



CALIFORNIA STATE UNIVERSITY, FULLERTON™

A RESOLUTION TO AMEND ASI POLICY CONCERNING ASI ELECTIONS

Sponsor: Mahak Ahmad, Chair, Governance Committee

WHEREAS, The Associated Students, Incorporated (ASI) is a 501(c)(3) nonprofit organization that operates as an auxiliary organization of California State University, Fullerton; and

WHEREAS, ASI is governed by ASI Board of Directors, sets policy for the organization, approves all funding allocations to programs and services, and advocates on behalf of student interests on committees and boards; and

WHEREAS, ASI corporate policy provides guidance for how ASI works to achieve the mission and goals of the organization; and

WHEREAS, ASI Policy Concerning ASI Elections provides guidance for the process, qualifications, candidacy, complaints, and enforcement in facilitating the elections of the ASI President, Vice President, and Board of Directors; and

WHEREAS, the previous ASI Elections Director and Board of Directors recommended a review of the policy be conducted in the post-elections report during the May 6, 2025, ASI Board of Directors meeting to address redundancies, outdated information, and align processes; and

WHEREAS, a review of the policy identified changes to address overall clarification throughout the policy, including better defining the process of instant-runoff in the determination of winners, clarifying the Elections Team advising model, incorporating CSU guidelines for matriculated students to further define candidate and incumbent eligibility, and reaffirmation of ASI's commitment to remain impartial in elections while clarifying the protection of free speech in the Endorsements sections; and

WHEREAS, review of the policy identified changes to address further clarification regarding timelines, including evaluating complaints submitted outside of the 24-hour window in which the alleged action occurred, incorporating structure within the appeals submission and review process, and the timing of the review and consideration of violations in relation to the final Elections Judicial Council meeting; and

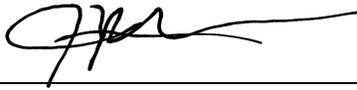
WHEREAS, review of the policy identified changes to address removal of inconsistent or redundant procedural language, including removal of the candidate expense report requirements and removal of outdated violations; and

WHEREAS, the overall policy amendments aim to improve the overall clarity of the elections process, define terms and timelines, and remove outdated language and practices; therefore, let it be

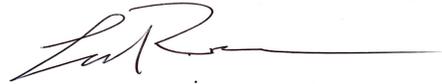
RESOLVED, ASI approves the amendments to the Policy Concerning ASI Elections; and let it be finally

RESOLVED, that this resolution be distributed to the ASI Executive Director, Associate Executive Director, and applicable ASI departments for appropriate action.

Adopted by the Board of Directors of the Associated Students Inc., California State University, Fullerton on the seventeenth day of February in the year two thousand and twenty-six.



Joe Morales
2026-02-18 01:00 UTC
Chair, Board of Directors



Luca Romero
2026-02-18 00:45 UTC
Secretary, Board of Directors

POLICY CONCERNING ASI ELECTIONS

PURPOSE

The following policy has been established in order for the Associated Students Inc. (ASI) to facilitate the elections of the ASI President, Vice President, and Board of Directors. The policy includes an overview of ASI Elections, qualifications, candidacy, complaints, and enforcement.

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WHO SHOULD KNOW THIS POLICY

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| <input type="checkbox"/> Budget Area Administrators | <input type="checkbox"/> Volunteers |
| <input type="checkbox"/> Management Personnel | <input type="checkbox"/> Grant Recipients |
| <input checked="" type="checkbox"/> Supervisors | <input checked="" type="checkbox"/> Staff |
| <input checked="" type="checkbox"/> Elected/Appointed Officers | <input checked="" type="checkbox"/> Students |

DEFINITIONS

For Purpose of this policy, the terms used are defined as follows:

