

2022 Election Supervisory Board: 2022-002
In Res. Financial Disclosure #1
(Resolved: Friday, February 18, 2022)

Election Supervisory Board Chair, Jenny Ainsworth, delivered the majority opinion of the board

“In the matter of candidates’ failure to submit Financial Disclosure #1 by the specified deadline”

Whereas, Section 6.16 of the Campus-Wide Election Code reads “FINANCIAL DISCLOSURE STATEMENT. Financial disclosure statements shall be filed with the Election Supervisory Board, in the Student Government Office (SAC 2.102) or other locations designated by the Election Supervisory Board, at the following times: ... by 4:30PM, on the first day of campaigning,” and,

Whereas, the Election Supervisory Board clarifies in Advisory Board Opinion 2022-005 that the deadline to submit Financial Disclosure #1 is Monday, February 14, 2022 by 4:30 PM CST; and,

Whereas, the Election Supervisory Board reminded candidates of the first Financial Disclosure deadline via email and at least one other medium 12 to 24 hours in advance of the deadline; and,

Whereas, Alison Fernandez submitted Financial Disclosure #1 on February 16, 2022 at 6:08 PM; and,

Whereas, Julia Flack did not submit Financial Disclosure #1; and,

Whereas, Section 4.14 of the Campus-Wide Election Code states “DEFINING CLASSES OF VIOLATIONS. Within the ranges established by the Election Supervisory Board, the Election Supervisory Board shall select the amount of the fine or length of the suspension most appropriate to both the severity of the infraction and the intent of the violator as determined by the Election Supervisory Board,” and,

Whereas, the Election Supervisory Board has determined each of these infractions of Section 6.16 of the Campus-Wide Election Code to be a Class A violation; and,

Whereas, the Election Supervisory Board voted to impose a 5% reduction in spending for submitting Financial Disclosure #1 past the deadline; and,

Whereas, given the inherent severity of failing to submit a financial disclosure, the Election Supervisory Board voted to impose a 20% reduction in spending for the failure to submit Financial Disclosure #1; therefore, be it,

Resolved, that Alison Fernandez is fined a 5% reduction in spending; and,

Resolved, that Julia Flack is fined a 20% reduction in spending, and,

Resolved, that any adversely affected party has the right to appeal this decision pursuant to Section 4.18 of the Campus-Wide Election Code, which reads, “APPEAL OF ESB DECISION: Any party adversely affected by a decision of the Election Supervisory Board may file an appeal with the entity with appellate jurisdiction within twenty-four (24) hours after the adverse decision is announced.”

In conclusion, the Election Supervisory Board submits its resolution on Friday, February 18, 2022, with an eight-to-one majority of the board members who were present at the hearing.

Affirmative Votes:

Jenny Ainsworth (Chair)

Sanjna Reddy (Vice-Chair)

Grace Mineo

Kara Nagasaki

Maria Muñoz

Patricia Dominguez

Riya Gantla

Wesley Brewer

Dissenting Vote:

Carlos Torres (Secretary)