

The Office of the
ATTORNEY GENERAL

Robert T. Hill

This opinion request was made by the Student Government Association Supervisor of Elections Reina Chehayeb. The following statutes within the University of Central Florida's Student Government Association are being asked of for an interpretation: 605.12, in reference to the ticket: Ashely and Darwins' Election Violation Hearing scheduled for Wednesday, March 06 at 05:30 PM.

605.12 The Supervisor of Elections shall schedule a violation hearing, to be held within seven (7) school days but no earlier than six (6) school days from when the affidavit was submitted:

A. The Supervisor of Elections shall set the hearing date and contact all members of the Election Commission by 5:00 p.m. on the following school day of when the affidavit was submitted, to notify them of the date and time of the violation hearing.

B. The Supervisor of Elections shall contact the filer of the affidavit and the accused candidate/ticket, by 5:00 p.m. on the following school day of when the affidavit was submitted, to notify them of the date and time of the violation hearing. At this time, the Supervisor of Elections shall also inform them of the process for submitting any and all materials that the filer and the candidate/ticket would like examined during the violation hearing.

C. The Supervisor of Elections shall distribute a copy of the affidavit to the accused candidate/ticket by 5:00 p.m. on the following school day of when the affidavit was submitted.

D. The Supervisor of Elections shall contact the Student Government Advisor to notify said advisor of the date and time of the violation hearing

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After review of relevant statutory information and current Election Hearing Violation proceedings, it is my determination that the time for the violation hearing is outside the timeframe allotted per 605.12. In it, The Supervisor of Elections shall schedule a violation hearing, to be held within seven (7) school days but no earlier than six (6) school days from when the affidavit was submitted [to the Graduate Assistant]. As such, the violation hearing window is from Tuesday, March 05 at 1:12 PM to Wednesday, March 06 at 1:12 PM. Because it is currently scheduled for Wednesday, March 06 at 05:30 PM, it falls outside the timeline and must be rescheduled to align with statutes. In order for the Affidavits to remain valid, the hearing must be set by 05:00 PM on Thursday, February 28.

Given that the Affidavits contain six (6) minor violations, and more than three (3) can be grounds for disqualification, if the ticket Ashley and Darwins is found in violation of four (4) or more and the Election Commission votes to disqualify, the votes cast for the ticket up to that point will not be counted towards the ticket, nor the election as it relates to achieving a Majority Vote by the Student Body.



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