

Report to the AAPSE Board of Directors
March 10, 2002
Arlington VA

Committee: **Articles of Incorporation and By-Laws**

Report by: Roger Flashinski, CES, Chair

Members: Carol Ramsay, CES

Carl Rew, SLA

Richard Pont, EPA

Jeff Jenkins, CES

Activities:

PROPOSED AMENDMENTS

The proposed amendments to the A.I. and B.L. were shared w/ AAPSE members at the 2001 National meeting in San Antonio. The amendments primarily dealt w/ the elimination of the voting representative under the premise that it is no longer practical to limit voting in elections and governance issues to a single vote per state or entity. Other amendments dealt with editorial changes throughout the A.I. and B.L. The announcement at the National meeting was the official start of the of the 60-day comment period. The revised A.I. and B.L. and a brief description of the changes were posted on the AAPSE web site.

After the proposed amendments were posted, it was discovered that the definition of the retired membership category in Article II, Section 1(3) of the B.L. was not changed to properly reflect the recent inclusion of SLAs, tribes, and EPA regional reps as Full members. Because the wording change to revise this definition was merely a correction of an oversight to bring it in line w/ the current membership, the BOD agreed that the changed wording does not need to be voted on by the full membership of AAPSE.

VOTING RESULTS

Voting on the proposed amendments ended on December 5, 2002. The results of the vote are as follows:

Question 1 – 60 Yes; 0 No. This question dealt with the elimination of the voting representative, giving all Full members the right to vote in all AAPSE general elections, AAPSE positions and policies, and AAPSE governance, both regionally and nationally.

Question 2 – 60 Yes; 0 No. The second question dealt with editorial changes to the Articles of Incorporation and the ByLaws.

The final and approved copies of the A.I. and B.L. were emailed to Mike Weaver on December 13, 2001 for placement on the AAPSE web site.

TABLE OF ELIGIBILITY

A revised Table of Eligibility was created to reflect the amended A.I. and B.L. This table summarizes a member's eligibility to hold office and voting privilege by category of membership.

ISSUES FOR CONSIDERATION:

One issue to be resolved is whether a retired AAPSE member may hold an office. The A.I. and B.L. seem to conflict here. Article IV of the A.I. states that all candidates for office must be Full members of the Association. This implies that to run for office one must be a Full member but, while in office, that member may retire w/o losing the office position. However, Section I of Article II in the B.L. says that Retired members cannot hold office, implying that a Full member who retires while holding an office must step down. The Executive Committee indicated that this issue will have to be taken to members for a vote.