University of Alberta Students' Union

STUDENTS' COUNCIL LATE ADDITIONS

Tuesday February 1, 2005 – 6:00 p.m. Council Chambers 2-1 University Hall

2004-21/6 <u>REPORTS</u>

2004-21/6e Duncan Taylor, Vice President (Student Life)

Please see document LA 04-21.01

2004-21/11 <u>LEGISLATION</u>

2004-21/11f MOTION BY SMITH, RESOLVED THAT Students' Council amend

Article VIII of the Students' Union Constitution (first reading).

Please see document LA 04-21.02

2004-21/11g Bill #19 – Member Rights to In Camera and Confidential

Information (sponsor; SMITH)

(second reading)

Please see document LA 04-21.03

2004-21/11h Bill #18 – French Election Material (sponsor; SMITH)

(second reading)

Please see document LA 04-21.04

2004-21/12 NEW BUSINESS

2004-21/12e MOTION BY TAYLOR(VPSL), RESOLVED THAT Students' Council

approve an expenditure not to exceed \$6,000.00 from the Special

Projects Reserve for the purposes of Wellness Week.

2004-21/12f MOTION BY BLATZ/LAW, RESOLVED THAT Students' Council direct

the Executive Committee to do a review of the fees levied to offcampus and satellite campus students and report back to Students'

Council by April 5, 2005.

2004-21/14 INFORMATION ITEMS

2004-21/14d Bylaw 100 Schedule A

Please see document LA 04-21.05

Revised Votes and Proceedings from the December 7, 2004 meeting of Students' Council. 2004-21/14e

Please see document LA 04-21.06

Votes and Proceedings from the January 18, 2005 meeting of Students' Council. 2004-21/14f

Please see document LA 04-21.07

Duncan Taylor – Vice President Student Life Council Report February 1st

The Health Plan: A number of things have been going on in this area in the past few weeks. We did a survey after antifreeze and I'm still waiting for data to come back on that. Have also been trying to come up with a referendum question for the health plan, as there were some problems with the IRB wording, so I'll be proposing an amendment on that tonight. Have also been meeting with representatives from SCN and Dane to work out an "information session" prior to the election. Will be publishing the data from the survey in the gateway, along with the info on the info session (Feb $15^{th} - 5:00$ pm in the Alumni Lounge) as well as the rough outline of the process so far. Dane has signed off on doing this, and will be sure to run the final draft by him to make sure it is compliant with SU legislation

Anti-Freeze: Did a survey of the teams, what did you like, what didn't you like, how can AntiFreeze be improved overall. Thanks to all the teams who answered the survey. It's easy to get people to answer your questions when you bribe them with Kokanee SWAG.

Survey: Waiting for members of the exec and our partners to get their cross tab requests back to us so ATL can do the appropriate comparisons.

Wellness Week The other thief of most of my time. Sifting through last year's documents,, trying to figure out how much different groups will be contributing, coming up with an advertising plan for the week as well as a rough budget for the SU events. Unfortunately, while I have gotten commitments from a number of groups, one or two haven't confirmed what their contribution (in terms of finances) for the week that delayed getting the SPR request ready. On Monday I sent an email saying that the SU contribution would be devoted mostly to advertising in order for this SPR request to get through council in time for an add campaign to be effective.

From Backpack to ...: Renamed "Zero Year Reunion". Am working on a committee with Chris Robb and Norma Rodenberg (as well as reps from Alumni and CaPS). Talking with Steve Derpack to cover the evening activity, as to what we're doing. Headliner not confirmed yet.

SLB: Updated on health plan, asked for ideas on wellness week. Parking Advocacy Document is being worked on now that AntiFreeze is done.

CFB: Board meeting. Still working on the new SU funding proposal (or Chris Robb is), still trying to find appropriate space for the CFB.

RAC: Wheee. Talked about the upcoming referendum

One Card Meeting: Best committee ever. Went over one card survey and made some suggestions wrt how to improve one card service.

Student Services Advisory Committee: Working with Dean of Students to come up with a "non formal" committee to deal with Student Service related issues.

Beat the Geeks: made it to the 2nd round of the "Beat the Geeks" game, but was eliminated by the president. My buzzer was broken.

Live Aid: Met with Alex and Steve Derpack to talk about an SU benefit concert to raise funds to rebuild a school in one of the areas affected by the Tsunami. Have been informed I cannot force the band to play "Do they know it's Christmas" or "Tears are not enough"

Edmonton Journal: Met with the new Journal staffer who will be covering campus. Managed to introduce self as well as the portfolio.

UAB: Met with UAB President Tawana Wardlaw to talk about showing athletics highlights on SUB Stage to drum up anticipation for the upcoming CIS Hockey Nationals.

Coming Up!

International Week
More Wellness Week
Friday Night Promotions Team
"Volunteer Appreciation Night" at RATT discussion
Revolutionary Speakers Series Meeting
Meetings regarding Orientation
Health Plan meetings
Exec Day off
Meeting with Health Centre and GSA re: Health Centre financials.

If we can pull together/we can change the world forever/don't you know that tears are not enough

PROPOSED VIII (1)

Constitution

ARTICLE VIII - POWERS REGARDING FINANCE

- 1. Each member of the Students' Union will pay fees in accordance with this Article, and these fees will be collected by the University on behalf of the Students' Union.
- 2. In this section, the various classifications of students used will have meaning as established by the University. The membership fees listed do not include the fees described in Section 3.
 - a. Each full-time undergraduate student registered in a course for credit during the Fall or Winter Term will pay a Students' Union membership fee of Thirty Dollars and Eighty-Three Cents (\$30.83) per Term;
 - Each part-time undergraduate student registered in a course for credit during a Fall or Winter Term will pay a Students' Union membership fee of Fifteen Dollars and Four Cents (\$15.04) per Term;
 - c. Each student registered in a course for credit during the Spring or Summer Term will pay a Students' Union membership fee of Nineteen Dollars and Fifty-One Cents (\$19.51) per Term.
 - d. Pursuant to a Referendum passed on 7 and 8 March 2001, students not attending courses on the University of Alberta campus shall be considered a part-time student for the purposes of this Article.
 - e. <u>Students attending Augustana Faculty shall, unless</u> otherwise noted, be treated as part-time students for the purposes of this Article.

PROPOSED VIII (2)

Students attending Augustana Faculty shall nbot be assessed those fees set out in Section 2 (b), (e), (f), (h), (i), and (j).

- 3. a. Pursuant to a Referendum passed on 16 and 17 March 1988, the sum of Thirty-Eight Cents (\$0.38) per Fall or Winter Term from each part-time and full-time student's Students' Union fees will be allocated to the Student Refugee Fund.
 - b. Pursuant to a Referendum passed on 9 and 10 March 1989, the sum of One Dollar and Sixty-Eight Cents (\$1.68) per Fall or Winter Term from each full-time student's Students' Union fees, and Sixty-One Cents (\$0.61) per Fall or Winter Term from each part-time student's Students' Union fees will be allocated to the CJSR-FM88 Fund.
 - c. Pursuant to a Referendum passed on 7 and 8 March 1990, the sum of Sixty-Seven Cents (\$0.67) per Fall or Winter Term from each full-time and part-time student's Students' Union fees will be allocated to the Student Involvement Endowment Fund.
 - d. Pursuant to a Referendum passed on 7 and 8 March 1990, the sum of Thirty-Four Cents (\$0.34) per Fall or Winter Term from each full-time and part-time student's Students' Union fees will be allocated to the Eugene L. Brody Fund.
 - e. Pursuant to a Referendum passed on 6 and 7 March 1991, the sum of Three Dollars and Thirty-Six Cents (\$3.36) per Fall or Winter Term from each full-time and part-time student's Students' Union fees will be allocated to the Golden Bear and Panda Legacy Fund.
 - f. Pursuant to a Referendum passed on 9 and 10 March 1994, the sum of Three Dollars and Thirteen Cents (\$3.13) per Fall, Winter, Spring or Summer Term from each full-time and part-time student's Students' Union

PROPOSED VIII (3)

fees will be allocated to the Campus Recreation Enhancement Fund.

- g. Pursuant to a Referendum passed on the March 8 & 9, 1995 and subsequently amended by Students' Council on May 1, 2001 the sum of Fourteen Dollars and Fourteen Cents (\$14.14) per Fall or Winter Term and the sum of Six Dollars and Twenty-One Cents (\$6.21) per Summer Term from each full time and part time student's Students' Union fees will be allocated to the Access Fund.
- h. Pursuant to a Referendum passed on March 4 and 5 1998, the sum of Fifty-Eight Cents (\$0.58) per Fall and Winter term from each full-time and part-time student's Students' Union fees will be allocated to the Student Legal Services of Edmonton Fund.
- i. Pursuant to a Referendum passed on March 7 and 8 2001, the sum of Two Dollars and Seventy-One Cents (\$2.71) per full-time student for each of the Fall and Winter terms; and One Dollar and Thirty-Five Cents (\$1.35) per part-time student for each of the Fall and Winter Terms from each full-time and part-time student's Students' Union fees will be allocated to the Alberta Public Interest Research Group.
- j. Pursuant to a Referendum passed on March 6 and 7 2002, the sum of Two Dollars and Sixty-Seven Cents (\$2.67) per full-time Students' Union fees for each of the Fall and Winter Terms; and One Dollar and Thirty-Four Cents (\$1.34) per part-time students' Students' Union fess for each of the Fall and Winter Terms will be allocated to the Gateway Student Journalism Fund.
- 4. a. Pursuant to a Referendum passed on 11 and 12 March 1992, the Students' Union will index the Students' Union Fee and all components thereof to the Alberta Consumer Price Index (CPI). Components of the Students' Union Fee will be indexed starting the year after their implementation.

PROPOSED VIII (4)

b. The fee levied for the Access Fund will be indexed to the percentage increase in tuition and non-tuition fees charged by the University of Alberta. The fee levied will be exempt from the indexing provision specified in Section 4.a. of this Article, and as stated in the Access Fund Bylaw.

- 5. Notwithstanding anything in this Article:
 - a. An auditor who is not registered in a course for credit;
 - b. A graduate student; or,
 - c. A student registered in the Faculty of Extension;

will not be required to pay membership fees unless they are also a student mentioned in Section 2.

- 6. The membership fee paid by a full-time undergraduate student registered in Faculté Saint-Jean will be divided:
 - a. If a student is registered in three (3) or more courses on the University of Alberta main campus, Nineteen Dollars and Fifty (\$19.50) Cents annually will be payable to the Students' Union of Faculté Saint-Jean, and the remainder of the fee will remain with the Students' Union, University of Alberta; or,
 - b. Otherwise, Forty-five Dollars and Sixty-two (\$45.62) Cents will be payable to the Students' Union of Faculté Saint-Jean, and the remainder of the fee will remain with the Students' Union, University of Alberta.
- 7. The Students' Union, University of Alberta will annually transfer the membership fees owing to the Faculté Saint-Jean in the following manner:

Mar 26/03 Nov 1/02

Jun 25/02

Apr 9/02 May 1/01 PROPOSED VIII (5)

a. Two Thousand Five Hundred (\$2,500.00) Dollars by September 15;

- b. Eighty percent (80%) of the previous year's total, less Two Thousand Five Hundred (\$2,500.00) Dollars, by October 15;
- c. The balance adjusted for the current year's enrollment by March 1.

NOTE: The enrollment is deemed to be the official enrollment figures released by the Registrar's Office.

The Students' Union, University of Alberta, will begin payment upon receipt of a letter of request of such fees, signed by the President and the Treasurer of the Faculté Saint-Jean Students Association. A letter from the Chief Returning Officer, Faculté Saint-Jean, will be attached, stating the names of all elected executive members and their respective positions.

- 8. Each student of the University of Alberta described in Section 2 will have rights, privileges and duties of full membership in the Students' Union as set forth in the Bylaws.
- 9. The Students' Council will have the power to deal with:
 - a. All money collected under Section 1 of this Article;
 - b. All money received by but not limited to, any employee committee, business or service of the Students' Union;
 - c. All money received in the conduct of student affairs or donated to, or otherwise received by, the Students' Union.

The provisions of this section will be subject to limitations set out in this Article.

PROPOSED VIII (6)

10. The funds collected under Section 1 of this Article will be distributed at the discretion of the Students' Council, subject only to the necessity of meeting retirement and/or redemption provisions of any debt issues contractually liable to pay.

- 11. a. An amendment to this Article, the effect of which is to change a fee listed in Section 2 or 3 of this Article cannot exceed fifteen percent (15%) rounded to the nearest cent, from the fee payable during the previous fiscal year.
 - b. An amendment to this Article, the effect of which is to change a fee listed in Section 2 or 3 of this Article by an amount greater than Fifteen Percent (15%) from the fee payable during the previous fiscal year will not come into force unless, in addition to all other requirements, the amendment is concurred with by a majority of votes cast in a referendum.

Bill #19 – Member Rights to In Camera and Confidential Material

Principles

- 1. That the records of the Students' Union, excepting documents designated as confidential, must be made available to any member of the Students' Union upon that member's request, at a cost to that member not exceeding the cost of the records' retrieval and/or reproduction.
- 2. That any document is confidential that:
 - (a) relates to the employment of any Students' Union employee;
 - (b) if divulged, could compromise the legal position or business competitiveness of the Students' Union;
 - (c) includes the minutes of any *in camera* portion of a meeting of Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or any committee thereof.
- 3. That Students' Council may declare any document to be Strictly Confidential.
- 4. That Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or any member or committee thereof may view any confidential document.
- 5. That the Executive Committee may make employees of the Students' Union privy to such confidential information as it considers appropriate.
- 6. That any Strictly Confidential document may be viewed only by those individuals explicitly identified by Students' Council.
- 7. That no member of Students' Council, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board may disclose the contents of any *in camera* session to any person not otherwise privy to that information.
- 8. That any member of the Students' Union is entitled to attend any meeting of Students' Council, a Students' Council Board or Committee, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board except the portions of any such meeting that occur *in camera*.
- 9. Any person becoming a member of, or a proxy on, Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or a committee thereof must enter into a non-disclosure agreement with the Students' Union in advance of assuming such office.
- 10. A member of Students' Council is entitled to attend any *in camera* session of a committee thereof.
- 11. Students' Council may make any person privy to confidential information or *in camera* session.

Notice of Motion – October 12, 2004 First Reading – January 11, 2005 Bylaw 500 Adopted

Bylaw 500 A Bylaw Respecting Access to Students' Union Information

Classification

- 1. (1) Every Students' Union document or record is strictly confidential that has been specifically designated as such by Students' Council.
 - (2) <u>Every Students' Union document or record is confidential that has not been designated strictly confidential and that</u>
 - (a) <u>relates to the employment of any Students' Union employee;</u>
 - (b) <u>includes the minutes or otherwise reveals the proceedings of any in camera</u> portion of a meeting of Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or any committee thereof; or
 - (c) <u>if divulged, could compromise the legal position or business competitiveness of the Students' Union.</u>
 - (d) <u>personal information of volunteers</u>
 - (3) Every Students' Union document or record is public that is neither strictly confidential nor confidential.

