

UCSC POLICY AND PROCEDURES GOVERNING CAMPUS ELECTIONS (Policy #DSAS001)

I. PURPOSE/DETAILED POLICY STATEMENT

Student opinion and viewpoint should be sought on matters affecting both the academic and non academic experiences of students, especially those decisions that directly affect their welfare, through drawing upon official student representation as well as additional means for seeking student input as appropriate.

The purpose of this policy is to define the campus procedures for holding elections for students to vote on proposed compulsory campus-based student fee(s) that may be established, increased, or renewed. This policy governs the implementing regulations and procedures for campus elections, including procedures to ensure student consultation, requirements for minimum voting pools, requirements for at least majority-vote approval by students, and other procedures for student referendum. Where conflicts exist between this campus policy and UC system-wide policy, UC system-wide policies shall take precedence.

The Dean of Students Office will manage consolidated campus elections that consider a voluntary or compulsory fee(s), referenda concerned with establishing or discontinuing student governments, and campus-wide student government officer elections and opinion polls. For a normally scheduled consolidated campus election, the Dean of Students Office will be responsible for:

- A. Informing the general campus community about election and voting procedures and annual election calendar deadlines;
- B. Developing an overall election budget;
- C. Promoting the election and voting process to interested constituencies;
- D. Preparing and distributing impartial educational materials about the ballot measure(s);
- E. Working with sponsors of ballot initiatives to coordinate and facilitate informational campus forums;
- F. Drafting and/or reviewing the official ballot questions and the accompanying explanatory ballot language (the campus reviews referenda language with the University of California Office of the President prior to printing final language on the ballot);
- G. Training staff who assist with establishing voting stations, ensuring adequate staffing for establishing voting stations, and ensuring adherence to campus and elections policies and guidelines related to voting activities.
- H. Overseeing and validating the voting process and the official tabulation of ballots.

In an unconsolidated election, student government elections and candidate campaigns will be governed by procedures established by the Student Union Assembly (SUA) and the Graduate Student Association (GSA) election codes for their respective constituencies. The SUA and GSA shall each be responsible for conducting elections to elect officers, to amend its constitution, or to seek constituency opinion on public issues (Section VI). Student governments shall have the right to address and take positions on public issues as part of an election process as consideration of such matters serves the University's educational purposes. However, positions on issues taken by student governments shall not be represented as or deemed to be official positions of the University.

II. DEFINITIONS

- A. Abstention: The choice of an eligible voter who has received and cast a ballot not to cast a vote on a specific question on the ballot.
- B. Ballot Language: The impartial, explanatory information accompanying the ballot question in a campus election. Ballot language, in addition to the ballot question, is considered official and binding. Ballot language is sometimes referred to as the “discussion statement.”
- C. Ballot Question: A proposition, initiative, resolution, referendum, or measure approved to be placed on the ballot in a campus election as a question to eligible voters. Terms are currently used interchangeably.
- D. Consolidated election: An election in which campus-based fee questions and student government official elections are considered on the same ballot. Ballot questions that serve as opinion polls may also be part of a consolidated election.
- E. Eligible voter: Both undergraduate and graduate students are eligible to vote on ballot questions, which affect all students. Only undergraduate students are eligible to vote on matters affecting undergraduates exclusively (e.g., undergraduate student governance).
Only graduate students are eligible to vote on matters affecting undergraduates exclusively (e.g., graduate student governance).
- F. Majority: The percentage margin or degree of difference required to approve a ballot question. The majority required to approve specific ballot questions varies.
- G. Official student enrollment: The number of students officially registered at the end of the third week of instruction of each quarter, which is based on the third week enrollment numbers.
- H. Opinion poll: A survey conducted as part of the ballot to elicit or express student sentiment or convictions on a particular subject. An opinion poll does not have a direct or binding impact.
- I. Proponent(s): The advocate or group of advocates supporting a ballot question, proposition, resolution, or initiative.
- J. Special election: An election which is (1) unconsolidated, and/or (2) scheduled to take place independently from the normally scheduled consolidated election in the spring quarter.
- K. Sponsor: A registered campus organization, official student government(s), unit, department, or a division of UC Santa Cruz assuming responsibility for creating a question to be placed on the ballot in a campus election. Sponsors are also responsible for identifying and/or providing funds for a proportionate share of the consolidated election expense associated with including the question on the ballot.
- L. Student: A person who is currently registered at UC Santa Cruz and has paid registration fees or enrolled in a fee deferment program (as determined by the Office of the Registrar) for the quarter in which the election occurs.

