OFFICE OF THE ELECTION SUPERVISOR for the INTERNATIONAL BROTHERHOOD OF TEAMSTERS 1990 M STREET, N.W., SUITE 650 WASHINGTON, D.C. 20036 844-428-8683 TOLL FREE 202-925-8922 FACSIMILE electionsupervisor@ibtvote.org www.ibtvote.org

Richard W. Mark *Election Supervisor*

SUPPLEMENTAL ELECTION SUPERVISOR RULES FOR THE 30th INTERNATIONAL IBT CONVENTION

Article III, section 5(b) of the *Rules for the IBT 2020-2021 International Union Delegate and Officer Election*, ("2021 Election Rules") requires the Election Supervisor to determine the schedule and procedures for the nomination of candidates for IBT International union office at the 30th International IBT Convention (the "Convention") and to publish the schedule and procedures in the form of supplemental rules. The schedule and procedures are set forth in these *Supplemental Convention Rules*, which supplement the 2021 Election Rules, Article III, Sections 5(a)-(q).¹

I. THE VIRTUAL CONVENTION FORMAT

The procedure for nomination of International Officer candidates to the ballot has been adapted to the circumstances of the Convention being held not as an in-person event, but as a virtual event with each delegate participating through their own computer, tablet, or smartphone. The *Supplemental Election Rules* recognize that the technology used to present the Convention allows (and, indeed requires) candidates to communicate with delegates and alternate delegates in ways different from what would occur at an in-person event, and that the nomination procedures themselves must be compatible with the technology. The *Supplemental Election Rules* provide for delegates to participate in the nomination process as the IBT Constitution requires, and for candidates to observe material steps in the process.

The Office of the Election Supervisor ("OES") will have an area of its website dedicated to Convention announcements—a Digital Bulletin Board—that will be accessible from internet-enabled devices at www.ibtvote.org or through a link available to delegates and alternate delegates using the IBT's Convention platform. Announcements relating to schedules, lotteries to determine matters such as order of nominations or ballot order of nominated candidates, and voting results will be posted to the Digital Bulletin Board. The OES website will allow individuals to request notification when a new material is posted.

The Supplemental Convention Rules are subject to the General Executive Board's approval, which approval was obtained in advance of this publication.

II. ORDER OF FLOOR NOMINATIONS

- OES will prepare a list of International Office candidates known to OES, Α. and circulate that list to the candidates by Noon on Friday, June 18, 2021.² That list will be posted to the Digital Bulletin Board at Noon on Sunday, June 20, 2021 as a list of "announced candidates." Candidates will be listed by International Office sought. Any candidate who is joined with another candidate in a properly formed slate will be listed in a group under a slate heading. The announced candidate list reflects the names that will be put into a lot drawing to determine the order in which the names will be presented to the Convention during floor nomination. Any member whose name does not appear on the list of "announced candidates" and who wants his or her name to be included as an "announced candidate" in the lot drawing must make that request by email, delivered to OES at OESConvention@ibtvote.org by Noon on Saturday, June 19, 2021. The email shall state the member's name, local union or other affiliation within the IBT, International union office sought, and, if the member chooses, the last four digits of the member's social security / social insurance number. Any member whose name appears on the posted list who wants his or her name *removed* from the lottery must make that request by email, delivered to OES at OESConvention@ibtvote.org by 11:30 am on Monday, June 21, 2021. The email shall state the member's name, local union or other affiliation within the IBT, International union office sought, and, if the member chooses, the last four digits of the member's social security / social insurance number.
- B. On Monday, June 21, 2021 at Noon, OES will conduct lot drawings for the order of presenting floor nominations for all announced candidates for International union office. The lot drawing will be conducted by video conference in that will be available for viewing over an OES social media channel. Candidates and observers will be able to register for access to a link to state comments to OES during the lottery.
- C. The lot drawings for each group of offices will take place in the same order as the floor nominations, that is: i) at-large vice-presidents; ii) regional vice-presidents and Teamsters Canada; iii) trustees; iv) general secretary-treasurer; and v) general president.
- D. For offices with multiple positions, (vice-presidents and trustees), candidates properly affiliated on a slate may choose to enter the lottery for announcement position as a slate group. If that choice is made, the nomination of members of a slate running for that office will be announced together. Otherwise, candidate names will be drawn individually to determine the nomination sequence.

III. <u>CANDIDATE INFORMATION</u>

A, The IBT Convention platform shall incorporate a link to a "Candidate Information" page. Announced candidates may provide to the IBT Communications Department a URL link to candidate information that will be shared on the Convention web and App platform. The link should be provided to the IBT Communications department no later than May

² Times of day stated in the *Supplemental Convention Rules* are eastern daylight time.

