

The Associated Students  
Of  
New Mexico State University

RESOLUTION #23

The attached legislation has been properly approved by the members of the Sixty First Senate of the Associated Students of New Mexico State University in accordance with ASNMSU Law.

Bethany Mendoza 4/4/2018  
Bethany Mendoza, ASNMSU Chief Senate Clerk Date

Emerson J. Morrow 4.4.2018  
Emerson Morrow, ASNMSU Vice President Date

**SENATE OF THE ASSOCIATED STUDENTS  
OF NEW MEXICO STATE UNIVERSITY**

**RESOLUTION #23**

SIXTY-FIRST SENATE

2017-2018

Introduced by: Forbes, Shareef, McCarty, Guajardo Date: 03/06/2018

Referred to: Rules, Community Affairs, Finance Date: 03/08/2018

Senate Action: FAVORABLE RECOMMENDATION Date: 03/29/2018

LXI-17-18

**A RESOLUTION**

1 CONCERNING THE CENSURE OF THE ASNMSU CHIEF OF STAFF, CARLEY CASEY, FOR VIOLATING SECTION  
2 7-3-3-K OF THE 2017-2018 ASNMSU LAW BOOK.

3

4 WHEREAS on February 19<sup>th</sup>, 2018, two separate election violations were issued against the ASNMSU Chief of Staff, Ms.  
5 Carley Casey, alleging that, between the times of 4:30 P.M. and 5:00 P.M. on February 8<sup>th</sup>, 2018, Ms. Casey collected  
6 signatures for her Petition of Candidacy to run for the position of ASNMSU President during the Spring 2018 Elections while  
7 remaining clocked into her position as Chief of Staff; and

8

9 WHEREAS the Chief Elections Officer and the ASNMSU Attorney General investigated to determine if Ms. Casey had  
10 violated Sections 2-8-1-C, 2-8-1-Q, or 2-8-1-R of the Elections Code or Section 7-3-3-K of the ASNMSU Law Book by  
11 requesting petition signatures while clocked in; and

12

13 WHEREAS the Attorney General independently verified that Ms. Casey was clocked in from 4:30 P.M. to 5:00 P.M. on  
14 Thursday February 19<sup>th</sup>, and confirmed that Ms. Casey was indeed requesting petition signatures at that time via a statement  
15 by another student who did indeed sign her petition; and

16

17 WHEREAS the Attorney General issued his opinion that, while Ms. Casey did not violate any section of the Election Code,  
18 as requesting signatures for a campaign packet is not considered campaigning, per section 2-8-1-C, Ms. Casey did in fact  
19 violate Section 7-3-3-K; and

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21 WHEREAS SECTION 7-3-3-K of the 2017-2018 ASNMSU Law Book stipulates that the ASNMSU Senate shall not make  
22 appropriations for any reason to any College Council, club, organization, or base program recognized by New Mexico State  
23 University and the Associated Students of New Mexico State University to promote any person running for ASNMSU  
24 elected office; and

25

26 WHEREAS the Office of the Attorney General concluded that, by petitioning while on the clock, a time for which she was  
27 appropriated compensation funds by the 60<sup>th</sup> ASNMSU Senate in 60<sup>th</sup> ASNMSU Senate Bill # 211, Ms. Casey's actions  
28 amounted to Senate-appropriated funds being used for the promotion of her running for office, violating the section; and

29

30 WHEREAS Section 7-6-3-B-2 establishes censure as one of the punishments for Base Programs who violate the ASNMSU  
31 Financial Procedures, as established in Chapter 7 of the ASNMSU Law Book; and

32

33 WHEREAS the ASNMSU Attorney General has recommended censure as a punishment for the offense; and

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35 WHEREAS the President Pro-Tempore of the 61<sup>st</sup> ASNMSU Senate has independently verified that Ms. Casey was on the  
36 clock during the times in question with the ASNMSU Fiscal Advisor; and

37 WHEREAS accountably among all persons holding positions of trust and confidence in the ASNMSU is one of the crucial  
38 foundations of the Association; and

39

40 WHEREAS the ASNMSU Senate cannot abide violations of the Association's Financial Procedures, nor allow those  
41 violations to occur without consequence.

42

43 THEREFORE BE IT RESOLVED by the Senate of the Associated Students of New Mexico State University that the  
44 ASNMSU Chief of Staff, Ms. Carley Casey, is hereby censured for her behavior on February 8<sup>th</sup>, 2018 which violated  
45 Section 7-3-3-K of the 2017-2018 ASNMSU Law Book.

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47 BE IT FURTHER RESOLVED that the Senate express its stern disapproval and disappointment at the conduct mentioned  
48 above as well as the expectation that such conduct will not occur in the future.

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50 BE IT FURTHER RESOLVED that copies of this resolution be sent to the ASNMSU President, the ASNMSU Vice  
51 President, the President Pro-Tempore of the ASNMSU Senate, the ASNMSU Advisor, the ASNMSU Fiscal Advisor, the  
52 ASNMSU Supreme Court, each of the ASNMSU Executive Directors, the ASNMSU Comptroller, and the ASNMSU  
53 Attorney General.