M. Voting pool: The minimum required voting pool is the specified percentage of the official student enrollment of the applicable voting pool (graduate, undergraduate, or both) for the quarter in which the election takes place required to cast ballots in order to validate the election. The minimum required voting pool to validate the election varies depending upon the nature of the ballot question (see Appendix A).

III. PROCEDURE FOR REQUESTING A SPECIAL (UNCONSOLIDATED) CAMPUS ELECTION

As there is the possibility of overall reduced voter turnout when multiple elections are held in one academic year, every effort will be made to schedule only one election per academic year, and when feasible to consolidate all compulsory and voluntary fee referenda with student government officer elections and sponsored opinion polls. Annual elections will normally take place between the fourth and sixth weeks of the spring quarter. (Note: Elections may not take place in any quarter until official third week enrollment figures have been established.) Therefore,

- A. All requests for scheduling a special (unconsolidated) election must be approved by the Vice Chancellor for Student Affairs and Success.
- B. All costs for holding special (unconsolidated) elections will be funded entirely by the sponsor of the ballot question(s).
- C. All other election responsibilities normally assumed by the Dean of Students Office (Section II), including responsibility for implementing and overseeing the election process and tabulating the votes, will need to be negotiated and approved on a case-by-case basis, in advance, by the Dean of Students Office.

Special elections will not be called solely for the purpose of administering an opinion poll.

IV. PROCEDURE FOR OFFICIALLY PLACING QUESTIONS ON THE BALLOT IN A CAMPUS ELECTION

As there may be costs involved in conducting campus elections, the sponsor of the proposed ballot question and the university organization (account number) assuming financial responsibility must be clarified at the time it is submitted for approval to be placed on the ballot. Sponsors must be a registered campus organization (including official student governments), unit, department, or division of UC Santa Cruz. Ballot questions that are sponsored by university units and/or departments must also be approved by the appropriate vice chancellor or dean. Individuals may not sponsor ballot questions in a campus election.

Ballot question and ballot language proposals approved to be placed on the ballot by one of the following mechanisms must also be submitted by the sponsor to the Dean of Students Office via an "Election Ballot Form" by the publicized deadline (Appendix B) in order to be considered for inclusion on the ballot.

"Election Ballot Forms" are available online at the campus elections Website and by request from the Dean of Students.

- A. Questions for an **undergraduate** student ballot ONLY:
 - 1. A petition signed (or a comparable mechanism for survey response) by at least

ten percent (10%) of the undergraduate student body with no more than twenty five percent (25%) of the signatures from a single college. Petition(s) will be turned in to the Dean of Students Office for verification.

2. A resolution of the Student Union Assembly.
3. A resolution officially endorsed by at least two-thirds of the officially established student councils or governing associations of the colleges (i.e., for eight undergraduate colleges, two-thirds is six). The resolution will be submitted to the Dean of Students for verification.
4. A proposal of the Dean of Students or the Chancellor after consultation with the SUA.

B. Questions for a graduate student ballot ONLY:

1. A petition signed (or a comparable mechanism for survey response) by at least ten percent (10%) of the graduate student body. Petitions will be submitted to the Dean of Students Office for verification.
2. A resolution of the Graduate Student Association.
3. A proposal of the Dean of Graduate Studies or the Chancellor after consultation with the GSA.

C. Questions for an undergraduate AND graduate student ballot: A ballot question to be asked of both graduates and undergraduates must proceed through one of the mechanisms listed in paragraph (A) AND one of the mechanisms listed in paragraph (B) above.

