of Arizona holidays. Complaints will be reviewed during normal office hours.
- B. The party filing a complaint bears the burden of producing facts sufficient to support a conclusion that there is a preponderance of the evidence that the allegations in the complaint are true. A complaint is further subject to the following conditions:

*Complaint requirements.* A complaint must be accompanied by:

- a. At least one (1) affidavit; and
- b. At least one (1) item of evidence listed in subsection (b) supporting the allegations in the complaint.
- c. *Supporting evidence.* Any of the following types of evidence satisfy the condition provided in subsection (a)(ii):
- d. Unaltered copies of date-stamped emails that include the sender and recipient's email addresses;
- e. Unaltered photos, videos, and similar forms of media;
- f. Official documents including reports, diagrams, maps, documents, and contracts; and
- g. Unaltered, date-stamped screenshots of social media posts.
- h. *Prohibited evidence.* Although text messages can be used as evidence in the course of investigating an allegation of a violation under this Code, text messages in any form do not satisfy subsection (a)(ii).

C. Upon receipt of an official complaint, the Elections Commissioner will give notice to all relevant parties within twenty-four (24) hours. The evaluation period for complaints submitted after business hours will not begin until the next business day. The Elections Commission and/or other ASUA official will provide the contact information of the ASUA Clerk of the Court to the relevant parties.

D Complaints will be treated with confidentiality pursuant to University policy, state and federal law. While the subject and nature of the complaint must be made available to the candidate receiving the complaint, the candidate or individual submitting the complaint must have the option to remain anonymous.

E .Any candidate, after having filed an official complaint, will be able to make an inquiry twenty-four (24) hours after as to the Commissioner's disposition of their complaint. The official complaint form will inform the filer of this right.

F .If, after having made an inquiry as to the Commissioner's disposition of the candidate's complaint, the candidate has a good faith claim that the Commissioner's disposition was made outside the scope of this Code, the candidate has a right to appeal, pursuant to Article XI Appeal Process. The filing of an appeal by a candidate may result in a waiver that candidate's anonymity.

(a) A candidate appealing a disposition by the Commissioner will have twenty-four (24) hours, not including weekends and official University of Arizona holidays, after having received an answer to their inquiry to file an appeal to the Elections Commission. After such time, the candidate has waived any right to appeal.

(b) A candidate's appeal pursuant to Article XI Appeal Process of this Code will be limited to the

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candidate's interest and will not be construed to affect a candidate unless and until the appeal finds that action against a candidate is necessary.

(c) A candidate will not instruct, suggest, direct, or otherwise be the cause of another candidate to initiate an appeal process. Such action will constitute a violation and may be grounds for dismissal of the appeal.

(d) The official complaint form will inform a candidate of the right to appeal a decision by the Elections Commissioner and refer the voter to this provision.

**Article IX Enforcement Procedures**

**Section 1 Violation Proceedings**

- A. Any action taken by a candidate that constitutes a Class C Violation that is not correctable in a 24 Hour window shall result in the candidate being issued violation point according to the table in Section 2 of Article IX. ONLY Class C Violations qualify a 24 Hour correctable window.
- B. A correctional action shall be defined as any action correctable Class C Violation within a 24-hour window. Failure to correct this violation within the 24-hour period shall result in a violation point. Each correctable action shall be treated separately in the case of a complaint pertaining to a single violation involving multiple correctable action.
- C. Once an action has been corrected, any subsequent violation pertaining to that same action will result in a violation point being levied by the Elections Commissioner.
- D. Ten (10) violation points will result in review according to Article X Grounds for Disqualification
- E. The Elections Commissioner will enforce elections procedure pursuant to table in Article IX Section 2.
- F. A Candidate will be disqualified pursuant to Article X after a tenth violation point is accumulated.
- G. Discretionary penalties may only be issued by the Commissioner in the event a situation is not specifically outlined by this code, and should be proportional and in a way that reflects the table in Article IX Section 2.
- H. 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 violation point.
- I. Candidates violation points will only be recorded for the election cycle they are seeking office for. If a Candidate runs for office during any subsequent election cycle's they will start with zero violation point.