Access to Information

- 2. (1) Public information is available to all members of the Students' Union.
 - (2) <u>Confidential information is available to</u>
 - (a) members of Students' Council and committees thereof;
 - (b) members of the Executive Committee;
 - (c) members of the Discipline, Interpretation, and Enforcement Board;
 - (d) <u>such employees of the Students' Union as the Executive</u> <u>Committee considers appropriate; and</u>
 - (e) <u>any individuals designated by Students' Council.</u>
 - (3) <u>Strictly confidential information is available to those individuals</u> specifically designated by Students' Council.

Cost to Members

3. Any member of the Students' Union requesting a copy of a public Students'
Union document or record shall be provided such a copy, at a cost to that member not exceeding the cost of the document or record's retrieval and reproduction.

Right to Attend Meetings

- 4. (1) Every member of the Students' Union is entitled to attend any meeting of Students' Council, a Students' Council Board or Committee, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board except the portions of any such meeting that occur in camera.
 - (2) Students' Council may allow any person access to the *in camera* portions of any meeting.
 - (3) Every member of Students' Council is entitled to attend any *in camera* session of a committee thereof.

Non-Disclosure

- 5. (1) No person having access to confidential or strictly confidential documents or records, or to *in camera* sessions of Students' Council or any committee thereof, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board, shall disclose the content of any such document, record, or session to any person not otherwise privy to that information.
 - (2) Any person becoming a member of or a proxy on Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or a committee thereof shall enter into a non-disclosure agreement with the Students' Union in advance of assuming such office.

Bill #18 – French Election Material

Principles

1. That all election materials related to voting instructions and all referendum and plebiscite questions be available in both French and English at all polling stations.

Bylaw 2100 Amended Bylaw 2200 Amended Bylaw 2400 Amended PROPOSED 2100 (1)

Bylaw 2100 A Bylaw Respecting the Campus Wide Election of the Students' Union

Short Title

1. This Bylaw may be referred to as the "Campus Wide Election Bylaw."

Definitions

- 2. For the purpose of this bylaw:
 - a. a "member" shall b;
 - i. during the months of September, October, November, and December, anyone who is an undergraduate student enrolled in at least one course for credit at the University of Alberta for the Fall term; and
 - ii. during the months of January, February, March and April, anyone who is an undergraduate student enrolled in at least one course for credit at the University of Alberta for he winter term.
 - b. a "slate" shall be two (2) or more candidates each running for a different position who choose to run as members of a single slate for the purposes of this bylaw;
 - c. the "Election" shall be the election of the Students' Union Executive Committee and of the Undergraduate Board of Governors Representative;
 - d. a "campaign activity" shall be any act, planned or organized by or on behalf of any candidate or slate, that is calculated to draw attention to that candidate or slate's candidacy;
 - e. the "Campaign" shall be the period of time during which campaign activities are permitted;
 - f. a "campaign expense" shall be any expenditures incurred in engaging in campaign activities;
 - g. the "C.R.O." shall be the Chief Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw;
 - h. the "D.I.E. Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union, as set out in Article XV of the Students' Union Constitution and in the Discipline, Interpretation, and Enforcement Board Bylaw;

PROPOSED 2100 (2)

i. a "D.R.O." shall be a Deputy Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw

- j. "candidate" shall be any member whose nomination is accepted under this bylaw;
- k. the "Official Student Newspaper" shall be the Official Student Newspaper designated by Students' Council as set out in the Official Student Newspaper Bylaw;
- a "joke candidate" shall be any candidate running either individually or as a member of a slate, who chooses not to use his/her given name or a reasonable derivative of his/her given name when appearing on the ballot;
- m. a "volunteer" shall be any individual who is not a candidate but assists in campaign activities;
- n. "campaign materials" shall be any physical or electronic media produced or distributed as part of campaign activities;
- o. a "banner" shall be any campaign material composed of paper, cloth, or similar material of a total area greater than four (4) square feet;
- p. a "poster" shall be any campaign material composed of paper, cloth, or similar material, of a total area of under four (4) square feet that is designed to be posted on a wall or similar place;
- q. a "voter" shall be any member who exercises his/her entitlement to vote under Section 86;
- r. a "forum" shall be any event organized by an entity other that the Students' Union, a candidate, or a volunteer acting on behalf of a candidate at which campaign activities are facilitated;
- s. the "University" shall be the University of Alberta; and
- t. "working hours" shall be any and all hours occurring between 0900 and 1700.

Mandate

3. This bylaw shall govern the conduct of the Election.

Dates of Election

4. The Election shall be held annually on the Wednesday and Thursday during the second week following the Winter Term Reading Week.

PROPOSED 2100 (3)

C.R.O. Shall Determine the Commencement of Campaigning Activities

5. The C.R.O. shall determine and announce the time and date of the commencement of campaign activities, to occur no fewer than seven (7) days before the date of the Election as set out in Section 4, prior to the end of November each year.

C.R.O. Shall Set Nomination Deadline

6. The C.R.O. shall determine and announce the deadline for the nomination of candidates, to occur not fewer than thirteen (13) days before the date of the Election as set out in Section 4, prior to the end of November each year.

C.R.O. Shall Call General Meeting

7. The C.R.O. shall determine and announce the date and location of the General Meeting, to occur after the commencement of campaign activities as set out in Section 4, prior to the end of November of each year.

C.R.O. Shall Make Nomination Packages Available

8. The C.R.O. shall make available to every member nomination packages not fewer than twenty (20) days before the nomination deadline as set out in Section 6, and shall advertise the availability of these in not fewer than three (3) edition of the Official Student Newspaper before the nomination deadline.

Content of Nomination Packages

- 9. The nomination packages shall contain, at minimum:
- a. complete and current copies of this bylaw, the Chief Returning Officer and Elections Staff Bylaw, and the Discipline, Interpretation, and Enforcement Board Bylaw;
 - b. nomination papers soliciting the name, contact information, and student identification number of the proposed nominee, the position the nominee whishes to contest, and the names, faculties, years, signatures, and student identification numbers of at least fifty (50) and at most one hundred (100) members as nominators;
 - c. contact information for the C.R.O. and D.R.O.s;
 - d. the time, date, and location for the candidates meeting, as set out in Section 15.

Valid Nomination Papers

11. Valid nomination papers shall include:

PROPOSED 2100 (4)

a. the names, faculties, years, signatures, and student identification numbers of at least fifty (50) members identifying themselves as nominators;

- b. a signed acceptance of the nomination by the proposed nominee;
- c. a signed letter from the proposed nominee's faculty confirming that he/she is in good academic standing under University regulations;
- d. a fifty dollar (\$50.00) deposit in the form of cash or a certified cheque or money order payable to the Students' Union;
- e. a statement, signed by the proposed nominee, identifying the name under which he/she wishes to appear on the ballot.

Restriction on Nominees

- 12. a. No member shall be nominated for more than one (1) of the positions contested in the Election.
 - b. Members of Students' Council and its' standing committees must take a leave of absence from those duties for the period beginning with the nomination deadline and ceasing with the conclusion of voting, in order for their nomination papers to be valid

Consequence of Contravention

Where a member contravenes Section 13, all of the member's nominations shall be declared null and void.

Acceptance of Nominations

14. Where a member submits valid nomination papers, as set out in Section 10 through 12, prior to the nomination deadline, as set out in Section 6, that member's nomination shall be accepted by the C.R.O. within seventy-two (72) hours of the nomination deadline.

No Nominations Received

15. Where no nominations for a given position have been received by the nomination deadline, the C.R.O. shall extend nominations for that position by up to three (3) working days.

Candidates Meeting

16. The C.R.O. shall hold a candidates meeting following the nomination deadline but prior to the commencement of the Campaign.

Mandatory Attendance

PROPOSED 2100 (5)

17. All candidates shall either attend the candidates meeting in its entirety or designate, in writing, an agent who will do so.

Consequence of Contravention

18. Where a candidate contravenes Section 16, that candidate shall be disqualified.

Exemptions to Mandatory Attendance

- 19. The C.R.O. may, at his/her discretion, grant exemptions to Section 16, but shall do so only where:
 - a. the candidate requesting the exemption does so in writing at least forty-eight (48) hours prior to the commencement of the candidates meeting; or
 - b. the candidate informs and provides satisfactory evidence to the C.R.O. of an emergency for which no notice could be given.

Content of Candidates Meeting

- 20. At the candidates meeting, the C.R.O. shall, at minimum:
 - a. review all relevant bylaws, rules, and regulations, including this bylaw, and respond to questions about same;
 - b. announce the time, date, and location of the General Meeting;
 - c. announce the time and date of any forums scheduled;
 - d. conduct a random draw to determine the order of appearance of candidates' names on the ballot;
 - e. determine and announce which candidates are joke candidates as set out in Section 2 (m);
 - f. where two (2) or more candidates have asked to appear on the ballot under names that are either identical or so similar as to be effectively indistinguishable, determine and announce under what names each of the two (2) or more candidates shall appear on the ballot.
 - g. announce the times, dates, and locations of daily meetings during the Campaign, as set out in Section 32, and announce any other methods that will be regularly used to communicate with candidates; and
 - h. Take attendance for the purpose of verifying compliance with Section 16.

PROPOSED 2100 (6)

Requirement to Report Keys

21. All candidates shall, within twenty-four (24) hours of the nomination deadline, report to the C.R.O. any keys, cards, and other means of access to any building or room on the University of Alberta campus.

- 22. The C.R.O. shall confiscate, until the commencement of voting, any keys, cards, and other means of access to any building or room on the University of Alberta campus where:
 - a. the key, card, or other means of access in question would provide an unfair advantage to the candidate; and
 - b. the candidate is not academically, occupationally, or otherwise required to retain the key, card, or other means of access in question for the duration of the Campaign.

C.R.O. Shall Make Arrangements

23. The C.R.O. shall make arrangements for space to be available on the University campus to all candidates for the purpose of the storage of campaign materials.

Consequence of Contravention

24. Where a candidate contravenes Section 22, he/she shall be disqualified.

Prohibition on Pre-Campaigning

No Candidate shall, between the nomination deadline and the commencement of the Campaign, engage in any campaign activity.

Formation of Slates

26. Candidates wishing to run as a slate shall notify the C.R.O. in writing of their desire within twenty-four (24) hours of the nomination deadline.

Restrictions on Slate Name

27. Candidates providing written notification to the C.R.O under Section 25 shall include a slate name, which shall not be the same as or a reasonable derivation of the name of any registered federal or provincial political party.

C.R.O. Shall Authorize the Slate Formation

28. Where candidates requesting to run as a slate are in compliance with Sections 25 and 26, the C.R.O. shall grant their request.

Joke Candidates May Submit New Name

29. Where a candidate has been designated as a joke candidate, as set out in Section 19 (e), and that candidate does not wish to be a joke candidate, that candidate may provide to

Nov 2/04 Feb 3/04 Jul 22/03 Mar 11/03

June 18/02 (IRB)

May 2 2001

PROPOSED 2100 (7)

the C.R.O. a new signed statement indicating the name under which he/she wishes to appear on the ballot, within 36 hours of being designated as a joke candidate.

Joke Candidate Designation Shall be Reversed

30. Where a candidate who has been designated a joke candidate exercises his/her right, as set out in Section 28, to submit a new name under which he/she wishes to appear on the ballot, and where the new name is, at the discretion of the C.R.O., a reasonable derivative of that candidate's legal name, that candidate's designation as a joke candidate shall be reversed.

Candidates with Same or Similar Names

31. Where two (2) or more slates submit names that are either identical or so similar as to be effectively indistinguishable, the C.R.O. shall determine and announce within forty-eight (48) hours of the nomination deadline what name each of the two (2) or more slates shall use.

C.R.O. Shall List Candidates

Within thirty-six (36) hours of nomination deadline, the C.R.O. shall post both the legal name of each of the candidates, the name under which each shall appear on the ballot, the name of each slate, and the abbreviation of each slate as it will appear on the ballot, and shall publish the same in the next available issue of the Official Student Newspaper.

C.R.O. Shall Hold Daily Meetings

33. On every weekday during the Campaign, the C.R.O. shall hold a daily meeting, at which he/she shall review complaints, rulings, regulations, procedures, and announcements.

Mandatory Attendance

34. Each candidate shall either attend each daily meeting himself/herself or designate, in writing, a representative who will attend.

Consequence of Contravention

35. Where a candidate contravenes Section 33, he/she shall be fined ten dollars (\$10.00) for each meeting at which he/she is in contravention, and he/she shall not be assessed any further penalty.

Requirements of Candidates

- 36. Each candidate and slate shall act reasonably and in good faith, and specifically shall:
 - a. ensure that each volunteer engaging in campaign activities on his/her/its behalf is aware of all bylaws, rules, regulations, and orders;

PROPOSED 2100 (8)

b. ensure that each volunteer is in compliance with all bylaws, rules, regulations, and orders while engaging in campaign activities on his/her/its behalf; and

c. report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.

No Use of Non-Universal Resources

- No candidate or slate shall make use of any resource that is not:
 - a. available to all candidates and slates;
 - b. general volunteer labour or expertise; or
 - c. accounted for as part of that candidate's or slate's campaign expenses.

No Joint Use of Resources

- a. No two (2) or more candidates or slates shall jointly use any resources, including tables, posters, banners, and budgets but excluding volunteers, except that a candidate may jointly use tables with a slate of which he/she is a member.
 - b. No candidate shall act as a volunteer for a candidate or endorse another candidate within his or her own race.

Freedom of Members

- 39. a. Any member with the exception of the C.R.O., the D.R.O.s, candidates, and incumbent members of the executive committee be free to act as a volunteer for or endorse multiple candidates.
 - b. The CRO, the DROs and members of the Executive Committee shall not act as volunteers for any candidate or slate.

Restrictions on Campaign Activities

- 40. No candidate shall, without the permission of the C.R.O. during a daily candidates meeting, engage in any campaign activity:
 - a. in any business or service operated by the Students' Union;
 - b. in a University library;
 - c. in a classroom during a class unless he/she first obtains the permission or the professor responsible for that class;
 - d. in any residence; or

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e. in any building or on any land not owned or operated by the University or the Students' Union.

Requirement for Forums

41. No candidate shall participate in any forum unless each candidate in his/her race has received at least forty-eight (48) hours notification of the forum and will be afforded an equal chance to speak at it.

Rules at the General Meeting

- 42. The C.R.O. shall chair the General Meeting and shall enforce the following rules:
 - a. each candidate shall be afforded an opportunity to speak that is equal to the opportunity afforded to each candidate in his/her race;
 - b. no objects shall be thrown;
 - c. no heckling shall occur;
 - d. no campaign materials shall be distributed during the General Meeting in the room in which the General Meeting is held.