D. Questions, which establish, eliminate, or modify campus-based student fees or establish or discontinue a student government:

After procedures specified in Section IV.A-C for placing a question on the ballot have been satisfied, an additional approval process must take place if the question proposes establishing, eliminating, or modifying a campus-based student fee, or establishing or discontinuing a student government.

1. In these cases, the ballot question and ballot language proposal must also be submitted to the Dean of Students Office for review; and
2. Submitted by the Dean of Students to the Vice Chancellor for Student Affairs and Success and the Campus Counsel for legal review of the ballot language; and, if the ballot question involves a student facilities fee, it will be submitted by the Dean of Students to the Vice Chancellor, Finance, Operations and Administration for review to ensure that the proposed facility has (a) been approved by all appropriate campus planning and space committees, and (b) that the new or modified facilities fee (as well as any other funding sources listed in the ballot language) is accurate and fiscally sound, and (c) that any proposed facilities planning and/or building committees are consistent with campus policy; and,
3. Submitted by the Dean of Students (with appropriate background information) to the chancellor for approval.
4. In exceptional instances when the service funded by a fee is no longer provided to students, the chancellor may move to eliminate the fee without seeking approval through the campus elections process only after consulting with SUA and GSA and receiving the consent of the student governments to proceed with

eliminating the fee.

All campus-based fee referendum results are advisory to the Chancellor and subject to final decision by the Chancellor and, in the case of compulsory fees, approval by the Regents or by the President pursuant to the President's delegated authority, as appropriate.

V. PROCEDURE TO ENSURE APPROPRIATE STUDENT CONSULTATION FOR COMPULSORY CAMPUS-BASED FEE PROPOSALS

- A. Prior to a compulsory fee question being placed on the ballot, those responsible for approving the ballot question will verify that students have been represented and involved in the planning process to develop the fee proposal. Generally, this will include verifying that there was appropriate student representation on a planning committee which was charged with developing need, cost, and viability assessments.
1. It is the responsibility of a planning committee to conduct appropriate needs and interest assessments during the planning phase. These assessments may be obtained by a statistically representative survey, a polling of the student body and student governments, or some other mechanism which ensures that representative consultation has taken place. If the fee and/or facility proposal affects a specific student group, college, or organization, appropriate and significant representatives of those affected populations shall also be consulted.
 2. In the case of a student facilities fee proposal, it will be the responsibility of the planning committee to have brought the proposal before all of the appropriate campus space, design, and long-range planning committees for approval.
 3. For the purposes of a campus election, it will be the responsibility of the planning committee to clarify who the official sponsor of the fee question will be and to secure approval for the fee question to be placed on the ballot.
- B. In a consolidated election, the Dean of Students Office will coordinate and/or facilitate an open, informational forum about any fee proposals on the ballot to provide opportunity for all campus constituencies to present arguments both in favor and against the proposal, and to ask questions about the proposal
- C. If a new student facility fee is being proposed, the SUA and/or the GSA will determine if it is appropriate to require (to secure their approval or endorsement) that the ballot language include a provision for the development of:
1. A **facilities design committee**, which has majority student membership, to transition through all phases of the building/construction project; and/or
 2. A **facilities governance board**, which has majority student membership, to oversee the on-going operation of the facility after it is constructed.
- D. Student representatives shall be appointed to the facilities design committee and the governance board by the SUA and/or the GSA to ensure appropriate student government and graduate student representation and by the Dean of Students Office to ensure appropriate undergraduate student representation.

VI. PROCEDURE FOR STUDENT GOVERNMENT OFFICE ELECTIONS AND CONSTITUTIONAL AMENDMENTS

- A. Student government elections and candidate campaigns will be governed by procedures developed by the Student Union Assembly (SUA) and the Graduate Student Association (GSA) for their respective constituencies (e.g., qualifications for candidacy, campaign spending limits, election promotion, educational materials, informational forums, ballot preparation, precinct policies and procedures, ballot tabulations, grievance resolution, election code violation sanctions, etc.). Student government election guidelines and procedures are expected to comply with University policies and campus regulations.
- B. In a consolidated campus election, SUA and GSA election guidelines are overridden by campus election policy. In areas, which are not addressed in campus election policy, SUA and GSA guidelines shall remain in effect.
- C. In an unconsolidated campus election, the SUA and GSA each shall be responsible for conducting elections to elect officers and to amend constitutions.