## Section 2 Violation Points Table

Class A (Disqualifiable) Violations (10 points per violation)	Section 3 Class B Violations (5 points per violation)	Class C Violations ( 2 points per violation)
<p>A. Article VI Campaign Procedure Section 2 Candidate Misconduct</p> <p>B. Article V Candidacy &amp; Candidate Information Section 4 Subsection I.</p> <p>C. Article VIII Complaint Requirements; Complainant's Burden of Proof Section 1 Complaint Procedure</p>	<p>A. Article VII Endorsement Procedures</p> <p>B. Article VI Campaign Procedure Section 3 Campaigning Conduct</p> <p>C. Article V Candidacy &amp; Candidate Information Section 2 Prospective Candidacy Section 3 Nominating Petitions</p> <p>D. Article XIII Candidate Campaign Materials Section 1 Placement of Campaign Materials Subsection I Subsection N Section 2 Sizing Subsection F Section 4 Email Procedure Section 5 Logos</p>	<p>A. Article VI Campaign Procedure Section 1 Candidate Meeting Section 7 Polling Stations</p> <p>B. Article XII Campaign Finances</p> <p>C. Article XIII Candidate Campaign Materials</p>

**Article X Grounds for Disqualification**

## Section 1 Disqualification Procedures

- A. Upon the issuance of accumulation of ten (10) violation points by candidate, , and for every violation point issued thereafter, the Elections Commission will determine whether disqualification of the candidate is warranted. Disqualification is appropriate only where:
- a. The candidate has ten (10) violation point and, when viewed as a whole, the prohibited conduct giving rise to all violations issued:
    - i. provided the accused candidate with a significant advantage over other candidates;
    - or



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- ii. find the candidate in violation of the University of Arizona Student Code of Conduct ;
  - b. The candidate has ten or more violation points and, when viewed as a whole, the prohibited conduct giving rise to all violation points issued:
    - i. satisfies subsection (a); or
    - ii. is substantially similar to any of the conduct for which a previous violation point was issued.
    - iii. The Elections Commission will render decisions made under this section within seventy-two (72) hours of the convening of the Elections Commission.
- B. A candidate will become automatically disqualified where any of the violations includes a Class A violation as stated in Article IX Enforcement Procedure.
- C. The Elections Commission will be the sole review board for disqualifications that occur with the accumulation of ten (10) violation points.
- D. The Elections Commissioner will provide all evidence against the candidate to the Elections Commission.
- E. The filling candidate or party and accused candidate will have the right to appeal any decision that comes from this disqualification review to the ASUA Supreme Court.

## Article XI Appeal Process

### Section 1 Appeal Timeline

- A. A candidate has the right to appeal a decision of the Elections Commissioner through the online appeal form to the Deputy Elections Commissioner within (24) hours. After twenty-four (24) hours, not including weekends and official University of Arizona holidays, the candidate loses this right.
- B. The Elections Commission will render a decision within forty-eight (48) hours after review of the appeal.

### Section 2 Elections Commission Appeal Review Process

- A. The Deputy-Elections Commissioner will act as the clerk for the Elections Commission during all appeal hearings, they are not am member of the review board.
- B. The Elections Commissioner will compile all the evidence they used during their levying of violation points to the candidate and provide this material to the Deputy-Elections Commissioner.
- C. The Deputy-Elections Commissioner, will provide this evidence to the Elections Commission.
- D. The Elections Commission will make a *de novo* finding of fact.

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- E. The Elections Commission will only use the evidence provided to them to make their impartial decision on the candidates violation.
- F. The Deputy-Elections Commissioner will draft an official decision on behalf of the Elections Commission.
- G. The candidates involved in the complaint may appeal the Elections Commission's decision to the ASUA Supreme Court following the process given in Article XI Section 3.

