

**THE
ELECTIONS CODES
OF THE
ASSOCIATED STUDENTS, INC.
OF
CALIFORNIA STATE UNIVERSITY,
EAST BAY**



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Article I: Name and Purpose

This code shall be known as the Elections Code and shall govern the rules, procedures, and guidelines of all California State University, East Bay (CSUEB) Associated Students, Inc. (ASI)

C. Selection of Chair and Assigned Responsibility: The ASI Personnel Committee will recommend a

3. In addition to the standard eligibility requirements for all offices, candidates seeking the office of a Vice President must have served at least one (1) semester on the ASI Bo

1. Any candidate(s) wishing to campaign under the designation of a slate must file with the Elections Committee before the deadline established by the Elections Committee.
2. Candidates wanting to be affiliated with a particular slate must submit and/or sign a Certification of Slate Designa for ASI Elections.
3. A slate must designate one (1) person as the principal point of contact for the slate.
4. A slate and candidate cannot accept external (i.e. outside the university) sponsorship, and a university department cannot sponsor any candidate.
5. A slate may only consist of two (2) to nine (9))people.

Article V: Referendums

- A. Referendums may be placed on the ballot by the Associated Students, Inc. Board of Directors or by petition of the members of the corporation as stipulated in the Bylaws of the Associated Students, Inc.
- B. The referendum sponsor, as determined by the Elections Committee, shall be provided with the opportunity to submit a ballot argument in favor of the referendum(s). If no argument is submitted then the words “no ballot argument in favor of this referendum

spirit of the Elections Code shall be grounds for the Elections Committee to order remedies or impose sanctions up to and including disqualification of a candidate(s) if necessary.

B. Definitions

1. *Campaigning* - intentional, planned action, verbal or written, for the pursuit of a particular goal (e.g. running for an office or promoting a referendum). All campaigning shall be the exclusive duty and responsibility of the candidate, their campaign workers, slate members, and referendum interest groups.
2. *Campaign workers* - individuals who are actively helping a candidate gain support through direct acts such as distributing or posting materials and/or

- d. The CORE Building/Univerisity Library(including any pop-up resources from other campus departments)
 - e. University Theatre
4. No candidate, slate, organization, or individual shall interfere with the campaign of another candidate or slate. Interference includes, but is not limited to, unauthorized removal of campaign material and disruption of campaign activities.
 5. Each candidate is responsible for their campaign material and must remove their materials a week after the results have been announced. The Elections Committee may remove the campaign materials of all candidates, if the materials are still up after the given deadline.
 6. Campaigning is allowed on social media and other media outlets provided that campaigning is not posted on any University Department page.

1st week of March: Mandatory Candidates Meeting
2nd week of March: Campaigning Begins
2nd & 3rd weeks of March: Meet the Candidates Forum
4th week of March: Voting Begins
4th week of March: Voting Closes
4th week of March: Tentative Results Revealed
4th week of March/1st week of April: Runoff Elections
1st & 2nd week of April: Verification of Election Results
1st & 2nd week of April: Deadline to File Grievances
1st & 2nd week of April: Grievance Hearings (if necessary)
2nd week of April: Election Results forwarded to University President for Verification
2nd week of April: Official Results Posted
2nd week of April: Meet Your New ASI Officers Event
3rd & 4th week of April: ASI Board of Directors Transition Activities
1st week in May: ASI Board of Directors Transition Activities
2nd & 3rd week of May: Commencement and Training Continues

B. The General Election shall develop the timeline with the following guidelines:

5. General Election Publicity two (2) weeks
6. Eligibility/Candidacy/Referendums one (1) week
7. Last day to switch running positions two (2) days after filing
8. Campaigning may continue during Voting two (2) weeks
9. Balloting/Voting two-three (2-3) days

for Academic Colleges Senators and **Senator** of the Concord Campus shall be provided only to those members who are eligible to vote within the respective Academic Colleges.

1. For candidates running for Senator at Large, candidates are required to indicate two communities they are interested in advocating for in their role as part of their personal statement.
- E. Ballots containing the names of candidates for Board of Directors shall be provided to all eligible members. Ballots containing the names of candidates for Senators representing Academic Colleges and the Concord campus shall be provided only to those members who are eligible to vote within the respective Academic College and the Concord Center.
- F. Each member shall be allowed one (1) vote for each initiative, recall or referendum placed on a ballot. Each member shall be allowed to cast one (1) vote per candidate for each category of Director, up to the maximum number of positions that are available. Proxy voting and Cumulative voting are not permitted under any circumstances.
- G. Voting shall be a private ballot. The Elections Committee shall construct a ballot so as to assure its secrecy and maintain its integrity as the only ballot cast by/from an eligible member.
- H. Ballots may contain a section for statistical research purposes only, that requests the member/voter to identify areas including, but not limited to: age, gender, ethnic background, class level, major or program objective, full or part time student, and/or any other population group. Such area shall be identified as an optional portion of the ballot which is used solely for statistical research purposes.
- I. The Elections Committee shall make every effort to ensure the integrity of the voting process including: developing, casting, securing, and accounting of ballots.

