4.1 Election Commission

This Commission is set up solely to administer and monitor all elections and referenda of the UW-L SA. The objectives of the Election Commission are to insure a fair campaign period and a fair election. The Election Commission is to be free of any political influences of Student Government. These objectives shall underlie all activities of the Election Commission.

4.2 Membership

4.21 Students may volunteer or be nominated to join the commission. The Student Senate must approve the Commission appointments by a 2/3 vote.

4.21.1 No member of the Election Commission shall participate in any partisan campus political activity while serving on the Commission, including the signing of petition papers, the wearing of campaign materials, and the usage of online support such as social networking websites and web pages that explicitly endorse a particular candidate or slate. This includes both on and off campus activities. Failure to comply herewith shall be sufficient grounds for removal from the Commission by the Election Commission by a majority vote of those members present.

4.22 Membership Breakdown

4.22.1 The Election Commission shall consist of six voting students, one student alternate, and one voting member representing the Dean of Student Affairs Office.

4.22.1.1 Two non-returning Senators
4.22.1.2 Four non-senators
4.22.1.3 One non-senator serving as an alternate
4.22.1.4 One Dean of Student Affairs or his/her designee
4.22.1.5 All voting members of the UW-LSA Board of Directors shall not serve on the Commission.
4.22.1.6 No present UW-L SA interns shall serve on the Commission.

4.22.2 Four members are necessary for Election Commission quorum. Members must attend no less than 3/4 of meetings, or they will be subject to removal from the Election Commission by the UW-L SA Board of Directors.

4.22.3 No proxy voting will be allowed.
4.22.4 The Election Commission shall dissolve on the final day of the academic year in which it is convened.

4.23 The Election Commissioner

4.23.1 The Election Commissioner shall be elected by a simple majority vote of the members present of the Election Commission.

4.23.2 The Election Commissioner shall be in charge of convening meetings, maintaining a file of all records: appeals and minutes. The Election Commission minutes shall be made accessible to the public upon request.

4.23.3 The Election Commissioner shall account for all Senate vacancies and comprise a list of total available seat positions prior to the end of the nomination period.

4.3 Powers and Responsibilities of the Election Commission

4.31 The Election Commission shall, acting in accordance with all provisions of the UW-L SA Constitution, have the authority to establish any rules it deems necessary for the purpose of conducting an election and/or Student Senate referendum.

4.32 A sample ballot with biographies shall be publicized in the Racquet, either in print or online, and the Student Association webpage, at least one week prior to the election, or once finalized by the commission. The dates, times, and process of voting shall be included with this information.

4.33 The Election Commission will draft a statement to be sent to all division or department heads, which will then be forwarded to all faculty and staff, reminding them that an endorsement for or against a specific candidate or candidates is prohibited. This shall be sent prior to the beginning of the campaign period.

4.34 The Election Commission is responsible for gathering candidates’ biographies and putting them on the UW-L SA website. A link to these biographies shall be included in the email sent out to the student body on the morning of Election Day for voting. Prior to placing the biographies on the ballot website, the commission should review the content in order to make sure the biographies contain factual information and solely pertain to that individual candidate.

4.34.1 Biographies are not required. Candidates can choose to not supply one.

4.34.2 Biographies are allowed only for Presidential and Vice Presidential candidates in contested elections.

4.4 Candidates for Office
4.41 Eligibility

4.41.1 Any candidates for office shall maintain a minimum cumulative grade point average of 2.0 at the time of election and must meet the qualifications for that office as established by the UW-L SA Constitution.

4.41.2 Students running for a seat representing a specific college must be currently enrolled as a member of that college.

   4.41.2.1 In the case of a student who is working towards majors in different colleges, the student is allowed to choose the college in which they choose to run.

4.42 Filing

4.42.1 Candidates for an executive or senatorial position of the UW-L SA who wish to be on the ballot must complete and file with the Election Commission the proper nomination form by 4:00 p.m. the final day of the nomination period and must turn the paper into the Office of Student Life. The nomination period shall be no less than two class weeks.

4.42.2 Candidates for President and Vice President may file for office jointly or individually. Those Candidates for President and Vice President filing jointly shall be listed as tickets on the ballot. Student may vote for any combination of one candidate for President and one candidate for Vice President.

   4.42.2.1 Each individual candidate for an executive position must include the signatures of at least fifty current UW-L students with the nomination forms. Each executive pair must include the signatures of at least one hundred current UW-L Students with the nomination form.