C.R.O. Shall Remove Offenders

43. Where an individual contravenes Section 41, the C.R.O. shall remove that individual from the General Meeting.

C.R.O. Shall Punish Offending Candidates

44. Where a candidate contravenes Section 41, the C.R.O., in addition to the remedies prescribed under Section 42, shall have the authority to enforce further disciplinary action, as prescribed under Section 127.

C.R.O. Must Approve Materials

45. All campaign materials shall be approved in form, content, and cost by the C.R.O. before they may be used in campaign activities.

Requirements to Request Approval of Materials

- 46. Candidates and slates wishing to have campaign materials approved shall provided the C.R.O. with:
 - a. a written estimate of the cost of the proposed campaign material, including the source of that cost; and

PROPOSED 2100 (10)

b. the complete contents of the proposed campaign material, including text, images and layout.

C.R.O. Must Respond

47. The C.R.O. shall provide in confidence a written approval or refusal of campaign materials within twelve (12) working hours of receiving a request as set out in Section 45.

Forbidden Materials

- 48. The C.R.O. shall not approve campaign materials that:
 - a. have more than a nominal value when distributed:
 - b. cannot be removed at the end of the Campaign; or
 - c. are likely to permanently damage or alter property.

Consequence of Contravention

49. Where a candidate or slate contravenes Section 44, the offending campaign materials shall be destroyed and the C.R.O. may assess an additional penalty to that candidate or slate, as set out in Section 127.

Restrictions on Banners

50. No candidate or slate shall have more than one (1) banner on display in any given building at any given time.

Media

51. All candidates are free to pursue campus-based media as determined by the CRO; however, are restricted from contacting external media sources. All external media must be directed through the CRO office.

Consequences of Contravention

52. Where a candidate contravenes Section 49, the offending banners shall be destroyed and the C.R.O. may assess an additional penalty to that candidate, as set out in Section 127.

Restriction on Posters

53. No candidate shall have more than ten (10) posters on display in any given building at any given time.

Restriction on Placement

54. No poster shall be displayed in such a way as to obscure another candidate's or slate's campaign materials.

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Consequence of Contravention

55. Where a candidate contravenes Section 51 or Section 52, the offending posters shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate, as set out in Section 127.

Only C.R.O May Authorize Destruction

No candidate or volunteer shall damage or destroy any other candidate's campaign materials unless specifically authorized to do so by the C.R.O.

Materials Must Be Removed

57. All campaign materials shall be removed by 21h00 the day before the commencement of voting.

Designated Printers

58. All printed campaign materials shall be purchased at official list price costs from one (1) or more of the printing companies designated by the C.R.O.

Minimum Designated Printers

59. The C.R.O. shall designate at least five (5) printers from which candidates may purchase materials to be in compliance with Section 56.

Exemption

60. Where a candidate demonstrates that a desired campaign material could not be produced by any of the five (5) or more printers designated by the C.R.O. as set out in Section 57, the C.R.O. shall grant a limited exemption from Section 56 to that candidate.

Must Use S.U. Business Where Possible

61. Where campaign materials can be produced by a Students' Union operated business, candidates shall purchase those campaign materials from that business.

Consequence of Contravention

62. Where a candidate contravenes Section 56 or Section 59, the offending campaign materials shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate, as set out in Section 127.

Campaign Expense Limits (Individuals)

63. No candidate shall accrue more than five hundred dollars (\$500.00) in campaign expenses, all of which shall be paid by the Students' Union.

Campaign Expense Limits (Slates)

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64. No slate shall accrue more than three hundred and seventy five dollars (\$375.00) in campaign expenses, all of which shall be paid by the Students' Union.

Campaign Expense Limits (Members of Slates)

65. No candidate who is running as part of a slate shall accrue more than one hundred and twenty five dollars (\$125.00) in campaign expenses, all of which shall be paid by the Students' Union.

Joke Candidate Expense Limits

66. No joke candidate shall accrue more than one half (1/2) of the expenses set out in Sections 61 and 63.

Allowance for Recycled Materials

67. Where a candidate or slate chooses to print campaign materials on recycled paper containing one hundred per cent (100%) post consumer content, and where that candidate or slate demonstrates, to the satisfaction of the C.R.O., that this choice resulted in an increased cost being incurred to it, then the amount of this increased cost shall not count against the limits set out in Sections 61 through 64.

Responsibility for Record Keeping

68. Each candidate and slate shall keep an up to date and accurate record of all campaign expenses he/she/it incurs, and shall be responsible to the C.R.O. for all such campaign expenses.

Requirements to Submit Records

69. Each candidate and slate shall submit to the C.R.O. the record, as set out in Section 66, no less than sixteen (16) working hours prior to the commencement of voting.

Deadline for Incurring Expenses

70. No candidate or slate shall incur and campaign expenses within sixteen (16) working hours of the commencement of voting, except where those campaign expenses have been reported in the record submitted to the C.R.O. as set out in Section 67.

Candidates Shall Be Assessed Fair Market Value

71. Where a product or service has been provided to a candidate or slate for no consideration or for consideration that is less than the official list price of the service provider, that candidate or slate shall be considered to have incurred a campaign expense at the fair market value of that product or service, as determined by the C.R.O.

Reverse Does Not Apply

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72. Where a candidate or slate receives a product or service for consideration that is greater than the fair market value, then that candidate or slate shall be considered to have incurred a campaign expense equal to the actual consideration.

Valueless Items

73. For purposes of Section 69, general labour and any expertise had by a significant portion of the population, including, but not limited to, poster design, web page design, and web page programming, shall be considered to have a fair market value of zero.

C.R.O. Shall Determine Market Value

74. The fair market value shall be determined by the C.R.O. using the price that any other candidate or slate would have to pay for a comparable product or service as a guideline.

Advance Assessment of Market Value

75. Candidates and slates shall have the right, but not the obligation, to receive an assessment of a product or service's fair market value in advance.

Procedure for Advance Assessment

- 76. A candidate or slate wishing to receive a fair market value assessment in advance shall make a written request to the C.R.O, which shall include:
 - a. a full and accurate description of the product or service;
 - b. the supplier of the service, along with contact information for the same; and
 - c. the candidate or slate's estimation of the product or service's fair market value, and a rationale for same.

C.R.O. Must Respond

77. Where a complete request under Section 74 has been submitted to the C.R.O., the C.R.O. shall respond with a decision within twelve (12) working hours.

C.R.O. Must Post Record

78. The C.R.O. shall review all campaign expense records, and shall post summaries of same more than twelve (12) working hours prior to the commencement of voting.

C.R.O. Shall Disqualify Violators

79. Where the C.R.O. determines that a candidate or slate has exceeded or falsified its campaign expense limit, that candidate or slate shall be disqualified, and notice of this shall be posted with the campaign expense records, and communicated directly to the candidate or slate in question.

PROPOSED 2100 (14)

D.I.E. Board Must Meet

80. The D.I.E. Board shall convene a meeting less than twelve (12) working hours prior to the commencement of voting for the purpose of hearing and ruling on all appeals of the C.R.O.'s rulings.

Limitation on Appeal Times

81. All appeals of the C.R.O's rulings, with the exception of those arising out of voting and Election results, shall be heard and ruled upon by the D.I.E. Board prior to the commencement of voting.

D.I.E. Board Must Rule

- 82. The D.I.E. Board shall, at the meeting set out in Section 78, either:
 - a. rule on all appeals; or
 - b. order a delay to the Election.

All Members Save C.R.O. Have the Right to vote

83. Each member shall be entitled to cast one (1) ballot, except the C.R.O. who shall be entitled to cast a ballot only under the circumstances set out in Section 94.

Multiple Ballots

84. Where a member is found to have a cast more than one (1) ballot, only one ballot shall be counted.

Ballots Will List Candidates

85. Ballots shall list each candidate running for each position, followed by, in each position, the voting selection "None of the Above."

"None of the Above" Counts

86. For the purposes of Sections 85 through 95, "None of the Above" shall be considered a candidate.

Preferential Balloting

87. Balloting shall be conducted by preferential balloting, in which each voter shall rank his/her choices for each position using natural numbers with one (1) representing the first choice, and increasing numbers representing less desirable choices.

Victors Require a Majority

88. A candidate shall require a majority of voters to indicate him/her as their first choice in order to be elected.

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Freedom of Voters

89. Voters shall be entitled to mark as few as zero candidates for any given position or as many as all of them.

Spoiled Ballots

- 90. A section of a voter's ballot shall be considered spoiled where:
 - a. that voter has indicated the same number for more than one (1) candidate;
 - b. that voter has not included the number one (1) next to any candidate;
 - c. that voter has indicated more than one (1) number next to the same candidate; or
 - d. that voter has used non-consecutive numbers.
- 91. Notwithstanding Section 88, where a voter's intention is clear, that voter's ballot shall be counted.

Second and Subsequent Counts

91. In the event that no candidate receives a majority of first place votes in a given race, the candidate with the fewest first place votes shall be eliminated.

Adjustment for Eliminated Candidates

92. Any voter who has indicated an eliminated candidate with a number shall have the candidate marked with the next highest number following the number by which the eliminated candidate has been indicated take the place of the eliminated candidate, and so on, in such a way that all candidates indicated by that voter as less desirable than the eliminated candidate are registered as being one (1) step more desirable that than originally indicated.

Ballots with No First Place Selection

93. Where a ballot is left with no first place vote for a given race, the section of that ballot in question shall be considered spoiled.

Primary Provision for a Tie

94. Where all remaining candidates have an equal number of first place votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, the candidate that had the fewest first place votes on the first count in which a differential existed shall be eliminated.

Secondary Provision for a Tie

95. Where all remaining candidates have an equal number of first places votes, or where the remaining candidate with the fewest first place votes is tied with another

PROPOSED 2100 (16)

remaining candidate, and where this tie has existed on every count, then the C.R.O. shall cast a ballot.

Requirement to Win

96. The process set out in Sections 90 through 94 shall continue for each position until such a time as a candidate receives a majority of first place votes for that position at which point that candidate shall be declared the victor for the position.

When "None of the Above" Wins

97. Where "None of the Above" is declared the victor, the C.R.O. shall call a new Election for that position.

C.R.O. Shall Determine Times

98. Voting shall be conducted at times determined and advertised by the C.R.O.

D.I.E. Board Must Be Done Ruling

99. No voting, other than a maximum of one (1) advance poll, shall be conducted prior to the D.I.E. Board ruling on all appeals covered by Section 79.

C.R.O. Shall Determine Method(s)

100. The C.R.O. shall conduct balloting by any means that provide precise, accurate results, and may use multiple methods in any combination.

Minimum of 2 Poll Clerks

101. At each physical polling station, there shall be at least two (2) poll clerks, hired by the Students' Union for that purpose, at all times.

Balloting Shall Cease

Where there are fewer than two (2) poll clerks at any given polling station at any given time, polling at that polling station shall cease until such time as there are at least two (2) poll clerks at that polling station.

Notice to Voters

103. At each physical polling station, there shall be a notice to voters, in English and French, that candidates are elected individually to each position, which shall also explain the balloting procedures.

Explanation on Ballot

- On each ballot, there shall be an explanation of the balloting procedures, in English and French, which shall include, at minimum, the following:
 - a. that "None of the Above" shall be considered a candidate;

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- b. that voters shall rank each candidate according to their preferences;
- c. that a portion of the ballot shall be considered spoiled where any of the conditions set out in Section 88 are met; and
- d. that voters shall be permitted to rank as many as all or as few as zero of the candidates for each position.

C.R.O. Shall Provide for Secure Handling

105. The C.R.O. shall provide for the secure handling of ballots, and shall ensure that at all times ballots are either under the direct supervision of the C.R.O. or in a secure location.

Limitations to Candidates

106. During voting, candidates shall not encourage members to vote or engage in any campaign activities.

Candidates Must Stay Away

107. During voting, candidates shall not be within twenty (20) feet of any polling station except to vote themselves.

Right to a Scrutineer

108. Each candidate shall be permitted to have one (1) person, designated in writing by the candidate, acting as scrutineer and being present at the counting of ballots.

Requirements of the C.R.O.

- 109. The C.R.O. or at least one (1) D.R.O. shall:
 - a. supervise the counting of ballots;
 - b. post final Election results within twenty four (24) working
 - c. hours of all complaints and appeals being resolved;
 - d. notify the Speaker of Students' Council and the President of the Students' Union of the final results in writing;
 - e. post unofficial Election results at any time, including during counting;
 - f. advertise final Election results in the first available edition of the Official Student Newspaper after the posting of final results as set out in Section 108 (b); and

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g. store the ballots in a secure location for at least two (2) weeks after the last recount has been completed.

C.R.O. Shall Authorize Recounts

- 110. A request for a recount shall be granted by the C.R.O. where:
 - a. the request is in writing and signed by a member;
 - b. the request is submitted to the C.R.O. within forty-eight (48) hours of the posting of Election results as set out in Section 108 (b); and
 - c. the difference between the first place votes of the victor and those of the second place candidate on the final count is less than two percent (2%) of the total votes cast for that position.

C.R.O. May Initiate Recount

The C.R.O. may initiate a recount independently for any reason.

C.R.O. Shall Post Results of Recount

112. The C.R.O. shall post the results of any recount within twenty-four (24) working hours of the recount being completed.

Requirements to Receive Deposit

113. Where a candidate receives, on the first count, a number of first place votes totaling at least five percent (5%) of the total votes cast for his/her position, that candidate's deposit shall be refunded.

Forfeiture of Deposit

114. Where a candidate withdraws from contention more than forty-eight (48) hours after the nomination deadline, that candidate's deposit shall not be refunded.

No Deposit to Disqualified Candidates

Where a candidate has been disqualified from running for office, that candidate's deposit shall not be refunded.

Joke Candidate Cannot Win

116. Where a joke candidate is elected to any position, the C.R.O. shall call a new Election for that position.

New Election Shall Follow this Bylaw

117. Where another Election is required by virtue of Section 96 or Section 115, the new Election shall be governed by this bylaw with the exception of Sections 4 through 7 and Sections 41 through 43, which shall not apply.

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Minimum Length of Campaign

118. The Campaign for the new Election shall begin a minimum of seven (7) days prior to the commencement of voting as set out in Section 119.

Minimum Preparation Time

119. The nomination deadline for the new Election shall occur a minimum of thirteen (13) days prior to the commencement of voting as set out in Section 119.

Election Date

120. The voting for the new Election shall occur on two (2) consecutive weekdays to be determined and announced by the C.R.O. at least twenty-one (21) days in advance.

Powers of the C.R.O.