Terms	Definitions
Automatic Disqualification	Occurs immediately due to the Elections Judicial Council's vote on violation(s).
Campaigning	Any effort by any individual or group to influence the decision of any potential voter in support or against any candidate or candidate team appearing on the ballot.
Candidate	One (1) student who has filed the "Petition for Candidacy" forms, attended the mandatory candidate orientation, and fulfilled the requirements to run for office as stated in ASI Policy.
Candidate team	Two (2) students who have filed the "Petition for Candidacy" forms with the intention of running for ASI President and Vice President, attended the mandatory candidate orientation, and fulfilled requirements to run for office as stated in ASI Policy.
Disqualification	This is a condition under which a person may not assume, continue in, or run for any elected or appointed ASI position. Can only be finalized by the Elections Judicial Council.
<u>Instant Run-Off Method</u>	<u>The tabulation process for ranked choice voting where one or more eliminations occur to simulate multiple run-off elections until winner(s) are determined. This process involves voters ranking candidate(s) in order of preference on a single ballot. During tabulation, the candidate or team with the lowest number of first-choice votes is eliminated. Those votes are transferred to other candidates depending on each voter's next preference stated on their ballot. This process will repeat until a candidate or candidate team receives a majority of votes.</u>
<u>Matriculated Student</u>	<u>A matriculated student is a student who has, through normal procedures, been formally admitted to and enrolled at Cal State Fullerton to pursue an authorized degree, credential, or certificate.</u>
Removal from the ballot	A candidate running for elected ASI office is removed from the ballot <u>due to incomplete eligibility or disqualification. These candidates are prevented from running for ASI office as a write-in candidate.</u>
Violation	A formal complaint that has been filed with and confirmed by the Elections Judicial Council.
Write-In Candidate	Any person who runs for office within ASI and does not have their name <u>pre-printed</u> listed on the ballot. Write-in candidates shall have the same rights and responsibilities as all other candidates, except they did not attend the <u>Mandatory</u> Candidate Orientation.

STANDARDS

1. ELECTIONS

Each year, the Cal State Fullerton's Student Body shall elect the ASI President, ASI Vice President, and ASI Board of Directors for the upcoming academic year. The elections shall be held Tuesday through Wednesday three weeks prior to Spring Recess.

Public notice of an election must be given to the student body no later than ten (10) legal days prior to the election. The notice shall specify the place(s), the legal day(s), the hours of such elections, and the general nature of the issue(s) to be decided.

The ASI President and Vice President shall run as a candidate team. Individual candidates for either office shall not be allowed. An ASI Board of Director candidate must run in one academic college which they are enrolled.

No member of the ASI Executive Officers or ASI Board of Directors shall serve in any other position that receives a financial award or scholarship.

2. VOTING PROCEDURES

Voting will take place Tuesday through Wednesday three weeks prior to Spring Recess. Voting will open at 8:00 AM PST on the first day and close at 8:00 PM PST on the final day.

Candidates are required to use their name on record with Cal State Fullerton on the ballot. The order of candidates appearing on the ballot will be in alphabetical order.

Each student shall be required to authenticate their eligibility to vote by entering their Cal State Fullerton credentials on the voting website. A student will vote on a single ballot, in most to least preferred: ASI President and Vice President and ASI Board of Directors.

When voting for the ASI Board of Directors, the student will be voting in the academic college which they are enrolled. If a student is undeclared, they may choose which one academic college to vote in. If a student has multiple declared majors in different academic colleges, they shall choose one academic college that they are enrolled to vote in. If a student is voting for a write-in candidate their name must be spelled correctly, as Cal State Fullerton has on record, for the vote to count.

3. DETERMINING WINNERS

The Instant Run-Off Voting method will be used to count the votes. On the ballot, voters will rank candidate teams and Director candidates in order of most preferred to least preferred. The Instant Run-Off Voting method simulates an election with multiple run-off rounds until a candidate receives a majority.

The winners will be the candidate or candidate team who receives a majority of votes in the regular election. A majority shall be defined as 50% plus one individual vote of the total votes cast.

