



Student Association Election Rules and Regulations

Updated Fall 2016

1) DEFINITIONS

- a) **SA** – The Undergraduate Student Association of the State University of New York at Buffalo.
- b) **Party/Slate** – Any group of students running for office under one label or group name and/or any group of students that advertises their candidacy together in one advertisement.
- c) **Independent Candidate** – A candidate that is not affiliated with a party/slate.
- d) **Expenditure Report** – A list of all monies spent in support of an individual or party candidacy. It must itemize all expenditures and include receipts.
- e) **Campaigning** – Any actions that a candidate or party takes in an attempt to gain votes, from the general public, in the SA election shall be considered campaigning. This does not include private preparation prior to the start of the campaign period, which shall be set by Elections and Credentials. This also excludes collecting signatures for a candidate petition, which shall henceforth be considered “petitioning.”
- f) **Flyer** – A flyer is defined as any paper material 8.5” x 11” or smaller.
- g) **Poster** – A poster is defined as any paper material larger than 8.5” x 11” but no larger than 11” x 17”.
- h) **Banner** – A banner is defined as any paper material larger than 11” x 17,” and may not be larger than 6’ x 4’.
- i) **Defamation** – A publication or communication of a false statement that tends to injure reputation or lower a person in the view of the university community.
- j) **Slander** - verbal or spoken defamation
- k) **Libel** – written or published defamation
- l) **Abuse of Computer Resources** – Unlawful use of the computer equipment, networks or other computer resources of the State University of New York at Buffalo or SA.
- m) **Spamming** – Sending unsolicited email to listservs, multiple recipient electronic mailing lists, or individuals who the sender does not know personally. (Sending email to listservs or multiple recipient electronic mailing lists set up specifically for campaign related purposes, where all recipients have personally requested to be part of the list, shall not be considered spamming.)
- n) **Bribe:** money or any other valuable consideration given or promised to any undergraduate student for his/her vote or to induce such student to commit an illegal act or act in violation of these Election Rules and Regulations.
- o) **Harassment:** (a) threatening violence, and/or (b) verbal abuse, and/or (c) unlawful intimidation, and/or (d) engaging in a course of conduct or repeatedly committing acts directed at another person which would seriously annoy a rational person (which is not intended to include reasonable campaign activities designed to inform the general public), and/or (e) creating a condition which endangers or threatens the health, safety or welfare of another person, and/or (f) physically restraining or detaining another person.
- p) **Election:** the period beginning when petitions for office are available and ending at the conclusion of voting and the announcement of election results.
- q) **Polling Area:** the area extending 50 feet in all directions around the voting machines, unless otherwise determined by the Elections and Credentials Committee.

2) RESPONSIBILITIES

- a) By choosing to run for office in the Student Association, a candidate is agreeing to obey to these Election Rules and Regulations and to submit to the jurisdiction of the Elections and Credentials Committee and Chair and Student-Wide Judiciary in enforcing these Election Rules and Regulations
- b) It is the responsibility of each candidate to read, understand, and follow these Election Rules and Regulations. Ignorance of the rules shall not be an excuse for violating the rules.
- c) The candidate, the candidate’s staff and supporters are all responsible for adhering to these rules. If supporters or staffs of candidates violate any of these rules and regulations the candidate or party may receive disciplinary sanctions as later set forth herein.

- d) Any candidate who holds office in a student government or club at the University at Buffalo shall not be permitted to use his/her official and unofficial duties to benefit himself/herself during the election.