121. The C.R.O. shall be empowered to investigate and rule upon every contravention of this bylaw or any other bylaw, rule, or regulation related to the Election.

C.R.O. Shall Prepare Form

- 122. The C.R.O. shall prepare and provide a complaint form which shall require complaints to indicate:
 - a. their names and student identification numbers;
 - b. the specific bylaw and section, rule, or regulation that has allegedly been contravened;
 - c. the specific individual or group that is alleged to be in contravention;
 - d. the specific facts which constitute the alleged contravention; and
 - e the evidence for these facts

C.R.O. Required to Rule

123. Where a complaint is received within twelve (12) working hours of the alleged contravention, and where the original complaint form is provided to the C.R.O., the C.R.O. shall rule on that complaint.

Copies to Respondents

124. The C.R.O. shall provide a copy of the complaint form, with the complainant's student identification number blacked out, to each respondent.

C.R.O. Must Rule Within 12 Working Hours

Nov 2/04 Feb 3/04 Jul 22/03 Mar 11/03 June 18/02 (IRB)

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125. Where a complaint is received and is found to be complete as set out in Section 121, the C.R.O. shall rule on the complaint within twelve (12) working hours of receiving the complaint.

C.R.O. Shall Post Rulings

- 126. The C.R.O. shall post all of his/her rulings, including:
 - a. a summary of the complaint;
 - b. a list of parties to the complaint;
 - c. where the C.R.O. fails to possess jurisdiction as set out in Section 120, a summary of the reasons for this finding;
 - d. a listing of all bylaws, rules, and regulations that apply;
 - e. a finding regarding the facts;
 - f. a ruling regarding the alleged contravention;
 - g. the penalty assigned, if any;
 - h. the time the ruling was posted; and
 - i. the time limit for appeal.

Criteria for Determining Penalty

- 127. Where a candidate or volunteer has contravened a bylaw, rule, or regulation, regardless of the cause or the intent of the parties involved, and that contravention has provided an unfair advantage to a candidate, the C.R.O. shall assign a penalty that:
 - a. fully counter-balances any advantage gained; and
 - b. where the contravention was intentional, penalizes the candidate who was or whose volunteer was guilty of the contravention.

Available Penalties

- 128. Penalties available to the C.R.O. shall include:
 - a. a fine, to be counted against the candidate's campaign expenses;
 - b. the confiscation or destruction of campaign materials;

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c. limits, restrictions, and prohibitions on any type of campaign activities for any period of time up to the commencement of voting; and

d. disqualification.

Disqualification

- 129. A candidate or slate shall be disqualified where he/she/it is guilty of a contravention that:
 - a. cannot be counter-balanced by a lesser penalty;
 - b. is malicious or substantially prejudicial to another candidate or slate; or
 - c. involves tampering with ballots, voting procedures, or counting procedures.
- 130. Where a slate is disqualified, all candidates running as a part of that slate shall also be disqualified.

C.R.O. May Refer to D.I.E. Board

Where a member is guilty of a serious contravention, the C.R.O. may recommend to the D.I.E. Board that further penalties be brought under the Discipline, Interpretation, and Enforcement Board bylaw.

Right of Members

132. Any member shall be entitled to appeal a ruling of the C.R.O. to the D.I.E. Board.

Limiting Clause

133. No appeal shall be considered by the D.I.E. Board unless it is received within twelve (12) working hours of the C.R.O.'s ruling being posted.

D.I.E. Board Must Rule

Where a complete appeal is received, the D.I.E. Board shall convene a hearing within twelve (12) working hours of the appeal being submitted.

No Appeal Exists

135. No appeal shall exist from a ruling of the D.I.E. Board on an appeal of a ruling by the C.R.O.

Election Months

136. No election shall occur during the months of May, June, July, and August.

PROPOSED 2200 (1)

Bylaw 2200

A Bylaw Respecting the Councillor Elections to Students' Council and General Faculties' Council

- 1. This Bylaw may be referred to as the "Councillor Elections to Students' Council and General Faculties' Council Bylaw"
- 2. For the purposes of this bylaw:
 - a. a "member" shall be;
 - i. during the months of September, October, November, and December, anyone who is an undergraduate student enrolled in at least one course for credit at the University of Alberta for the Fall term; and
 - ii. during the months of January, February, March, and April, anyone who is an undergraduate student enrolled in at least on one course for credit at the university of Alberta for the Winter Term.
 - b. a "faculty" shall be any entity defined by the University of Alberta General Faculties Council as either a faculty or a school and in which members are registered and shall include Open Studies;
 - c. a "faculty association" shall be any organization recognized as a faculty association under the Faculty Association Bylaw;
 - d. a "candidate" shall be any member whose nomination is accepted under this bylaw;
 - e. a "slate" shall be two (2) or more candidates from the same faculty who choose to run as members of a single slate for the purposes of this bylaw;
 - f. a "faculty councillor" shall be any voting member of a council whose seat is allocated on the basis of faculty population;
 - g. the "Election" shall be the general election of faculty councillors;

PROPOSED 2200 (2)

h. a "campaign activity" shall be any act, planned or organized by or on behalf of any candidate or slate, that is calculated to draw attention to that candidate or slate's candidacy;

- i. the "Campaign" shall be the period of time during which campaign activities are permitted;
- j. a "campaign expense" shall be any and all expenditures incurred in engaging in campaign activities;
- k. the "C.R.O." shall be the Chief Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw;
- the "D.I.E. Board" shall be the Discipline, Interpretation and Enforcement of the Students' Union, as set out in Article XV of the Students' Union Constitution and in the Discipline, Interpretation, and Enforcement Board Bylaw;
- m. a "D.R.O." shall be a Deputy Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw;
- n. the "Official Student Newspaper" shall be the Official Student Newspaper designated by Students' Council, as set out in the Official Student Newspaper Bylaw;
- o. a "joke candidate" shall be any candidate running either individually or as a member of a slate who chooses not to use his/her given name or a reasonable derivation thereof when appearing on the ballot;
- p. a "volunteer" shall be any individual who participates in campaign activities;
- q. "campaign materials" shall be any physical or electronic media produced or distributed as part of campaign activities;
- r. a "banner" shall be any campaign material composed of paper, cloth, or similar material, of a total area greater than four (4) square feet;
- s. a "poster" shall be any campaign material composed of paper, cloth, or similar material, of a total area of under four (4) square feet that is designed to be posted on a wall or similar plane;

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t. a "voter" shall be any member who exercises his/her entitlement to vote, as set out in Section 70;

- u. a "forum" shall be any event organized by any entity other than the Students' Union, a candidate, or a volunteer acting on behalf of a candidate at which campaign activities are facilitated;
- v. the "University" shall be the University of Alberta; and
- w. "working hours" shall be any and all hours occurring between 0900 and 1700.
- x. a "council" shall either be Students' Council or General Faculties' Council, as the context requires.
- 3. This bylaw shall govern the conduct of the Election.
- 4. The Election shall occur fifteen (15) days after the General Election of the Executive Committee and the Undergraduate Board of Governors Representative as set out in the General Election of the Executive Committee and the Undergraduate Board of Governors Representative Bylaw.
 - a. Notwithstanding Section 4, the C.R.O. may establish one alternate date designated for Election to occur, where the faculty can prove that the above date is unsuitable for their electorate.
- 5. The C.R.O. shall determine and announce, prior to the end of November each year, the time and date of the commencement of the Campaign, to occur not fewer than seven (7) days prior to the start of the Election as set out in Section 4.
- 6. The C.R.O. shall determine and announce, prior to the end of November each year, the deadline for the nomination of candidates, to occur not fewer than nine (9) days prior to the date of the Election as set out in Section 4.
- 7. The C.R.O. shall make available to every member nomination packages not fewer than twenty (20) days prior to the nomination deadline as set out in Section 6, and shall advertise the availability of these in not fewer than three (3) editions of the Official Student Newspaper prior to the nomination deadline.

PROPOSED 2200 (4)

- 8. The nomination packages shall contain, at minimum:
 - a. complete and current copies of this bylaw, the Chief Returning Officer and Elections Staff Bylaw, and the Discipline, Interpretation, and Enforcement Board Bylaw;
 - b. nomination papers soliciting the name, contact information, and student identification number of the proposed nominee, and the names, years, signatures, and student identification numbers of at least ten (10) and at most twenty (20) members registered in the same faculty as the nominee as nominators;
 - c. contact information for the C.R.O. and D.R.O.s;
 - d. the times, date, and location of the candidates meeting, as set out in Section 12.
- 9. Valid nomination papers shall include:
 - a. the names, years, signatures, and student identification numbers of at least ten (10) members registered in the same faculty as the proposed nominee identifying themselves as nominators;
 - b. a signed acceptance of the nomination by the proposed nominee;
 - a signed letter from the proposed nominee's faculty confirming his/her registration in that faculty and that he/she is in good academic standing under University regulations;
 - d. a statement, signed by the proposed nominee, identifying the name under which he/she wishes to appear on the ballot.
- 10. Where a member submits valid nomination papers, as set out in Section 9, prior to the nomination deadline, as set out in Section 6, that member's nomination shall be accepted by the C.R.O. within twenty-four (24) hours of the nomination deadline.
- 11. Where the number of nominations received in a given faculty is less than the number of council seats allocated to that faculty, the C.R.O. shall extend the nomination deadline for that faculty by one (1) day.

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12. The C.R.O. shall hold a candidates meeting following the nomination deadline but prior to the commencement of the Campaign.

- 13. All candidates shall either attend the candidates meeting in its entirety or designate, in writing, an agent who will do so.
- 14. Where a candidate contravenes Section 13, that candidate shall be disqualified.
- 15. The C.R.O. may, at his/her discretion, grant exemptions to Section 14, but shall do so only where:
 - a. the candidate requesting the exemption does so in writing at least fortyeight (48) hours prior to the commencement of the candidates meeting; or
 - b. the candidate requesting the exemption informs and provides satisfactory evidence to the C.R.O. of an emergency for which no notice could be given.
- 16. At the candidates meeting, the C.R.O. shall, at minimum:
 - a. review all relevant bylaws, rules, and regulations, including this bylaw, and respond to questions about same;
 - b. conduct a random draw to determine the order of appearance of candidates' names on the ballot for each faculty;
 - c. determine and announce which candidates are joke candidates as set out in Section 2 (o);
 - d. where two (2) or more candidates from the same faculty have asked to appear on the ballot under names that are either identical or so similar as to be practically indistinguishable, the C.R.O. shall determine and announce under what names each of the two (2) or more candidates shall appear on the ballot; and
 - e. take attendance for the purpose of verifying compliance with Section 13.
- 17. All candidates shall, within twenty-four (24) hours of the nomination deadline, report to the C.R.O. any keys, cards, and other means of access to any building or room on the University of Alberta campus.

PROPOSED 2200 (6)

18. The C.R.O. shall confiscate, until the commencement of voting, any keys, cards, and other means of access to any building or room on the University of Alberta campus where:

- a. the key, card, or other means of access in question would provide an unfair advantage to the candidate; and
- b. the candidate is not academically, occupationally, or otherwise required to retain the key, card, or other means of access in question for the duration of the Campaign.
- 19. The C.R.O. shall make arrangements for space to be available on the University campus to all candidates for the purpose of the storage of campaign materials.
- 20. Where a candidate contravenes Section 17, he/she shall be disqualified.
- 21. No candidate shall, between the nomination deadline and the commencement of campaign activities, engage in any campaign activity.
- 22. Candidates wishing to run as a slate shall notify the C.R.O. in writing of their desire within twenty-four (24) hours of the nomination deadline.
- 23. Candidates providing written notification to the C.R.O. as set out in Section 22 shall include a slate name, which may not be the same as or a reasonable derivation of the name of any registered federal or provincial party.
- 24. Where candidates requesting to run as a slate are in compliance with Sections 22 and 23, the C.R.O. shall grant their request.
- 25. Where a candidate has been designated as a joke candidate as set out in Section 16 (c), that candidate may provide to the C.R.O. a new signed statement indicating the name under which he/she wishes to appear on the ballot, within thirty-six (36) hours of the candidates meeting.
- 26. Where a candidate who has been designated a joke candidate exercises his/her right, as set out in Section 25, to submit a new name under which he/she wishes to appear on the ballot, and where the new name is, at the discretion of the C.R.O., a reasonable derivative of that candidate's legal name, that candidate's designation shall be reversed.

PROPOSED 2200 (7)

27. Where two (2) or more slates in the same faculty submit names that are either identical or so similar as to be effectively indistinguishable, the C.R.O. shall determine and announce within thirty-six (36) hours of the nomination deadline what name each of the two (2) or more slates shall use.

- 28. Within thirty-six (36) hours of the nomination deadline, the C.R.O. shall post the legal name of each of the candidates, the name under which each candidate will appear on the ballot, the name of each slate, and abbreviation of each slate as it will appear on the ballot, and shall publish the same in the next available issue of the Official Student Newspaper.
- 29. Each candidate and slate shall act reasonably and in good faith, and specifically shall:
 - a. ensure that each volunteer engaging in campaign activities on his/her/its behalf is aware of all bylaws, rules, regulations, and orders;
 - b. ensure that each volunteer is in compliance with all bylaws, rules, regulations, and orders while engaging in campaign activities on his/her/its behalf; and
 - c. report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.
- 30. No candidate or slate shall make use of any resource that is not:
 - a. available to all candidates and slates;
 - b. general volunteer labour or expertise; or
 - c. accounted for as part of that candidate's or slate's campaign expenses.
- 31. No two (2) or more candidates or slates shall jointly use resources, including tables, posters, banners, and budgets but excluding volunteers, except that a candidate may jointly use tables with a slate of which he/she is a member.
- 32. a. No candidate shall act as a volunteer for or endorse any other candidate in his/her race
 - b. The CRO; the DROs; the members of the Executive Committee of Students' Council; and executive members or the returning officers of a

PROPOSED 2200 (8)

faculty association to whom the CRO has delegated powers under Section 118, shall not act as volunteer for or endorse any candidate or slate

- 33. No candidate shall, without the permission of the C.R.O., engage in any campaign activity:
 - a. in any business or service operated by the Students' Union;
 - b. in a University library;
 - c. in a classroom during a class unless he/she first obtains the permission of the professor responsible for that class;
 - d. in any residence; or
 - e. in any building or on any land not owned or operated by the University or the Students' Union.
- 34. No candidate shall participate in any forum unless each candidate in his/her faculty has received at least twenty-four (24) hours notification of the forum and will be afforded an equal chance to speak at it.
- 35. All campaign materials shall be approved in form, content, and cost by the C.R.O. before they may be used in campaign activities.
- 36. Candidates and slates wishing to have campaign materials approved shall provide the C.R.O. with:
 - a. a written estimate of the cost of the proposed campaign material, including the source of that estimate; and
 - b. the complete contents of the proposed campaign material, including text, images, and layout.
- 37. The C.R.O. shall provide in confidence a written approval or refusal of campaign materials within nine (9) working hours of receiving a request as set out in Section 36.
- 38. The C.R.O. shall not approve campaign materials that:
 - a. have more than a nominal value when distributed;
 - b. cannot be removed at the end of the Campaign; or

PROPOSED 2200 (9)

- c. are likely to permanently damage or alter property.
- 39. Where a candidate or slate contravenes Section 35, the offending campaign materials shall be destroyed and the C.R.O. may assess an additional penalty to that candidate or slate, as set out in Section 110.
- 40. No candidate or slate shall have more than one (1) banner on display in any given building at any given time.
- 41. Where a candidate or slate contravenes Section 40, the offending banners shall be destroyed and the C.R.O. may assess an additional penalty to that candidate or slate, as set out in Section 110.
- 42. No candidate or slate shall have more than sixteen (16) posters on display in any given building at any given time.
- 43. No poster shall be displayed in such a way as to obscure another candidate or slate's campaign materials.
- 44. Where a candidate or slate contravenes Section 42 or Section 43, the offending posters shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate or slate, as set out in Section 110.
- 45. No candidate or volunteer shall damage or destroy any other candidate or slate's campaign materials unless specifically authorized to do so by the C.R.O.
- 46. All campaign materials shall be removed by 21h00 on the day before the commencement of voting.
- 47. All printed campaign materials shall be purchased at official list price costs from one (1) or more of the printing companies designated by the C.R.O.
- 48. The C.R.O. shall designate at least five (5) printing companies from which candidates may purchase materials to be in compliance with Section 47.
- 49. Where a candidate demonstrates that a desired campaign material could not be produced by any of the five (5) or more printers designated by the C.R.O. as set out in Section 48, the C.R.O. may grant a limited exemption from Section 47 to that candidate.

