

Election Procedure
University of Detroit Mercy Professor's Union (UDMPU)

These are the procedures which were adopted by the UDMPU in 2003 in order to comply with the [Labor Management Reporting and Disclosure Act](#) of 1959 (aka Landrum-Griffin Act)

1. Nominees will be placed on the ballot in the order that their nominations are received by Nominations/Election Committee. Candidates should advise the Nominations/Election Committee how they want their name to appear on the ballot.
2. Candidates may accept nomination for up to two positions under the following conditions: One nomination must be for an officer (President, Vice-President, Secretary or Treasurer) position and other for that of representative. Note, however, if subsequently elected to both positions, s/he will assume the officer position and will automatically forfeit acceptance of the representative position. The candidate with the second highest vote in the vacated representative position will be considered the elected alternate and will automatically assume the seat vacated by the newly elected officer. If there is no elected alternate, and in the absence of a special election to fill the position, said position will remain vacant.
3. We have taken measures to ensure the accuracy of the mailing list. Members have been e-mailed a notification asking them to submit their corrected addresses to the local. Additional reminders will be sent within the combined nominations/election notices. If you have not emailed your updated home address to Brigette Murphy (murphybr@udmercy.edu), please do so. In addition, we are choosing to follow the initial U.S. Postal Service distribution with another combined notice to be sent to you via campus mail.

The election will be held over two days, specifically, March 25th & March 26, 2010. On March 25, 2010, balloting will begin after the close of the nominations meeting. Polls will close at 5:00 p.m.

Polling will also take place in the McNichols Campus Library. Members may vote at the Reference desk between the hours of 2:30 PM and 5:00 PM and between 9:00 a.m. and 5:00 p.m. on March 26.

Because the UDMPU membership will be allowed to vote at multiple polling locations, all ballots will be cast as "challenged" ballots. All members will be required to place their voted ballots inside of an envelope which includes their name, address, and voting location. The member will

then place the envelope with the ballot enclosed into the ballot box. The eligibility of all challenged ballots will be verified at the start of the tally. Eligible ballots will be mixed with those cast the previous day and tallied. This practice will not only ensure ballot secrecy, it will ensure that a single member does not cast more than one ballot at more than one polling location.

Members will be required to present identification at the polls.

4. The LMRDA requires that all candidates be treated equally with respect to the opportunity to campaign. Section 401 (g) provides that any monies received by the UDMPU or any other labor organization by way of dues, assessments, or similar levy, or monies of any employer may not be used directly or indirectly to support the candidacy of any person in a union election of officers. This prohibition extends to equipment (such as computers, copiers, and fax machines), vehicles, office supplies, records, and personnel of the UDMPU and any other labor organization and to employees may not campaign on time that is paid for by the union.

Employer computers and/or email addresses will not be used to create and/or disseminate campaign material.

The employee campus mail system or telephone system will not be used for campaign purposes.

5. The LMRDA provides that once within 30 days of an election, every bonafide candidate will have the right to inspect (not copy) a list containing the names and last known addresses of all members subject to a collective bargaining agreement.
6. The membership list will be available for inspection between 9:00 a.m. and 5:00 p.m., Monday through Friday, from February 23, 2010, through March 25, 2010. The list can be viewed by contacting Brigette Murphy, College of Health Professions, Room 115, McNichols Campus. Because of the scheduled break, viewing times will be limited between March 8-12, 2010.

Contact Brigette Murphy or Nominations/Election Committee Co-Chairperson Kris McLonis to make the necessary arrangements.

7. Section 401(c) of the LMRDA provides that a union must comply with all reasonable requests by any candidate to distribute campaign literature at the candidate's expense.
8. The UDMPU will honor any reasonable request by a candidate to distribute campaign literature to members at the candidate's expense.

Requests will be honored in the order received. Campaign literature must be provided to the Election Committee or their designated representative in sealed, stamped envelopes which are ready for mailing. Each candidate should check with postal officials to determine the proper postage. Since a limited number of UDMPU members do reside in Canada, extra postage will be required in those instances.

9. Candidates must pay a flat \$25.00 fee, payable in advance, for each mailing. This will cover the cost of address labels and labor. The fee should be made by check or money order, payable to UDMPU. The Nominations/Election Committee has made arrangements for temporary UDMPU staff to affix the labels and to transport the campaign envelopes to a post office. Candidates should contact Brigitte Murphy (murphybr@udmercy.edu) or Nominations/Election Committee Chair Kris McLonis(Chair), to make the necessary arrangements. Every effort will be made to mail campaign material within three (3) business days of receipt by the Nominations/Election Committee

10. Section 401(e) of the LMRDA provides that every member in good standing shall have the right to vote for or otherwise support the candidate of his/her choice. All active members in good standing as of March 24, 2010, 12:00 Noon, will be eligible to vote in the election. All questions with regard to voter eligibility will be referred to the Nominations/Election Committee. If the eligibility of a voter is questioned, and can not be reconciled at the polls, s/he will be asked to cast a challenged ballot.

11. The election committee will supervise the preparation of ballots. Consistent with past local practice, for those offices in which there is no opposition, the sole nominee will be elected by acclamation. These positions will not appear on the ballot.

For positions in which there is opposition, a final ballot (or ballots) will be prepared after the close of nominations on March 25. A computer and printer will be used to print a master ballot on site. Members of the Election Committee will use the master ballot to photocopy the official ballots to be used in the election. Identical ballots will be used on March 25 and March 26.

Votes cast by any other means than an official ballot will not be counted.

There are no provisions for balloting by mail or by absentee ballot.

12. The tally is scheduled to take place on March 26, 2010, after the close of the polls at the McNichols Library. The tally will begin at 5:30 p.m. and will continue until all ballots have been counted.

The tally will be conducted by the Nominations/Election Committee, or their representatives.

The Nominations/Election Committee and/or their representatives will transport each of the ballot boxes to the tally site prior to 5:30 p.m.

Reconciliation of the challenged ballots, including those cast at the campus libraries, will be one of the first items on the agenda. Once the challenged ballots are reconciled, all eligible ballots will be mixed.

In each contested race, the candidate with the highest number of votes will be declared the winner. In the event of a run-off, balloting will take place on Tuesday April 13 2010, at the McNichols Library. A tally will follow at the Reno Hall Commons at 5:30 p.m.

13. Section 401(c) guarantees the right of a candidate to have an observer at the polls and at the counting of the ballots. Observers must be able to see every phase of the election process.

Observers must be members of the UDMPU.

Candidates may serve as observers.

Observers attending the polls and/or the tally should identify themselves to a member of the Nominations/Election Committee upon arrival.

14. Section 401(e) of the LMRDA requires that the UDMPU must publish the results of the election in a manner calculated to reach the entire membership.

The election results will be distributed to the membership via campus mail and/or employer email.

15. Section 401(e) of the LMRDA requires that the ballots and all other election records be preserved for one year.

16. Please be advised that Federal Law prohibits anyone from holding union who has been convicted of felonies or certain misdemeanors. Full details are available from the US Labor Department at the link below. Members accepting nomination are representing that they are not barred under this: <http://www.dol.gov/esa/regs/compliance/olms/504unionoffholdempl.pdf>.