   4.42.2.2 Each candidate for a senatorial position must include the signatures of at least twenty-five current UW-L students with nomination papers.

   4.42.2.3 Disqualification: If nomination papers are handed in after the deadline, their eligibility shall be decided by the Commission. The candidate affected shall present their defense to the Election Commission. A unanimous vote of Commission members present will be needed for requalification.

4.43 Biographies
4.43.1 Candidates for President and Vice President receive the opportunity to submit a biography that will be placed on appropriate sites by the Election Commission. A link will be available to reach biographies and will be included in the email message sent for the election. This needs to be completed one week after the filing of their nomination papers. Biographies will appear on a previous page during the voting process before the students are able to make their official vote(s). However, these biographies will not be present on the same page of the official online ballot.

4.43.1.1 The biographies will contain four different questions.
   A. What are your past experiences?
   B. “What inspired you to run for (position)?”
   C. “What are your future goals for Student Senate?”
   D. “How do you plan on representing your constituents?”

4.43.1.2 The answers for each question on the biography may not exceed 40 words.

4.43.1.3 Candidates who do not submit a biography on time will not receive the opportunity to have a biography present on the sample or online ballot. Before biographies are posted, commission will review content for factual and relevant information.

4.43.1.4 Before biographies are posted, commission will review content for factual and relevant information.

4.43.1.5 Disqualification: If candidates provide false information or personal attacks in their biographies, they can be disqualified by the Election Commission. The candidate affected shall present their defense to the Election Commission. A 2/3 vote of Commission members present will be needed in order to be disqualified.

4.5 Campaign Period

4.51 Campaigning will be defined as any activity, either written or spoken, that is designed to influence students to vote for a prospective or official candidate or a referendum question on the ballot.

4.52 The campaign period shall begin for a candidate after they have filed completed nomination paper and attended the mandatory policy meeting with the Election Commission. It shall last 3 weeks for Presidential and Vice-Presidential candidates and 2 weeks for all other Senatorial candidates.

4.52.1 Nomination papers will include notice of dates of the campaign period and dates of mandatory meetings.

4.53 Disqualification
4.53.1 Campaigning without complying with 4.52 shall be considered a violation and the candidate shall be considered for disqualification. The defendant(s) shall be provided the opportunity to appeal to the Election Commission. A 2/3 vote of the Commission members shall be required for re-instatement of the defendant.

4.54 Write-in Candidates

4.52.1 Students considered for write-in must abide by all campaign policies, with the exception of filing petition papers and meeting with the Office of Student Life.

4.55.2 Write-in candidate(s), who choose to violate the Election Commission by-laws and/or Campus Publicity Guidelines, votes will not be counted.

4.6 Conduct of Campaign

4.61 All campaigning shall be done within the boundaries of the UW-L campus.

4.61.1 This will allow the Election Commission to keep an eye out for any campaign violations.

4.62 All campaign literature and materials (i.e. pamphlets, clothing/apparel, stickers, advertisements, chalking, websites, etc.) must include an “authorized and paid for by” or “AAPFB” with the last name of the candidate(s) or name of campaign committee.

4.62.1 There may only be one table-tent per table per candidate

4.62.2 There may only be one poster per general use bulletin board per candidate

4.63 Candidates and their supporters are NOT allowed to use, utilize, or campaign through Student Activities and Centers. Nor shall university resources be used to support candidate(s) campaigns. These resources include but are not limited to: naming menu items after candidates, distributing publicity (i.e. stickers on cups, handing out literature, etc.), swiping cards at food service places, collecting tickets for campus events, and stamping table tents and other candidate-specific publicity.

4.64 Personal web space may be used, but not official university web space (excluding space allotted for personal use). Linking to other websites is allowable as long as the candidate(s) do not use the University seal, Student Association logo, or any other copyrighted materials without explicit permission.

4.65 A candidate or candidates may use UW-L provided e-mail
4.65.1 They may not use any electronically created university administrative lists for campaign purposes or in any other way that violates the university’s policy regarding the use of e-mail.