### Section 3 ASUA Supreme Court Appeal Process

- A. A secondary appeal can be made to the ASUA Supreme Court after a ruling by the Elections Commission has been made by filing a complaint with the ASUA Clerk of the Court and will be matters of public record. The contact information of the Clerk of the Court will be provided for and available in the ASUA offices. This secondary appeal must be sent in writing within twenty-four (24) hours after the Elections Commission has rendered a decision, not including weekends and official University of Arizona holidays, or the candidate loses this right. Failure to file a secondary appeal with the ASUA Supreme Court will render the decision of the Elections Commission final.
- B. The Supreme Court will conduct formal procedures, referring to any and all relevant state and federal laws and rules for all matters not specifically provided for in this Code or the ASUA Constitution.
- C. During the appeal period, the candidate will 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.
- D. For a complete outline of the appeal process, this Code defers to the ASUA Supreme Court Rules.

## Article XII Campaign Finances

### Section 1 Candidate Budget

- A. Candidates for ASUA President will not exceed a campaign-spending limit of \$800.
- B. Candidates for ASUA Executive Vice President and Administrative Vice President will not exceed a campaign-spending limit of \$500.
- C. Candidates for ASUA Senate will not exceed a campaign-spending limit of \$400.
- D. Special Election candidates will not exceed a campaign-spending limit of 75% of their respective office's general elections budget.

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## Section 2 Candidate's Use of Funding

- A. Candidates for any office will not share expenses with any other candidate.
- B. Any and all Campaign Material and advertisements purchased by either a candidate and/or their staff for the purpose of Campaigning will be included in the expense limit and reported on the Expense Report.
- C. Candidates will be responsible for providing receipts or documents as approved by the Elections Commissioner for all Campaign Materials purchased for the purpose of Campaigning.
- D. Any and all taxes, fees, and/or charges assessed for Campaign Materials will be included in the expense limit and reported on the Expense Report.
- E. Candidates will 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 and will include such goods and services in the expense limit, regardless of date or time obtained. These goods and services must be valued at fair market value.
- F. 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.

## Section 3 Expense Report

- A. Expense reports are due two hours prior to the primary elections results show. Failure to turn this information in, may result in disqualification pending the Commissioner's discretion.
- B. It will 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.
- C. All Primary 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 two hours prior to the primary elections results show. Write-In Candidates must submit relevant materials within forty-eight (48) hours after the Primary Election, as pursuant to this Code. Candidates that fail to do so, that have moved onto the General Election, may be subject to disqualification.
- D. 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 two hours prior to the General elections results show. Candidates that fail to do so, and have been elected, may be subject to disqualification.
- E. 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.

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- F. The Elections Commissioner may request a candidate's updated Expense Report with receipts or documents as approved by the Elections Commissioner at any time during the election period. The updated Expense Report with receipts and/or documents as approved by the Elections Commissioner, will be submitted to the Elections Commissioner within twenty-four (24) hours of the request.
- G. In the event a candidate exceeds the spending limit, he or she may be subject to disqualification pending the Election Commissioner's discretion.

**Section 4 Campaign Contributions**

- A. Each candidate may solicit or accept campaign contributions not to exceed \$200 per contributor, which will be included in the expense limit and reported on the Expense Report.
- B. 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.
- C. Any officially recognized University of Arizona club or organization that contributes to a candidate will not rely solely on ASUA funding, be directly affiliated with ASUA, or have those funds allocated on behalf of the University of Arizona.
- D. Any and all materials and/or services provided by an officially recognized University of Arizona club or organization for the purpose of endorsing candidates will be included in the Expense Report as a contribution and will not exceed the total allowed per this Code.

**Article XIII Candidate Campaign Materials**

**Section 1 Placement of Campaign Materials**

- A. All Displays Printed or digital, electronic resources, events and other Campaign Materials will be approved by the Elections Commissioner, Deputy Elections Commissioner, or members of the Elections Commission.
- B. Only one candidate's name or image will appear on any piece of Campaign Material as defined by this Code.
- C. There will be no more than one (1) poster per candidate per approved bulletin board.
- D. There will be no more than one (1) poster per candidate per Classroom.
- E. Posters on any University of Arizona property will be placed only on approved bulletin boards as defined by the Elections Commissioner. Candidates will be notified of subsequent changes.
- F. Posters placed at on-campus housing must be approved by the Community Director of the residence hall with adherence to Residence Life Policy.