- 27, 2021 and shall be available on the Convention platform from June 1, 2021 until the Convention adjourns *sine die*.
- B. Candidates properly affiliated in a slate shall provide one link for the slate grouping.
- C. Material on the candidate or slate page is campaign material for which the candidate or slate is solely responsible. The candidate or slate is responsible for publishing the material and arranging for any necessary hosting of material.
- D. OES shall hold a lottery on May 19, 2021 for placement of URL positions on the IBT's Candidate Information page.
- E. Any candidate who is floor-nominated after the announced candidates may, upon floor nomination, request a link on the Candidate Information page.

IV. NOMINATIONS AND SECONDS

- A. All nominations for International Office shall be published to the Convention during the session scheduled for June 23, 2021. Only delegates whose elections have been certified and who have been issued credentials by the Election Supervisor will be allowed to participate in the nomination of candidates.
- B. Announced candidates shall submit nominations, seconds, and acceptance to OES in writing. OES will provide all announced candidates with access to an on-line written nomination form to identify the delegates serving as the candidate's nominator and seconder, and to signify the candidate's acceptance of the nomination. If an announced candidate is a member of a properly formed slate, the candidate shall indicate that affiliation on the form. The completed form should be submitted to OES by 5:00 pm on Monday June 21, 2021.
- C. Nominations for offices shall proceed in the following order: i) at-large vice-presidents; ii) regional vice-presidents and Teamsters Canada; iii) trustees; iv) general secretary-treasurer; and v) general president.
- D. There will not be nomination or seconding speeches for any candidates, nor any floor acceptance for nominated candidates.
- E. The Election Supervisor shall publish to the Convention the name of each announced candidate and any slate affiliation, the candidate's nominator and seconder, and the candidate's acceptance of floor nomination. Publication of the candidate's nomination shall be made in a graphical display on the Convention platform, and may be read out loud to the Convention. The names shall be published in the order as determined by the announced candidate lottery.
- F. At the conclusion of the nominations of the announced candidates for each office who participated in the lot drawing, the Convention chair will call for nominations from

the floor. Any nomination, second, and acceptance, shall be made through the IBT Convention platform's communication system. The nomination and second shall be limited to a statement of the delegate's name and local union number, the name of the candidate being nominated or seconded, and slate affiliation (if any). Any acceptance shall be limited to the individual stating their name and slate affiliation (if any), and indicating whether the floor nomination is accepted.

G. Candidates who accept nomination must also receive at least five percent of the delegate votes cast from the relevant set of OES-credentialed delegates to be successfully nominated to the ballot: a candidate for union-wide office must receive five percent of the votes cast by all the voting delegates, and a candidate for a regional union office must receive five percent of the votes cast by the voting delegates from that region. In calculating the whole number of votes needed for nomination, any fraction will be rounded to the next larger whole number.

V. <u>CANDIDATE ACCEPTANCE OF NOMINATION</u>

- A. Candidates successfully nominated to the ballot for general president may address the Convention with an acceptance speech of up to twelve minutes in length. Candidates successfully nominated to the ballot for general secretary-treasurer may address the Convention with an acceptance speech of up to eight minutes in length.
- B. The time for presentation of the acceptance speeches shall be determined by the Election Supervisor after the close of the secret ballot vote for nominations.
- C. The format of the acceptance speeches is addressed in the "Notice to International Officer Candidates: Post-Nomination Address to Convention."
- D. Acceptance speeches of the nominated candidates for general president will occur first, followed by acceptance speeches by nominated candidates for general secretary-treasurer. The order of speakers will be determined by the number of nominating votes received, with the candidate receiving the highest number of votes speaking first. A candidate for general president may elect to pool his or her time with a candidate for general secretary-treasurer. A candidate for general president or general secretary-treasurer may also yield time to successfully nominated, aligned candidates for International vice president or trustee, provided that such time is yielded in blocks no smaller than four minutes. Any candidates that intend to address the Convention live (as opposed to a pre-recorded message) and to pool their time or yield time to other aligned, successfully nominated candidates must inform the Election Supervisor, in writing, immediately after the announcement of nomination ballot results by sending an email to OESConvention@ibtvote.org. Aligned nominated candidates who combine their acceptance speeches may make their presentations before the acceptance speeches of nominated candidates for general president who do not combine their time.

VI. ELIGIBILITY TO RUN

2.

