NORTHEAST REGIONAL COUNCIL OF
SHEET METAL | AIR | RAIL | TRANSPORTATION
SMART
Local 17 - Local 40 - Local 63 - Local 83
Robert Butler, President Russell Bartash, FST
1157 Adams Street, Dorchester, MA 02124
Phone: 617-296-1680

2026 ELECTION

Candidates

Forum Booklet

SMART Local 40

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2026 NERC Election Guidelines for Campaigning

1. The rules for campaigning in this election may be different than before. You will be expected to abide by these rules for this election. If you do not follow these rules, you may cause the NERC to re-run this election at great cost.

2. Candidates, or a member campaigning for them, should not campaign during working hours, they should campaign before or after work, or during lunch.

3. Candidates, or a member campaigning for them, should campaign on Public Property. If you, or a member campaigning for you, want to campaign at a Signatory Employers office, do so outside on the sidewalk. Catch members before they walk in, or as they walk out the door of the building. This would also apply to their office and Sheetmetal Fab shop. If you are not sure, don't campaign there.

4. The exception to the above is that you, or a member campaigning for you, who works in the Signatory Employers office, or their Sheetmetal Fab shop, is ok to campaign in those areas. Some Signatory Employers may not allow this. If so, do not campaign there, if you are not sure, ask them.

5. Candidates, or a member campaigning for them, can't campaign on jobsites. The exception is if they, or a member campaigning for them, work on the jobsite. If Candidates want to campaign at a jobsite they don't work at, do so outside on the sidewalk, catch members before they walk in, or as they walk out or the door into the building.

6. Candidates, or a member campaigning for them can't campaign, solicit funds, distribute literature, pledge cards, recruit members to help, on NERC Union Property and parking areas, no exceptions. Voting locations are considered Union Property on the day of the election.

7. Candidates, or a member campaigning for them, can't campaign or solicit funds at functions the Union contributes funds to, like Golf Tournaments, Picnics, Clambakes, and others. This also applies to Union committees such as Women's Committee, Retiree Club, and others. If the members in these clubs/committees do not meet on NERC Union Property, and if the Union does contribute any funds to this meeting, that is acceptable.

8. Union Staff can't wear any campaign items such as pins, shirts, caps, jackets etc, while on NERC Union Property.

9. Candidates can't use Union or Contractor provided vehicles, phones, cell phones or cell phone contact lists, computers or computer contact lists, copy machines, paper, office supplies, while campaigning. None of these items can be used to draft or create campaign literature.

10. Candidates should use their personal car, phone, cell phone, email, car, printer, computer, when campaigning, soliciting funds, and making campaign literature. If you don't follow these rules, you could cause the NERC to rerun this election.

11. On Election Day, no campaigning of any kind should be done within 100' of the Voting Area or the entrance to the building where the voting location is, whichever is closer. This will start one half hour before the voting location is scheduled to open. Tellers will put up signs noting where this starts.

12. Social Media is a fairly new way to promote your candidacy, make sure of when and where you post information, and remember you are responsible for what you post. Also, members who help your campaign, who are using social media to promote you, we will hold you responsible for what they post, you are the candidate, you need to take responsibility for what is posted.

13. Candidates are not allowed to use the SMART Logo, variations of the former SMWIA Logo, Locals 17, 40, 63, 83 Logos, whether originals or copies, in any campaign literature or electronic media used, to endorse candidates.

14. Candidates are encouraged to not disparage the other candidates running against you, but inform the members why they should choose you. I advise you to take the high road when in doubt, treat your competition as you would like to be treated yourself.

15. Candidates are encouraged to read the NERC Bylaws, SMART Constitution and Ritual, and the DOL Booklet: Conducting Local Union Officer Elections.

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2026 NERC Election Guidelines for Soliciting Campaign Funds

1. The rules for soliciting campaign funds in this election may be different than before. You will be expected to abide by these rules for this election. If you do not follow these rules, you may cause the NERC to rerun this election and great cost.