3) QUALIFICATIONS

- a) Only currently registered University at Buffalo undergraduate students shall be eligible for active membership status in student organizations. Students must be in Academic Good Standing (as defined by the University at Buffalo):
 - (1) to be a candidate for elected office
 - (2) to serve in an appointed office
 - (3) to serve throughout one's elected or appointed term
- b) Recognized/registered student organizations and governments may establish additional requirements for office or membership.
- c) In order to be a candidate for elected office, undergraduate students must meet the following requirements:
 - i) The candidate must be a full-time undergraduate student at the State University of New York at Buffalo (a student who is suspended from UB shall be ineligible to be a candidate for elected office during the period of his/her suspension).
 - ii) The candidate must be in Academic Good Standing at UB as defined by the University.
- d) Any person who has been removed from his/her position in the Student Association based upon recall proceedings, as more particularly set forth in the SA Constitution, may not run in any Student Association election for any position nor be elected to any position within the Student Association until after the March 1 following his/her removal from office.
- e) Continued Verification:
 - i) When a student is elected or appointed to an organization's officer position, their academic standing will be verified periodically during their term in office.
 - ii) A student will be required to forfeit appointed or elected positions if he/she ceases to be in Academic Good Standing while in office.
 - iii) Final eligibility verification is the responsibility of the University at Buffalo Office of Student Affairs or other University officers, as designated by the University.

4) CANDIDATE STATEMENTS

- a) **Online/Web Presence** – SA has created space on the SA website for the general election. SA will post candidate's/party's statements/platform and graphics for each candidate/party on this site along with a submitted photograph. Spamming is prohibited. In the event of a technical problem with respect to the posting of a candidate's or party's statements and photos on the SA webpage, the SA Elections and Credentials committee shall take any steps they deem reasonable in order to keep the election process fair for all candidates; however, an accidental technical problem or failure with respect to a candidate's or party's statements or graphics on the SA website shall not effect the results of the Election.

5) ELECTION RULES AND PROCEDURES

- a) **Petitions**
 - i) In order to be considered as a candidate for office a student must secure at least the following number of signatures from undergraduate students and return the same to the Elections and Credentials Chair or his/her designee by the deadline for petition submission set by the Elections and Credentials Chair:

(1) President / Vice President	200
(2) Treasurer	100
(3) Senate	100
(4) Assembly	40

- ii) Those signing a petition must list their UB person number next to his/her name. Signatures of persons who are not University at Buffalo undergraduate students shall not be counted.
- iii) Duplicate, confusing, or illegible signatures shall be declared invalid by the Election and Credentials Committee.
- iv) Petitions must be submitted to the Elections and Credentials Chair or his/her designee or the SA Administrative Director or his/her designee (in the SA office) before the deadline date listed on the petition. The Elections and Credentials Committee has the authority to authorize (or decline to authorize) acceptance of a late petition based upon proven extenuating circumstances beyond the student candidate's control. All candidates must attend the mandatory meeting where the SA Election Rules and Regulations shall be distributed and reviewed, or make otherwise suitable arrangements according to the convenience and discretion of the Elections and Credentials Chair.
- v) The Elections and Credentials Committee has discretion to declare signatures invalid and/or assign disciplinary sanctions against any candidate who does not ensure that all signatures are authentic, not forged, or signed on someone else's behalf.
- vi) The receipt of a valid petition by the deadline date listed on the petition and attendance at the mandatory meeting or suitable alternative determined by the Elections and Credentials Chair entitles the candidate to have his/her name placed on the ballot, so long as he/she is otherwise eligible under these Election Rules and Regulations.
- vii) The Elections and Credentials Chair (or his/her designee) shall be responsible for determining the validity of all petitions.
- viii) The Elections and Credentials Committee shall retain jurisdiction throughout the Election period.

b) Party

- i) Any group of candidates that chooses to campaign as a party, or any group of candidates that the Elections and Credentials Chair deems to be acting as a party, must declare their party status at the mandatory meeting for candidates.
- ii) A party is responsible for its own party publicity. The party name shall appear on the ballot alongside the candidates' names. The space on the ballot limits the number of characters to 15, so only the first 15 characters of a party's name will be displayed.
- iii) An independent candidate may request to have words placed on the ballot alongside his/her name. There is a limitation of 15 characters.
- iv) Party names must be unique in any given election. The first candidate to submit a petition with a party name shall have exclusive rights to that name for the election. Party names may not be obscene, offensive, or in violation of any laws. Candidates are prohibited from using any previous party's name (if that name was used in a UB Student Association election at any time during the preceding five years) unless more than 50% of that previous party gives written permission for use of the party name. Proof that permission has been given must be provided to the Elections and Credentials Committee prior to, or during the mandatory meeting.
- v) The Elections and Credentials Committee shall determine the validity of all party names.
- vi) A listing of party names from the past five years shall be made accessible and shall be read over at the mandatory meeting. This list must be properly maintained and updated.