President and Vice President:

- The winners shall be one (1) team, consisting of an ASI President candidate and an ASI Vice President candidate, who receive the most votes via the Instant Run-Off Voting method.
- ~~If no candidate team receives a majority of votes in the regular election, the candidate team with the fewest votes shall be eliminated and an Instant Run-Off will occur, as defined by the Instant Runoff Voting method.~~
- ~~The eliminated candidate team's votes are transferred to the other candidate team(s), depending on each voter's preference as stated on their ballot. An Instant Run-Off election will be simulated with the new vote totals. This process will repeat until a candidate team receives a majority of votes.~~

ASI Board of Directors:

- The winners shall be the two (2) candidates from each academic college who receive the most votes via the Instant Run-Off Voting method.
- ~~If two candidates tie for second place, the candidate(s) with the fewest votes shall be eliminated and an Instant Run-Off will occur, as defined by the Instant Runoff Voting method.~~
- ~~The eliminated candidate(s) votes are transferred to the other candidates, excluding the candidate that received the highest vote total, depending on each individual voter's preference as stated on their ballot. The winner shall be determined by a simulated election based on the new voting totals.~~

~~If no candidate or candidate team receives a majority of votes in the regular election, the candidate or candidate team with the fewest votes shall be eliminated and an Instant Run-Off will occur. The eliminated candidate or candidate team's votes are transferred to the other depending on each voter's preference as stated on their ballot. A Run-Off election will be simulated with the new vote totals. This~~

~~process will repeat until a candidate or candidate team receives a majority of votes.~~

At the close of ~~the elections~~voting the results will be counted. If there are no pending complaints or appeals, the Elections Director will submit the results to be certified within twenty-four (24) hours. The certification process will include review by the Elections Director, ASI Executive Director or designee, and the Vice President of Student Affairs and Strategic Enrollment Management or designee. Results are only certified after any complaints have been heard by the Elections Judicial Council and appeals have been heard by the ASI Board of Directors. Once certified, the results shall be released to the public.

4. ELECTIONS TEAM

The Elections Team shall be composed of the Elections Director and two (2) Coordinators. They shall be responsible for promoting ASI Elections and encouraging participation and promotional events for ASI Elections. The Elections Team shall be advised by full-time advising staff within the ASI Student Government department, with the Director of Student Government serving as the Elections Advisor regarding Elections Judicial Council activities.

The Elections Team shall encourage students to run prior to the Petition for Candidacy form due date, promote voter participation prior to and throughout the election, plan and execute ASI Elections events, and have thorough knowledge and understanding of election rules and procedures.

The Elections Team shall maintain impartiality towards elections. The Elections Team will not campaign in any election nor publicly support any candidate or cause in any election they are overseeing. The Team will not have any other ASI student leadership position in a Major Student Government Office during their term and will sign an ASI Conflict of Interest Agreement in accordance with California Education Code. The Elections Team is prohibited from privately discussing elections except with the Elections Advisor.

The Elections Team and Elections Advisor reserves the right to remove any campaign materials in violation of the guidelines provided in this policy.

Additional Elections Director Duties

The Elections Director will be required to follow the responsibilities:

- Oversee ASI Elections.
- Accountable for ~~implanting~~implementing and enforcing all provisions of the ASI Bylaws and ASI Policy that pertain to ASI Elections.
- Recruit, oversee, and train the Elections Coordinators.
- Chair the Elections Judicial Council.
- Submit a budget request for the next fiscal year to the ASI Board of Directors Treasurer in compliance with the established budget process and deadlines.
- Reassess and reevaluate current practices pertaining to ASI Elections.
- After the candidate certification, the Elections Director shall provide a report to the ASI Board of Directors summarizing the election and proposing any recommendations for the following year.
- Recommend the ASI Board of Directors to remove any member(s) from the ASI Elections Team for due cause.

If any interpretation or question of these Bylaws is required, the Elections Director shall consult the Elections Advisor first prior to announcing a decision.

a. Appointment of Elections Team

The Elections Director shall be appointed by the incumbent President and confirmed by a majority vote of the ASI Board of Directors. The Elections Coordinators shall be appointed by the incumbent President, upon recommendation of the incoming Elections Director, and confirmed by a majority vote of the ASI Board of Directors.

The Elections Director and/or Elections Coordinator(s) may be removed for cause by a two-thirds vote of

the ASI Board of Directors.

In the event of a vacancy in the position of the Elections Director and/or Elections Coordinator(s), the President shall appoint a new Elections Director and/or Elections Coordinator(s) confirmed by a majority vote of the ASI Board of Directors.

