

# Gunnison County Electric Association, Inc.

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RULES AND REGULATIONS

BOARD POLICY: A-36

SUBJECT: Director Election and Campaigning Rules

## I. OBJECTIVE

- A. To establish and define the rules governing the election of Directors and the campaigning by candidates for the Board in order to preserve the Board's obligation to conduct a fair and open member election for a Director of the Association.

## II. POLICY

- A. Election and Campaign Rules: Neither a candidate for the Board of Directors, nor an incumbent Director, whether a candidate or not, shall engage in any of the activities below, nor shall any such candidate or Director conspire, solicit, or arrange for any member or group of members to engage in the following activities without limitation:
1. Disseminate, publish, or circulate any campaign materials, printed or electronic, without a disclaimer stating the name and address of the candidate or the candidate's committee responsible for such action. The disclaimer shall read:  
  
"Prepared and paid for by (name and address of candidate or candidate's committee);
  2. Disseminate, publish, or circulate any materials or information, whether printed or electronic, that are not factual;
  3. Use the GCEA logo or letterhead on any campaign materials;
  4. Place campaign posters or signs on the property or the building where the Association's annual meeting is held, or upon any GCEA property; or
  5. Campaign directly, or indirectly, anywhere upon any GCEA property.
- B. Rule Enforcement Process: Any member who believes that a candidate or Director has violated any Director election rule ("Complainant") may file a written complaint ("Complaint") with the Board of Directors at the corporate offices of GCEA, together with any documents in support of the Complaint. The Board shall promptly notify the candidate of the allegation and authorize the CEO to investigate the Complaint and report to the Board as soon as possible. The candidate may file with the Board a written response to the Complaint.

If the Board determines that the candidate committed a violation of these Rules, it shall prescribe the penalty to be imposed for the violation, considering the nature and

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severity of the violation committed. Any Board member subject to the complaint may not participate in the decision making process. Penalties may range from no action to a disqualification of the candidacy or Board position.

- C. Membership List: For election purposes only, and at the sole expense of the candidate, the membership list containing member names and addresses will be made available to candidates upon written request. The candidate shall complete, and submit to GCEA, the attached Agreement and Request for Disclosure of Membership List by Candidate for Board of Directors pursuant to Board Policy A-19 Member Requests for Association Information.
- D. Acknowledgement of Rules:  
All candidates seeking a position on GCEA's Board of Directors shall sign an acknowledgement of receipt of these rules as provided on Form A-36.1.

### III. RESPONSIBILITY

The Board of Directors and Chief Executive Officer are responsible for the administration of this Policy and may seek the advice of General Counsel regarding compliance.

Related Form: A-36.1, Acknowledgment of Receipt of Election & Campaigning Rules

A-36.2, Agreement and Request for Disclosure of Membership List by Candidate for the Board of Directors

(1st Revision)   
Board President

04/02/2010  
Effective Date

Cancels: Original Dated: March 31<sup>st</sup> 2009