c) Ballots

- i) The order of the names on the ballot shall be determined by drawing at the mandatory meeting for candidates.
- ii) The official ballots and/or voting machine shall be procured by the Elections and Credentials Chair and shall be kept secure until and during the Election.

d) Voting Procedures

- i) Every University at Buffalo undergraduate student is entitled to vote so long as he/she presents a valid UB student identification card at the polls during the period of voting.

- ii) Students shall vote by machine. In the event of an extended mechanical failure of a machine, voting may take place by paper ballot.
- iii) No student shall vote more than once in each election.
- iv) The Polling Area is the area extending 50 feet in all directions around the voting machines, unless otherwise determined by the Elections and Credentials Committee. This area shall be clearly marked by tape on the floor or other means.
- v) No campaigning shall take place within the Polling Area. Any campaign literature found in the Polling Area should be removed by the poll sitters.
- vi) Persons manning the polls shall take reasonable steps pursuant to the directions of the Elections and Credentials Chair to:
 - (1) Verify the identity of those voting.
 - (2) Verify the voter's eligibility.
 - (3) Not express an opinion on the candidates or issues to the voters.

e) Tabulations

- i) Blank, illegible, or confusing ballots shall not be counted in any tabulation.
- ii) If voting machines have been determined by the Elections and Credentials Chair and the Board of Elections representative to have been tampered with, then the election shall be declared invalid by the Elections and Credentials Chair.
- iii) Voting machines shall be secured at the close of each voting day.
- iv) The Elections and Credentials Committee, Elections and Credentials Chair, SA Administrative Director or Administrative Director's appointee, one Executive Officer that is not a candidate, a member of the Erie County Board of Elections, and others chosen by the Elections and Credentials Committee, shall tabulate all ballots to be verified by the SA attorney. In the event that all three current SA officers are candidates in the election, the tabulation shall proceed with all individuals above present, except an SA officer.
- v) The winner of each position shall be the candidate that receives the most votes.
- vi) After tabulation, all election materials shall be kept for 7 calendar days for public inspection.
- vii) The Elections and Credentials Chair shall release the official election results no later than 7 school days after the close of polling, except for extraordinary circumstances.
- viii) All candidates must remove all campaign materials from all locations immediately following the close of polls. Failure to remove all materials before the release of the election results may subject a candidate/party to sanctions.

f) Campaign Expenditures

- i) Absolutely no university funds or mandatory fee monies may be used towards campaigning in the SA election. This includes but is not limited to the use of any SA, clubs, Sub-Board I, Inc., Spectrum or Generation equipment, computers, photocopiers, printers or other resources—except when all candidates have access to the same resources, as determined by the Elections and Credentials Chair. Candidates may not use any money or resources of other student organizations either, including but not limited to the Residence Halls Association, Schussmeisters, Campus Ministries, or Greek organizations, nor may candidates use any money or resources of any State University of New York at Buffalo office or department.
- ii) Each independent candidate or party may spend a maximum of \$500.00 on the campaign. This amount shall include the value of all campaign items contributed by any source.
- iii) Every party or individual candidate running for a Student Association position shall be required to submit an expenditure report along with copies of all receipts of his/her campaign materials purchased to the Elections and Credentials Committee for verification twenty-four (24) hours prior to the end of the election.