Article VIII: Ballot Tabulation and Election Results

- A. The Elections Committee shall establish the method of tabulating ballots. Tabulation of ballots shall be coordinated by the Elections Committee and may be monitored by the University President or designee member on the Elections Committee. Rules and procedures for the method tabulating ballots must be made available for public inspection.
- B. To win, all candidates must receive a majority of the votes cast for that position. A majority is defined as “50% of the votes plus 1 vote”.

- against the Elections Committee may be appealed to the corporation's Board of Directors. All decisions of the Board of Directors are final.
- B. A complaint(s) may be filed for the violation(s) of any provision of this Election Code, rules, regulations or procedures. A complaint(s) may be filed on the grounds that allege that one or more candidates or ballot issues have unfairly benefited or been harmed.
 - C. All Complaints must specifically state:
 - 1. The rules or procedures that were allegedly violated and by whom, or other conduct, and by whom, which allegedly affected the fairness of the election (including the specific provision of this Election Code when possible);
 - 2. A brief summary of the oral, written, or physical evidence to be submitted in support of the complaint, including the names of witnesses expected to testify;
 - 3. A request for a remedy or remedies contained in Part E., Section 8 of this Election Code.
 - D. Notice of the time, date and place of the election complaint hearing shall be publicly posted. Notice shall also be mailed to all persons who are parties to any election complaint. Hearings should be convened as reasonably possible, with specific dates set aside and posted on the Elections timeline.
 - E. The Elections Committee shall make a tape recording and written record of oral statements made and questions asked at the hearing. The Chair of the Elections Committee shall require speakers to identify themselves and to briefly state their connection to or interest in the complaint. All records (tape and written) of the hearing shall be held by the Elections Committee until the Board of Directors requests it from the Elections Committee for purposes of an appeal or the election is certified by the University President. The recorded and written record of the hearing shall become part of the permanent record of the Board of Directors.
 - F. Each complaint shall be heard according to the following format:
 - 1. Chair of the Committee shall open the hearing.
 - 2. The complainant opening statement/presentation of evidence/witness statements/submit other supporting evidence.
 - 3. The respondent opening statement/presentation of evidence/witness statements/submit other supporting evidence.
 - 4. The complainant rebuttal/closing statement.
 - 5. The respondent rebuttal/closing statement.

6. The Committee may question the parties and witnesses to the complaint. Only the Elections Committee may question witnesses.
 7. The Elections Committee may recess into closed session to consider the complaint.
 8. The Elections Committee shall announce its decision in open session.
- G. The Elections Committee may consolidate multiple complaints if the complaints are of a similar nature and all parties agree to the consolidation. Interested parties or representatives of parties may submit, in writing, to the Elections Committee any questions relevant to the complaint to be asked of witnesses. The Elections Committee may exercise reasonable discretion to ask or not ask questions submitted.
- H. Any complaining party or any witness may testify about their personal, firsthand knowledge of facts that support or refute a complaint. Any interested person may submit documents in support of or opposition to, or otherwise related to a complaint to the Elections Committee during the hearing. Documents submitted must be tagged with the name of the submitted and will become the property of the Elections Committee.
- I. If there is a complaint regarding a candidate who is part of a slate, part or all of the slate may be found responsible for the behavior upon investigation.
- J. The Elections Committee may order the following remedies or impose the following sanctions:
1. Recommend to the Board of Directors that it consider specific revisions to the Elections Code, rules or procedures;
 2. Issue a reprimand to the candidate.
 - i. Three (3) reprimands shall result in a candidate(s) immediate disqualification.
 - ii. Reprimands may be a result of violations such as, but not limited to: interfering with the campaign of another candidate or slate or issue, intentionally misrepresenting the views, ideas or record of another candidate, slate or issue, engaging in campaign tactics that are personally humiliating, derogatory, libelous or malicious to another candidate, slate or issue;
 3. Recommend to the University that it consider instituting student conduct disciplinary action against one or more candidates or individual students.
 - i. If a violation of the laws of the State of California is suspected then contacting the University Police Department may be considered.

- ii. If a violation of the laws of the United States, particularly Postal regulations, are suspected then contacting the appropriate authorities may be considered;
 - 4. Disqualify a candidate from taking office if a serious violation of the Elections Code, rules or procedures or serious misconduct is proven;
 - 5. Order a recount of ballots if doubt is cast on the results;
 - 6. Order all or part of the election results invalidated and return, but only if clear and convincing evidence compiled in the hearing record proves conclusively that the outcome(s) of the election was determined by the irregularity;
 - 7. Rule that the complaining party has failed to produce sufficient evidence to warrant a remedy or sanction.
- K. The Board of Directors shall sit as the only and final appeal body for all elections complaints. Appeals of the Elections Committee must be filed within two (2) acs. Appeom

Adopted 7/7/10 by ASI Board of Directors

Revised 3/13/13

Revised 3/2/15 by Vice Chair of Internal Affairs

Revised 4/7/15 by ASI Board of Directors


Revised 8/21/15 by ASI Executive Committee

Revised 5/16/18 by ASI Board of Directors

Revised 1/29/20 by ASI Board of Directors

Approved On: Wednesday, December 4, 2024

ASI President/CEO does hereby [] *approves* / [] *refuses to approve* this code.


[Nolan Calara \(Jan 8, 2025 13:59 PST\)](#)

Nolan Calara
ASI President/CEO

Approved by: ASI Board of Directors 2014-2025