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- G. No poster will obstruct another poster including non-campaign related materials.
- H. Non-campaign related materials will not be removed unless the date of the event has passed.
- I. No posters will be relocated or removed by anyone besides that candidate or a member of their campaign staff of whom the poster belongs to.
- J. No posters will be placed on light or power poles, traffic signal poles, traffic signs, bus stop shelters, benches, trees, trashcans, the Sunlink streetcar or other properties not designated within this Code.
- K. No Campaign Materials will be placed at any University of Arizona OSCR or computer lab.
- L. Leafleting of vehicles on or off campus is not permitted.
- M. No Campaign Materials are allowed within seventy-five (75) feet of an official polling station as established by the Elections Commission.
- N. No Campaign Materials will be posted or distributed until the official campaign period has begun.
- O. No chalking is allowed.
- P. Placement of campaign related materials in student services departments, cultural centers and University of Arizona recognized greek houses is allowed at the discretion of the department head, center director or chapter president. If a department head, cultural center director or chapter president of a fraternity/sorority allows the placement of campaign related materials in their spaces, they must allow equal access and Campaigning opportunities to all candidates running for an ASUA elected position

**Section 2 Sizing**

- A. Posters will not exceed 11" x 17".
- B. Placards will not exceed 24" x 36".
- C. Placards will 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.
- D. Each candidate is permitted to utilize one (1) banner in accordance with the banner approval process as established by the Elections Commissioner.
- E. Banners will not exceed 81" x 96".
- F. Banners are allowed to be placed on any property with the consent of the owner. A candidate or member of their campaign staff wishing to use a banner on any University of Arizona property, on or off campus, will require documented permission from Event Planning and or the University of Arizona, as well as the approval of the Elections Commissioner.

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### Section 3 Campaign Material Approval

- A. Candidates must have approval of each type of Display used in the campaign before utilized.
- B. 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.
- C. Electronic resources hosted or maintained by the University of Arizona or on University of Arizona property will be in compliance with University of Arizona policy.
- D. Any and all website, web pages, and/or profiles on online networking sites including but not limited to Facebook, Instagram, Twitter, UA Campus Snapchat Story, Snapchat, Vine and Youtube videos utilized for the purpose of Campaigning by a candidate and/or member of their campaign staff will be approved by the Elections Commissioner prior to use. Any changes 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.
- E. Social Media messages, email, text messages, and instant messages are allowed unless a student has requested to the Deputy Elections Commissioner not be contacted.

### Section 4 Email Procedure

- A. A “Do Not Contact List” (see definition) will be maintained by the candidate who is distributing the emails.
- B. 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” will be required at the bottom of these mass emails, through the use of a disclaimer written by the Elections Commissioner. The link must be visible at all times and cannot be a part of the disappearing footer or signature portion of the email.
- C. Any candidate who registers and email with the Elections Commissioner must also create a “Do not contact” form, using Google forms.
- D. The form must be shared with ASUA Elections via the official elections email [asua-elections@email.arizona.edu](mailto:asua-elections@email.arizona.edu).
- E. The candidate holds the sole responsibility to make corrections to their email list-serv when a student registers to not be contacted.
- F. The candidate must notify ASUA Elections of any students who register on their “Do Not Contact” list within 24 hours of the submission.

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- G. Candidates will not use their University of Arizona email account for campaign purposes. Emails must be sent via personal email account registered with the Elections Commissioner.
- H. All mass emails, sent from a candidate to qualified voters with the intention of Campaigning and or advocating for a vote in their favor must “Cc” the ASUA Elections email.
- I. A candidate may not register more than one email address for campaign purposes