2. Candidates, or a member soliciting funds for them, can't use Union or Signatory Employer provided phones, cell phones vehicles, and other items (same as in the "Guidelines for Campaigning" section), when soliciting campaign funds.

3. A simple guide for Candidates, or a member soliciting funds for them, would be to solicit campaign funds from rank-and-file Union Members in good standing, also, NERC Union Staff can contribute. A member who is a Foreman (receiving Union foreman scale) and above can't donate, they are considered supervisors. Also, owner-members, suspended members, and members who are not in good standing, can't contribute either.

4. Areas where you, or a member soliciting funds for you, can solicit campaign funds, would be the same as in the "Guidelines for Campaigning" section.

5. Candidates will be spending considerable money for campaign literature, distribution, and other expenses, where campaign funds could help. However, when Candidates, or a member soliciting funds for them, take time off from work to campaign, they can't be reimbursed for loss of wages.

6. If Candidates, or a member soliciting funds for them, have already been soliciting or collecting campaign funds before you were confirmed as a Candidate, that is ok. If, however, you have received funds from someone that does not meet the specified guidelines provided per this Candidates Forum today, you will need to return the funds. Not doing so may cause the NERC to rerun the election.

7. Other entities who can donate include; Non-supervisory employees of any employer, supervisory and managerial employees and elected officials of federal, state, and local governments (who are also not private sector employees).

8. If you stick with these guidelines of who can/cannot contribute campaign funds, you will not cause this NERC Election to be run again.

9. Candidates should keep a Ledger while soliciting campaign funds. They will need to keep track of who donated, when they donated, what the funds were used for, when they were used, etc. Candidates should document purchases for goods and services by saving the receipts and attach them to the ledger so they don't get lost. Candidates may be asked by the Department of Labor to provide such information after the election, or in the future, so candidates should keep these records for a few years at a minimum.

10. Candidates are encouraged to read the NERC Bylaws, SMART Constitution and Ritual, and the DOL Booklet: Conducting Local Union Officer Elections.

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2026 NERC Election Rules for Candidates Observers

1. Observers must follow these rules at all times when in the Voting Area. Observers should listen to the Tellers when they are advised to refrain from what they are doing. Observers must not cause a disturbance in the Voting Room that will distract members from voting. Visiting with members who are voting should take place outside the voting room, preferably outside the building. Failure to follow these rules may result in the Observer being expelled from the voting Area.

2. Observers must be a member in good standing. Candidates cannot be their own Observer or another Candidates Observer as well.

3. Candidates requesting Observers at a voting location will submit the name of the observer, voting location, and time frame they will be observing. Requests may be submitted by email to the Chief Election Judge, John Beal, at **jbeal@local40jatc.org** or the Financial Secretary/Treasurer, Robert Maloney, at **rmaloney@smart-nerc.org,** three business days prior to the election the Observer will be attending. This is to notify the Teller that he will have an observer present at his voting location.

4. Each Observer should identify themselves to the Teller, show a government issued ID or a current Dues Receipt. If they do not have one of these items with them, they will not be allowed to observe. If the Local Election Judge has not informed the Teller they will have an Observer at their voting location, they will not be allowed to Observe. Observers will print their name, member number, and which candidate they represent in the Observer Log. See the “Observer Log” sheet in the back.

5. While present in the voting or tally area, each Observer will wear a badge or stick-on label provided by election officials clearly marked "Observer".

6. Observers, accompanied by election officials, can inspect the voting booth area and verify the ballot box is empty one-half hour prior to the opening of the voting location.

7. Observers must not campaign in the voting area in any way. They may not wear buttons or other campaign apparel, distribute campaign material, or engage in conversations with voters about candidates or the election campaign.

8. Observers should remain in the area approved by election officials where they are able to see the voter registration and balloting process but are not able to see the members mark their Ballots or observe the True Ballot laptop display.

