

## **ELECTION PROCEDURES AND RULES ACT**

### **Section I. Application of this act**

- A. This act shall govern all Student Government elections at University of Kentucky. Specifically, these elections include spring elections for the Senate and President and Vice-President and fall elections for Freshman Senate.
- B. When there is any contradiction between this act and the Bylaws of the University of Kentucky Student Senate, these rules shall supersede those bylaws.
- C. This act serves as the primary source of fall and spring Student Government Election rules pursuant to the Student Government Constitution and shall supersede all previous acts and policies establishing procedures and rules for Student Government.
- D. Any questions of law regarding this election act, its meaning, its application, and its enforcement shall be decided by a majority vote of the Student Government Supreme Court.

### **Section II. Definitions**

#### **A. Campaign Material**

1. Campaign materials for the purposes of the SGA elections shall be defined as any paraphernalia bearing the name of a candidate including but not limited to flyers, literature, pamphlets, buttons, clothing, table-tent advertisements, electronic communication banner, poster, handbill, web page or social media account, email document, auditory or visual recording, location-based marketing material (i.e. SnapChat filters) or other device that is intended to influence voting at an election.
  - a. Banner
    - i. Campaign material larger than 13 x 19 inches.
  - b. Poster
    - i. Campaign material sized 13 x 19 inches or less that is to be posted.
  - c. Handbill
    - i. Campaign material sized 8.5 x 11 inches or less to be distributed by hand.
  - d. Yard sign
    - i. Campaign material sized 12 x 28 inches or less to be staked in the ground.

#### **B. Candidate Platform**

1. A candidate platform shall be defined as a statement from the candidate or candidates describing their positions.
2. Candidate platforms shall be subject to all guidelines regarding campaign material except where otherwise noted.
3. Each candidate platform shall not exceed two-hundred-fifty (250) words.

4. The Elections Board of Supervision shall make the campaign platform available via the Student Government website within two (2) business days following the candidate eligibility and verification process.
5. The Elections Board of Supervision shall make the campaign platform available at the polling locations during designated polling times but must do equally for all candidates who have presented a candidate platform.
6. Editing and Changing Campaign Platforms.
  - a. The Elections Board of Supervision may at their discretion make changes or edits that immaterially change the campaign platform.
    - i. immaterial changes include only grammatical corrections.
7. The Elections Board of Supervision may shorten the length of any platform statement that exceeds the maximum limit to two-hundred and fifty (250) words.
  - a. The Elections Board of Supervision shall not accept or use images in union with a campaign platform.

#### C. Eligible Voter

1. An eligible voter shall be defined as a currently enrolled student at the University of Kentucky.
2. The final test for eligibility shall be the list provided by the Appropriate University officials, subject to appeal.

#### D. Candidate for office

1. A candidate for office shall be defined as any person seeking an office in Student Government who has filed a petition with Election Board of Supervision. Eligibility is defined below.
2. Candidate Eligibility
  - a. The period for filing for a ballot position in the Spring Elections shall start no later than six (6) weeks prior to the first election day and shall run continuously for a period of two weeks.
    - i. The Elections Board of Supervision may extend the deadline for those races in which no candidate has filed before the above deadline by a majority vote.
  - b. All persons running for an office are required to submit an application, a petition, and a deposit to the Elections Commissioner. The candidate may designate the exact variation of their name that appears on the ballot in the application. The Board of Supervision shall prohibit frivolous and fictitious names from appearing on the ballot. This form cannot be changed or handed in after the last time for filing.
  - c. To appear on the ballot as a ticket for President and Vice-President, each ticket must obtain 500 signatures from members of the student body and submit the petition with their application. The petition must contain a date of birth for each respective student having who signed the document in order to allow the Elections Board of Supervision to verify their enrollment at the University of Kentucky.
  - d. To appear on the ballot for Undergraduate Senator At-large, each candidate must obtain two-hundred (200) signatures from members of the student body and

submit the petition with their application. The petition must contain a date of birth for each respective student having who signed the document order to allow the Election Board of Supervision to verify their enrollment at the University of Kentucky. To appear on the ballot for graduate/ or professional Senators At-large, each candidate must obtain one hundred (100) signatures from graduate/ or professional students and submit the petition with their application. The petition must contain each student's date of birth to enable the Elections Board of Supervision to verify the enrollment of the person signing the petition. The number of Senators At-large shall be set at twenty (20). Fifteen (15) of these positions shall be undergraduate students and five (5) shall be graduate students.