PROPOSED 2200 (10)

50. Where campaign materials can be produced by any Students' Union operated business, candidates shall purchase those campaign materials from that business.

- 51. Where a candidate contravenes Section 47 or Section 50, the offending campaign materials shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate, as set out in Section 110.
- 52. No candidate shall accrue more than thirty dollars (\$30.00), plus six dollars (\$6.00) for every one thousand (1,000) students in his/her faculty beyond three thousand (3,000) in campaign expenses, all of which shall be paid by the Students' Union.
- 53. No slate shall accrue more than twenty two dollars and fifty cents (\$22.50), plus six dollars (\$6.00) for every one thousand (1,000) students in its faculty beyond three thousand (3,000) in campaign expenses, all of which shall be paid by the Students' Union.
- 54. No candidate running as part of a slate shall accrue more than fifteen dollars and seventy five cents (\$15.75) in campaign expenses, all of which shall be paid by the Students' Union.
- 55. Where the number of students in a faculty beyond three thousand (3,000) is not a multiple of one thousand (1,000), the amount of money in excess of the base amount, as set out in Sections 53 through 55, shall be prorated and rounded to the nearest cent.
- No joke candidate shall accrue more than one half (1/2) of the expenses set out in Sections 52 through 55.
- 57. Where a candidate or slate chooses to print campaign materials on recycled paper containing one hundred per cent (100%) post consumer content, and where that candidate or slate demonstrates, to the satisfaction of the C.R.O., that this choice resulted in an increased cost being incurred to him/her/it, then the amount of this increased cost shall not count against the limits set out in Sections 52 through 56.
- 58. Each candidate and slate shall keep an up to date and accurate account of all campaign expenses he/she/it incurs, and shall be responsible to the C.R.O. for all such campaign expenses.

PROPOSED 2200 (11)

59. Each candidate and slate shall submit to the C.R.O. the record, as set out in Section 58, no less than eight (8) working hours prior to the commencement of voting.

- 60. No candidate or slate shall incur any campaign expense within eight (8) working hours of the commencement of voting, except where that campaign expense has been has been reported in the record submitted to the C.R.O. as set out in Section 59.
- 61. Where a product or service has been provided to a candidate or slate for no consideration or for consideration that is less than the official list price of the service provider, that candidate shall be considered to have incurred a campaign expense equal to the fair market value of that product or service, as determined by the C.R.O.
- 62. Where a candidate or slate receives a product or service for consideration that is greater than the fair market value of that product or service, then that candidate or slate shall be considered to have incurred a campaign expense equal to the actual consideration.
- 63. For the purposes of Section 61, general labour and any expertise had by a significant portion of the population, including, but not limited to, poster design, web page design, and web page programming, shall be considered to have a fair market value of zero.
- 64. The fair market value shall be determined by the C.R.O. using the price that any other candidate or slate would have to pay for a comparable product or service as a guideline.
- 65. Candidates and slates shall have the right, but not the obligation, to receive an assessment of a product or service's fair market value in advance.
- 66. A candidate or slate wishing to receive a fair market value assessment in advance shall make a written request to the C.R.O., which shall include:
 - a. a full and accurate description of the product or service;
 - b. the supplier of the product or service, along with contact information for same; and
 - c. the candidate or slate's estimation of the product or service's fair market value, and a rationale for same.

PROPOSED 2200 (12)

67. Where a complete request, as set out in Section 66, has been submitted to the C.R.O., the C.R.O. shall respond with a decision within nine (9) working hours.

- 68. The C.R.O. shall review all campaign expense records, and shall post summaries of same prior to the posting of official remarks as set out in 98 (b).
- 69. Where the C.R.O. determines that a candidate or slate has exceeded or falsified its campaign expense limit, that candidate or slate shall be disqualified, and notice of this shall be posted with the campaign expense records, and communicated directly to the candidate or slate in question.
- 70. Each member shall be entitled to cast one (1) ballot in the faculty in which he/she is registered only, except the C.R.O. who shall be entitled to cast a ballot only under the circumstances set out in Section 83.
- 71. Where a member is found to have cast more than one (1) ballot, only one (1) ballot shall be counted.
- 72. Ballots shall list each candidate followed by the voting selection "None of the Above."
- 73. For the purposes of Sections 74 through 87, "None of the Above" shall be considered a candidate.
- 74. Balloting shall be conducted by preferential balloting, in which each voter shall rank his/her choices using natural numbers with one (1) representing the first choice and increasing numbers representing less desirable choices.
- 75. A candidate shall require a majority of voters to indicate him/her as their first choice in order to be elected.
- 76. Voters shall be entitled to mark as few as zero candidates or as many as all of them.
- 77. A voter's ballot shall be considered spoiled where:
 - a. that voter has indicated the same number for more than one (1) candidate;
 - b. that voter has not included the number one (1) next to any candidate;

PROPOSED 2200 (13)

c. that voter has indicated more than one (1) number next to any given candidate; or

- d. that voter has used non-consecutive numbers.
- 78. Notwithstanding Section 77, where a voter's intention is clear that voter's ballot shall be counted.
- 79. In the event that no candidate receives a majority of first place votes, the candidate with the fewest first place votes shall be eliminated.
- 80. Any voter who has indicated an eliminated candidate with a number shall have the candidate marked with the next lowest number following the number by which the eliminated candidate had been indicated take the place of the eliminated candidate, and so on, in such a way that all candidates indicated by that voter as less desirable than the eliminated candidate are registered as being one (1) step more desirable than originally indicated.
- 81. Where a ballot is left with no first place vote, that ballot shall be considered spoiled.
- Where all remaining candidates have an equal number of first place votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, the candidate that had the fewest first place votes on the first count in which a differential existed shall be eliminated.
- 83. Where all remaining candidates have an equal number of first place votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, where this tie has existed on every count, and where the candidates are running in the same faculty in which the C.R.O. is registered, then the C.R.O. shall cast a ballot.
- 84. Where all remaining candidates have an equal number of first place votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, and where this tie has existed on every count, the candidate to be eliminated shall be selected from those candidates with the fewest first place votes by a random or quasi-random method selected by the C.R.O.
- 85. The process set out in Sections 79 through 84 shall continue until such time as a candidate receives a majority of first place votes, at which point that candidate shall be declared victorious and removed from the ballot, and the

PROPOSED 2200 (14)

- process recommenced with the remaining candidates not yet declared victorious.
- 86. The process set out in Sections 79 through 85 shall continue for each faculty until such time as the number of candidates declared victorious is equal to the number of Council seats allocated to that faculty by the Students' Council Bylaw.
- 87. Where "None of the Above" is declared victorious, no further candidates shall be declared victorious.
- 88. Voting shall be conducted a times determined and advertised by the C.R.O.
- 89. The C.R.O. shall conduct balloting by any means that provide accurate results, and may use multiple methods in any combination.
- 90. At each physical polling station, there shall be at least two (2) poll clerks, hired by the Students' Union for that purpose, at all times.
- 91. Where there are fewer than two (2) poll clerks at any given physical polling station at any given time, polling at that polling station shall cease until such time as there are at least two (2) poll clerks at that polling station.
- 92. At each physical polling station, there shall be a notice to voters that shall explain the balloting procedures there shall be an explanation of balloting procedures in English and French.
- 93. On each ballot, there shall be an explanation of the balloting procedures, in English and French, which shall include, at minimum, the following:
 - a. that "None of the Above" shall be considered a candidate;
 - b. that voters shall rank each candidate according to their preferences;
 - c. that the ballot shall be considered spoiled where any of the conditions set out in Section 77 are met; and
 - d. that voters shall be permitted to rank as many as all or as few as zero candidates.

PROPOSED 2200 (15)

94. The C.R.O. shall provide for the secure handling of ballots, and shall ensure that at all times ballots are either under the direct supervision of the C.R.O. or a secure location.

- 95. During voting, candidates shall not encourage members to vote, or engage in campaign activities.
- 96. During voting, candidates shall not remain within twenty (20) feet of any polling station except to vote.
- 97. Each candidate shall be permitted to have one (1) person, designated in writing by the candidate, acting as scrutineer and being present at the counting of the ballots.
- 98. The C.R.O. or at least one (1) D.R.O. shall:
 - a. supervise the counting of ballots;
 - b. post final Election results within twenty-four (24) working hours of all complaints and appeals being resolved;
 - c. notify the following persons of the final results, in writing;
 - i. in the case of results for Students' Council Elections, the Speaker of the Students' Council:
 - ii. in the case of results for General Faculties' Council elections, the Secretary of General Faculties Council and the Vice President Academic of the Students' Union.
 - d. post unofficial Election results at any time, including during counting;
 - e. advertise final Election results in the first available edition of the Official Student Newspaper after the posting of final results as set out in Section 98 (b); and
 - f. store the ballots in a locked room or container for at least two (2) weeks after the last recount has been completed.
- 99. A request for a recount shall be granted by the C.R.O. where:
 - a. the request is in writing and signed by a member;

PROPOSED 2200 (16)

b. the request is submitted to the C.R.O. within forty-eight (48) hours of the posting of Election results as set out in Section 98 (b); and

- c. the difference between the first place votes of the last victor to be declared and any other candidate on the final count is less than two percent (2%) of the total votes cast for that position.
- 100. The C.R.O. may initiate a recount independently for any reason.
- 101. The C.R.O. shall post the results of any recount within twenty-four (24) working hours of the recount being completed.
- 102. Where a joke candidate is elected in any faculty, the seat to which that joke candidate has been elected shall be considered vacant.
- 103. The C.R.O. shall be empowered to investigate and rule upon every contravention of this bylaw or any other bylaw, rule, or regulation related to the Election.
- 104. The C.R.O. shall prepare and provide a complaint form which shall require complainants to indicate:
 - a. their names and student identification numbers;
 - b. the specific bylaw and section, rule, or regulation that is alleged to have been contravened;
 - c. the specific individual or group that is alleged to be in contravention;
 - d. the specific facts which constitute the alleged contravention; and
 - e. the evidence for these facts.
- 105. Where a complaint is received within twelve (12) working hours of the alleged contravention, and where the original complaint form is provided to the C.R.O., the C.R.O. shall rule on that complaint.
- 106. The C.R.O. shall provide a copy of the complaint form, with the complainant's student identification number blacked out, to each respondent.

PROPOSED 2200 (17)

107. Where a complaint is received and is found to be complete as set out in Section 104, the C.R.O. shall rule on the complaint within twelve (12) working hours of receiving the complaint.

- 108. The C.R.O. shall post all of his/her rulings, including:
 - a. a summary of the complaint;
 - b. a list of parties to the complaint;
 - c. where the C.R.O. fails to possess jurisdiction, as set out in Section 103, a summary of reasons for this finding;
 - d. a listing of all bylaws, rules, and regulations that apply;
 - e. a finding regarding the facts;
 - f. a ruling regarding the alleged contravention;
 - g. the penalty assigned, if any;
 - h. the time the ruling was posted; and
 - i. the time limit for appeal.
- 109. Where a candidate or volunteer has contravened a bylaw, rule, or regulation, regardless of the cause or the intent of the parties involved, and that contravention has provided an unfair advantage to a candidate, the C.R.O. shall assign a penalty that:
 - a. fully counter-balances any advantage gained; and
 - b. where the contravention was intentional, penalizes the candidate who was or whose volunteer was guilty of the contravention.
- 110. Penalties available to the C.R.O. shall include:
 - a. a fine, to be counted against the candidate's campaign expenses;
 - b. the confiscation or destruction of campaign materials;

PROPOSED 2200 (18)

c. limits, restrictions, and prohibitions on any type of campaign activities for any period of time up to the commencement of voting; and

- d. disqualification.
- 111. A candidate or slate shall be disqualified where he/she/it is guilty of a contravention that:
 - a. cannot be counter-balanced by a lesser penalty;
 - b. is malicious or substantially prejudicial to another candidate or slate; or
 - c. involves tampering with ballots, voting procedures, or counting procedures.
- 112. Where a slate is disqualified, all candidates running as a part of that slate shall also be disqualified.
- 113. Where a member is guilty of a serious contravention, the C.R.O. may recommend to the D.I.E. Board that further penalties be brought under the Discipline, Interpretation, and Enforcement Board Bylaw.
- 114. Any member shall be entitled to appeal a ruling of the C.R.O. to the D.I.E. Board.
- 115. No appeal shall be considered by the D.I.E. Board unless it is received within twelve (12) working hours of the C.R.O.'s ruling being posted.
- 116. Where a complete appeal is received, the D.I.E. Board shall convene a hearing within twelve (12) working hours of the appeal being submitted.
- 117. No appeal shall exist from a ruling of the D.I.E. Board on an appeal of a ruling by the C.R.O.
- 118. The C.R.O. may delegate any of his/her responsibilities under this bylaw to relevant faculty associations.
- 119. Notwithstanding Section 118, ultimate authority for all decisions delegated to faculty associations shall rest with the C.R.O.
- 120. Faculty associations shall have the right to use Election polling stations for the purposes of:

Nov 2/04 Aug 17/04 (IRB) Feb 3/04 Aug 19/03 Jul 22/03 June 11/03 (IRB)

Mar 18/03

PROPOSED 2200 (19)

- a. electing such positions as may be required by that faculty association; and
- b. holding plebiscites and referenda.
- 121. The Election shall be divided into as many parts as there are councils for which elections are occurring.
- 122. A candidate who contests multiple parts of the Election shall be considered to be one candidate per contested part of the election;
- 123. All rules concerning nominations, campaign activities, campaign expenses, balloting, and penalties apply to a candidate per contested part of the Election and not to the candidate between multiple parts of the Election;
- 124. A slate may encompass candidates contesting multiple parts of the Election.
- 125. Where Students' Council calls a by-election, the C.R.O. shall determine and announce the date of the by-election not less than two (2) weeks in advance of the close of nominations for that by-election, such date to occur not more than eight (8) weeks from the date of the by-election being called by Students' Council.
- 126. Where Section 125 would require the C.R.O. to call a by-election during May, June, July, or August, the C.R.O. may instead call the by-election in September or October.
- 127. Any by-election shall be governed by this bylaw except as set out in Sections 125 through 126.
- 128. No election shall occur during the months of May, June, July, and August.