9. Observers may count the number of voters at the voting location and note their names.

10. Observers may not roam around the voting area or disrupt the voting process in any way. They should direct any questions or report any problems directly to the Teller as soon as possible so that any necessary corrective action can be taken.

11. Observers may challenge the eligibility of any voter by clearly specifying the basis for the objection to the Teller. (For example, "I challenge the eligibility of 'Voter X' because he is an Owner-Member employee who can't vote")

12. During the tally of ballots, observers may challenge the way votes are handled and scanned and should state any objection to the Teller as soon as possible so that any deemed corrective action can be taken by the Teller or Judge.

13. Observers may not touch or handle ballots at any time or interfere with the scanning process or attempt to observe the laptop display.

14. Like at union meetings, Observers are not allowed to use electronic devices, such as a cell phone, at any time in the voting area. Tellers, Chief Election Judges, and their Assistants will be exempt from this rule.

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2026 NERC Election
Misc Candidate Information

1. Candidate's placement on the Ballot will be determined by drawing of lots or alphabetical order like in the Constitution and Ritual.

2. In order to get the spelling of your name correct, please email the Chief Election Judge, John Beal, at **jbeal@local40jatc.org** or the Financial Secretary/Treasurer, Robert Maloney, at **rmaloney@smart-nerc.org,** with the name you would prefer on the ballot. On the same email, include your personal cell or home phone where you can be reached, and your personal email also. Per the earlier review of the "Guidelines for Campaigning", you should not use your contractor provided phone or email for campaigning.

3. Nothing in this 2026 NERC Candidate Forum Booklet is construed to alter the intent of any Federal Law, DOL Guide: Conducting Local Union Elections, NERC Bylaws, or Smart Constitution and Ritual.

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2026 NERC Election
Voting Location Procedures

1. When Observers are checked in, they will be given a copy of the Observer Rules and be asked to follow them.

2. Voter eligibility is determined by the Tellers. Member enters voting location, shows Government issued ID or current dues receipt to the Teller. Tellers confirm member is on Eligible Voter List.

3. On Election Day at all voting locations there will be no campaigning on union property (including all locations being utilized as a NERC polling location) one half hour before opening, till closed. The Teller will post a sign where this location is at.

4. Observers must follow the Observer Rules at all times when in the Voting Area. Observers should listen to the Tellers when they are advised to refrain from what they are doing. Observers must not cause a disturbance in the Voting Room that will distract members from voting. Visiting with members who are voting should take place outside the voting room, preferably outside the building. Failure to follow these rules may result in the Observer being expelled from the voting Area. See the “Rules for Candidates Observers” section.

5. Members mark their ballot in the voting area, drop in the Ballot Box, and exit the voting area.

6. If the member does not have an ID, or current dues receipt, they may need to vote a Challenge Ballot. Final decision on the challenged ballot being counted or voided, is by the NERC Chief Election Judge during tabulation.

7. When the voting location is closed, the Tellers will count the Ballots and give their results to the NERC Chief Election Judge.

8. Voter sign-in sheets, Challenge Voter List, Observer Logs, voter ballots, spoiled ballots, Void Envelopes, Issue Registration Sheets, and other information will be given by the NERC Chief Election Judge to the NERC Financial Secretary/Treasurer to be stored properly at the NERC Office in Dorchester, MA for a minimum of one year.

9. Contesting the results of this Regional Election, as to the violation of this Regional Election or applicable law in the conduct of this Regional Election shall be filed in accordance with the SMART Constitution, Article 12 Section 6(e).

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2026 NERC Election - Voting Locations

Voting locations shown below for each Local on the dates and times listed:

ELECTION LOCATION
2026

Local	Place	Address	Date	Time	Lead
Local 40 Connecticut	Local 40 Hall	100A Old Forge Rd. Rocky Hill, CT 06067	Tuesday April 14, 2026	3pm to 7pm	Dan Mulcahy