- iv) All expenditure reports must be typed and list the vendor names, addresses, phone numbers, receipts, and a detailed description of each expenditure.
- v) In the event that goods and/or services are donated to a candidate, the estimated value of the goods and/or services shall be included in the expenditure report as an expenditure. All materials and services shall be valued at fair market prices. Any questions regarding this provision should be directed to the Elections and Credentials Chair.
- vi) It is the responsibility of each party/candidate to determine the fair market value of contributions. These determinations are subject to review by the Elections and Credentials Chair. The value of contributions shall be determined as follows:
 - (1) The party or candidate shall submit cost estimates obtained from 3 places of business listed in a phone book for the Buffalo metropolitan area, which normally engage in the act of selling the donated goods or service. The lowest estimate shall be used as the value assessed for the donated goods or service and shall be deducted from the candidate's or party's expenditure limit.
 - (2) All estimates should be in writing on company letterhead, stationery, or billing slip.
 - (3) The value of services donated to a candidate/party by an individual or business that would normally require payment shall be counted as a contribution.
 - (4) Volunteer work performed by current undergraduate students shall not be counted as donated services and shall not count against the allowable amount of campaign expenditures.

6) CAMPAIGNING AND ENDORSEMENTS

- a) No campaigning shall take place before the date set by the Elections and Credentials Committee.
- b) These SA Election Rules and Regulations and all Rules and Regulations of the University at Buffalo shall govern the election, including policies on posting and computer use.
- c) No other body of the Student Association shall offer endorsements except for the Academic Clubs Council, International Clubs Council, Engineering Clubs Council, People of Color Clubs Council, Sports Clubs Council, Special Interest Clubs Council, and Hobby Clubs Council. Any party/candidate seeking an endorsement from a non-SA entity must first gain approval by the Elections and Credentials committee. Further the outside agency must meet with the Elections and Credentials committee before any candidate/party meets with the outside agency.
- d) Permanent defacement of campaign material or university property is prohibited.
- e) No candidate, party, or representative may:
 - i) Convey false information pertaining to the election or other candidates in any way, shape or form,
 - ii) Use or threaten physical violence, or harass any other person.
 - iii) Attempt to destroy, deface, remove, or cover another candidate's or party's campaign material.
 - iv) Tamper with ballots or any election material or equipment
 - v) Bribe or attempt to bribe any other student.
- f) Any campaigning or publicity in forums with 10 or more non-candidates in attendance is only allowed if such event is approved by the Elections and Credentials Chair at least 24 hours prior to the event. In order to be approved, the event must involve a fair opportunity for all candidates running for a particular position to be heard (if they choose to attend and participate), utilize procedures which are reasonably fair to all candidates, and such events must adhere to all University at Buffalo and SA rules and regulations, including regulations concerning the use of space on campus. The event cannot be on the days of polling. The decision of the Elections and Credentials Chair with respect to approval of the forum or its format is final and is not subject to review. SA clubs shall not host independent forums for candidates; club members shall have an opportunity to hear candidates speak at their respective club council endorsement forums.
- g) No candidate or representative may campaign in the residence halls or on-campus apartments. This includes all food areas owned by FSA in the residence halls or campus apartments, (no door-to-door solicitation, flyers under doors, no flyers hung above terrace level). Utilizing one's own dorm/apartment

room, or the room of a campaign supporter with permission, for activities related to preparing for the campaign, shall not be in violation of this rule.

- h) Candidates may not engage in Spamming (as previously defined).
- i) Candidates may not encourage or in any way assist any other person in doing any act which a candidate him/herself is prohibited from doing.
- j) Violation of the regulations of any University entities during any SA elections may be subject to sanctions imposed by that entity as well as the Elections and Credentials Committee.