- e. To appear on the ballot for Freshman Senator or College Senator, with the exception of Graduate School Senators, each candidate must obtain signatures from the greater of two (2) percent of the eligible voters for their respective seat or twenty-five (25) students and submit the petition with their application. The petition must contain a date of birth for each respective student having who signed the document in order to allow the Election Board of Supervision to verify their enrollment at the University of Kentucky. The number of College Senators shall be based on UK enrollment for each College. College shall be determined by the UK Board of Trustees. There shall be one (1) College Senator for every two thousand (2,000) students enrolled in that specific College. Each College is guaranteed at least one (1) Senator.
- f. To appear on the ballot for Graduate School Senator (Martin and Patterson School), each candidate must obtain signatures from the greater of one-half (0.5) percent of the eligible voters for their respective seat or twenty-five (25) students and submit the petition with their application. The petition must contain a date of birth for each respective student having who signed the document in order to allow the Election Board of Supervision to verify their enrollment at the University of Kentucky.
- g. The application form shall also be accompanied by a thirty dollar (\$30.00) deposit of which twenty-five dollars (\$25.00) will be refunded only if the candidate removes all of their campaign literature from campus no later than 6:00 p.m. Friday after the last voting location closes.
- h. The Elections Board of Supervision shall hold a period during which any candidates wishing to declare write-in candidacy must submit a declaration of write-in candidacy certifying that they meet the requirements for the office, and has read the appropriate rules and grants the Student Government advisor permission to certify academic eligibility.
- i. The period in which candidates may submit declarations of write-in candidacy shall start immediately following the end of the filing period and conclude at 4:00 p.m. EST on the day before the regular election. The submission of declarations of write-in candidacy is to be conducted in the Student Government office.

#### E. Elections Board of Supervision

1. The Student Government President with the approval of the majority of the Senate, in accordance with the Constitution of the Student Government and their respective

Bylaws, shall appoint the Elections Board of Supervision. The Elections Commissioner shall be appointed by the Student Government President.

2. No persons affiliated with a campaign, including a candidate for office, may serve on the Elections Board.
  - a. "Affiliated with" is defined as openly endorsing a campaign.
3. The Elections Board shall have at least four (4) members in addition to the Elections Commissioner.
  - a. Nominations shall be presented to Full Senate at least two weeks (14 days) prior to Freshman Elections and two weeks (14 days) prior to Spring Elections.
  - b. The Elections Board shall be responsible for answering any questions of fact regarding elections procedures.

#### F. Pollster

1. A pollster includes student persons designated by the Elections Board of Supervision to work at the polling location.

#### G. Polling Location

1. A polling location shall be defined as the area within twenty-five feet of an official voting location designated by the Elections Board of Supervision on the day of the election.
2. The Elections Board of Supervision shall designate a polling location in the Student Center on both days of the election. Polling locations serve as a space for voters to vote in person or submit a paper ballot if they're unable to vote online.
3. A portable device with internet access shall not be considered a polling location unless specifically designated to be such by the Elections Board of Supervision.

#### H. Campaign Purposes

1. Using campaign material to influence voting for or against one or more particular candidates for office at an election.

#### I. Election Day

1. Shall be designated by the Election Board of Supervision to consist of a minimum of eighteen (18) hours over two (2) days.