4.65.2 The use of organizations lists is acceptable

4.65.3. Manually entering all e-mail addresses is acceptable

4.65.4 The use of class lists, provided by D2L or faculty, is acceptable

4.66 The Student Senate office area is off-limits for any campaigning or storage of campaigning materials.

4.67 Candidates and their supporters are NOT allowed to distribute food items or beverages to potential voters.

4.68 Candidates can come together to create “slates”.

   4.68.1 Slates are unofficial unions of candidates which promote each other through the campaigning process.

   4.68.2 Candidates can be on more than one slate if they choose.

4.69 Election Day Campaigning

   4.69.1 Candidates are not allowed to campaign, in person or electronically, on Election Day, started at 12:01 a.m.

   4.69.2 Candidates may ask students if they voted already or remind them to vote.

   4.69.3 Members of official or unofficial slates cannot campaign for each other on Election Day.

   4.69.4 Candidates cannot pay or bribe anyone to campaign on their behalf.

4.610 Any organization or entity who campaigns for a referendum or candidate must obey all election conduct outlined in the Election Commission Bylaws.

4.7 Qualifications and Conduct of Voters

4.71 Eligibility of Voters

   4.71.1 All undergraduate and graduate students who are registered at UW-L for the current semester are eligible to vote.
4.71.2 Any student may vote for the candidates for executive offices and senatorial candidates in the school or college in which he/she is enrolled.

4.72 Voting Procedure

4.72.1 No voter shall cast more than one vote for each executive office.

4.72.2 The number of votes that a student may cast in his/her school or college shall be equal to the number of open positions available.

4.72.3 It is the voter’s prerogative to vote for only one candidate, to cast no vote at all, or to write in a name which does not appear on the ballot. This shall not invalidate the ballot.

4.8 Mechanics of the Election

4.81 Election Dates

4.81.1 The Commission shall conduct a one-day election for executive and senatorial positions on the fourth Tuesday following Spring Break.

4.81.2 The Election Commissioner or appointee will proceed as the moderator for the executive candidate debate.

4.81.4-3 If circumstances arise that do not allow for the above dates to be feasible, the Commission shall announce feasible, substitute dates.

4.82 Violation Protocol

4.82.1 Campaign violations shall be defined as any activity committed by or given prior approval by a candidate contrary to the Bylaws of the UW-L Student Association Election Commission, the Office of Residence Life Policies, and the UW-La Crosse Campus Publicity Guidelines, as well as university policies. Write-in candidates shall be responsible to know and adhere to all election and campaign rules.

4.82.1.1 Office of Residence Life Policies

4.82.1.1.1 Publicity and Advertising

A. All postings must be brought to the Office of Residence Life for approval. These will then be given to Residence Hall staff for posting at their earliest convenience. Individuals are not allowed to post materials in the Residence Halls on their own. Unauthorized removal or possession of signs is not allowed.
4.82.1.1.2 Solicitation

A. Door to door solicitation is not allowed in the Residence Halls. This includes the solicitation of goods and services as well as idea as it pertains to all other nonprofit organizations, groups or persons wishing to address residents at random. Students should immediately contact the hall front desk and/or University Police if solicitors are in the Residence Hall.

4.82.1.1.3 Campaigning

A. The following policy and procedures regarding political campaigning are designed to allow candidates the opportunity to discuss issues, distribute literature, and provide Residence Hall students the occasion to talk with candidates. Likewise, this policy and these procedures are designed to protect the students’ rights to privacy and security. Candidates in all elections pertinent to Residence Hall students may conduct timely door-to-door campaigns, hold open meetings in a designated meeting place, and distribute literature following the procedure below.

B. To assure the security of residents, their property and University property, all candidates and their representatives (no more than two) must leave proper identification at the front desk prior to entering the living unit. While campaigning, candidates and their representatives must wear visible identification (a button) provided by the front desk. Candidates and their representatives must return the button when they pick up their identification before leaving.

C. Door-to-door campaigning may only be conducted from 3-7pm, Monday through Friday, and 3-5pm on Saturday and Sunday. During these visits, candidates are welcome to distribute literature only to those residents expressing interest. Placement of materials under or on doors is prohibited.
D. Candidates must honor the wishes of students who choose not to speak with them or who do not invite them into their rooms.

E. To keep disruptions to a minimum, discussions among candidates, their representatives, and students are to occur in students’ rooms only. Discussions in hallways are prohibited. Larger groups may meet in a designated area at the above mentioned times. This designated area should be reserved through individual Hall Councils.

F. Materials to be posted must be approved by the Hall Director and follow the poster policies of each Residence Hall. All posters not approved will be removed.