VII. PROCEDURE FOR FUNDING THE COSTS OF CONDUCTING A CONSOLIDATED CAMPUS ELECTION

The Dean of Students Office will be responsible for developing the election expense budget and collecting funds from the appropriate parties. A portion of the election budget may be used for carrying out campus-wide election implementation and oversight responsibilities.

If the sponsor of a ballot question authorizes the use of compulsory student fee income to publish materials advocating or opposing specific ballot questions, the same sponsor will, upon request, provide an equal amount of funding and publication opportunity to any registered campus organization(s) or university office(s) with an opposing argument or point of view. In most cases, these funding arrangements will be made by the Dean of Students Office with the sponsor of the ballot question, in consultation with Budget, Analysis, and Planning. If more than one registered campus organization or office wishes to present an opposing argument or point of view, the Dean of Students Office will encourage the group to collaborate their efforts and to consolidate expenses. In the event the organization(s)/office(s) choose not to work together collaboratively, the Dean of Students Office shall divide the funds equally among or between them.

- A. Sponsors of ballot questions which establish, eliminate, or modify campus-based student fees will be responsible for identifying and providing funds for a proportionate share of the consolidated election expense associated with including the question on the ballot.
- B. Sponsors of opinion polls or surveys will be responsible for identifying and providing funds for a proportionate share of the election expense associated with including the opinion poll or survey on the ballot.
- C. Sponsors of ballot questions to establish or discontinue student governments will be responsible for identifying and providing funds for a proportionate share of the election expense associated with including the question on the ballot.
- D. The SUA and GSA each will be responsible for identifying and providing funds for a proportionate share of the election expenses associated with including officer elections, constitutional amendments, or other student governance business on the ballot.

VIII. PROCEDURE FOR CHANGING OR AMENDING THIS POLICY

Changes and amendments to this policy must be approved by the Vice Chancellor for Student Affairs and Success. All proposed changes and amendments will be offered for review by the GSA, SUA, Dean of Students, and Dean of Graduate Studies prior to submission for approval. The Dean of Students will be responsible for submitting proposals for change or amendment to the campus elections policy to the Vice Chancellor for Student Affairs and Success.

IX. GETTING HELP

If you need help with... Contact...	
...questions about this policy ...Dean of Students, 459-4446.	
...questions about campus elections procedures	...Campus Elections Commissioner, 459-4446.
...questions about campus referenda	...Campus Elections Commissioner, 459-4446.
...questions about proposing a referendum and/or ballot questions or language	...Dean of Students, 459-4446.

X. APPLICABILITY AND AUTHORITY

This *UCSC Policy and Procedures Governing Campus Elections* applies to all campus faculty, staff, and students and supersedes any and all previous campus elections policy and procedures. The Dean of Students is the campus authority for the *UCSC Policy and Procedures Governing Campus Elections*. This policy will be formally reviewed every five years.

XI. RELATED POLICIES/RESOURCES

UC Office of the President

Policies Applying to Campus Activities, Organizations and Students
<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/toc.html>

Section 80.00 Policy on Compulsory Campus-Based Student Fees
<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/uc80.html>

Section 90.00 Policy on the Campus Assessment of Voluntary Student Contributions to Student Governments and Registered Campus Organizations
<http://www.ucop.edu/ucophome/coordrev/ucpolicies/aos/uc90.html>

UC Santa Cruz

Campus Election Procedures
<https://elections.sa.ucsc.edu/procedures.cfm>

Graduate Student Association Constitution and By-Laws (including elections code)
<http://www2.ucsc.edu/gsa/constitution.php>

Student Union Assembly Constitution and By-Laws (including elections code)
<http://studentunionassembly.org/governing-documents>

Student Policies and Regulation Handbook
<http://www2.ucsc.edu/judicial/handbook.shtml>

Appendix A Voting Requirements

The official ballot language for each ballot question shall specify the minimum required “voting pool,” the “majority requirements” for approval, the eligible voters, and the sponsor of the ballot question.