5. CANDIDATE AND INCUMBENT ELIGIBILITY

At the time of filing for candidacy and throughout their term, elected ASI student leaders must meet and maintain the requirements outlined below. All students must also be in good standing and must not be on academic or disciplinary probation. Once grades are finalized by the university at the end of a regular semester (fall and spring), eligibility is checked and certified by the Office of the Vice President for Student Affairs [and Strategic Enrollment Management](#). Changes, corrections, or other modifications to grades or academic records must follow standard university process and do not reestablish eligibility. Eligibility can only be reestablished at the completion of the standard university process and after a recheck and certification of eligibility by the Office of the Vice President for Student Affairs [and Strategic Enrollment Management](#).

These eligibility requirements are established by the CSU system as the Minimum Qualifications for Student Office Holders. The below criteria pertain to the CSU definition of Major Student Government Offices. Major student offices include students who are executive officers (ASI President and Vice President) or board members (ASI Board of Directors) on student government. These eligibility requirements are not able to be suspended by the ASI Board of Directors and ineligibility based on CSU established requirements are not appealable.

a. Candidate Residency

Undergraduate student candidates for office must [be matriculated and](#) have been enrolled at Cal State Fullerton for one semester preceding the election, earning a total of at least six (6) semester units during that semester. New graduate students who received a bachelor's degree or credential within the past three (3) years from Cal State Fullerton must have earned a total of twelve (12) units during their last year as an undergraduate to be eligible. Graduate student candidates for office must have earned at least six (6) semester units per term of continuous attendance as a new graduate student to be eligible.

b. Candidate Grade Point Average

All student candidates for, or current student officers serving in, an elected or appointed position within ASI must be in good standing, must not be on probation, must have earned a Cal State Fullerton semester grade point average of 2.0 and a Cal State Fullerton cumulative grade point average of 2.5 for all classes at Cal State Fullerton during the semester prior to their candidacy, and must maintain these standards.

c. Candidate Unit Load

Undergraduate student candidates must maintain at least six (6) semester units per [semester term](#) while running for office. Graduate student candidates must maintain at least three (3) semester units per [semester term](#) while running for office.

d. Faculty or Staff

A student candidate for office may not be a member of the faculty or staff at Cal State Fullerton [or its auxiliaries, including prior or current ASI personnel](#). This does not apply to faculty or staff appointed positions. Graduate assistants shall not be considered faculty or staff.

e. Incumbent Grade Point Average

All student officers serving in an elected or appointed position within ASI must be in good standing, must

not be on probation, must have earned a Cal State Fullerton semester grade point average of 2.0 and a Cal State Fullerton cumulative grade point average of 2.5 for all classes at Cal State Fullerton during the semester prior to starting their term of office. Officers must maintain these standards for each semester during their term.

f. Incumbent Unit Load

Undergraduate student officers must earn six (6) semester units of credit per ~~term~~semester while holding office. Graduate student officers must earn three (3) semester units of credit per ~~semester~~term while holding office.

g. Incumbent Maximum Allowable Units

Undergraduate student officers are allowed to earn a maximum of 150 semester units or 125 percent of the units required for a specific baccalaureate degree objective, whichever is greater. Graduate student officers can earn a maximum of 50 semester units. Students holding over the maximum allowable units are no longer eligible for office.

h. Incumbent Training Attendance

Undergraduate and graduate student officers are required to attend all leadership development training dates throughout their elected term beginning June 1 through May 31 of the academic year. This includes Student Government Installation and the first ASI Board of Directors meeting on the first business day after June 1, all June and August summer training activities, and January winter training activities.

Excusals may be granted for unanticipated illness, emergency, or university business relating to the responsibilities of the student officer. Academic, employment, or other leadership involvement duties are the responsibility of the student officer to manage and maintain with their respective faculty, employer, or other supervisor.

To ensure all student officers are accountable for being adequately prepared to represent their constituents and uphold all responsibilities of their elected or appointed office, a reduction of financial leadership award by 10% may be instituted for cumulative unexcused absences from training during the duration of the leadership term.