PROPOSED 2400 (1)

Bylaw 2400

A Bylaw Respecting the Plebiscites and Referenda of the Students' Union

Short Title

1. This bylaw may be referred to as the "Plebiscites and Referenda Bylaw."

Definitions

- 2. For the purposes of this bylaw:
 - a. a "member" shall be a member of the Students' Union as defined by Article 1 of the Students' Union Constitution;
 - b. the "C.R.O." shall be the Chief Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw;
 - c. a "D.R.O." shall be a Deputy Returning Officer of the Students' Union, as set out in the Chief Returning Officer and Elections Staff Bylaw;
 - d. a "plebiscite" shall be a vote, open to all members except the C.R.O., held on a given question but that is not binding;
 - e. a "referendum" shall be a vote, open to all members except the C.R.O., held on a given question and whose result is legally binding upon the Students' Union;
 - f. a "side" shall be any person or group of people who have their registration as a side accepted under this bylaw;
 - g. a "campaign manager" shall be a person registered part of a side who has been selected by those members of a side to serve as campaign manager for the purposes of this bylaw;
 - h. a "campaign activity" shall be any act, planned or organized on behalf of a particular side, that is calculated to convince members to vote in a given way in a referendum or plebiscite;
 - i. a "volunteer" shall be any person who participates in campaign activities;

PROPOSED 2400 (2)

j. the "D.I.E. Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union, as set out in Article XV of the Students' Union Constitution and in the Discipline, Interpretation, and Enforcement Board Bylaw;

- k. "campaign materials" shall be any physical or electronic media produced or distributed as part of campaign activities;
- 1. a "banner" shall be any campaign material composed of paper, cloth, or similar material, of a total area of greater than four (4) square feet;
- m. a "poster" shall be any campaign material composed of paper, cloth, or similar material, of a total area of under four (4) square feet that is designed to be posted on a wall or similar plane;
- n. a "voter" shall be any member who exercises his/her entitlement to vote, as set out in Section 62;
- o. a "forum" shall be any event planned or organized by any entity other than a side or the Students' Union at which campaign activities are facilitated;
- p. the "University" shall be the University of Alberta;
- q. "working hours" shall be any and all hours occurring between 0900 and 1700 and
- r. a "general election" shall be the General Election of the Executive Committee and the Undergraduate Board of Governors, as set out in the Campus Wide Election Bylaw, or the General Election of Faculty Councillors, as set out in the Faculty Councillor Election Bylaw.

Mandate

3. This bylaw shall govern the initiation, organization, and interpretation of any plebiscite or referendum held by the Students' Union.

Petition May Initiate Plebiscite or Referendum

4. Where a member wishes to circulate a petition, that member shall submit to the Bylaw Committee the intent of the question, and the Bylaw Committee shall approve, within seven (7) days, a question which:

PROPOSED 2400 (3)

- a. fully reflects the intent submitted by the member; and
- b. if carried and acted upon, would not violate any Students' Union law or any federal or provincial statute or regulation.

Bylaw Committee to Questions

5. Students' Council shall, at meeting following the drafting of the question by the Bylaw Committee as set out in Section 4, approve a question which meets the criteria set out in Section 4.

Refusal to Draft Question

6. Sections 4 and 5 notwithstanding, where it is not possible for the Bylaw Committee or Students' Council to approve a question which meets the criteria set out in Section 4, neither the Bylaw Committee or Students' Council shall approve such a question.

Requirements to Initiate Plebiscite

7. Where a petition bearing the names, signatures, and student identification numbers of at least five percent (5%) of the total membership of the Students' Union as of the following February 1 requesting a plebiscite on a given Students' Council-approved question is submitted to the C.R.O., then a plebiscite shall be held on that question, provided that the names, signatures, and student identification numbers were all collected within ninety (90) days of submission of the petition.

Requirements to Initiate Referendum

8. Where a petition bearing the names, signatures, and student identification numbers of at least fifteen percent (15%) of the total membership of the Students' Union as of the following February 1 requesting a referendum on a given Students' Councilapproved question is submitted to the C.R.O., then a referendum shall be held on that question, provided that the names, signatures, and student identification numbers were all collected within ninety (90) days of submission of the petition.

Students' Council May Initiate Plebiscite or Referendum

9. Students' Council shall have the authority to call a plebiscite or referendum without a petition.

Held in Conjunction with Elections

PROPOSED 2400 (4)

10. Where the C.R.O. receives a valid petition or where Students' Council initiates a referendum or plebiscite, then the referendum or plebiscite in question shall be held on the dates of the next general election not occurring within thirty (30) days of receipt of the valid petition or initiation by Students' Council of the referendum or plebiscite in question.

Chief Returning Officer Shall Publicize Question

- 11. The C.R.O. shall:
 - a. Schedule and conduct a meeting for the registration of sides, such meeting to take place not more than thirty-five (35) and not fewer than seven (7) days in advance of the plebiscite or referendum;
 - b. announce this meeting at least seven (7) days in advance of the meeting; and
 - c. publish in each available edition of the Official Student Newspaper between the announcement of the meeting and the meeting the wording of the question and the time, date, and location of the meeting.

Two Sides

- 12. For each plebiscite or referendum, there shall be:
 - a. a "yes" side; and
 - b. a "no" side.

Registration of Sides

13. Members wishing to register themselves as part of a side shall attend the meeting for registering sides, as set out in Section 11(a).

Registration Shall be Accepted

Where a member attends the meeting for registering sides, where that member announces his/her intention to register for a side, where that member provides the C.R.O. with his/her name, student identification number, and contact information, and where the C.R.O. is satisfied that that member does not aim to falsely represent that side by registering for it, that member's registration shall be accepted.

PROPOSED 2400 (5)

Limiting Clause

15. Section 14 notwithstanding, no member shall register for more than one (1) side for any plebiscite or referendum.

One Side Only

16. Section 12 notwithstanding, where there are no members wishing to register for one (1) side in a given plebiscite or referendum, that side shall not exist.

Sides Shall Select Campaign Manager

17. Each side shall select, from amoung the members registered to it, one (1) campaign manager.

Content of Meeting

- 18. At the meeting for the registration of sides, the C.R.O. shall, at minimum:
 - a. review all relevant bylaws, rules, and regulations, including this bylaw, and respond to questions about same; and
 - b. create a register listing the members registered for each side as well as the campaign manager for each.

Requirement to Report Keys

19. All campaign managers shall, within twenty-four (24) hours of the nomination deadline, report to the C.R.O. any keys, cards, and other means of access to any building or room on the University of Alberta Campus.

Chief Returning Officer Shall Confiscate Relevant Keys

- 20. The C.R.O. shall confiscate from a campaign manager, until the commencement of voting, any keys, card(s), and other means of access to any building or room on the University of Alberta campus where:
 - a. the key, card, or other means of access in question would provide an unfair advantage to the side; and
 - b. the campaign manager is not academically, occupationally, or otherwise required to retain the key, card, or other means of access in question prior to the commencement of voting

PROPOSED 2400 (6)

Consequence of Contravention

21. Where a campaign manager contravenes Section 19, he/she shall be disqualified.

Prohibition on Campaigning

22. No campaign manager or volunteer, between the receipt of the valid petition by the C.R.O. or the initiation of the plebiscite or referendum by Students' Council and the commencement of campaign activities shall engage in any campaign activity.

Requirements of Campaign Managers

- Each campaign manager shall act reasonably and in good faith, and specifically shall:
 - a. ensure that each volunteer acting on behalf of his/her side is aware of all bylaws, rules, regulations, and orders;
 - b. ensure that each volunteer acting on behalf of his/her side is in compliance with all bylaws, rules, regulations, and orders; and
 - c. report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.

No Use of Non-Universal Resources

- 24. Neither side shall make use of any resource that is not:
 - a. available to both sides;
 - b. general volunteer labour or expertise; or
 - c. accounted for as part of that side's campaign expenses.

Restriction on Campaign Activities

- 25. No volunteer shall, without the express permission of the C.R.O., engage in any campaign activity:
 - a. in any business or service operated by the Students' Union;
 - b. in a University library;

PROPOSED 2400 (7)

c. in a classroom during a class unless he/she first obtains the permission of the professor responsible for that class;

- d. in any residence; or
- e. in any building or on any land not owned or operated by the University or the Students' Union

Requirement for Forums

26. Neither side shall participate in any forum unless each side in its question has received at least 48 hours notification of the forum and will be afforded an equal chance to speak at it.

Chief Returning Officer Must Approve Materials

27. All campaign materials shall be approved in form, content, and cost by the C.R.O. before they may be used in campaign activities.

Requirements to Request Approval of Materials

- 28. Sides wishing to have campaign materials approved shall provided the C.R.O. with:
 - a. a written estimate of the cost of the proposed campaign material, including the source of that estimate; and
 - b. the complete contents of the proposed campaign material, including text, images, and layout.

Chief Returning Officer Must Respond

29. The C.R.O. shall provide in confidence a written approval or refusal of campaign materials within twelve (12) working hours of receiving a request as set out in Section 28.

Forbidden Materials

- 30. The C.R.O. shall not approve campaign materials that:
 - a. have more than a nominal value when distributed;
 - b. cannot be removed prior to the commencement of voting

PROPOSED 2400 (8)

c. are likely to permanently damage or alter property;

Consequence of Contravention

Where a side contravenes Section 27, the offending campaign materials shall be destroyed and the C.R.O. may assess an additional penalty to that side, as set out in Section 86.

Restriction on Banners

32. No side shall have more than one (1) banner on display in any given building at any given time.

Consequence of Contravention

Where a side contravenes Section 32, the offending banners shall be destroyed and the C.R.O. may assess an additional penalty to that side, as set out in Section 86.

Restriction of Posters

- 34. No side shall have more than ten (10) posters on display in any given building at any given time.
- 35. No poster shall be displayed in such a way as to obscure other election campaign materials.

Consequence on Contravention

36. Where a side contravenes Section 34 or Section 35, the offending posters shall be destroyed, and the C.R.O. may assess an additional penalty to that side, as set out in Section 86.

Only Chief Returning Officer May Authorize Destruction

37. No volunteer shall damage or destroy another side's campaign materials unless specifically authorized to do so by the campaign manager for that side or the C.R.O.

Materials Must be Removed

38. All campaign materials shall be removed by 21h00 on the day before the commencement of voting.

Designated Printers

39. All printed campaign materials shall be purchased at official list price costs from one (1) or more of the printing companies designated by the C.R.O.

PROPOSED 2400 (9)

Minimum Designated Printers

40. The C.R.O. shall designate at least five (5) printing companies from which sides may purchase materials to be in compliance with Section 39.

Exemption

41. Where a side demonstrates that a desired campaign material could not be produced by any of the five (5) or more printers designated by the C.R.O. as set out in Section 40, the C.R.O. may grant a limited exemption from Section 40 to that side.

Must Use Students' Union Businesses Where Possible

42. Where campaign materials can be produced by any Students' Union operated business, sides shall purchase those campaign materials from that business.

Consequence of Contravention

43. Where a side contravenes Section 39 or Section 42, the offending campaign materials shall be destroyed, and the C.R.O. may assess an additional penalty to that side, as set out in Section 86.

Campaign Expense Limit

44. No side shall accrue more than one thousand dollars (\$1000.00) in campaign expenses, all of which shall be paid by the Students' Union.

Allowance for Recycled Materials

Where a side chooses to print campaign materials on recycled paper containing one hundred percent (100%) post consumer content, and where that side demonstrates, to the satisfaction of the C.R.O., that this choice resulted in an increased cost being incurred to it, then the amount of this increased cost shall not count against the limit set out in Section 44.

Responsibility and Record Keeping

46. Each side shall keep an up to date and accurate account of all campaign expenses it incurs, and its campaign manager shall be responsible to the C.R.O. for all such campaign expenses.

Requirement to Submit Records

47. Each side's campaign manager shall submit to the C.R.O. the record, as set out in Section 46, prior to sixteen (16) working hour prior to the commencement of voting.

PROPOSED 2400 (10)

Deadline for Incurring Expenses

48. No side shall incur any campaign expense within sixteen (16) working hours of the commencement of voting, except where that campaign expense has been reported in the record submitted to the C.R.O., as set out in Section 47.

Candidates Shall be Assessed Fair Market Value

49. Where a product or service has been provided to a side for no consideration or for consideration that is less than the official list price of the product or service provider, that side shall be considered to have incurred a campaign expense equal to the fair market value of the product or service, as determined by the C.R.O.

Reverse Does Not Apply

50. Where a side receives a product or service for consideration that is greater than the fair market value of that product or service, then that side shall be considered to have incurred a campaign expense equal to the actual consideration.

Valueless Items

51. For the purposes of Section 50, general labour and any expertise held by a significant portion of the population, including, but not limited to, poster design and web page design and programming, shall be considered to have a fair market value of zero.

Chief Returning Officer Shall Determine Market Value

52. The fair market value shall be determined by the C.R.O. using the price that any other side would pay for a comparable product or service as a guideline.

Advance Assessment of Market Value

53. Sides shall have the right, but not the obligation, to receive an assessment of a product or service's fair market value in advance.

Procedure for Advance Assessment

- 54. A side wishing to receive a fair market value assessment in advance shall make a written request to the C.R.O., which shall include:
 - a. a full and accurate description of the product or service;
 - b. the supplier of the product or service, along with contact information for same; and

PROPOSED 2400 (11)

c. the side's estimate of the product or service's fair market value, and a rationale for the same.

Chief Returning Officer Must Respond

55. Where a complete request, as set out in Section 55, has been submitted to the C.R.O., the C.R.O. shall respond with a decision within twelve (12) working hours.