### Section 5 Logos

- A. There will be no recognition of vendor sponsoring of Campaign Materials, except for vendors utilized by the Elections Commission.
- B. There will be no use of the University of Arizona logos- such as the Block “A” Wilbur & Wilma or the official ASUA logo. These logos will be prohibited on candidate Campaign Materials. The only exception is the specified ASUA candidate logo which will be attached to all flyers, banners, placards, and posters. This provision will not be construed to prohibit a candidate from Displaying campaign videos that include images of University of Arizona buildings or University of Arizona students unaffiliated with the candidate’s campaign provided that a candidate does not do so for the purpose of Displaying logos prohibited under this Section.
- C. Candidates will print the ASUA candidate logo on all Displays including flyers, banners, placards, and posters.
- D. Candidates must obtain all necessary permissions for any third-party content or images that are included in the Campaign Materials. This includes, without limitation, any music, video, or other content that may be subject to copyright or other intellectual property laws, and any identifiable images of people that are included in the Campaign Materials. It is the responsibility of the Candidate to understand these legal requirements, and to obtain any necessary third-party permissions.

### Section 6 Social Media

- A. All Candidate social media accounts must be registered with ASUA Elections for use of campaign purposes. This includes but is not limited to Facebook Accounts & Pages, Personal/Campaign Instagram Accounts, Personal/Campaign Twitter Accounts, Personal/Campaign Snapchat Accounts.
- B. It is the Candidates sole responsibility to be aware of campaign material being distributed of them in goals of receiving votes or nominating signatures. Materials distributed must have been officially approved by ASUA Elections.
- C. Candidates use of a “Live Story” feature does not need to be preapproved when picture is taken live. Any pre-taken images posted to a “story feature” must have been approved by ASUA Elections as stated in Article XIII Candidate Campaign Materials.
- D. Candidates are not required to show ASUA Candidate logo in profile pictures as long as original image used was approved and contained candidate logo as stated in Article XIII Candidate

## Approved by The ASUA Senate 01/16/2019

### Campaign Materials.

- E. Candidates must use the #ASUAElections20XX and or tag @ASUAElections when posting on all social media when hash tags and tagging are possible.

### Section 7 Removal of Campaign Material

- A. Candidates failing to advance to the General Election will remove all Campaign Materials within forty-eight (48) hours after the results are announced. This includes electronic resources such as Facebook Groups.
- B. All General Election candidates will remove all Campaign Materials within 48 hours 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 72 hours after the General Election designated polling times conclude.
- C. 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 will result in a warning, reduction of spending limit, loss of rights as a candidate, and/or disqualification.

## Article XIV ASUA Senate Vacancy Procedure

### Section 1 IF COLLEGE LEADERSHIP CLUB EXISTS

- A. The sitting Senate class will identify the vacant college's ASUA recognized college leadership club.
- B. The ASUA recognized student college leadership club will conduct a nomination process through applications and send at least 2 Candidates to ASUA Senate for possible appointment to the College Senate Specific Seat.
  - a. The candidate must meet the requirements as in the ASUA Elections Code **Article V Candidacy & Candidate Information Section 1 Candidate Requirements**
- C. The sitting ASUA Senate will conduct interviews with the nominated Candidates that come from the ASUA recognized student leadership club.
- D. Interview panel will consist of the following four people The Executive Vice President, ASUA Senate President, ASUA Senate Whip and the Assistant Dean of Student Governance & Programs
- E. Questions are determined in collaboration between the four stated panelist and to have final approval from the Assistant Dean of Student Governance & Programs
- F. The candidate selected will then be approved by the ASUA President and voted in by the ASUA Senate
- G. This process must be completed by the end of the same academic year which the College Senate seat was left vacant after the election cycle.

### Section 2 IF COLLEGE LEADERSHIP CLUB DOES NOT EXIST



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- A. ASUA Senate along with the Assistant Dean of Student Governance & Programs will create an application for the college senate seat
- B. The application will be distribute members of unfilled college senate seat by methods deemed necessary and must be open for 3 weeks.
- C. The candidates that meet **Article V Candidacy & Candidate Information Section 1 Candidate Requirements** will be given an interview.
- D. Interview panel will consists of the following four The Executive Vice President, ASUA Senate President, ASUA Senate Whip and the Assistant Dean of Student Governance & Programs.
- E. Questions are determined in collaboration between the seven stated panelist and to have final approval from the Assistant Dean of Student Governance & Programs
- F. The candidate selected will then be approved by the ASUA President and voted in by the ASUA Senate