7) ELECTIONS AND CREDENTIALS: JURISDICTION AND AUTHORITY

- a) The Elections and Credentials Chair – a current undergraduate student duly appointed by the Student Association President, and confirmed by a majority vote of the SA Assembly, shall serve as Elections and Credentials Chair and voting member of the Elections and Credentials Committee. The Elections and Credentials Chair may appoint a designee in writing to fulfill any right/obligation assigned to the Elections and Credentials Chair pursuant to these Rules, so long as the designee is a member of the Elections and Credentials Committee.
- b) The Assistant Elections and Credentials Chair – a current undergraduate student duly appointed by the Student Association President, and confirmed by a majority vote of the SA Assembly, shall serve as Assistant Elections and Credentials Chair and voting member of the Elections and Credentials Committee. This is an optional position, filled at the discretion of the Student Association President. Only an individual employed by SA may serve under this title.
- c) The President shall have the authority to remove the Elections and Credentials Chair and Assistant Elections and Credentials Chair, subject to the restrictions set forth in the SA Constitution.
- d) The Elections and Credentials Chair and the Assistant Elections and Credentials Chair shall be regarded as a staff appointment of the executive branch. As such, this individual will be subject to the same removal procedure as other executive branch staff members.
- e) If a vacancy in the position of Elections and Credentials Chair occurs during an election period and the SA Assembly cannot meet to approve a new Elections and Credentials Chair, the President may appoint a new Elections and Credentials Chair, and such person shall take office upon being confirmed by a majority vote of the Emergency Powers Council.
- f) The Elections and Credentials Committee is a group of current undergraduate students appointed by the Elections and Credentials Chair. The Elections and Credentials committee shall be comprised of an odd number of members.
- g) Any individual appointed to the Committee shall serve from the date of their appointment, which shall be no earlier than May 1st, until April 30th of the following year, unless they step down or are removed from their position by one of the processes defined herein.
- h) A committee member can be removed from the committee for possible conflicts of interest, unlawful behavior or behavior intentionally in violation of these rules and regulations by a majority vote of the Elections and Credentials Committee, or a two-thirds vote of the Assembly.
- i) The Elections and Credentials Committee shall be the administrative, regulatory, prosecutorial body with jurisdiction on all matters stemming from any Student Association Election. Following a written complaint from another candidate alleging a candidate or party committed a specific violation of these Rules, the Elections and Credentials Committee shall have the power to cite a candidate or candidates for violations of these Rules. Their notices of violations will include a referral to the University at Buffalo Student-Wide Judiciary, which will determine (1) whether there is sufficient proof to establish by a preponderance of the evidence that a violation of these rules has been committed by a particular individual, and if so (2) what sanction is appropriate to punish such individual (within the limitations established by these Rules).
- j) The Elections and Credentials Committee has the authority and discretion to choose not to cite a candidate for a violation of these Rules, if the Elections and Credentials Committee finds there is not sufficient evidence to warrant prosecution, or if extenuating circumstances exist to make prosecution of

the alleged violation against the interests of justice. If the Elections and Credentials Committee chooses not to cite a candidate for a violation of these Rules, the matter may not be brought to the Student-Wide Judiciary (unless the allegations of wrongdoing include alleged unlawful acts by the Elections and Credentials Committee).

- k) The Elections and Credentials Committee shall have the authority to extend any deadline, as they deem necessary in the interest of justice, if they deem that a student or group of students is unable to meet such deadline due to proven extenuating circumstances beyond that person(s)'s control.
- l) The Elections and Credentials Committee shall have the authority to enforce these Election Rules and Regulations and refer candidates to the Student-Wide Judiciary for violations.
- m) When the Elections and Credentials Committee cites a club for hosting an illegal forum, giving an illegal endorsement, or allowing a candidate to illegally use club resources, the Elections and Credentials Committee shall duly have the authority and jurisdiction to punish that club with a fine of \$100-\$750 per offense (to be taken out of this year's club budget if available, and regardless of prior earmarking of the money, or next year's club budget if the money is not available during the current budget year). Such a punishment shall be determined at the sole discretion of the Elections and Credentials Committee. Clubs may appeal these decisions made under this clause to the Student Association Senate only, which will decide the appeal by a majority vote with whatever hearing procedures the Senate Chair deems fit in his/her reasonable discretion.
- n) The Elections and Credentials Committee shall be empowered to make and enforce any reasonable additional rules that should become necessary to ensure a fair and impartial election. Notice of any new rules and potential sanctions for their violations must be promptly given to all candidates.