G. Candidates and their representatives who choose not to follow the above procedures will be asked to leave Residence Halls. All posters are not approved will be removed.

4.82.1.2 Violations of Office of Residence Life Policies

4.82.1.2.1 If any Student Association campaigner is found in violation of the aforementioned policies, the Election Commission will be responsible for investigating and determining necessary sanctions to the candidates in violation.

4.82.1.2.2 Appeals on decisions made by the Election Commission may be made to the Commission. If the decision is not overturned, an appeal may then be made to the Student Court.

4.82.1.2.3 The Residence Hall retains the right to ask candidates and representatives in violation of these policies to leave the Residence Halls and not allow said candidate(s) to return for the duration of the election per their solicitation and campaign policy.

4.82.1.2 UW-La Crosse Campus Publicity Guidelines

4.82.1.2.1 Candidates are responsible for adhering to all policies as indicated in this document.

4.82.1.3 University Policies
4.82.2.3.1 Candidates are responsible for adhering to all policies as created by the University of Wisconsin-La Crosse.

4.82.2 When a complaint about a violation is brought to the Commission, it must include a description of the evidence, or the names of witnesses of the alleged violation.

4.82.3 In the case of an election violation, the following steps shall be taken.

4.82.3.1 Failure of a candidate to abide by these by-laws may result in a disqualification of the violator(s) name(s) and removal from the ballot.

4.82.3.2 The Commission may act on its own or act on an appeal written by any candidate, student, or witness.

4.82.3.3 A 2/3 vote by the Commission members shall be needed in order to take any action in response to violations.

4.82.3.4 Notification of the candidate(s) affected is required.

4.82.3.5 The candidate affected shall be given an opportunity to present their defense before the Commission reaches judgment.

4.83 Debate

4.83.1 A debate for the executive candidates, sponsored by Student Association, shall be held the week before the general election.

4.83.2 The debate is not a required event. Candidates can choose to not participate.

4.83.3 The debate will only be held if the Presidential or Vice Presidential seat is contested.

4.83.3.1 In the case of a write-in candidate(s) for President and Vice President, the write-in students may appeal to the Election Commission to participate in the debate. A majority vote will be needed to allow write-ins to participate.

4.9 Suspending the Election

4.91 The Commission shall have the power to suspend elections for twenty-four hours, upon receiving an appeal for such a suspension from one or more candidates, students, or other witnesses. A 2/3 vote of Commission members present shall be required for a twenty-four hour suspension.
4.92 Elections shall be suspended only at the beginning of the election day before the polls open, or on the preceding day, but never while the polls are open on election day.

4.93 Written appeals regarding the election process for each election must be presented to the Election Commission before the polls close on general election.

4.94 Other potential judgments

4.95.1 The Commission, by a 2/3 vote of members present, may choose to order a re-election for the office(s) if the election outcome was affected by violations.

a. If a re-election is called, the Commission may leave the names intact, or may disqualify certain names from the ballot for the re-election.

4.95.2 If the person(s) making the appeal wish(es) to appeal the action of the Election Commission, they must take the issue to the Student Court.

4.10 Campaigning Violations

4.101 The Election Commission will view each complaint independently unless multiple complaints are filed on the same issues.

4.101.1 When a complaint is filed, the Election Commission will contact the candidate(s) affected. Upon the decision of the Election Commission, a candidate has 24 hours to adhere to a decision made by the Election Commission.

4.101.2 The Election Commission has the power to decide the severity of the violation and enact the consequence they deem necessary.

4.101.3 Disqualification

4.101.3.1 Disqualification can occur if sections 4.5-4.6 and/or section 4.82.1 of this document are violated by a candidate or a candidate's campaign.

4.101.3.2 Any disqualification is subject to the violation protocol in section 4.82 of this document.

4.101.3.3 If disqualification(s) occur and a candidate wishes to appeal their disqualification, the appeal process detailed in section 4.11-4.12 of this document will be followed.

4.11 Counter Appeals
4.111 All Commission judgments may be subject to an appeal from candidate(s) against whom a decision was rendered within two class days of notification.

4.112 Once an appeal is received, the Commission shall meet within two class days of the receipt of the appeal to consider it.

4.113 Candidate(s) shall have the opportunity to appear in person before the Commission in support of their appeal.

4.114 If the candidate(s) affected by the Commission’s appellate decision(s) want to appeal further, they must take the issue to the Student Court.

