



**72nd Student Senate
Elections Code Ad Hoc Committee
Date: 2/23/2020**

Call to Order: 12:23 p.m.

Members Present: Senator(s) Parker, Slimak, Sojos, Driscoll, Chabot, Recht, Daraldik

Members Tardy: Senator(s)

Members Excused Absent: Senator(s) Maymon, Primozic

Members Absent: Senator(s) Weber

Guests: X

Announcements:

- Chair:
 - This meeting we have legislation to talk about and we will also be discussing what the sub-committee wants to do within the ad hoc.
 - So here is the subcommittees and who is in each subcommittee:
 - Voting (Hesitant Meeting time at Friday at 9am)
 - Gnanam
 - Slimak
 - Parker
 - Chabot
 - Maymon
 - SOE (Hesitant meeting time Sunday at 2:30pm)
 - Sojos
 - Primozic
 - Parker
 - Daraldik
 - Driscoll
 - Commissioner of Elections (Hesitant meeting time Friday at 2:30pm)
 - Daraldik
 - Sojos
 - Promoziac
 - Chabot
- Vice Chair: N/A
- Members:
 - Chabot: Minions are cute
- Guests: N/A

Hearings:

- For the SOE sub-committee we wanna hear from...

- Hearing from the current and previous SOE as well as the deputies
- Chair of IA (specifically in regards to the election code exam)
- For the Elections Commission sub-committee we wanna hear from...
 - Elections Commission
 - Attorney General
 - Public Defender(s)
 - Supreme Court Justice
- Voting sub-committee we wanna hear from...
 - People in student governance and advocacy, some of the offices there (Slimak is gonna figure this out)
 - SOE in regards to the timeline
 - Ben Young (towards the end)

Forum Discussion:

- What other elections occur on campus
 - Union Board, Campus Rec, Senior Class Council

Debate:

- **Bill 43-** Sponsored by Senator Parker - to establish that no elected or appointed official receiving OPS wages may hold a position on the executive board of a student political party.
 - Opening Statement
 - Parker: This bill was written to address a conflict of interest in SGA. This has been brought up before in the 70th student senate. When it was previously brought up it was in regards to the elected officials and not in regards to OPS wages, which means that if you were a senator you could not serve as a leader of a political party. But this bill is in regards to OPS wage based positions. Potential issues are that it violates the constitution because it is telling students what they can and can't do. Which is why I want everyone's opinions.
 - Technical, Non-Detableable
 - No questions
 - Senator Daraldik moves to enter Round Table Discussion
 - Senator Sojos seconds
 - Round Table
 - Daraldik: I think a precedent has been set, it has happened in both parties who are running for major office and interview candidates for office. I think it's important but I can't see it being enforced.
 - Parker in response: Yes that is true, what I didn't want this to be is that you are in an executive position of a party that you can't be in senate. But I want this to effect senate leadership with OPS wages, which does not include chairs of committees. In regards to enforcement I am not really sure what to do because I don't want it to it to be unconstitutional
 - Driscoll: It's illegal to put a restriction on a government funded position because you are telling students what they can do outside of a government funded position.
 - Daraldik: Say that there is student who is slated to be running, can they serve in the executive board of party
 - Parker: Yes it will only affect people currently in the position

- Parker: Restricting people in the position not running for the position, this is not designed to keep people out of political parties. With this you are basically required to step down from one of the positions
- Recht: Is there anyway to get around this ammendment?
- Slimak: For clarification, if you step down from the exec from a current political party are you still able to run for a senate leadership position?
 - Parker in Response: Yes
- Recht: Where this effects you is if the party has been registered within the last two elections, and you are currently serving on the executive board.
- Driscoll: If I started a party this semester, I would be fine to receive OPS wages
 - Parker: Yes that is right and we could address that
- Gnanam: Leadership is what prepares you for leadership position, but you aren't saying that you can't do the position you just have to step down
 - Parker in response: I think party leadership prepares you for arty executive positions, but yeah it isn't saying you can do both
- Daraldik: That experience does not directly apply to elections
- Recht: Apparently according to the case law, you can provide restrictions if there is a reason that position should not be affiliated to a party.
- Driscoll: On page 6, strike that and because parties have to send a list of their officers already.
- Recht: I could create an argument for this but I wont because I think that the burden is on a state and the burden is very high
- Driscoll: I would like to point out that this isn't followed in the senate because the chair of the republican party is a leader in senate
- Recht: Is there anyway that this can be written
 - Collective no
- Gnanam: You could do a resolution possibly but that isn't enforceable
 - Parker: But who would you send that to? Party leadership?
- Sojos: I think the best way to enforce this is for the parties to do it but that is more precedent
- Senator Chabot moves to call the question
- Senator Daraldik seconds
- Closing
 - Parker: Thank you for going through this with me, I have considered a lot of these issues but I wasn't sure about how I could go about writing it differently. But I wanted to have this conversation with all of yall and see what we can do. I might be withdrawing it in IA and rewriting it but it will depend on if the remaining constitutional parts can still have an impact on the student body.
- Vote
 - Yes: 0
 - No: Parker, Slimak, Driscoll, Chabot, Recht, Daraldik
 - Abstain: Sojos
- Bill: **Not recommended**

Unfinished Business: X

Final Announcements:

- Recht: Appreciate yall coming out and excited to go to SOE meeting after this.

Date and Time of Next Meeting: March 1st 2020 at 12-4pm in Stroizer

Adjourned: 1:40 p.m.

Jean-Paul Recht

Signature of Chair