6. SPECIFIC ELIGIBILITY FOR ASI BOARD OF DIRECTORS

a. Students with Undeclared Majors

A student with an undeclared major may serve on the ASI Board of Directors representing any academic college of their choice. The candidate must declare an academic college for which they intend to run in their Petition for Candidacy.

b. Students with Multiple Majors

A student with multiple declared majors in different academic colleges may serve only one of their academic colleges in which they are enrolled.

c. Students with Minors

A student with a minor in an academic college different than their declared major may only be appointed to represent the academic college of their declared minor. An appointment of this nature would be due to a vacancy on the ASI Board of Directors as described in ASI Policy Concerning Board of Director Operations.

d. Students Interested in Representing the College of Education

A student interested in representing the College of Education has to either be enrolled in the academic college or be an active member of a club which is a member of the Education Inter-Club Council (EICC).

7. CANDIDACY

a. Filing for Candidacy

To be a candidate, a student must submit a "Petition of Candidacy" form declaring an intent to run during an election. Candidates may run for only one elected position during a single election. Candidates must be eligible to be elected or appointed to any ASI leadership position.

The "Petition of Candidacy" forms will open at least one month before and are due at 5 PM PST three business days before the Mandatory Candidate Orientation. All deadlines, ~~meetings, and~~ trainings, and events will be listed on the candidacy form.

The Candidate Orientation time, date, and location shall be stated on the Petition for Candidacy forms. The ~~m~~Mandatory e~~C~~andidate e~~O~~rientation must occur at least two weeks prior to the general election.

b. Write-in Candidates

Write-in candidates are responsible for complying with all provisions of ASI Bylaws and ASI Policy, including all candidate and incumbent eligibility requirements, except for attending the Mandatory Candidate Orientation.

Write-in candidates may run for any one office of their choice for which an election is being held but will not have their name ~~pre-printed-listed~~ on the ballot. Write-in candidates for the ASI President and Vice President positions must run as a team.

Write-in candidates must complete an ASI Conflict of Interest Agreement. Agreements must be submitted to the ASI Elections Director before the write-in candidate's campaigning activities begin.

In the event of a tie between a write-in candidate and a candidate listed on the ballot, the candidate who attended the Mandatory Candidate Orientation will automatically be declared the winner.

c. Verification

The Vice President for Student Affairs and Strategic Enrollment Management or designee will verify the qualifications of candidates running for office or those who have applied for an appointed position ahead of the Mandatory Candidate Orientation. They will report to the ASI Executive Director concerning the qualifications of all candidates or applicants. The ASI Executive Director will have the responsibility to report any ineligible candidate or applicant as set forth by the Chancellor's Office.

8. ENDORSEMENTS

Students may receive endorsements from clubs and/or organizations. If a candidate wants an endorsement, they must receive written consent from clubs and/or organizations.

Any student club and/or organization, including umbrella council organizations, receiving sponsorship or funding from ASI shall be prohibited from spending any ASI funds or using any ASI provided resources to promote or discourage a vote in favor or against any proposition, candidate, or candidate team in any election.

ASI personnel, offices, and leaders shall maintain impartiality towards elections in all official duties and capacities for the duration of any ASI election. Any unit, body, or office of ASI shall be prohibited from promoting or discouraging a vote in favor or against any proposition, candidate, or candidate team in any election. Personal social media accounts will not be considered an official duty platform, except for members of either the Elections Team or Elections Judicial Council.

9. EXPENSES

~~All candidates must submit an Election Expense Report to the Elections Director. This report must list all expenses and donations: copies of all campaign materials, receipts for expenses, and donated material will be reported at fair market value for the items or services.~~

~~Election Expense Reports will be due by 5:00 PM PST on the Tuesday after the election unless otherwise arranged with the Elections Director.~~

~~Election Expense Reports will be considered public information.~~

10.9. VIOLATIONS

The purpose of the Campaign Violation System is to hold candidates and candidate teams responsible for threatening the democratic process, committing ethical breaches, interfering with the mission of the ASI, threatening the safety of the campus, and violating ASI and Cal State Fullerton protocols. Any candidate or candidate team found before the Elections Judicial Council to have~~the~~ violated these Bylaws or ASI Policy shall be subject to ~~consequences~~disciplinary action.