4.12 Counter-Appeals

4.121 A counter-appeal is hereby defined as a response by candidate(s) not affected by the decision/sanction of Election Commission. Candidate(s) may file a counter-appeal within two (2) class days of receiving notice of the Election Commission’s appellate ruling.

4.122 Candidates may file counter-appeals only if their arguments pertain to the legitimacy/merit of the initial appeal made by the other party. If the party filing the counter-appeal questions the judiciousness of the Election Commission’s ruling, these arguments may be presented to the Student Court.

4.13 Ballot Counting

4.131 The Election Commission shall supervise the vote tally.

4.132 Any person who has access to the voting data while votes are being tallied may not release partial results.

4.133 All voting data will be held by the Commission fourteen class days following the election day at which time they will be destroyed unless an appeal, recount, or re-election is pending, in which they shall be held until the dispute is resolved.

4.134 Recounts can be requested by a candidate up to three class days after the election. Such a recount is to be authorized by the Commission after hearing the case. A simple majority vote of members is needed for the recount decision.

4.135 In case of a tie between candidates for an executive or senatorial position, there shall be a runoff election between those tied candidates, two weeks following the final Election Day.

4.136 In case of write-in candidates for Senate positions, the Election Commission shall determine the winner by write-in votes and individual’s consent.
4.137 The Election Commission must approve the election process and results before they are made official. Two-thirds of the Election Commission members present must vote in the negative to not approve the process and results.

4.138 The Election Commission will make the election results public upon approval of the election process and results, and must present them to Student Senate.

4.14 Re-Elections Due to Other Unspecified Conditions

4.13141 A re-election may be authorized by the Commission whenever actions by a candidate, by parties unassociated with any candidate, or by parties unknown, significantly affected the outcome of the election. The same appeal process as found in section 4.11 will be followed.

4.15 Freshman and Graduate Elections

4.151 Candidates for Office

4.1451.1 Eligibility

4.1451.1.1 Candidates for all offices shall be enrolled in UW-La Crosse and meet all other current Constitutional qualifications.

4.1451.1.2 Candidates for Freshman Senator must be freshmen by credit (under 30 resident credits). Candidates for Graduate Senator must be Graduate students currently enrolled in a Graduate program.

4.1451.2 Filing

4.1451.2.1 Candidates who wish to be on the ballot must complete and file with the Election Commission the proper nomination forms by 4:00pm the final day of the nomination period. No late papers will be accepted. The nomination period shall be no less than one week.

4.1451.2.2 Each candidate for a senatorial position must include the signatures of at least twenty-five UW-L Students with nomination papers.

4.1452 Campaign Period

4.1452.1 The campaign period for freshman and Graduate elections shall begin after 4:00pm on the third Wednesday in September after completed nomination papers are submitted to the Election Commission.
4.1453 Eligibility and Conduct of Voters

4.1453.1 Eligibility of Voters

4.1453.1.1 Eligible voters must be registered at UW-L for the current semester.

4.1453.1.2 Any student who is a freshman by credit (under 30 resident credits) is eligible to vote for the Freshman Senator positions.

4.1453.1.3 Any student who is enrolled in a Graduate program at UW-La Crosse is eligible to vote for the Graduate Senator positions.

4.153.2 Conduct of Voters

4.1453.2.1 Each voter is allowed to cast one vote for each Senator position that they are eligible to vote for.

4.1453.2.2 It is the voter’s prerogative to vote for only one candidate, to cast no vote at all, or to write in a name, which does not appear on the ballot. This shall not invalidate the ballot.

4.1454 Mechanics of the Elections

4.1454.1 Election Dates:

4.1454.1.1 Elections for each position shall be held on the fourth Wednesday of September.

4.1454.1.2 If circumstances arise that do not allow for the dates set by the Commission to be used, the Commission shall announce feasible, substitute dates.

4.1454.2 Ballot Counting

4.1454.2.1 Refer to section 4.11.

4.16 Amendments to Election Commissions By-Laws

4.161 Amendments to these bylaws must be in writing to the Student Senate and require a majority vote by those present for passage.

Proposed 5/4/88
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Approved Section 4.543 Amendment 5/7/08 Approved Section 4.551 Amendment 3/4/09 Approved revisions 5/6/09
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