

# 2012 Pacifica Fair Campaign Provisions

for the Local Station Board Elections (Revised July 18, 2012 by NES)

The goal of these provisions is to ensure fair elections, and minimize undue influence of staff on listener elections (since staff have access to station resources and therefore have the power to potentially bias the election). The bylaws require every candidate and staff member (paid and unpaid) to sign this statement below that they have read and understand these fair campaign provisions. (methods of return are indicated below).

- Listener-member Candidates must submit signed statements to the Local Election Supervisor no later than August 30, 2012.
- All staff (both paid and unpaid), whether running as a staff candidate or not, must submit signed statements as soon as possible to the General Manager, who will forward them to the Local Election Supervisor.

There are two types of Fair Campaign Provisions: 1) those mandated by the Bylaws, and 2) those proposed by the National Election Supervisor and adopted by the management of the Foundation and the radio station as a matter of policy.

**Fair Campaign Provisions mandated by the Bylaws:** (edited and numbered for clarity)

1. No Foundation or radio station management or staff (paid or unpaid) may use or permit the use of radio station air time to endorse, campaign or recommend in favor of, or against any candidates for election as a Listener-Sponsor Delegate, nor may air time be made available to some Listener-Sponsor Delegate candidates but not to others.
2. All candidates for election as a Listener-Sponsor Delegate shall be given equal opportunity for equal air time, which air time shall include time for a statement by the candidate and a question and answer period with call in listeners.
3. No foundation or radio station management or staff (paid or unpaid) may give any on-air endorsements to any candidates for Listener-Sponsor Delegate.
4. The Board of Directors may not, nor may the LSB, nor any committee of the Board or of an LSB, as a body, endorse any candidates for election as a Delegate. However, an individual Director or Delegate who is a Member in good standing may endorse or nominate candidates in his/her individual capacity.
5. In the event of any violation of these provisions for fair campaigning, the local Elections Supervisor and the National Elections Supervisor shall determine, in good faith and at their sole discretion, an appropriate remedy, up to and including disqualification of the candidates and/or suspension from the air of the offending staff persons (paid or unpaid) for the remainder of the elections period.
6. All candidate, programmers and staff members (paid or unpaid) shall sign a statement certifying that they have read and understood these fair campaign provisions.

**Additional Fair Campaign Provisions proposed by the National Election**

Supervisor and adopted by the Foundation Executive Director and station General Managers.

7. Internet endorsements (meaning for or against any named candidate): All staff and management that maintain a website with station logos, call letters and/or references to station programs are subject to, and shall be bound by these rules:
  - a. Endorsements of candidates or prospective candidates on any official Pacifica web sites are not permitted, either explicitly or via hyperlink to another web-page.
  - b. Endorsements of candidates or prospective candidates on any websites hyperlinked from official station web sites are not permitted.
  - c. Any website not linked from an official web site, which any station or Foundation staff or management maintain or contribute to, bearing the logo, names or partial names of an official Pacifica website but which is, in fact, independent of any Pacifica station, can endorse candidates but must include the following disclaimer (point d. below) prominently, on any page that mentions a listener candidate, in order to make clear that the website is not an official Pacifica website.
  - d. Disclaimer to be used on any website bearing the names or partial names of an official Pacifica website but independent of any Pacifica station. "DISCLAIMER: This is not an official Pacifica Foundation website nor an official website of any of the five Pacifica Radio Stations (KPFA Radio, KPFK Radio, KPFT Radio, WBAI Radio, WPFW Radio). Opinions and facts alleged on this site belong to the author(s) of the website only and should NOT be assumed to be true or to reflect the editorial stance or policy of the Pacifica Foundation, or any of the five Pacifica Radio Stations (KPFA Radio, KPFK Radio, KPFT Radio, WBAI Radio, WPFW Radio), or the opinions of its management, Pacifica National Board, station staff or other listener members."
  - e. Endorsement emails (web-based & list serve) are permitted only if the email addresses were not gathered by the use of any station resources or web sites.
8. Station Resources: No station resources, including, but not limited to staff services, equipment, and meeting space may be provided unequally to some candidates but not others.
9. When Fair Campaign Provisions Begin:
  - a. A listener member will be deemed a candidate, and thus subject to the fair campaign provisions, once the individual has requested a nomination packet from the Local Election Supervisor. The Local Election Supervisor will provide to the General Manager, and post on the elections web site, a list of all Listener-Sponsor Delegate Candidates. Staff will be expected to check this list before scheduling any guests, or participating in a call-in show, etc. in order to assure compliance with the fair campaign provisions.

- b. For all Foundation and station staff and management, the Fair Campaign Provisions commence on August 1, 2012 with the opening of the nomination period, and apply to both active candidates and prospective candidates described in section 9 a. above.
10. Listener-organized meeting announcements: Any listeners may organize community meetings to bring together listeners and prospective candidates for the purpose of learning about prospective candidates and collecting petition signatures. Any such events may be announced on-air provided they have been approved by the Local Election Supervisor, are open to any listener, are in a handicap-accessible location, do not endorse any candidates, and do not raise money for any candidates, or promote events to raise money for any candidates.
  11. The Foundation and stations will not allow the expression of libelous or slanderous statements about candidates through any of its resources, whether on-air, web sites, or otherwise.
  12. The Foundation and stations will not allow the expression of potentially libelous or slanderous statements about candidates through any of its resources, whether on-air, web sites, or otherwise.
  13. Candidates are not permitted to call in to shows even if they do not use their names, since not all candidates can be included in a call-in show.

---cut here----- keep the FCP above-----return the signed portion below-----

**“I have read & understand the 2012 fair campaign provisions.”**

**Signature:** \_\_\_\_\_

**Date** \_\_\_\_\_

**Printed Name:**

\_\_\_\_\_

Paid Staff     Unpaid Staff

**Methods of Returning this Form**

**WBAI**

1. Send ATTN: Theresa Graham, WBAI Election Supervisor, 120 Wall Street, 10th Floor, New York, NY 10005
2. Physically drop off at the reception during business hours, enclosed in an envelope with ATTN: Theresa Graham, WBAI Election Supervisor written on the front
3. Scan and email to [electionswbai@pacificafica.org](mailto:electionswbai@pacificafica.org)
4. Fax to the Pacifica National Office 510-849-2617 ATTN: Theresa Graham, WBAI Election Supervisor