

Proposed Changes to Ohio ACTE Constitution and Bylaws

To be presented to the Ohio ACTE Assembly of Delegates, 2011

Introduction: The following changes to the Ohio ACTE Constitution and Bylaws are intended to address the current Division Membership Requirement minimum, which is currently not being enforced; encourage Ohio ACTE members to take active leadership roles in their Divisions in preparation for leadership roles at the state level while lessening the demands placed on Division leaders in regard to Ohio ACTE governance; maintain and improve input and flow of information to/from Divisions.

Updates/Corrections – the following changes are intended to update/correct the Constitution and Bylaws in order to make them current.

Constitution

Article I: Preamble

Update the Mission and Vision of the organization to reflect the Mission and Vision developed and agreed upon during the 2009 Strategic Planning Process.

Article II: Articles of Incorporation

Update the language to match the language submitted to the Ohio Attorney General Corporation filings and required by the Internal Revenue Service in order to maintain tax exempt status.

Article IV: Delete the provision in Article IV of the Constitution that Divisions transmit to Ohio ACTE Operating Policies, as most Divisions do not have operating policies or have not transmitted updated policies.

Article V: Amendment of Bylaws

Change the wording to make amendments to the Constitution and Bylaws effective immediately at the close of the Assembly of Delegates instead of the next fiscal year (currently January and the Assembly of Delegates meeting takes place in July).

Article II, d – Delete language referring to ODE Administrative Assistants, as that title is no longer applicable.

- a. ~~The Administrative Assistants for the Career-Technical and Adult Education Director and the Assistant Directors of each operational service area shall be ex-officio members of the Board of Directors.~~

Membership – the following changes are intended to update/clarify membership categories and provide a category for unclassified staff to become members of Ohio ACTE.

Bylaws

Article I, D 1-3

1. **Membership** – Clarify membership categories and benefits.

Specifically:

- **Associate membership** - add Staff Associate Member category to include unclassified and other staff members
- Specify that Educational Institutional, Part-Time and Associate Memberships do not require membership in the Association for Career and Technical Education.

Structure - the following structural changes are intended to bring the Association into compliance with the Bylaws by making amendments which reflect current practice in terms of Division membership requirements.

Division Membership: The minimum number of 100 members be removed from the Bylaws by striking the following language from the Bylaws (Article V, 3,a):

The membership of the division falls below ninety (90) percent of the membership required for divisional status for three (3) consecutive years. At the time the Ohio ACTE Executive Committee will review the status of said division and may recommend to the Board of Directors that the division be put on probation or removed from divisional status

Delete the following language establishing Academies, which were intended to serve groups of members who did not meet the Division membership number requirement of 100. All current Academies will become Divisions. (Bylaws: Article V, 3, b and Constitution: Article IV). Proposed Divisions must be proposed in accordance with the Bylaws.

ACADEMIES. An academy shall consist of any identifiable group of twenty-five (25) or more ACTE members that operates as a mutually exclusive and compatible unit not served by an existing division.

1. **Organization of Academies.** Each academy shall elect a compliment of officers for the academy in accordance with the procedures set forth in the Constitution and Bylaws of the Association and shall adopt a constitution and appropriate bylaws for the organization and operation of the academy which are fully compatible with the Constitution and Bylaws of the Ohio Association for Career and Technical Education. Academy members shall have all of the rights and privileges bestowed on other members of the Association.

2. **Divisional Status.** When an academy meets the criteria specified in Article VI., A., 2., a-f, it may petition the Board of Directors of the Association to become a legally established division with the recognition and all rights and privileges bestowed on other divisions of the Association.

Division Delegate counts for the Assembly of Delegates will remain the same as written, with the following clarification (Article II, B, 1, b):

Each division shall elect two (2) delegates, plus one (1) delegate for the first one hundred (100) members plus one (1) additional delegate for each fifty (50) additional members of the division.

Example: A Division has 120 members. They will have three delegates. A Division has 70 members, they will receive two delegates. A Division has 201 members, they will receive 5 delegates.

Governance – the following changes to the Governance of the Association are intended to manage the demands of Division Presidents in leading their Divisions; to insure that the fiscal and legal liability for the Association lies with representatives elected by the membership at large; and to avoid duplication of effort between different leadership bodies.

1. Article IV, B, 3: Change the term of elected officers to begin Sept. 1 to conform to the academic year and planning year of the Association.
2. The Board of Directors be renamed the Executive Board of Directors composed of the officers of the Association who are elected by the membership of the organization per the Bylaws. Corresponding changes in the Constitution and Bylaws be made to reflect the new governance structure and new Executive Board of Directors, which will combine the responsibilities of the existing Board of Directors and Executive Committee under one leadership body.
3. Create a Leadership Advisory Standing Committee comprised of all Division Presidents, Committee Chairpersons and ODE Office of Career-Technical Education Staff identified by the Director, which purpose will be to provide input/guidance to the Executive Board of Directors by meeting a minimum of four times per year to allow input from all Division to the leadership of the organization.
4. Direct the Leadership of Ohio ACTE to make all necessary changes to the Constitution and Bylaws of the organization in order to reflect the amendments made by vote of the Assembly of Delegates, July 28, 2011.

Miscellaneous – changes to the Ohio ACTE Constitution and Bylaws that have been voted and approved by a majority vote of the members of the Assembly of Delegates become effective immediately upon conclusion of the Council of Delegates Meeting at which they are acted upon.