a. Class A (Automatic Disqualification) Violations

Class A (Disqualifiable) Violations shall carry three (3) strikes. If a candidate or candidate team commits any of the following, the candidate(s) are~~is~~ automatically disqualified from the election:

- A violation of these Bylaws, ASI Policy, Cal State Fullerton Policy, State or Federal Law in connection to the election in a way which extensively affects the outcome or integrity of the electoral or judicial processes.
- Using Cal State Fullerton or ASI authority, facilities, funds, or resources that are not open to all students for campaign purposes to an extent which extensively affects the outcome or integrity of the election.
- Intimidating, impeding, threatening, or retaliating against voters, parties of ASI Board of Directors appeals case, Elections Team, Elections Judicial Council members, candidates, potential candidates, or other persons related to the election.
- Interfering or tampering with the polling, voting, or vote count mechanism. Including but not limited to: submitting multiple ballots, modifying any ballot other than one's own, or submitting a ballot for another person.
- Failing to appear at a formal hearing before the ASI Board of Directors.

b. Class B (Major) Violations

Class B (Major) Violations shall carry two (2) strikes. If a candidate commits any of the following, the candidate will acquire two (2) strikes against their campaign and the official ballot shall reflect the specific violation and circumstance. The official ballot shall be updated with any violation determined at or before the last Elections Judicial Council meeting preceding the voting dates:

- A violation of these Bylaws, ASI Policy, Cal State Fullerton Policy, State or Federal Law in connection to the election in a way which moderately affects the outcome or integrity of the electoral or judicial processes.
- Using Cal State Fullerton or ASI authority, facilities, funds, or resources that are not open to all students for campaign purposes to an extent which moderately affects the outcome or integrity of the election.
- Repeatedly destroying, defacing, covering, moving or removing from their places, posters, signs, banners, leaflets, or flyers representing student organizations and/or University departments in connection to the election.
- Disseminating information intended to mislead or deceive as to the mechanics of the election or intentionally disseminating information that is objectively and probably false on matters pertaining to ~~the~~ Cal State Fullerton or ~~the~~ ASI in connection to the election.
- Willfully violating an order from the Elections Judicial Council.
- Filing with the Elections Judicial Council any malicious, frivolous, misleading, or bad faith charges or complaints against any candidate, candidate team, proponent, or opponent. ~~in the Elections~~

~~Judicial Council.~~ If an individual engages a third party to file such charges, both individuals shall be held responsible. Any student or voting member of the Elections Judicial Council may submit a complaint concerning bad faith charges in line with the complaint guidelines in this policy.

- Actively campaigning or posting campaign materials before the mandatory Candidate Orientation.
- Any ASI Board of Directors candidates from the same college officially or unofficially campaigning together.
- Claiming an endorsement of an individual, group, organization, party, etc. without prior written consent from that individual, group, organization, party, etc.
- Using the intellectual property of another person or organization to campaign, without the permission of the rightful owner. Candidates shall obtain permission in writing. Action for this violation can only be brought by or on the complaint of the rightful owner.
- ~~• Purchasing paid campaign advertising, or soliciting unpaid campaign advertising, in Cal State Fullerton or ASI affiliated publication.~~
- ~~• Using internet enabled devices to acquire votes during the voting period. This includes cell phones, tablets, laptops, and other devices that may access the elections ballot.~~
- Using any means of unsolicited electronic communication “spam” to campaign (electronic mail, phone, message, text, social media). The following are not “Sspam”:
 - The recipient-initiated contact regarding campaign matters through the same communication medium with the author,
 - The recipient gave their contact information for the same communication medium to the author’s campaign,
 - The communication is sent through a social network and the recipient has the author as a connection/friend/etc. on the same social network, or
 - The communication is sent through a listserv/group message mechanism run by some organization and the author has permission from the leadership of that organization or is a member in good standing of that organization and the communication clearly indicates the group/listserv through which it is sent. These criteria shall not be valid for group messages sent to an entire class, academic program, or other groups/listservs which students are required to be or automatically are members of.

