

CUPE 3261 Proposed Bylaw Amendments
Approved by the membership on July 15, 2023
Approved by CUPE National September 7th, 2023

SECTION 8 – NOMINATION, ELECTION, AND INSTALLATION OF OFFICERS

(a) Nominations

1. Nominations will be received at the regular membership meeting held in the June.
2. Nominations will be accepted from members in attendance at the nomination meeting or from those members who have allowed their name to be filed in writing at the meeting, witnessed by another member.
3. To be eligible for nomination, a member shall have attended at least two of the membership meetings held in the previous twelve months, unless a valid reason acceptable to the Local Union was given for non-attendance.
4. A member may accept nomination for a position while holding office in any position. If successful in the election, their resignation from their current position will take effect at that time.
5. To be eligible for nomination, a member must be a member in good standing as set out in Article B 8.3 of the National Constitution.
6. No member will be eligible for nomination if they are in arrears of dues and/or assessments.
7. Candidates for Executive Board positions are expected to have a working knowledge of their respective duties and participate in training appropriate to fulfill their duties within six (6) months of being elected.
- 8. A member may accept nomination for one office only.**

(b) Elections

1. The President and Recording Secretary will be elected in even years. The Vice President, Health & Safety Officer, Unit Representatives, Chief Steward and Secretary-Treasurer shall be elected in odd years.
2. At a membership meeting, at least one month prior to **the start of the election** ~~Election Day~~, the President will, subject to the approval of the Executive Board, appoint an Elections Committee consisting of a Returning Officer and assistant(s). The Committee will include members of the Local Union who are neither Officers nor candidates for office. The Committee

shall have full responsibility for voting arrangements and shall treat information submitted to it in connection with its responsibilities as confidential.

~~3. The Committee will determine the form of the ballot and ensure that sufficient quantities are made available in good time to the Returning Officer.~~

4. 3. The Returning Officer will be responsible for issuing, collecting, and counting ballots. The Returning Officer must be fair and impartial and see that all arrangements are unquestionably democratic.

~~5. 4.~~ **4.** The voting will take place at **prior to** the regular membership meeting in October, **and will be conducted using secure third party electronic ballots.** The vote will be by secret ballot.

5. On the first working day two weeks prior to the regular October membership meeting, electronic ballots will be released to all members to the email address the member has on file with the Union. Voting will remain open for five working days.

~~6. Voting to fill one office will be conducted and completed, and recounts dealt with before balloting may begin to fill another office.~~

~~7. A majority of votes cast will be required before any candidate can be declared elected, and second and subsequent ballots will be taken if necessary to obtain a majority. The second and subsequent ballots, the candidate receiving the lowest number of votes in the previous ballot will be dropped.~~

6. For those unable to vote by emailed ballot, in person voting will be made available at electronic voting stations. These stations will be staffed by at least two members of the Elections Committee and will be made available for at least one day on each of the St. George, Scarborough, and Mississauga campuses, as well as at the University of Toronto Press warehouse and Chestnut Residence.

7. A majority of votes cast will be required before any candidate can be declared elected. If no candidate receives a majority of votes cast in the first round of voting, the two candidates receiving the most votes proceed to a runoff ballot. This second ballot will be taken the following week, following the same procedure as the first ballot as described in paragraph 5 and 6.

8. The results of each vote will be announced by the Returning Officer on the day following the end of each voting period.

~~8. 9.~~ **9.** When two or more nominees are to be elected to any office by ballot, each member voting will be required to vote for the full number of candidates to be elected or the member's ballot will be declared spoiled.

~~9. Any member may request a recount of the votes for any election and a recount will be conducted if the request is supported, in a vote, by at least the number of members equal to the quorum for a membership meeting as set out in Section 5(b).~~

10. If a candidate requests a recount of the results of their Election, they may, in the presence of a representative from each candidate concerned, and in the presence of the CUPE National Representative or a CUPE designate, meet with the Returning Officer to review relevant documentation and records provided by the election service provider carrying out the vote to recount the vote.

(c) Unit Elections

~~Nominations and elections for unit positions as set out in Section 1 will take place after the elections outlined in Section 10(b).~~

~~The voting will take place at the regular membership meeting by secret ballot~~

Only members of a Unit as defined in Section 1 may vote for their Unit Representative.

(d) Installation

1. All duly elected Officers shall be installed at the **General Membership meeting immediately following their election** ~~at which elections are held~~ and shall continue in office for two year(s) or until a successor has been elected and installed provided, however, that no term of office shall be longer than three years.

2. The terms of office for Trustees shall be so that one serves for a period of three years, one for two years and one for one year, as laid down in Article B 2.4 of the CUPE National Constitution. Each year thereafter, the Local Union shall elect one Trustee for a three-year period. No member who has been a signing officer of the Local Union is eligible to run for Trustee, until at least one full term of office has elapsed.

3. The Oath of Office to be read by the newly-elected Officers is:

"I, _____, do most sincerely promise that I will truly and faithfully, to the best of my ability, perform the duties of my office for the ensuing term, as prescribed in the Constitution and laws of the Canadian Union of Public Employees, and as an Officer of this Local Union will at all times endeavour, both by counsel and example, to promote the harmony and preserve the dignity of its sessions.

I further promise that at the close of my official term, I will promptly deliver all monies, books, papers, or other property of this Local Union in my possession to my elected successor."