#### J. Ticket

1. A ticket is defined as two or more candidates campaigning jointly. Senatorial campaigns should be independent from all other Senatorial Campaigns. Senatorial Candidates cannot appear on campaign materials with other candidates, including but not limited to, banners, posters, handbills, social media accounts, and other promotional materials. Senatorial Candidates may not exhibit support, electronic, verbal or written, for other candidates running in their election or candidates running in the Presidential/Vice Presidential Election.
2. The Student Body President and Vice President shall be voted on and elected by ticket. No list of members of senatorial slates shall be printed on the ballot.

3. No other tickets shall be permitted. Senatorial candidates, including Freshman Senators, College Senators, Graduate Senators-at-Large and Senators-at-Large, may only seek office on independent platform as well as Presidential/Vice Presidential campaigns.
4. Candidates may not exhibit support, electronic, verbal or written, for other candidate running in their election or candidates running in the President Vice Presidential Election.

#### K. Candidates meeting

1. The Elections Board of Supervision shall establish a meeting for all candidates at which the rules, regulations, pertinent meeting dates, and duties and responsibilities of a Student Government Representative—as well as the goals of the Student Government Association—will be presented to the candidates.
  - a. The candidate or agent thereof will be required to sign in and be present at the end of the meeting when the roll is called.
  - b. If a candidate or agent thereof does not attend and remain present for the duration of the meeting, the candidate's name will not appear on the ballot.
  - c. All candidates and agents thereof are responsible for being familiar with and following all federal, state, and University rules and regulations (including all information in the meeting as well as the UK Student Government Constitution) for campaigning and elections.

### **Section III. Campaigning**

A. Candidates for office are responsible for familiarizing themselves with and following all applicable University, Election Board of Supervision, and Student Senate policies.

B. Upon the filing of candidate petition/application, all candidates must sign a statement that they will adhere to all elections by-laws. If not signed, their nomination will be declared invalid by the Election Board of Supervision. This statement is to be turned in along with the petition/application form.

C. No campaigning may take place at any polling location during polling hours on the election days, nor may any campaign material be present at a polling location during polling hours.

1. This stipulation shall exclude candidate platforms received and approved by the Elections Board of Supervision.
2. Campaign material within the campaign free zone prior to the zone being designated by the Election Board of Supervision shall be removed by an election official prior to opening the poll.

D. No candidates are allowed within twenty-five (25) feet of any on-campus poll at any time while the poll is open except for the following:

1. When a candidate is casting their vote.
2. Exempting incidental traffic flow through the hall in which the candidate lives, works or attends class.

3. The candidate is removing campaign materials at the direction of the Election Board of Supervision.
4. The Elections Board, in collaboration with the Executive Committee, shall organize the promotion of candidate applications. They shall also organize the education of students as to SGA activities and advocacy of election day voter participation beginning at least three (3) weeks prior to election day.
  - a. Methods may include tabling, hand billing, and social media activities.  
Campaign Platforms may be made available, doing equally for all candidates who have presented a candidate platform.

E. Neither verbal campaigning nor campaign materials shall be allowed within twenty-five (25) feet of the polls while polls are open if applicable.

F. University of Kentucky Libraries and University of Kentucky Student Computer Labs shall be designated as campaign-free zones on election days.

G. Door-to-door campaigning is not allowed in the residence halls.

H. Forums and campaigning may take place in the residence halls in compliance with Residence Life regulations, with final discretion up to the Resident Director, in any respective residence hall.

I. Candidates may hold forums with any student organization provided it is approved by that organization's president.

J. Libelous or slanderous campaigning shall be subject to sanction by the Student Government Supreme Court.

K. No University Mandatory Student Fee monies shall be used for campaigning purposes.

1. This stipulation shall exclude the Elections Board of Supervision reproducing candidate platforms approved by the Elections Board.

L. No person may personally or through an agent intimidate, harass, use or threaten the use of force, violence, or restraint in order to compel or induce any person to vote, abstain from voting, or vote or abstain from voting for a particular candidate or referendum.