In a campus election, abstentions will not count toward the establishment of minimum voting pool requirements. The establishment of the minimum voting pool will be determined on an individual basis for each measure on the ballot (i.e., the sum of “yes” and “no” votes on each individual measure must equal or exceed the minimum voting pool required). Therefore, due to abstentions, it is possible that some measures on the ballot will not have sufficient voter participation to establish a minimum voting pool while other measures on the ballot will.

Requirement for Elections to Consider Establishing or Modifying Compulsory Campus Based Student Fees

Establishing, eliminating or modifying compulsory campus-based fees requires supporting votes from sixty-six percent (66%) of the minimum voting pool. The minimum voting pool must be twenty-five percent (25%) of undergraduate and/or twenty-five percent (25%) graduate students who are registered at the time of election. The total number of eligible students is based on third-week enrollment for the quarter of the election.

Requirement for Elections to Consider Establishing or Modifying Voluntary Fees

Voluntary Fees may be established or modified in an election in which a simple majority (50% +1) of a minimum voting pool of twenty percent (20%) of the student body officially registered at the time of the election vote to approve or to modify a voluntary fee. The total number of eligible students is based on third-week enrollment for the quarter of the election.

Requirement for Elections to Establish or Discontinue Student Governments

A campus election may also be initiated to establish or discontinue student governments. In such an election, a two-thirds (66.6%) majority of a minimum voting pool of twenty percent (20%) of the student body officially registered at the time of the election must vote to establish or discontinue an authorized student government. The total number of eligible students is based on third-week enrollment for the quarter of the election.

Requirement for the Elections of Student Government Officers and Student Government Constitutional Amendments

Voting requirements for the election of student government officers and/or the amendment of student government constitutions will be governed by the election codes of the Student Union Assembly and/or the Graduate Student Association. The total number of eligible students is based on third-week enrollment for the quarter of the election.

Requirement for Opinion Polls As opinion polls are non-binding, no minimum voting requirements are established.

Appendix B

Deadlines/Timelines for Consolidated Campus Elections

Normally, one consolidated campus election will be scheduled between the fourth and sixth weeks of the spring quarter. (Note: Elections may not take place in any quarter until official third week enrollment figures have been established.) In order to ensure that all ballot questions and ballot language are appropriately reviewed, the Campus Elections Commissioner will work with the Institutional Research, Assessment and Policy Studies unit, Student Union Assembly (SUA), and Graduate Student Association (GSA) to develop an annual timeline with specific dates for all parts of the cycle, including but not limited to the following:

- Ballot question proposals and accompanying explanatory ballot language must be officially approved for placement on the ballot .
- An Election Ballot Form (available online at the campus elections website and by request from the Dean of Students) and draft typewritten text of all ballot questions and the accompanying explanatory ballot language (including student government officer elections and opinion polls) must be submitted to the Dean of Students. The Dean of Students reserves the right to edit ballot questions and ballot language in consultation with the sponsor and/or Vice Chancellor for Student Affairs and Success.
- Draft texts of all ballot questions and accompanying explanatory ballot language, which (1) establish, eliminate, or modify campus-based student fees, and/or (2) establish or discontinue student governments will be submitted by the Dean of Students to the Vice Chancellor for Student Affairs and Success for review (the campus reviews referenda language with the University of California Office of the President prior to printing final language on the ballot).
- In consultation with the sponsor(s), the Dean of Students will review, edit and finalize the official ballot questions and accompanying explanatory ballot language for (1) student government officer elections and (2) opinion polls for publication in official election materials.
- Following the specified review and approval process, edited and finalized text for official ballot questions and accompanying ballot language, which (1) establish, eliminate, or modify campus based student fees, and/or (2) establish or discontinue student governments will be submitted to the Vice Chancellor for Student Affairs and Success by the Dean of Students for publication in official election materials.
- Text of all “pro” and “con” ballot statements will be submitted to the Dean of Students for publication in official election materials. The Dean of Students reserves the right to edit these statements as deemed appropriate.