8) HEARING FORMAT

- a) After the Elections and Credentials Committee cites a candidate or candidates for violations of these Elections Rules and Regulations, the University at Buffalo Student-Wide Judiciary shall have the authority and jurisdiction to conduct proceedings, make determinations of law and fact, and, in turn, provide a verdict and sentence/sanction, subject to any limitations imposed by these Rules, the SA Constitution or By-Laws.
- b) BURDEN OF PROOF: In any hearing regarding violations of these Election Rules and Regulations, the accused party or candidate may only be found responsible if the Student-Wide Judiciary determines that credible evidence proves by a preponderance of the evidence that the accused party or candidate committed the specific violation charged. If this burden of proof is not met, then the party or candidate must be found not responsible for the alleged violations.
- c) The Student-Wide Judiciary may determine a format to conduct a hearing regarding an alleged violation of these rules, so long as the hearing procedures are fair to all parties and are subject to any limitations imposed by these Rules.
- d) The Elections and Credentials Chair (or his/her designee) shall be permitted, if he or she wishes, to play a prosecutorial role in all Student-Wide Judiciary proceedings concerning Student Association election matters. In performing this function, the Elections and Credentials Chair (or his/her designee) shall be permitted to seek the assistance of any member of the Elections and Credentials Committee, and to seek advice, if he/she chooses to, from the SA Attorney.
- e) All proceedings concerning Student Association election matters before the Student-Wide Judiciary must be open to the public.
- f) Each accused party must be given a reasonable opportunity to cross-examine any witnesses against him/her, and to present witnesses and/or other evidence favorable to the accused party.
- g) An accused party may be represented by another student or an attorney, if he/she so elects, and have such person speak on his/her behalf.
- h) The Student-Wide Judiciary shall have the discretion to determine any appropriate sanction against a person found guilty of violating these Elections Rules and Regulations, within the range of potential sanctions set forth under these Rules.

9) VIOLATIONS AND THEIR RECOMMENDED SANCTIONS

- a) Upon a finding by the Student-Wide Judiciary that a candidate has violated these Rules, the Student-Wide Judiciary has the power to impose the following corrective measures against the candidates:
 - i) Public Censure; and/or
 - ii) Impose community service hours upon a candidate or candidates (including directions and/or limitations as to where such community service hours may or may not be performed); and/or
 - iii) Limit candidate(s) and their supporters from campaigning in the Student Union at times/dates specified by the Student-Wide Judiciary, if such remedy is specifically authorized under these Rules; and/or
 - iv) Removal of the party or candidate from the election, if such remedy is specifically authorized under these Rules.
- b) Sanctions below represent a maximum number of hours that may be imposed per offense. The Student-Wide Judiciary may impose a reduced sentence (including simply a warning/censure) at its discretion.
- c) Expulsion from the election is an extreme sanction reserved for the very most serious situations because it deprives students of their right to vote for a candidate of their choice.
- d) The following are the maximum sanctions which may be imposed per person per offense:
 - i) Exceeding the campaign expenditure limit by:
 - (1) Less than \$50 – 5 hours of community service
 - (2) More than \$50 and less than \$200 – 10 hours of community service
 - (3) \$200 or more – 20 hours of community service and/or 1 hour of prohibited campaigning in the Student Union for every \$50 spent over the expenditure limit
 - ii) Late submission of an expenditure report – 10 hours of community service; plus, if the expenditure report is more than 4 hours late, the candidate(s) may be found responsible for falsifying or hiding campaign expenditures (as set forth below) based upon the late expenditure report alone, *and* the Elections and Credentials Committee may use any reasonable method it deems fit to impute value to expenditures related to that campaign.
 - iii) Falsifying or hiding campaign expenditures – 50 hours of community service and/or 4 hours of prohibited campaigning in the Student Union
 - iv) Posting Violations
 - (1) Posting on glass or other prohibited surfaces – 1 hour of community service
 - (2) Removing or covering other flyers – 4 hours of community service and/or 1 hour of prohibited campaigning in the Student Union per flyer
 - (3) Defacement of property or posters of others – 20 hours of community service and/or 2 hours of prohibited campaigning in the Student Union per offense
 - v) Slander – 20 hours of community service and/or 2 hours of prohibited campaigning in the Student Union
 - vi) Libel – 20 hours of community service and/or 2 hours of prohibited campaigning in the Student Union
 - vii) Illegally sized (oversized) banner – 3 hours of community service
 - viii) Seeking an endorsement in violation of these Election Rules and Regulations – 10 hours of community service and/or 1 hour of prohibited campaigning in the Student Union
 - ix) Campaigning within the Polling Area – 10 hours of community service
 - x) Use of Physical Violence: 150 hours of community service, expulsion from the election, and reporting to law enforcement authorities
 - xi) Harassment (as defined under these Rules): 75 hours of community service and/or 5 hours of prohibited campaigning in the Student Union
 - xii) Tampering with ballots or equipment belonging to SA – 150 hours of community service and expulsion from the election
 - xiii) Bribing any undergraduate student for his/her vote or to induce such student to commit an illegal act or act in violation of these Election Rules and Regulations – 75 hours of community service and/or