M. No student may set up a computer or other electronic device to be used as a polling location for the purpose of soliciting votes.

1. This stipulation does not include polling locations designated by the Elections Board of Supervision.

N. All candidates and their staff must adhere to all elections policies and applicable institutional policies during the election period. Unless otherwise allowed under the elections

by-laws and policies, all candidates must adhere to applicable university policies, municipal policies and laws, and state policies and laws.

O. Additional policies and procedures approved by the Election Board of Supervision and this Senate for the purpose of managing the elections process may be put into effect in addition to this act and must be adhered to by all candidates and staff. All additional policies will be provided to candidates prior to the start of any campaign period.

P. Campaign expenditure amounts and provisions shall follow the Election Expenditure Act.

Q. No Student Government resources shall be used to support any candidate unless those resources are available to all candidates.

R. All campaign emails sent to multiple voters must have all email addresses in the blind carbon copy (Bcc) line.

1. Any voter that requests to be removed from campaign emails must be removed from all campaign mailing lists within 36 hours
2. Email addresses obtained through an open records request may not be used for campaign purposes.

S. No candidate may use ticketing as a campaign strategy, as defined above in Section II.

#### **Section IV. Violations**

A. In this section, all usage of “candidates” refers to both Candidates for office and Write-In Candidates.

##### **B. Elections Investigator**

1. There shall be an Elections Investigator appointed by the Chief Justice of the Student Government Supreme Court.
2. The Investigator shall have the power to challenge any election or candidate for good cause on behalf of any candidate or student eligible to vote in that election.
3. Any candidate or other student wishing to challenge a candidate or election must file a claim to show merit with the Investigator or their designee, who, upon showing good cause, must:
  - a. Develop an investigation to discover any evidence supporting the claim.
  - b. File and prosecute the claim with the Elections Board of Supervision and Supreme Court.
  - c. If the Election Investigator does not find good cause for the claim, the student may appeal that determination at the Election Review Hearing.

##### **C. Claims Filing Procedures**

1. Any student who believes that a violation of election or campaign rules has occurred may file a claim with merit to the Election Investigator by the date and time set by the Elections Board of Supervision. They shall submit any documentation required by the

campaign and election rules on the documentation provided to them by the Elections Investigator.

2. When in the Election Investigator's judgment, their independent investigation or any student claim shows that there is good cause to believe a violation has occurred, the Election Investigator will give notice to the candidate involved in the alleged infraction and will provide a concise written statement of the reasons for that finding.
3. If the Election Investigator does not find just cause based on the current constitution or legislation here in after defined as merit, for a student complaint, the Election Investigator will notify the complaining student of that finding and will provide the complaining student with a concise written statement of the reasons for that finding. The Election Investigator will also inform the complaining student that the student may appeal that finding to the Supreme Court. The Election Investigator will also inform each candidate or ticket of each student complaint alleged against that candidate or ticket.
  - a. Any student wishing to appeal a claim where the Election Investigator finds no merit may send an appeal in writing to the Election Investigator no later than 24 hours after their initial response from the Elections Investigator.
4. The Supreme Court shall convene no more than one week concluding the claims filing deadline. It is at this time that the elections investigator shall present all claims, with merit and appealed. The Supreme Court will decide which claims they will hear in their formal Supreme Court Hearing.
5. Following the conclusion of the Review Hearing the Supreme Court shall hear all claims they have found to have merit within one week of the Review Hearing hereinafter referred to as, The Supreme Court Hearing.
6. In the case a claim is filed that contest the eligibility of a candidate as defined in Subsection D of this document, the Supreme Court may call an Emergency Hearing at their discretion to hear these claims.

D. Failure to submit required documentation by the specified date and time following the election will result in a loss of claims.

E. If a candidate is found to have violated campaign expenditure limits the Student Government Supreme Court shall sanction the offending candidate as follows:

1. When the campaign expenditures exceed the limit by less than or equal to five (5) percent, the offending candidate's total votes shall be decreased by ten percent.
2. When the campaign expenditures exceed the limit by more than five (5) percent or more, the offending candidate shall be disqualified.

