

## 2019 Proposed Bylaws Changes

### Article VII- Election of Board of Directors

#### B. Process of Nomination

2. The ACTE Nominating Committee shall present to the Assembly of Delegates at least two candidates for the office of president-elect. . Additional nominations may be made from the floor providing each nominee has been interviewed **and deemed compliant with applicable criteria in the Board Policy Manual** by the Nominating Committee and is approved by a majority of the delegates voting. If there are not two candidates for office, the office shall be declared vacant by the Board of Directors.

#### **Rationale:**

*ACTE has established criteria for office in the Board Policy Manual. Someone must determine if the candidate running from the floor meets the criteria. The nominating committee is the logical group to determine if the candidate meets the criteria.*

*ACTE legal counsel pointed out that the Bylaws were misdrafted in regards to the running from the floor provision. Under the current framework, anyone who has been interviewed, regardless of whether the nominating committee deems them fit for the position, may run from the floor and potentially be elected to office. It is recommended that the Bylaws be updated to clarify that an individual running from the floor must be deemed compliant with applicable criteria in the Board Policy Manual by the nominating committee to avoid the possibility of unqualified candidates being elected.*

#### **Pro:**

*Only candidates who meet the criteria and are interviewed will be able to run from the floor. This change addresses a loophole that allowed anyone who simply applied the option of running from the floor, regardless of whether or not they met the criteria. Running from the floor is still allowed.*

#### **Con:**

*None.*

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### Article IV—Organizational Structure

#### A. Affiliated State Associations

Affiliated state associations are organizations which are organized for the purpose of providing leadership and services to promote, improve, and maintain the quality of career and technical education in that state. Affiliated state associations are those applying for and approved by the Board of Directors for this status. In addition, one association organized for individuals employed by federal and national offices shall be recognized as a state association and shall conform to the requirements of and have the rights and privileges accorded to state associations in these Bylaws. Affiliated state associations shall meet the following criteria:

1. Effective January 1, 1999, each state may have a single affiliated association. Any state, the District of Columbia, commonwealth, territory, insular area, or nation shall be considered eligible for affiliation with ACTE as state associations.
2. The organizational structure of each affiliated state association shall embrace all those interested in career and technical education who are from that state.
3. The bylaws, policies and activities of an affiliated state association shall not be in conflict with the ACTE Bylaws and must meet the requirements of ACTE operating policies.
4. Each affiliated state association shall provide its members an opportunity to affiliate with any division category in the ACTE structure.

***Rationale:***

*ACTE legal counsel pointed out that the Bylaws were misdrafted and placed ACTE in a vulnerable position. An Affiliated State Associations should be in alignment with ACTE on paper and in practice.*

***Pro:***

*Removes potential liability for ACTE.*

***Con:***

*None.*