Appendix C

Establishing Official Voting Procedures

The Dean of Students, in consultation with the SUA and GSA election commissioners, shall be responsible for approving all voting procedures governing the conduct of a consolidated campus election. Documents outlining a variety of voting procedures are available online at the campus elections website and by request from the Dean of Students. Official voting procedures for each election shall specify:

- How votes will be cast;
- How voters will be screened to ensure they are eligible to vote;
- How polling places will be accessible to all eligible voters, including voters who are on Education Abroad Programs or Field Study, and those with disabilities;
- How the neutrality of polling places will be ensured;
- How the authenticity of ballots will be verified;
- How ballot security will be maintained and verified;
- How voter confidentiality will be ensured;
- The designation of any specific locations, dates and times where students can vote on-site specific polling locations;
- The responsibilities of voting station staff.

The Dean of Students will be responsible for publishing the approved voting procedures at least one week in advance of a consolidated campus election.

Following the completion of an election, the Dean of Students shall be responsible for certifying the ballot tallies and determining whether the requisite number of ballots were voted to approve an issue.

All campus-based fee referendum results are advisory to the Chancellor and subject to final decision by the Chancellor and, in the case of compulsory fees, approval by the Regents or by the President pursuant to the President's delegated authority, as appropriate.

The Dean of Students will report the results of any fee questions and/or questions regarding establishment or discontinuance of student governments directly to the Vice Chancellor for Student Affairs and Success, who will authorize release of those results to campus and other media and interested parties.

The Dean of Students will report the results of Student Union Assembly or Graduate Student Association officer elections and any sponsored opinion polls to the SUA and/or GSA election commissioner(s). The SUA and the GSA will authorize release of those results to campus and other media and interested parties.

The online system for voting and the data file with anonymized voting records will be retained by The Office of Institutional Research, Assessment, and Policy Studies. the Dean of Students Office for at least thirty (30) working days after the election results are announced in case the results or processes are challenged.

Appendix D

Election Complaint/Grievance Process

- The time limit for filing a complaint about violations of these election policies and procedures shall expire thirty (30) working days after the election results are officially announced by the Dean of Students and/or the SUA and/or the GSA election commissioner(s). The ballot material shall inform voters of the process and time limit for filing a complaint.
- Individuals who wish to challenge the election process or validity of the election results may file a complaint with the Vice Chancellor for Student Affairs and Success. A written complaint must include a detailed explanation of the specific action or section of the election policy being grieved, or alleged to have been violated, and the remedy requested.
- Upon receipt of an election complaint the Vice Chancellor for Student Affairs and Success shall within five (5) working days appoint an impartial ad hoc election review committee and provide the committee with a copy of the complaint for investigation. If the complaint is related specifically to SUA or GSA officer elections, their respective election codes govern action.
- The ad hoc election review committee shall examine the circumstances of the alleged violation, attempt to resolve the matter informally and shall make a report to the Vice Chancellor for Student Affairs and Success within fifteen (15) working days. The ad hoc committee will have at least one student member. The committee's authority shall be limited to reviewing matters raised in the written complaint, and to providing a written report of findings (including a recommendation of any remedy) based on that evidence, to the Vice Provost for Student Success. For especially complicated investigations, the committee may make a request for extension of time to the Vice Chancellor for Student Affairs and Success.
- The Vice Chancellor for Student Affairs and Success shall make a decision on the recommendation within ten (10) working days of the receipt of the report from the ad hoc election review committee.
- If the Vice Chancellor for Student Affairs and Success determines that the facts substantiate a violation of election policies and procedures, the maximum remedy for election policy violation shall be withdrawal of certification of the election results, and if deemed appropriate, issuing a mandate for a second election to be conducted at the precinct or campus level.
- If the Vice Chancellor for Student Affairs and Success determines that the facts indicate a possible violation of the student conduct policy, that portion of the case will be turned over to the Office of Conduct and Community Standards for adjudication