- A. To be eligible to be a candidate for IBT International union office, a member nominated from the floor to run for any International officer position must:
 - 1. Be a member in continuous good standing of his/her local union, with dues paid to the local union for a period of twenty-four (24) consecutive months prior to the month of nomination for said position, with no interruption in active membership due to suspensions, expulsions, withdrawals, transfers or failure to pay fines or assessments;
 - 2. Be employed at the craft within the jurisdiction of the local union for a period of twenty-four (24) consecutive months prior to the month of nomination; and
 - 3. Be eligible to hold office if elected.
- B. Candidates nominated from the floor for Regional vice president must meet the above requirements and be a member in continuous good standing for a period of twenty-four (24) consecutive months prior to the month of nomination of a local union within the jurisdiction of the region for which the position is sought.
- C. Before the lot drawings for ballot position, the Election Supervisor will verify the eligibility of all candidates nominated from the floor to run for any International officer position with respect to the provisions of Sections A(1) and B above. The Election Supervisor may verify the eligibility of all candidates nominated from the floor to run for any International officer position with respect to the provisions of Sections A(2) and/or (3) above. The Election Supervisor will abide by all decisions of the Independent Review Board and the United States District Court for the Southern District of New York and observe the disqualification requirements of the Labor Management Reporting and Disclosure Act.
- D. Members intending to seek nomination at the convention are encouraged to notify the Election Supervisor of their intent well in advance of the convention, so that the Election Supervisor may make eligibility determinations in sufficient time so as not to delay the nomination process.

VII. LOT DRAWINGS FOR BALLOT POSITION, AND PREPARATION OF THE BALLOT

- A. Lot drawings for ballot position for candidates nominated from the floor for each of the International officer positions will be held immediately following the close of all floor nominations on Wednesday, June 23, 2021.
- B. The lot drawing will be conducted by video conference that will be available for viewing over an OES social media channel. Candidates and observers will be able to register for access to a link to state comments to OES during the lottery.

C. Following the lot drawing, OES will supervise preparation of an electronic ballot for the nomination ballot voting. Candidate observers will be provided with a static copy of the electronic ballot.

VIII. <u>VOTING PROCEDURE</u>

- A. Voting will take place on line on Thursday, June 24, 2021 starting at 12:30 pm, and ending at 2:00 pm. The electronic vote will be conducted by OES.
- B. Only properly credentialed delegates will be permitted access to the online voting system. Delegates will be required to login to the voting site using security procedures as the Election Supervisor may require.
- C. Each credentialed delegate will vote by secret ballot and individually record his or her secret ballot using the electronic voting procedure.
- D. The electronically recorded votes will be tallied and the results announced to candidates and observers as stated below.

IX. ANNOUNCEMENT OF RESULTS

The Election Supervisor will publish the official nomination voting results to the Convention after the voting period is concluded. The results will also be posted on the OES Digital Bulletin Board.

X. CANDIDATE OBSERVER RIGHTS

- A. Candidates or their observers have the right to be present and to observe each and every phase of the convention nomination procedure. This includes the right to have observers at any group meeting of Convention elected delegates participating in International Officer candidate nominations.
- B. Access to any link for communicating with OES to exercise observer rights will be limited to observers that are members of the IBT and that have written authorization from a candidate to act on that candidate's behalf. Candidates affiliated in a properly formed slate shall, together, have a maximum of two observers eligible to access the link for communicating with OES during an observable Convention election procedure.
- C. Candidates cannot serve as observers during the secret ballot voting at any location where a delegate is casting a vote. Candidates may serve as observers during the ballot count.
- D. The Election Supervisor may limit the number of observers permitted for each candidate as necessitated by space limitations, technical limitations, or other considerations. The Election Supervisor will eject anyone who interferes with the orderly processing of any part

of the nomination, lottery or secret ballot voting procedure or who fails to follow the instructions of the Election Supervisor or his representatives.

E. Observers may challenge the eligibility of a delegate to cast a ballot. If a challenge cannot be resolved to the satisfaction of the Election Supervisor, his representatives and the observers before the delegate is to vote, the delegate will cast a challenged ballot. The Election Supervisor or his representatives will not honor meritless challenges. Challenged ballots will only be resolved if they may affect the outcome of any nomination.

XI. <u>CAMPAIGN ACTIVITY</u>

During the time that nomination voting occurs, electioneering and campaign activity is prohibited in any location where a delegate is casting a vote.

XII. <u>ELECTION SUPERVISOR AUTHORITY</u>

- A. Consistent with his duties and obligations, the Election Supervisor reserves the authority to take all necessary actions in supervising the floor and secret ballot nominations.
- B. In exercising this authority, the Election Supervisor has promulgated these Supplemental Rules for the fair and honest conduct of these nominations and elections. The Election Supervisor retains the right to interpret, enforce, amend and further supplement these rules when necessary.

XIII. EFFECTIVE DATE

These Supplemental Rules have been approved as required by the 2021 Election Rules, Article III., section 5(b), and are effective upon issuance.

Dated: April 22, 2021 Washington, D.C.

> Richard W. Mark Election Supervisor