

Senate Bill Number FA20 SB005

A Bill to Amend the Constitution to Prevent a Stalemate in the Replacement of a Vacancy in the Cabinet by the Senate in which the Tiebreaker has a Conflict of Interest

The Senate of the Associated Students of Lewis & Clark understand and acknowledge:

Although the situation of having a tie during a special election and the tiebreaker having a conflict of interest for that election is rare, we have seen that — after the election of a new Treasurer in the 2020-21 academic year — it is necessary to address this problem before it arises again. As such, the following solution is presented to the Senate in the form of an amendment to the Constitution. Although not a perfect solution, the situation in which this solution would falter is much more rare than the situation that had occurred in the special election for the Treasurer.

Therefore, the Senate of the Associated Students of Lewis & Clark enacts:

Section 1: Amend the ASLC Constitution to add the following clauses to Art. III Section 14:

e. In the event that there is a tie between the two candidates for the plurality of votes and the ASLC Vice President has a conflict of interest in the election, a run-off election will occur in which all other candidates that received a number of votes below the plurality will be disqualified from the race, and the race will be between the two or more candidates;

i. If the following run-off election results in a tie again, then the Chief Justice will be the tiebreaker; if the Chief Justice has a conflict of interest, then the ASLC President will be the tiebreaker; if the ASLC President has a conflict of interest, then the following list of successors to the tiebreaker will be consulted to find one — to succeed as a tiebreaker, the person above on the list must have a conflict of interest in the election or be absent from the Senate meeting and pass the responsibility down the list:

1. EIJC Chair,
2. SOC Coordinator,
3. SRC Coordinator,
4. Treasurer,
5. SAAB Chair,
6. EOC Chair,
7. CAB Chair,
8. Auditor,
9. Director of Elections,
10. Any Associate Justice who is not a voting member of the ASLC Senate;

ii. This applies to any election or vote in which the ASLC Vice President is the tiebreaker;

Section 2: Enumerate and affix spacing where necessary.

Introduced on December 1, 2020 by Senator Nathan Oakley '22

Adopted on Month Day, Year

Signed on 12 / 01 / 2020 by Mikah Bertelmann

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Section 3: Effective immediately.

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