F. The Supreme Court at their discretion, shall sanction disciplinary action for any claim that violates the Student Government Constitution, this document, and any state or federal laws.

1. If subsection G, H, or K under Section III is violated the offending candidate's total votes shall be decreased by no less than 10% per subsection violated. This percentage may be increased at the discretion of the Supreme Court.
  - a. If subsection M, N, or S under Section III is violated the offending total votes shall be decreased by no less than 25% per subsection violated. This percentage may be increased at the discretion of the Supreme Court.



- b. For all violation under all other subsections the Supreme Court may choose to issue a fine, nullify all votes cast, or a percentage of the votes of a candidate, or any other sanctions permitted.

## **Section V. Voting Procedures**

### **A. Online Method**

1. Full- and part-time students shall be permitted to vote once per election provided they are eligible to vote.
2. The Elections Board of Supervision shall maintain a secure web site, updated in real time, containing online ballots and voter verification database containing data provided by the Registrar. The web site shall also contain links to candidate platforms, the election rules, and directions for reporting errors.
3. Students wishing to submit a ballot during the general election must do so through the electronic voting system. If unavailable, students may submit a paper ballot at the Student Government office polling location by the following process:
  - a. The student shall be provided a paper ballot by the designated member of the Elections Board monitoring the write-in location. This paper ballot must contain the names of all executive candidates and senatorial candidates for the student's college or school of enrollment, spaces for the student to write-in votes for each office, and an envelope.
  - b. The Elections Board monitor shall follow the procedures for double enveloping.
  - c. The Elections Board shall be responsible for providing the following items at the write-in polling station located in the Student Center:
    - i. One large, lockable ballot box;
    - ii. Write-in ballots and envelopes;
    - iii. Instructions for any poll workers;
    - iv. And materials to designate the polling location.
4. Voters shall cast their votes using this secure web site from the polling computer(s) or any other computer connected to the internet.
5. There shall be no consultation or campaigning in the voting area. Such activity will be grounds for a student's vote being disqualified UNLESS such student is a candidate, in which case a higher penalty may be imposed. Poll workers will record the name and I.D. number of the person engaging in such activity. The Elections Board of Supervision shall post a sign at each poll with the exact wording in the sentences above notifying voters of this prohibition.

### **B. Double Enveloping**

1. The pollster shall give the voter two envelopes and paper ballots for each position.
2. The voter shall mark their vote on the ballots and then seal the ballot in the first envelope.
3. The first envelope shall then be sealed in the second envelope, upon which the pollsters shall then write the voters name and student identification number, the name of the pollsters, and a description of the problem.
4. This method shall not be employed unless a voter claims to be eligible but is not entered in the list of eligible voters, or claims not to have voted but is marked as voted. The

Elections Board of Supervision shall review these ballots and determine which students were eligible voters. The ballots of eligible voters shall then be added to the vote tally.

5. The Closed Kiosk Method shall be the preferred system of voting.

## **Section VI. Timeline**

A. The Elections Board of Supervision shall no later than three (3) weeks before the election present for approval to the Senate the following:

1. The location of the election polls.
2. The times of operation of each election poll.
3. The promotional efforts of the Board (see section II.E.4).
4. Any additional procedures and policies for the purpose of managing the election.

B. Elections for Student Body President and Vice-President, Senators At-Large, and College Senators shall be held on the Monday and Tuesday two weeks before Spring Break, with the exception of special elections, which shall be held at the determination of the Supreme Court.

C. The Freshman Senators shall be elected by the Freshmen class on a Monday and Tuesday between the seventh and tenth weeks of classes in the Fall Semester. The Monday/Tuesday date shall be determined by the Senate President.