c. Class C (Minor) Violations

Class C (Minor) Violations shall carry one (1) strike. If a candidate commits any of the following the candidate will acquire one (1) strike against their campaign, and the official ballot shall reflect the specific violation and circumstance The official ballot shall be updated with any violations determined at or before the last Elections Judicial Council meeting preceding the voting dates:

- A violation of these Bylaws, ASI Policy, Cal State Fullerton Policy, State or Federal Law in connection to the election in a way which minimally affects the outcome or integrity of the electoral or judicial processes.
- Using Cal State Fullerton or ASI authority, facilities, funds, or resources that are not open to all students for campaign purposes to an extent which minimally affects the outcome or integrity of the election.
- Violating the Cal State Fullerton Posting Policy. Refer to Student Life and Leadership for more information.
- Distributing food and/or beverage, with the exception of unopened water bottles and prepackaged snacks.
- Falsely claiming a past or current position, title, membership, award, other affiliation, etc. with an individual, group, organization, party, etc. When applicable, membership deemed shall be defined as being a member in good standing. Past membership, affiliation, etc. must be noted as such.
- Using the name of any person without prior written consent of that individual. Any materials in violation will be seized and destroyed by the Elections Director Team or Advisor.
- ~~• Leaving or posting campaign materials in any campus computer lab or classroom-~~

~~containing computers provided by Cal State Fullerton.~~

11.10. COMPLAINTS

Complaints regarding elections shall be filed electronically on the ASI Website and reviewed by the ASI Elections Director and Elections Advisor within twenty-four (24) business hours. The complaint must be submitted with a valid contact phone number or email. Incomplete or anonymous complaints will not be considered. Election complaints must be submitted within twenty-four (24) hours of the infraction. All formal complaints filed after twenty-four (24) hours of the infraction will not be considered unless the severity of the violation warrants consideration as determined by the ASI Elections Director.

Complainant or designee must appear at the Elections Judicial Council meeting, or the complaint will be dismissed. Complaints regarding candidate violations shall be heard by the Elections Judicial Council. Complaints regarding the elections process or Elections Team shall be heard by the ASI Board of Directors.

12.11. ELECTIONS JUDICIAL COUNCIL

The purpose of the Elections Judicial Council exists to hear all complaints pertaining to ~~the~~ conduct of any candidate and/or candidate team alleged to have violated ASI Bylaws or Policy, Cal State Fullerton Policy, or State or Federal Law in connection to the election.

The Elections Judicial Council shall establish annually a schedule by the start of the spring semester. The Elections Judicial Council shall be chaired by the Elections Director and shall be comprised of the Elections Coordinators, a member of the ASI Board of Directors and a member of the Executive Team. The Elections Judicial Council is advised by the Elections Advisor. All members of the Elections Judicial Council must have ASI Board of Directors confirmation and declare impartiality throughout the elections cycle.

Members of the Elections Judicial Council shall be chosen by the last ASI Board of Directors meeting of the fall semester.

Complaints of a similar nature under the discretion of the Elections Director may be considered together. Once complaints are ruled on as a violation, there may be an associated penalty for the respective candidate or candidate team(s). All violations shall be thoroughly documented by the Elections Director as all violations are subject to appeal to the ASI Board of Directors.

13.12. PENALITIES

Any violation(s) of the ASI Bylaws or ASI Policy pertaining to an election may result in a penalty including suspension or revocation of any publicity, posting, campaigning privileges; posting electronic notice of candidate violations on the ballot; and/or automatic disqualification and shall be administered at the discretion of the Elections Judicial Council. Violations are appealable to the ASI Board of Directors.

The following will result in automatic removal from the ballot:

- Failure to meet all deadlines listed on the Petition for Candidacy form, including attending the Mandatory Candidate Orientation
- Failure to~~Each candidate shall~~ sign an ASI Conflict of Interest Agreement before campaigning may~~begins~~
- Each~~A~~ candidate or candidate team who has accrued three strikes of any combination

14.13. APPEALS

When a formal complaint becomes a violation as determined by the Elections Judicial Council, ~~any the~~ party identified receiving ~~consequences the penalty~~ may appeal the decision by stating in writing to the ASI Board of Directors Chair~~on the grounds for their appeal.~~

Once notified of the appeal, the ASI Board of Directors will conduct a formal hearing at the next regularly scheduled ASI Board of Directors meeting. All parties identified will be required to attend the hearing, including a member of the Elections Judicial Council.

