



## **Student Government Association**

### **Elections Commission Meeting**

**Tuesday, February 25<sup>th</sup>, 2020**

#### **Call to Order:**

**Elections Commission members present** – Chair: Ahan Jain (Supervisor of Elections), Vice-Chair: Blake Mathesie, Secretary: Ryan Dyson, Alex Richmond, Jackie Mustian, Julie Ducey, Rawan Abhari (Deputy Supervisor of Elections)

**Members Absent:** None

#### **First Order of Business –**

- Approved minutes from previous meeting on January 28<sup>th</sup>, 2020

#### **Old Business:**

- No Old Business to discuss

#### **New Business:**

- Supervisor of Elections informs Elections commission of violation withdrawn regarding campaign materials up after 24 hours of the closing of the polls.
- Overview of tonight's Amplify Movement vs SOE appeal hearing
- Dates for future hearings are discussed based on member availability.
- Elections Commission and Office of Elections discuss additional member for the Elections Commission
  - Potential members should reach out to Chief Justice Keller

**Meeting Adjourned:** 6:55 pm

**Start of Appeal Hearing :** 7:03 pm

- **The Amplify Party vs SOE**

**a. The Vice-Chair of the Elections Commission will read aloud the appeal that the Commission**

**will hear during the meeting**

- Details of Evidence: Submitted by Amplify Party

A member of the legacy party trespassed onto the Phi Mu house and tore down a banner that was painted by a sister in Phi Mu to support the candidacy of 3 sisters, and the Amplify movement.

More evidence to come upon Phi Mu releasing it for external use.

Video Submission

Based on the information provided in the alleged violation, the office of Elections does not view this as a violation. (711.4 K) There is not clear and convincing evidence that anyone in the video damaged or vandalized campaign materials.

**b. The Amplify Movement is allotted 15 minutes to present their case.**

**c. The SOE is allotted 15 minutes to present their case.**

**d. The Amplify Movement is given a 5 minute closing**

**e. The SOE is given a 5 minute closing**

**f. The Elections Commission will deliberate and the**

**Commission shall then rule by majority vote on the following:**

- Uphold and sustain the decision of the SOE regarding the alleged violation.
- Overturn the decision of the SOE regarding the alleged violation
  - **Vote on Amplify v. SOE appeal: 4-1 in favor of Amplify**
  - **Email will be sent informing both parties regarding hearing date, time and location.**

**g. The Commission shall be entitled to extend the allotted time for both parties by up to thirty (30) minutes through a majority vote.**

**h. The Commission shall post the results of the meeting within twenty-four (24) hours.**

## **Relevant Statutes**

702.4 D - During campaigning the Supervisor of Elections shall review and rule on any alleged violations in the Elections Code. The Supervisor of Elections has the right, based on the Student Body Election Code, to decide whether an alleged violation shall be forwarded to the Elections Commission. Notice of such a decision must be given to the party, or individual filing the violations, within twenty-four (24) hours. This decision can be appealed to the Election Commission according to 703.2 of the Elections Code.

711.4 K - The burden that a party alleging a violation of the Student Body Election Code must meet in order to prove a violation shall be by "clear and convincing evidence." This shall apply only to hearings before the Elections Commission.

Violation submission included Statutes 706.11 B1 & C9, which do not exist.

Assuming 711.6 B1 and C9

711.6 Violations of the Code

B. Schedule 1 Violations of this Code shall be assigned as follows:

1. Removing, obscuring, or damaging another candidate's or political party's campaign materials within a given space such as a bulletin board or general flyer area.

C. Schedule 2 Violations of the Code shall be assigned as follows:

9. Vandalism or any unauthorized marking of university or private property for campaign purposes, other than poll booths or election related materials.

703.2

- Each party shall be allotted fifteen (15) minutes to present their respective case.

- Following the presentation of the case, each party shall be entitled to a five (5) minute closing.

- At any time during the hearing, the Commission shall be entitled to ask questions of either party. The questioning shall not penalize each party's respective time limits.

- If the case before the Elections Commission is an appeal, the Elections Commission shall rule by majority vote on whether the decision of the Supervisor of Elections is sustained or overturned.

- Any decision made by the Elections Commission may be appealed to the Supreme Court no later than twenty-four (24) hours after said decision has been issued, sustained, dismissed or overturned at the Elections Commission meeting. No appeals of decisions made by the Elections Commission shall be accepted after this twenty-four (24) hour period

