

SUBMITTED BY: Delaware Chapter 2100

SUBJECT: State Constitution – Article IX – Delegates; Section 2

RATIONALE: Constitution needs updated to match current practice.

BE IT RESOLVED THAT ARTICLE IX OF THE OCSEA STATE CONSTITUTION BE AMENDED
AS FOLLOWS:

Article IX – Delegates

Section 1. OCSEA Convention Delegates

(A) Delegates-At-Large

(1) Automatic

All State Officers, members of the Board of Directors and Chapter, District Council, or Assembly presidents of this Union shall be delegates-at-large to all conventions. In the event that the Chapter, District Council, or Assembly president is unable to attend the convention as the Chapter, District Council, or Assembly's authorized delegate, the vice president shall be the delegate-at-large. In the event that the Chapter, District Council, or Assembly vice president is unable to attend the convention as the Chapter, District Council, or Assembly's authorized delegate, the secretary or secretary/treasurer shall be the delegate-at-large. In the event that the Chapter, District Council, or Assembly secretary or secretary/treasurer is unable to attend the convention as the Chapter, District Council, or Assembly's authorized delegate, the treasurer shall be the delegate-at-large. If the Treasurer is unable to attend, a member of the Executive Board shall be the delegate-at-large based on lot.

(2) Succession

If a Chapter, District Council, or Assembly President is a delegate-at-large by virtue of another elected position, the Chapter, District Council, or Assembly vice president shall be the delegate-at-large representing the Chapter, District Council or Assembly. If a Chapter, District Council, or Assembly vice-president is unable to attend the convention as the Chapter, District Council Or Assembly's authorized delegate, the secretary or secretary/treasurer shall be the delegate-at-large. In the event that the Chapter, District Council, or Assembly secretary or secretary/treasurer is unable to attend the convention as the Chapter, District Council or Assembly's authorized delegate, the treasurer shall be the delegate-at-large. If the Treasurer is unable to attend, a member of the Executive Board shall be the delegate-at-large based on lot.

(B) Other Convention Delegates

Each Chapter shall be entitled to at least one delegate and one alternate to the OCSEA biennial convention or any OCSEA special conventions, in addition to the delegate-at-large provided in Section 1(A) of this Article. An elected delegate who is unable to attend shall be replaced by an alternate. If the Chapter has elected more than one alternate, the alternate shall be selected in order of the highest to the lowest number of votes received. In the event of a tie, the executive board of the affected Chapter, District Council, or Assembly shall select one of the tied alternates.

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(C) Additional Delegates and Alternates

A Chapter shall be entitled to one (1) additional delegate and alternate for each one hundred (100) members. Membership for this purpose shall mean the number of active members listed as of 60 days preceding the opening date of any convention.

(D) Delegate Qualifications

All elected delegates and alternates must be active members of the Union for one (1) continuous year immediately prior to the election.

(E) Election of Delegates

Fifteen (15) days notice must be given prior to the election of delegates and alternates. The election shall be conducted in accordance with OCSEA's election procedure pursuant to the OCSEA Subordinate Body Constitution Article VI, at least ten (10) days before but not more than one hundred eighty (180) days prior to the start of a convention, and the credentials shall be forwarded immediately by the body's secretary to the Secretary-Treasurer of the Union.

Section 2. Assembly Delegates

(A) Voting delegates to an Assembly shall consist of each Chapter President (if the Chapter President is employed by the agency that forms the Assembly), or his/her designee from the appropriate agency and one other delegate from the appropriate agency elected by the members of the Chapter who are employed by the agency that forms the Assembly.

(B) State Board of Directors members, including State Officers, who work in the agency represented by the Assembly shall be voting members of the Assembly.

(C) Each of the ODOT District Stewards shall be voting members of the Assembly.

~~(C)~~ **(D)** The term of office for an Assembly delegate shall be three (3) years. Delegates shall be elected in conjunction with the Chapter's election of officers and executive board members pursuant to Article VI of the Subordinate Body Constitution. A Chapter shall be entitled to elect delegates to every Assembly which represents agencies covered by its jurisdiction.

~~(D)~~ **(E)** Delegates to the Assembly may be removed by the Chapter from which they were elected for failure to attend two (2) consecutive meetings of the Assembly without being excused. When an emergency precludes advance notification, the body may retroactively grant an excused absence.

Section 3. District Council Delegates

(A) Delegates to a council shall consist of each Chapter president or his/ her designee and one other delegate elected by the Chapter.

Committee Assign _____ Committee Recommend _____ Convention Action _____ Requires 2/3 Vote

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(B) State Board of Directors members shall be voting delegates in the District Council from which they were elected. State Officers shall be voting delegates in the District Council to which their home chapter is assigned.

(D) The term of office for a District Council delegate shall be three (3) years. Delegates shall be elected in conjunction with the Chapter's election of officers and executive board pursuant to Article VI of the Subordinate Body Constitution.

(E) Delegates to the District Council may be removed by the Chapter from which they were elected for failure to attend two (2) consecutive meetings of the District Council without being excused. When an emergency precludes advance notification, the body may retroactively grant an excused absence.

Section 4. International Convention Delegates

(A) The State Board of Directors shall determine the number of delegates to represent the Union at the Biennial Convention or any special convention of the International Union. By virtue of election to their respective positions, the State President, State Vice President, State Secretary-Treasurer, State Board of Directors members and the President of each District Council shall be eligible to be delegates to the International Convention.

(B) In the event that the State Board of Directors determines that the number of delegates to attend the International Convention is less than the number delineated above, the State Board of Directors shall determine which individuals from those delineated above, shall attend using the following order of priority: State President, State Vice President, State Secretary-Treasurer, one (1) Board Member from each of the State Board of Directors Districts and District Council President, selected proportionately, according to the Union membership of their respective districts.

(C) Should the number of delegates authorized by the State Board of Directors to attend such International Convention exceed the number of State Officers, Board of Directors members and District Council Presidents attending such International Convention, additional delegates shall be elected from amongst the Districts on a pro-rata membership basis.

If a District Council President is a member of the State Board of Directors, or is unable to attend, the International Convention delegate slot shall proceed through the levels of succession in that District as outlined in the State Constitution Article IX, Section 1(A)(2).

(D) Should the number of delegates authorized by the State Board of Directors to attend such International Convention be less than the total number of State Officers, Board of Directors members and District Council Presidents, the State Board Member who is a District Council President, shall represent both the Board and their District Council.