An individual shall be exempt from appearing before the ASI Board of Directors if they can show:

- A valid health excuse, out of town commitment, death in the family, employment obligations,
- Exam/paper due twenty-four hours following the case, an academic commitment during the meeting time,
- Observance of a religious holy day or ceremony which prevents attendance,
- Jury duty or mandatory appearance for legal/administrative proceedings during the meeting time,
- A force majeure which prevents attendance (this shall be defined as a chance occurrence or unavoidable accident that is not the result of negligence or misfeasance by the individual)-

Candidate(s) shall remain on the ballot pending a decision on an appeal of disqualifying violation(s) by the ASI Board of Directors if the appeal is submitted between the posted voting dates and the next regular ASI Board of Directors meeting. If there is no regularly scheduled ASI Board of Directors meeting, the candidate(s) shall remain on the ballot and a special ASI Board of Directors meeting will be called to hear the appeal within one business week of its submission.

Once the ASI Board of Directors has reached a verdict decision on the appeal through a formal vote, there shall be no further course of action for all parties involved in the hearing.

15.14. REFERENDUM, SPECIAL ELECTIONS, INITIATIVES, AND RECALL

All referenda, initiatives, and recalls shall be considered binding if done in coordination with the above processes unless they contradict Federal, State, or local law, the Articles of Incorporation, the ASI Bylaws, or the purpose of the Corporation.

a. Referendum

The ASI Board of Directors will be empowered to direct the Elections Director to place certain matters, including constitutional changes or business, before the student body. A majority vote of the ASI Board of Directors shall be sufficient to enact referenda. All referendums shall follow CSU Chancellors Office and Cal State Fullerton set guidelines.

b. Special Elections

Only determined by a majority vote of the ASI Board of Directors. All special elections will be held during a general election whenever possible.

When a special election is held separate from a general election, the following conditions shall apply:

- The availability of the voting practices will be identical to that of the most recent previous general election.
- Eligibility requirements shall not change.
- Winners shall be determined by the same method as noted in ASI Policy.
- Candidates shall have the seven (7) consecutive calendar days before voting to campaign.

c. Initiative Legislation

Initiative legislation from the student body may be submitted to the ASI Board of Directors in the form of a petition signed by at least 10% of the total membership of the student body. An initiative can either enact new legislation or repeal existing legislation.

The Vice President for Student Affairs shall verify through the Dean of Students Office the enrollment status of all the students whose signature appears on the petition. After verification, a special election shall be called by the President within fifteen (15) legal days of certification of signatures.

A majority vote in favor of the proposed legislation shall be sufficient to adopt any initiative legislation.

d. Recall

The ASI President, Vice President, or a member of the ASI Board of Directors may be removed from the remaining term of office when the following conditions are met:

- A petition stating the desire to remove a Director must be signed by ten percent (10%) of the headcount of the Director's respective academic college. In the case of the President or Vice President, a petition stating the desire to remove that officer must be signed by five percent (5%) of the entire headcount of the University. The petitions must include each petitioner's printed name, Campus Wide ID number, and signature to be considered valid.
Before gathering signatures, the leader of the recall drive must state in a letter or in person at an ASI Board of Directors meeting the intent to recall an officer. The petition drive has thirty (30) calendar days from announcement to gather the necessary signatures or the recall fails.
- If the correct number of signatures is gathered, they must be verified by the Office of the Vice President of Student Affairs.
- If the appropriate number of signatures is verified, the President must call a special election within fifteen (15) legal days.
- The availability of the Voting Practices will be identical to that of the most recent previous general election.
- Two-thirds of students voting in a special election must vote to recall the officer for the officer to be removed.

DATE APPROVED:

02/12/2019

DATE REVISED:

12/03/2019

04/20/2021

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02/17/2026