Where Limits are Exceeded

- 56. The C.R.O. shall review all campaign expense records, and shall post summaries of same more than twelve (12) working hours prior to the commencement of voting.
- 57. Where the C.R.O. determines that a side has exceeded or falsified its campaign expense limit:
 - a. the campaign manager for that side shall be disqualified.
 - b. that side shall be prohibited from engaging in any further campaign activities;
 - c. he/she may recommend to the D.I.E. Board that further action be taken against that side's campaign manager, members, and/or volunteers; and
 - d. all of the above shall be communicated to that side's campaign manager.

Discipline, Interpretation and Enforcement Board Must Meet

58. The D.I.E. Board shall convene a meeting less than twelve (12) working hours prior to the commencement of voting for the purposes of hearing and ruling on all appeals of the C.R.O.'s rulings.

Limitation on Appeal Times

59. All appeals of the C.R.O.'s rulings, with the exception of those arising out of voting and results, shall be heard and ruled upon by the D.I.E. Board prior to the commencement of voting.

Discipline, Interpretation and Enforcement Board Must Rule

- 60. The D.I.E. Board shall, at the meeting set out in Section 58, either:
 - a. rule on all appeals; or

PROPOSED 2400 (12)

b. order a delay to the referendum of plebiscite.

All Members Save Chief Returning Officer May Vote

61. Each member shall be entitled to cast one (1) ballot, except the C.R.O. who shall be entitled to cast a ballot only in the event of a tie, as set out in Section 66.

Multiple Ballots

Where a member is found to have cast more than one (1) ballot, all of that member's ballots shall be considered spoiled.

Ballots will Have Both Options

63. Ballots shall list each side "yes" followed by "no" for each referendum or plebiscite question.

Overriding Principle

64. Where a voter's intention is clear, that voter's ballot shall be counted.

Victorious Side

65. The side that receives the greater number of votes shall be declared victorious.

Provision for a Tie

66. Where both sides receive an equal number of votes, the C.R.O. shall cast a ballot.

Chief Returning Officer Shall Determine Times

67. Voting shall be conducted at times determined and advertised by the C.R.O.

Discipline, Interpretation and Enforcement Board Must be Done Ruling

68. No voting, other than a maximum of one (1) advance poll, shall be conducted prior to the D.I.E. Board ruling on all appeals covered by Section 60.

Minimum of Poll Clerks

69. At each physical polling station, there shall be at least two (2) poll clerks, hired by the Students' Union for that purpose, at all times.

PROPOSED 2400 (13)

Balloting Shall Cease

70. Where there are fewer than two (2) poll clerks at any given polling station at any given time, polling at that polling station shall cease until such time as there are at least two (2) poll clerks at that polling station.

Notice to Voters

71. At each <u>physical</u> polling station, there shall be <u>an explanation of balloting procedures</u> in English and French a notice to voters that shall explain the balloting procedures.

Chief Returning Officer Shall Provide Secure Handling

72. The C.R.O. shall provide for the secure handling of ballots, and shall ensure that at all times ballots are either under the direct supervision of the C.R.O. or a D.R.O. or are in a locked room or container.

Limitations on Partisan Members

73. During voting, campaign managers, members of sides, and volunteers shall not engage in campaign activities.

Right to Scrutineer

74. Each side shall be permitted to have one (1) agent, designated in writing by the campaign manager, acting as scrutineer and being present at the counting of the ballots.

Requirements of the Chief Returning Officer

- 75. The C.R.O. or at least one (1) D.R.O. shall:
 - a. supervise the counting of ballots;
 - b. post final referendum or plebiscite results within twenty-four (24) working hours of all complaints and appeals being resolved;
 - c. notify the Speaker of Students' Council and the President of the Students' Union, in writing, of the final results;
 - d. post unofficial referendum or plebiscite results at any time, including during counting;

PROPOSED 2400 (14)

e. advertise final referendum or plebiscite results in the first available edition of the Official Student Newspaper after the posting of the final results as set out in Section 76 (b); and

f. store the ballots in a locked room or container for at least two (2) weeks after the last recount has been completed.

Chief Returning Officer Shall Authorize Recount

- 76. A request for a recount shall be granted by the C.R.O. where:
 - a. the request is in writing and signed by a member;
 - b. the request is submitted to the C.R.O. within forty-eight (48) hours of the posting of referendum or plebiscite results as set out in Section 75 (b); and
 - c. the difference between the number of votes obtained by each side is less than two percent (2%) of the total votes cast in that referendum or plebiscite.

Chief Returning Officer Shall May Initiate Recount

77. The C.R.O. may initiate a recount independently for any reason.

Chief Returning Officer Shall Post Results of Recount

78. The C.R.O. shall post the results of any recount within twenty-four (24) working hours of the recount being completed.

Powers of the Chief Returning Officer

79. The C.R.O. shall be empowered to investigate and rule upon every contravention of this bylaw or any other bylaw, rule, or regulation of any bylaw related to the referendum or plebiscite.

Chief Returning Officer Shall Prepare Form

- 80. The C.R.O. shall prepare and provide a complaint form which shall require complainants to indicate:
 - a. their names and student identification numbers;
 - b. the specific bylaw and section, rule, or regulation that is alleged to have been contravened;

PROPOSED 2400 (15)

- c. the specific individual or group that is alleged to be in contravention;
- d. the specific facts that constitute the alleged contravention; and
- e. the evidence for these facts.

Chief Returning Officer Required to Rule

81. Where a complaint is received within twelve (12) working hours of the alleged contravention, and where the original complaint form is provided to the C.R.O., the C.R.O. shall rule on that complaint.

Copies to Respondents

82. The C.R.O. shall provide a copy of the complaint form, with the complainant's student identification number blacked out, to each respondent.

Chief Returning Officer Must Rule Within 12 Working Hours

83. Where a complaint is received and is found to be complete as set out in Section 80, the C.R.O. shall rule on the complaint within twelve (12) working hours of receiving the complaint.

Chief Returning Officer Shall Post Rulings

- 84. The C.R.O. shall post all of his/her rulings, including:
 - a. a summary of the complaint
 - b. a list of parties to the complaint
 - c. where the C.R.O. fails to possess jurisdiction, as set out in Section 80, a summary of reasons for this finding;
 - d. a listing of all bylaws, rules, and regulations that apply;
 - e. a finding regarding the facts;
 - f. a ruling regarding the alleged contravention;
 - g. the penalty assigned, if any;

PROPOSED 2400 (16)

- h. the time the ruling was posted; and
- i. the time limit for appeal.

Criteria for Determining Penalty

- Where a campaign manager or volunteer has contravened a bylaw, rule, or regulation, regardless of the cause or the intent of the parties involved, and where that contravention has provided an unfair advantage to a side, the C.R.O. shall assign a penalty that
 - a. fully counter-balances any advantage gained;
 - b. where the contravention was intentional, penalizes the side whose campaign manager or volunteer was guilty of the contravention.

Available Penalties

- 86. Penalties available to the C.R.O. shall include:
 - a. a fine, to be counted against the side's campaign expenses;
 - b. the confiscation or destruction of campaign materials;
 - c. limits, restrictions, and prohibitions on any type of campaign activities for any period of time up to the commencement of voting; and
 - d. disqualification of campaign manager.

Advantages that cannot be fully Counterbalanced

- Where the advantage gained by the "yes" side of a referendum or plebiscite due to a contravention cannot be fully counterbalanced by the penalties available to the C.R.O. as set out in Section 86, the C.R.O. shall cancel the referendum or plebiscite.
- Where the advantage gained by the "no" side of a referendum of plebiscite due to a contravention cannot be fully counterbalanced by the penalties available to the C.R.O. as set out in Section 86, the C.R.O. shall counterbalance the advantage to the maximum extent possible, and may recommend to the D.I.E. Board that further

PROPOSED 2400 (17)

disciplinary action be taken against the members guilty of the contravention under the Discipline, Interpretation, and Enforcement Board Bylaw.

Disqualified Campaign Managers

89. Where a side's campaign manager is disqualified, that side shall select a new campaign manager.

Right of Members

90. Any member shall be entitled to appeal a ruling of the C.R.O. to the D.I.E. Board.

Limiting Clause

91. No appeal shall be considered by the D.I.E. Board unless it is received within twelve (12) working hours of the C.R.O.'s ruling being posted.

Discipline, Interpretation and Enforcement Board Must Rule

92. Where a complete appeal is received, the D.I.E. Board shall convene a hearing within twelve (12) working hours of the appeal being submitted.

No Appeal Exists

- 93. No appeal shall exist from a ruling of the D.I.E. Board on an appeal of a ruling by the C.R.O.
- 94. The English wording of the referendum or plebiscite question shall be considered the binding version

Schedule A to Bylaw 100

Enrollment numbers current as of January 27, 2005.

/4	acuthy Code Facuthy Marrie	Enrol	inent Enri	Seat Seat	eshould be sea
AH	Agriculture, Forestry, & Home Ec	1371	2.03	0	2
AR	Arts	5747	8.50	0	8
AU	Augustana	1101	1.63	0	1
ВС	Business	1801	2.66	0	2
ED	Education	2971	4.40	0	4
EN	Engineering	3150	4.66	0	4
LA	Law	510	0.75	1	0
MH	Medicine & Dentistry	926	1.37	0	1
NS	Native Studies	209	0.31	1	0
NU	Nursing	1348	1.99	0	1
os	Open Studies	1173	1.74	0	1
PE	Physical Education & Recreation	862	1.28	0	1
PH	Pharmacy	456	0.67	1	0
RM	Rehabilitation Medicine	260	0.38	1	0
SA	Faculté St. Jean	534	0.79	1	0
SC	Science	5971	8.83	0	8

Total Undergraduate Students TOTAL 28390

> Students' Council Seats Available: 42 seats

> > Threshold: 675.95 students/seat

Minimum seats for each faculty: 1 seat Seats distributed by greatest remainder: 4 seats 5% of undergraduate students: 1420 students

15% of undergraduate students: 4259 students

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2el	nainder Gree	\ 10th	seats 200	y2005 Seat	
0.028		2	2	0	
0.502		8	9	-1	
0.629		1	0	+1	
0.664	1	3	3	0	
0.395		4	4	0	
0.660		4	4	0	
		1	1	0	
0.370		1	1	0	
		1	1	0	
0.994	1	2	2	0	
0.735	1	2	2	0	
0.275		1	1	0	
		1	1	0	
		1	1	0	
		1	1	0	
0.833	1	9	9	0	

42 seats

STUDENTS' COUNCIL Votes and Proceedings

Tuesday December 7, 2004 – 6:00 p.m. Council Chambers 2-1 University Hall

Votes and Proceedings (SC 2004-18)

2004-18/1 <u>CALL TO ORDER</u>

Speaker called the meeting to order at 6:05 p.m.

2004-18/4 APPROVAL OF THE ORDERS OF THE DAY

TAYLOR(VPSL)/BAZIN MOVED TO approve the orders of the day.

LAW/SMITH MOVED TO amend the orders of the day by striking item 12b and replacing it with item 12c from the Late Additions package and make it a special order.

Point of Order: Smith – This has nothing to do with the motion moved by the Vice President Student Life.

Speaker – Point of order not well taken. The comments are germane to the motion.

BAZIN MOVED TO amend the amendment by striking the words "make it a special order".

Amendment to the Amendment: DIES FOR WANT OF A SECONDER

Amendment: CARRIED

SMITH/BAZIN MOVED TO amend the orders of the day by striking item 11g.

Amendment: CARRIED

McLAUGHLIN/SMITH MOVED TO amend the orders of the day by adding new motion 12b and to make it a special order.

MOTION BY McLAUGHLIN, RESOLVED THAT Students' Council approve an expenditure not to exceed \$13,000.00 to cover additional costs associated with operating Cram Dunk on a 24/7 basis from January 10, 2005 until April 30, 2005 as part of the 24/7 SUB study space pilot project.

TAYLOR (VPSL)/BAZIN MOVED TO amend the amendment by striking the words "and to make it a special order".

Amendment to the Amendment: DEFEATED

Amendment: CARRIED

BLATZ MOVED TO amend the orders of the day by making item 9b a special order.

Amendment: WITHDRAWN

Speaker orders that item 12a a special order.

BAZIN/NICOL MOVED TO amend the orders of the day by limiting the time allocated to the presentation to 20 minutes.

Amendment: CARRIED

TAYLOR (VPSL)/WICENTOWICH MOVED TO amend the orders of the day by adding item 12d from the Late Additions package.

Amendment: CARRIED

Main Motion: CARRIED

Speaker orders that Presentations be made a special order as per lack of quorum.

2004-18/5 PRESENTATIONS

2004-18/5a Presentation on Augustana by Matthew Hubert.

Speaker declares quorum achieved.

2004-18/12a MOTION BY MCLAUGHLIN/LAW RESOLVED THAT Students' Council approve,

in principle, a 24/7 SUB study space pilot project to commence no later than January 10, 2005 and end no sooner than April 30, 2005, and an expenditure not to exceed \$2,500 from the Special Projects Reserve to cover additional

maintenance costs associated with this initiative.

Speaker's List (mm): McLaughlin, Smith, Lewis, Bazin, McLaughlin, Kotovych,

Law, Sharma, Kehoe, Law.

TAYLOR/McLAUGHLIN MOVED TO amend the main motion by striking the

word "maintenance".

Amendment: FRIENDLY

Main Motion: CARRIED

2004-18/12b MOTION BY McLAUGHLIN/LAW, RESOLVED THAT Students' Council approve an expenditure not to exceed \$13,000.00 to cover additional costs associated

an expenditure not to exceed \$13,000.00 to cover additional costs associated with operating Cram Dunk on a 24/7 basis from January 10, 2005 until April 30,

2005 as part of the 24/7 SUB study space pilot project.

Speaker's List (mm): McLaughlin, Lewis, Kirkham, Sharma, Bazin, McLaughlin, Smith.

BLATZ/LAW MOVED TO amend the main motion by striking the amount of "\$13,000" and replacing it with the amount of "\$2,400".

Point of Order: Lewis – I don't think this amendment is in the spirit of the motion.

Speaker – Point of order not well taken. The amendment need only be germane to the motion, it does not need to agree with or maintain the intent of the motion it is amending.

Speaker's List (am): Blatz, Nicol.

Speaker orders debate limited to the next two speakers.

ABBOUD/KIRKHAM MOVED THE previous question on the amendment.

Motion to Move the Previous Question: DEFEATED

Speaker's List (am): McLaughlin, Lewis.

Amendment: DEFEATED 12/13

PANDYA/SHILLINGTON MOVED TO amend the main motion by striking the amount "\$13,000.00" and the words "on a 24/7 basis" and replacing them with "\$9,000.00" and the words "for extended hours respectively".

Speaker's List (am): Pandya, Smith, Sharma, Nicol.