D. After passage of the timeline by the Senate, the Elections Board shall have the power to amend the timeline as needed. The Solicitor General must communicate any amendments approved by the Elections Board to the Senate and any other outlets deemed appropriate within three school days of passage.

## **Section VII. Election Procedures**

A. The election method shall be Online Method as well as polling locations.

B. Upon completion of the Vote Counting, the Elections Board shall announce the unofficial results of their election within 24 hours of the election ending, and make the results public within the same time frame.

C. Determining a Winner in Presidential/Vice-Presidential Election

1. A Presidential/Vice-Presidential ticket shall be declared winner if they receive fifty (50) percent plus one vote of votes cast in the election.
2. If no ticket receives fifty (50) percent plus one vote of votes cast in the election, the ticket that receives the most votes shall be declared winner if the margin of victory is greater than or equal to ten (10) percent of votes cast.
3. In order to be declared winner, a ticket must receive fifty (50) percent plus one vote of votes cast in the election and the margin of victory must not be greater than or equal to ten (10) percent of votes cast.

4. If this does not occur, a runoff election in which the top two tickets will be placed on the ballot shall be held within five (5) business days of the general election.
  - a. The ticket that receives a simple majority (fifty percent plus one) of votes cast shall be declared winner.

D. If a candidate declines a position, the eligible candidate with the next highest percentage of votes shall be offered that position.

E. The Elections Board of Supervision shall be responsible for all elections procedures, excluding election publicity, setting the polling locations, and provision of necessary funds or materials, including the following:

1. Maintaining the list of eligible voters.
2. Validating election petitions.
3. Compiling the list of ballot-eligible candidates into ballots.
4. Investigating any election irregularities or campaign violations reported.
5. Deciding any questions or disagreements regarding elections not specifically answered in this document or the Constitution of the Student Body.

F. The Student Supreme Court may, upon violation of any procedure and at its discretion, invalidate the election results and call for a new election.

### **Section VIII. Vote Counting**

A. At least four members of the Elections Board, a professional staff representative of the Office of Student Involvement, and the Elections Commissioner shall be present at the vote counting.

B. No student not on the Elections Board of Supervision shall be present.

C. The vote counting shall take place within twenty-four (24) hours of the closing of the polls.

D. The results shall be unlocked and their numbers tallied by the computer voting scripts. Any obviously misspelled names shall be corrected and added to the tally.

E. No counters may leave during the counting, except at the discretion of the Elections Commissioner.

F. The Elections Board of Supervision shall determine, via majority vote, the validity of the elections upon completion of the vote counting.

G. The results shall not be final until certified by a majority of the Supreme Court at the Election Review Hearing. Said results will be enacted upon swearing in by the Student Supreme Court Chief Justice.

H. The total number of votes for each candidate will not be disclosed until after the Supreme Court has met and entertained all claims submitted for any given election. Once the Supreme Court has met, the final tally may be released to the public. Prior to this release, only the 4 members of the Elections Board, the professional staff representative of the Office of Student Involvement and the Elections Commissioner may view or be privy to the number of votes cast and the number received by each candidate.

### **Section IX. Campaign Materials**

#### **A. Restrictions on the Placement of Campaign Materials**

1. Signs posted inside the residence halls must comply with Residence Life regulations.
  - a. There shall be no posters in classrooms.
    - i. Classrooms are defined as rooms where at least two different University-administered classes occur weekly during the semester in which the election is held.
2. No campaign material, writing or paint may be placed on the ground (e.g. sidewalks, roads, driveways) or living material.
3. Posters may not be placed on any glass, elevators, or painted surfaces, in accordance with the University's Administrative Regulations Governing the Use of University Facilities by Registered Student Organizations.
4. Campaign materials may not be placed on bulletin boards designed for use by campus organizations.
5. Each campaign must use discretion not to damage University property.

#### **B. Elections Board of Supervision Approval of Campaign Materials**

1. The Elections Board of Supervision must approve any posters in advance, in order for candidate posters to comply with the Student Government policies.
2. No poster may be displayed on campus area property without the official seal of the Elections Board of Supervision.