5 hours of prohibited campaigning in the Student Union for first act; additional acts: 150 hours of community service and/or 8 hours of prohibited campaigning in the Student Union and/or expulsion from the election.

- xiv) Speaking in front of an illegal forum – 10 hours of community service and/or 1 hour of prohibited campaigning in the Student Union
- xv) Campaigning in the residence halls or on-campus apartments – 10 hours of community service and/or 1 hour of prohibited campaigning in the Student Union
(utilizing one’s own dorm/apartment room, or the room of a campaign supporter with permission, for activities related to preparing for the campaign, shall not be in violation of this rule)
- xvi) Spamming – 20 hours of community service and/or 2 hours of prohibited campaigning in the Student Union
- xvii) Prohibited use of funds or resources of any group funded by mandatory student fees, any university office or department, or any student organization, for campaign related purposes -- 20 hours of community service and/or 2 hours of prohibited campaigning in the Student Union
- e) Penalties for other violations of these Election Rules and Regulations shall be determined by the Student-Wide Judiciary in consultation with the Elections and Credentials Committee and shall reflect the severity of the infraction and/or the flagrant disregard for these Election Rules and Regulations.
- f) Liability for the Conduct of Others in the Party. If a candidate is found liable for violating these Election Rules and Regulations, sanctions may be assessed against all candidates running as part of that candidate’s party, if such sanctions are sought by the Elections and Credentials Committee and approved by the Student-Wide Judiciary.
- g) Liability for the Conduct of Others Not in One’s Party. When one person engages in conduct which constitutes a violation of these Rules, another person (if a candidate) is liable for such conduct when he/she solicits, requests, commands, or intentionally aids such person to engage in such conduct, or if the candidate knows that such other person intends to commit a violation of these Rules or has committed a violation of these Rules, and the candidate fails to report the offense to the Elections and Credential Committee. A candidate who is found to be liable for the conduct of another person in violating an election rule is subject to the same range of potential sanctions as a candidate who is found responsible for actually violating that rule.
- h) Attempt. A candidate found responsible for attempting to violate an election rule is subject to the same range of potential sanctions as a candidate who is found responsible for actually violating that rule.
- i) Candidates are reminded that violations may be subject to additional penalties under University Rules and Regulations and NYS Penal Law.

10) SAVINGS CLAUSE

These Election Rules and Regulations are intended to comply with applicable federal, state and local laws, as well as any rules and regulations duly enacted by the State University of New York, and the SA Constitution and By-Laws. In the event that any provision of these Election Rules and Regulations should conflict with any applicable federal, state or local law, or the rules and regulations of the State University of New York, or the SA Constitution or By-Laws, the relevant provision of this document shall be automatically reformed and construed so as to be valid, operative and enforceable to the maximum extent permitted by law or equity while preserving its original intent, and the balance of this document shall still be valid.

Updated: Fall 2016

Approved by the SA Assembly

Effective: Immediately