Speaker ordered the previous question on the amendment.

Amendment: DEFEATED

LEWIS/NICOL MOVED THE previous question on the main motion.

Motion to Move the Previous Question: CARRIED

Main Motion: DEFEATED

Point of Order: Lewis – Mr. Speaker, were we planning on taking a recess? I'd be in favour of suspending that Standing Order.

Speaker – Point of order is well taken unless the relevant Standing Order is suspended.

LEWIS/TAYLOR (VPSL) MOVED TO suspend Standing Order #46.

Motion to Suspend: DEFEATED

2004-18/120

MOTION BY LAW/BAZIN, RESOLVED THAT Students' Council approve a shareholder loan not to exceed \$9000 for Campus Advantage charged at prime + 2%. Payment shall commence 5 years from the date of draw, full repayment with interest to be repaid no more than 10 years from the same date of draw.

Main Motion: CARRIED

Speaker orders that item 9b be made a special order.

2004-18/9b

MOTION BY TAYLOR (VPSL)/KIRKHAM, RESOLVED THAT Students' Council approve the recommendations in the December 1st report of the Student Life Board.

Speaker's List (mm): Taylor(VPSL), Bazin, Kirkham, Law, Taylor(VPSL), Smith, Sharma, McLaughlin, Bazin, Law, Sharma, Kirkham, Smith, Smith(GM).

Main Motion: CARRIED

McLAUGHLIN/YUSUF MOVED TO adjourn.

Motion to Adjourn: CARRIED 9:53 p.m.

ATTENDANCE (SC 2004-18)

Faculty/Position	Name	1 st Roll Call	2 nd Roll Call
President	Jordan Blatz	V	V
VP Academic	Lisa McLaughlin	V	V
VP External	Alex Abboud	V	V
VP Finance	Alvin Law	V	V
VP Student Life	Duncan Taylor	V	V
BoG Undergrad Rep.	Roman Kotovych	V	V
Agriculture, Forestry and Home Economics	Leah Bennett	V	V
Agriculture, Forestry and Home Economics	Chelsy Shillington	√	√
Arts	Catrin Bergoff	V	V
Arts	John Chandler		
Arts	Gabrielle Donnelly	V	V
Arts	Aaron Johnson	×	Х
Arts	Tamara Larter	X	X
Arts	Chris Laver	X	X
Arts	Cameron Lewis	V	$\sqrt{}$

Arts	Anand Sharma	√	V
Business	Chelsea Baron	Х	X
Business	Steve Smith	√	V
Business	Nandini Somayaji	Х	Х
Education	Sean Clovechok	Х	×
Education	Trevor Panas	Х	×
Education	Lillian Patz	×	X
Engineering	Josh Bazin	V	\checkmark
Engineering	Graham Lettner	×	X
Engineering	Jamaal Montasser	×	×
Engineering	Gary Wicentowich	V	\checkmark
Law	Tara Thompson	Х	X
Medicine and Oral Health Sciences	Brock Debenham	×	X
Native Studies (School of)	Matthew Wildcat	×	×
Pharmacy	Erica Skopac	×	X
Faculte Saint-Jean	Sarah Colpitts	×	\checkmark
Science	Justin Kehoe	√	V
Science	Stephen Kirkham	√	V
Science	Darren Lau	√	V
Science	Scott Nicol	√	V
Science	Shawna Pandya	Х	V
Science	Chris Samuel	√	V
Science	Kelli Taylor	√	V
Science	Keith Vandersluis	√	V
Science	Omer Yusuf	V	V
General Manager	Bill Smith	Х	V
Speaker	Gregory Harlow	V	V

GUESTS OF COUNCIL

Matthew Hebert Augustana Transitions Coordinator

John Pattison ASA President

STUDENTS' COUNCIL Votes and Proceedings

Tuesday January 18, 2005 – 6:00 p.m. Council Chambers 2-1 University Hall

Votes and Proceedings (SC 2004-20)

2004-20/1 <u>CALL TO ORDER</u>

Speaker called the meeting to order at 6:08 p.m.

2004-20/3 SPEAKER'S BUSINESS

BLATZ/KIRKHAM MOVED THAT Students' Council move in camera.

Motion to Move In Camera: CARRIED

LEWIS/KIRKHAM MOVED THAT Students' Council move ex camera.

Motion to Move Ex Camera: CARRIED

2004-20/3a MOTION BY YUSUF/KIRKHAM, RESOLVED THAT Students' Council appoint

Chelli Kelly to serve in the position of Arts Councillor on Students' Council for

the remainder of the 2004-2005 year.

Speaker's List (mm): Yusuf, Nicol, Kirkham, Vandersluis (Mr. Pursakowski),

Yusuf, Taylor (VPSL), Smith.

Main Motion: DEFEATED 4/22 (please see attendance for division)

2004-20/4 APPROVAL OF THE ORDERS OF THE DAY

LEWIS/KIRKHAM MOVED THAT Students' Council approve the orders of the

day.

ABBOUD/LEWIS MOVED TO amend the orders of the day by adding item 9b

from the Late Additions package.

Amendment: CARRIED

SMITH/KIRKHAM MOVED TO amend the orders of the day by adding the Executive Committee recommendations, item 8b, from the Late Additions

package.

Point of Order: Lewis – Is that necessary under the current rules for adopting Executive Committee reports?

Speaker – Point of order not well taken. The Executive Committee report contains recommendations upon which Students' Council must vote.

Amendment: CARRIED

Main Motion: CARRIED

Speaker orders that Students' Council will have an additional meeting on February 8, 2005 in 2-1 University Hall.

2004-20/9 BOARD AND COMMITTEE REPORTS

2004-20/9a

MOTION BY PANDYA/LETTNER, RESOLVED THAT Student's Council on the recommendation of the Committee for Council Reform and Progress authorize the purchase of an I POD for an amount not to exceed \$550.00 plus GST.

Speaker's List (mm): Pandya, Kirkham, Abboud, Smith.

SMITH/VANDERSLUIS MOVED TO amend the main motion by striking the words "Plus GST" and adding the words "from the Contingency Reserve".

Speaker's List (am): Lewis, Smith.

Amendment: CARRIED

Speaker's List (mm): Pandya, Lewis, Kirkham.

Main Motion: CARRIED

2004-20/9b

MOTION BY ABBOUD/SHARMA, RESOLVED THAT Students' Council, upon the recommendation of the External Affairs Board, direct the Internal Review Board to draft a referendum question with the following principles:

Do you support the establishment of a Universal Bus Pass subject to the following conditions:

- 1. That the pass would provide unlimited access to participating municipal transit systems during the Fall and Winter terms.
- 2. That the pass would be applicable for the Fall and Winter terms.
- 3. That the pass would be mandatory for all undergraduate students except:
 - a. Students not residing in a municipality served by a participating municipal transit system;
 - b. Students, who are for an entire term, not attending courses on the University of Alberta campus; and
 - c. Students who, by reason of disability, are unable to make use of ordinary transit services.
- 4. That Students' Council shall have the power to set the price of the Universal Bus Pass on an annual basis.
- 5. That this referendum would bind the Students' Union to enter into an agreement on the terms outlined in this referendum as soon as possible, and as soon as a price suitable to Students' Council can be agreed upon with participating parties.

Speaker's List (mm): Abboud, Panas, Sharma, Kirkham.

KIRKHAM/MONTESSER MOVED THAT the main motion be amended by striking sections 4 and 5.

Speaker's List (am): Kirkham, Smith, Lettner.

KIRKHAM/SHILLINGTON MOVED TO amend the amendment by adding the words "that the referendum held 3^{rd} and 4^{th} of March 2004 be considered null and void".

Speaker's List (am am): Smith, Kirkham, Lau.

Amendment to the Amendment: DEFEATED

Speaker's List (am): Abboud, Kirkham, Abboud.

Amendment: DEFEATED

Speaker's List (mm): Lettner, Nicol, Patz.

PATZ/KIRKHAM MOVED TO amend the main motion by replacing section 4 with the words "and upon agreeing on that price students could be able to vote on the price in a following referendum".

Point of Order: Nicol – This is essentially the same as the amendment that was moved by Councillor Kirkham mere minutes ago.

Speaker – Point of order not well taken. There is a substantive difference between this amendment and the one just moved.

NICOL OBJECTED TO consideration of the question.

Speaker – Motion is out of order as a moved to object to the consideration of the question is only in order on a main motion.

Speaker's List (am): Patz, Abboud.

Point of Order: Is this still in the scope of the amendment?

Speaker: Point of order well taken. Comments must be germane to the pending amendment.

Speaker's List (am): Shillington, Lewis.

PANDYA/BLATZ MOVED THE previous question on the amendment to the main motion.

Motion to Move the Previous Question: CARRIED

Amendment: DEFEATED

Speaker's List (mm): Smith, Lewis.

YUSUF/NICOL MOVED THE previous question on the main motion.

Motion to Move the Previous Question: DEFEATED

Speaker's List (mm): Panas.

Point of Order: Nicol – Point of information is out of order.

Speaker – Point of order is not well taken. The point of information falls within the parameters outlined in *Robert's Rules of Order*.

Nicol Challenges the Chair

Challenge: DIES FOR WANT OF A SECONDER

Speaker's List (mm): Blatz, Shillington, Abboud.

BAZIN/NICOL MOVED THE previous question on the main motion.

Motion to Move the Previous Question: DEFEATED

Speaker's List (mm): Sharma, Pandya, Patz, Samuel, Blatz, Lettner, Smith.

Point of Order: Smith – Councillor Smith just questioned the motivation of several members of Council for taking the side they did. Yes Mr. Speaker, I apologize and retract my previous statement.

Speaker's List (mm): Kehoe.

Point of Order: Lewis – We're gonna vote now, right? And we can do it with the attendance all-in-one?

Speaker – Point of order not well taken. First, I'll be all huffy about combining attendance with the vote and then I'll do it anyway.

Main Motion: DEFEATED 10/21 (please see attendance for division)

Point of Order: Lewis – It's 9:00 p.m. now which is much past 7:30 p.m. which was supposed to be my dinner time. Can we take a recess?

Speaker – Point of order well taken. Standing Orders require us to take a 15 minute recess at this time.

2004-20/11 LEGISLATION

2004-20/11a

MOTION BY SMITH, RESOLVED THAT Students' Council, upon the recommendation of the Internal Review Board, repeal Article XVIII of the Students' Union Constitution (second reading).

SMITH/SAMUEL MOVED TO postpone item 11a to the next meeting of Students' Council.

Motion to Postpone: CARRIED

2004-20/11b

MOTION BY SMITH/KIRKHAM MOVED THAT Students' Council on the recommendation of the Committee for Council Reform and Progress repeal Article XIV – Vacancies (first reading).

SMITH/YUSUF MOVED TO postpone item 11b to the next meeting of Students' Council.

Motion to Postpone: CARRIED

2004-20/110

Bill #11 - Student Group Membership Privileges Amendment (sponsor; DEBENHAM)

Principles (first reading)

- 1. A member of the Students' Union shall have the privilege to be a member of any Student Group or Students' Union Club, subject to section.
- 2. Where a Student Group is a Faculty Association recognized by the Students' Union, the Faculty Association may limit membership to students enrolled in the faculty to which the Faculty Association relates.

SMITH/SAMUEL MOVED THAT Bill #11 be read for a first time.

COLPITTS/SAMUEL MOVED TO postpone Bill #11 to the next meeting of Students' Council.

Motion to Postpone: CARRIED

2004-20/11d

Bill #22 – Budget Process and Financial Procedures Reform Bill (sponsor; LAW) (first reading)

LAW/SMITH MOVED THAT Bill #22 be read for a first time.

Main Motion: CARRIED

2004-20/11e

Bill #23 – Council Vacancies Bill (sponsor; Smith/Kirkham)

(notice of motion/first reading)

- 1. Vacancies in Councilor Positions
 - a. Council will no longer have the power to fill Councilor vacancies by appointment.
 - b. Where a Councilor vacancy exists, the CRO will offer the position to the runner up in the most recent election.
 - c. One By-election will be held in the Fall to fill any Councilor vacancies not filled by the process in 1(b).
 - d. Other than the by-election specified 1(c) no other by-elections will be held to fill Councilor Vacancies
- 2. Vacancies in the Executive
 - a. Council may fill a vacancy in the Executive Committee or the position of Undergraduate Board of Governors Representative either by appointment or by ordering a by-election for that purpose.

Notice of Motion: PROVIDED

VANDERSLUIS/SMITH MOVED THAT Students' Council adjourn

Motion to Adjourn: CARRIED 9:48 p.m.

ATTENDANCE (SC 2004-21)

Faculty/Position	Name	1 st Roll Call	3a Vote	9b Vote
President	Jordan Blatz	V	×	Х
VP Academic	Lisa McLaughlin	V		V
VP External	Alex Abboud	V		V
VP Finance	Alvin Law	V		×
VP Student Life	Duncan Taylor	√	×	×
BoG Undergrad Rep.	Roman Kotovych	Х		
Agriculture, Forestry and Home Economics	Leah Bennett	V	X	X
Agriculture, Forestry and Home Economics	Chelsy Shillington	V	Х	X
Arts	Catrin Bergoff	√	×	×
Arts	John Chandler	×		
Arts	Gabrielle Donnelly	V	×	√
Arts	Aaron Johnson	Х		
Arts	Tamara Larter	×		
Arts	Chris Laver	√		V
Arts	Cameron Lewis	√	×	√
Arts	Anand Sharma	V	×	×
Business	Chelsea Baron	V	×	×
Business	Steve Smith	√	×	×
Business	Nandini Somayaji	V	Х	Х
Education	Sean Clovechok	Х		
Education	Trevor Panas	V	×	Х
Education	Lillian Patz	V	V	Х
Engineering	Josh Bazin	V		×
Engineering	Graham Lettner	V	×	V

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Engineering	Jamaal Montasser	V	Х	Х
Engineering	Gary Wicentowich	Х	Х	
Law	Tara Thompson	X		
Medicine and Oral Health Sciences	Brock Debenham	X		
Native Studies (School of)	Matthew Wildcat	V	\checkmark	V
Pharmacy	Erica Skopac	X		
Faculte Saint-Jean	Sarah Colpitts	V	X	√
Science	Justin Kehoe	V	Х	Х
Science	Stephen Kirkham	V	V	Х
Science	Darren Lau	√	Х	Х
Science	Scott Nicol	√	Х	Х
Science	Shawna Pandya	V		V
Science	Chris Samuel	V	Х	V
Science	Kelli Taylor	√	Х	Х
Science	Keith Vandersluis	V	Х	Х
Science	Omer Yusuf	V	V	Х
General Manager	Bill Smith			
Speaker	Gregory Harlow	V		

GUESTS OF STUDENTS' COUNCIL

Bryce Kustry

Ross Pursakowski