C. No person may bribe, give, or lend anything of over one dollar (\$1.00) in value in order to induce a person to vote for or against a candidate or referendum or refrain from voting altogether.

#### **D. The Number of Campaign Materials Shall be limited by the following provisions:**

1. Presidential campaigns will be limited to posting one hundred and fifty (150) posters and fifteen (15) banners and ten (10) yard signs on campus area property.
2. Senatorial campaigns will be limited to posting one hundred (100) posters and ten (10) banners and five (5) yard signs on campus area property.
3. There is no limit to the number of handbills campaign may distribute. But a candidate may not exceed their allotted expenses.

E. Destroying or defacing the campaign materials of other candidates is prohibited.

#### **F. Removing Campaign Materials**

1. After campaign material has been placed, it may not be removed by anyone other than the candidate, campaign manager(s), the elections committee or the poll workers while voting is in progress. University employees acting in accordance with their duties and in the enforcement of university policy may remove materials.
2. All posters and other campaign materials must be removed by 5pm on the Friday following the election. It must be the responsibility of all candidates to see that their materials are removed.

## **Section X. Expenditures**

A. A ticket composed of a candidate for President and Vice President is limited to a total expenditure of one thousand dollars. In the case of a runoff, a ticket may spend an additional one hundred and fifty (150) dollars.

B. Senatorial candidates are limited to a total expenditure of four hundred (400) dollars. In the case of a runoff, senatorial candidates may spend an additional one hundred dollars (100).

C. Each candidate shall submit the candidate's expenditure form to the Commissioner of the Elections Board of Supervision or their designate at the time set by the Elections Board of Supervision following the election. Failure to do so shall result in the loss of the candidate's deposit. Candidates are responsible for getting a receipt form showing date, time and the Commissioner's or designates' signature. Original receipts and a copy of all printed material shall accompany the expenditure form.

1. If a candidate fails to submit an expenditure form within five business of the Friday deadline, the candidate forfeits the position.

D. The winner of a write-in vote must file an acceptable expense report, showing that campaign expenses did not exceed the limit for that office, before being seated.

E. All commercial or individual services or tangible materials donated by non-students to a candidate or candidates shall be attributed as expenditures of the receiving candidate or candidates at a reasonable retail price.

1. Tangible materials donated by students to candidates shall also be attributed as expenditures of that candidate at a reasonable retail value. Tangible material donated by students to candidates include, but are not limited to paper, wood, glue, staples, posters, signs, banners, and other like materials. Tangible materials donated by students to candidates shall not include the hosting of a website, website design, or computer programming, since these donations are services.
2. Donations by students to candidates shall be subject to the following rules:
  - a. Any student, whether part time or full time, of the University of Kentucky, including Lexington community college students, can donate their services in any capacity whatsoever, including professional services, and that donation shall not be attributed to the expenditure of the receiving candidate or candidates;

- b. Service donations by students include donations of website hosting, website services, or the donation of any future technology that may replace web communication.
3. The Supreme Court shall have jurisdiction to settle valuation disputes, subject to ultimate review by the Supreme Court which shall retain appellate jurisdiction over all valuation disputes.
4. The burden is on the claimant to prove by a preponderance of evidence that the candidate has exceeded their spending limit. Once a claimant initiates such a claim, the claimant must first make a good cause showing to the Election Investigator, and only if the Investigator has determined that good cause in fact exists shall the claim proceed. If a claim proceeds beyond the Election Investigator, the candidate shall be afforded ample opportunity to present evidence to the Supreme Court that the material or service was proper.

### **Section XI. Sunset Clause**

A. According to Section V(a) of the Sunset Act of 2017, “All legislation presented to Full Senate [...] shall contain a “Sunset Clause,” in which an expiration date and renewal period are chosen.”

1. The expiration date for the Election Act is November 30.
2. The renewal period for the Election Act is one (1) year.