

1 ASSOCIATED STUDENTS OF ASU
2 GPSA ASSEMBLY
3 NINTH LEGISLATURE
4

5 MARCH 16, 2012
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7 ASSEMBLY BILL # 28
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9
10 INTRODUCED BY

11
12 THE GOVERNMENT OPERATIONS COMMITTEE
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14
15 AN ACT Amending Title III of the Bylaws to Remove Unfair Provisions from the
16 Nominations Process
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19 THE GRADUATE AND PROFESSIONAL STUDENT ASSOCIATION,
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21 WHEREAS Title III, Article 1, Section D, Subsection e requires that those seeking office
22 in GPSA to attend a full Assembly meeting prior to submitting any official elections
23 paperwork;
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25 BELIEVING this provision to be unfairly applied because:
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- 27 A. The public and potential candidates received no reasonable constructive notice of
28 this provision, and had no reasonable chance to comply with the provision even if
29 they could be said to have received reasonable constructive notice.
- 30 a. The first elections email was sent over the GradStu ListServ on February
31 16, 2012.
 - 32 i. This e-mail contained no note of the requirement to attend an
33 Assembly meeting.
 - 34 b. The only Assembly meeting between this first notice and the candidacy
35 filing deadline (March 5th) was on Friday, February 17th, 2012; 1 day after
36 the first notice was sent out.
- 37 B. Neither the elections website (<http://elections.asu.edu/>) nor the Election
38 Application contains any reference to this provision, except for where this
39 provision is present in the Bylaws posted on the elections website.
- 40 C. This provision inherently favors current GPSA office holders, as they, by the
41 virtue of already being officers, will have likely attended an Assembly meeting;
42 and strongly disadvantages new candidates.
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44 BELIEVING that this provision likely cannot be fairly applied in the future because:
45 A. There are only nine Assembly meetings in any given year.
46 B. Elections materials are usually sent out in mid-spring, which would give
47 candidates—even if constructively notified of this requirement—only one or two
48 opportunities to attend an Assembly meeting.
49 C. This provision imposes an unnecessary burden upon the Elections Director to
50 have applications out earlier than otherwise necessary in order to ensure that
51 potential candidates are constructively notified of this requirement in time to
52 attend one of nine Assembly meetings.
53 D. Assembly members appointed by the Assembly Operations Committee—and as
54 such, who are not democratically elected by their peers—are not subject to this
55 same requirement.

56 NOTING that this provision’s intention is good, but deciding that the unfairness of its
57 application outweighs its positive intention;

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59 THEREFORE REMOVES Title III, Article 1, Dection D, Subsection e from the Bylaws;

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61 RENUMBERS the Bylaws accordingly,

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63 DIRECTS the Elections Director to immediately reinstate the candidacy of any candidate
64 denied the opportunity to run for office because of Title III, Article 1, Section D, if they
65 otherwise would be eligible to run; and to promptly notify them as such.
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