

BYLAWS OF THE NEVADA STATE EDUCATION ASSOCIATION

ARTICLE I: NAME AND PURPOSE

The name of this organization shall be the Nevada State Education Association (NSEA). The purpose of the NSEA shall be to promote the cause of education, the professions of teaching and education support professionals and the welfare of the youth of Nevada and America.

The NSEA is the prominent education voice in Nevada and the protector of its members' professional rights and economic security.

ARTICLE II: MEMBERSHIP

SECTION 1: CLASSES OF MEMBERSHIP

There shall be six classes of membership: Active, Associate, Retired, Student, Staff and Reserve.

A. Active Members

1. Active membership in the NSEA shall be open to any person:
 - a. who is engaged in or who is on a limited leave of absence from an educational position within the state of Nevada; or
 - b. who is serving as an elected officer of the NSEA, the National Education Association (NEA) or a local affiliate.
2. Active members shall agree to abide by the Code of Ethics of the Education Profession, support the principles and goals of the NSEA and hold a license in education in Nevada with an earned bachelor's or higher degree, or hold a regular vocational or technical certificate, and, where required, hold or are eligible to hold, a certificate issued by the State Department of Education (This shall not apply to professional personnel who joined before September 1, 1964.), or serve as education support professionals in the employ of any Nevada county school district or in any Nevada institution of higher education.
3. Organizing a specific group of employees of a public educational entity who have no local NSEA affiliate, may occur after discussion with the current NSEA local affiliate as to the purpose of organizing these employees. The current NSEA local affiliate, by vote of its policy-making body, shall determine if these employees will become active members of its local association or establish a separate NSEA local affiliate.
4. Active members on leave of absence from their education position of at least six months have two options with respect to membership:
 - a. They are eligible for active membership with full voting and membership rights; or
 - b. They may become reserve members and forego voting and membership rights.
5. Active members of the NSEA shall also be members of the NEA and of a local association where available.
6. Active membership is the only class of membership authorized to hold an elective office.
7. Associate Members are not eligible to hold elective office. (DA09)

B. Associate Members

Associate membership in the NSEA is open to any person who is interested in advancing the cause of education and who is not eligible for any other class of membership in the NSEA. Associate members may participate in economic benefits or insurance programs of the NSEA as permitted by law.

C. Retired Members

1. Retired membership of the NSEA is open to any person who is at least forty-five (45) years of age or is eligible to receive a pension from an educational employment retirement system (including social security) and who was employed for at least five (5) years in a position that qualified him/her for active membership but who is no longer so employed.
2. Retired members may obtain lifetime membership status in the NSEA by payment of a dues fee to be established by the NSEA Board of Directors.
3. A person who has paid the appropriate lifetime dues and who is not yet retired shall be considered a NSEA-R pre-retired subscriber.
4. Retired delegates shall have full membership rights at delegate assembly.
5. Retired delegates shall be eligible to serve on committees.
6. Retired members are not eligible to hold elective office.

D. Student Members

1. Students enrolled in teacher education programs may become student NSEA members. Student members who maintain membership in the NEA through NSEA shall also join the NSEA and their local student chapter, where they exist. Student members may participate in economic benefits and insurance programs.
2. Student delegates shall have full membership rights at delegate assembly.
3. Student members shall be eligible to serve on committees.
4. Student members are not eligible to hold elective office.

E. Staff Membership

Staff membership shall be open to any person employed by the Association or any of its affiliates in a professional staff position.

F. Reserve Membership

Reserve membership shall be open to any person:

1. On a leave of absence of at least six months from the employment that qualifies him/her for active membership; or
2. Who has held active membership in the NSEA but whose employment status no longer qualifies that individual for such membership.

SECTION 2: DUES

The Delegate Assembly shall set NSEA dues for all classes of membership. Between meetings of the annual Assembly, the Board of Directors shall have the authority to establish dues for the non-Active classes of membership until the next meeting of the Delegate Assembly.

SECTION 3: MEMBERSHIP YEAR

The membership year shall be September 1 to August 31.

SECTION 4: REVOCAION OF MEMBERSHIP

In accordance with the due process of law, a Tripartite Review Board, upon recommendation of the NSEA Board, may censure, suspend or expel any member determined to be in violation of the Code of Ethics of the Education Profession. The decision of the Tripartite Review Panel shall be final and binding.

SECTION 5: ENROLLMENT

- A. Membership begins when an applicant signs a payroll deduction form for membership in the United Education Profession and gives that application to an agent of the NSEA. If the applicant elects to be a cash member, his membership becomes effective when NSEA or one of its affiliates receives his dues for the balance of the membership year for NSEA and NEA. Payroll deduction is contingent upon the existence of a valid dues transmittal agreement between the local and NSEA.
- B. Membership shall be continuous until the member resigns from NSEA or fails to remain in good standing.

ARTICLE III: DELEGATE ASSEMBLY

SECTION 1: ANNUAL MEETING

- A. The Delegate Assembly shall meet annually. The time and place shall be established by the Board of Directors.
- B. A majority of its registered delegates shall constitute a quorum for the Delegate Assembly.
- C. The Delegate Assembly is the legislative authority of the NSEA. The Assembly shall adopt the budget, amend the bylaws, set NSEA dues for all classes of membership, approve resolutions, and formulate policy statements of the NSEA.
- D. The Delegate Assembly shall elect officers under open nominations and secret ballot procedures.
- E. The Delegate Assembly shall receive and consider reports of the officers, Board of Directors, Executive Director and standing or special committees.
- F. Election rules shall be approved by the Delegate Assembly.

SECTION 2: DELEGATE ASSEMBLY COMMITTEES

- A. The Delegate Assembly Committees are as follows:
 - 1. Elections and Credentials Committee
 - 2. Resolutions Committee
- B. Both committees shall report to the Delegate Assembly.

SECTION 3: COMPOSITION OF VOTING BODY

The voting body of the Delegate Assembly shall consist of the officers, the Board of Directors, and representatives elected from their respective local affiliates.

SECTION 4: DELEGATE QUALIFICATIONS

Active, student and retired members shall be eligible to serve as delegates.

SECTION 5: DELEGATE ENTITLEMENT

- A. The NSEA official active, student and retired membership roll and affiliates list shall be the basis upon which the NSEA Executive Director notifies each unit of its delegate entitlement. The entitlement shall be based on the December first (1st) active membership figures and reporting shall be completed by the tenth (10th) day of December each year.
- B. Each affiliated local unit of the NSEA shall be entitled to one delegate for each seventy (70) active members or major fraction thereof. Each local unit shall be guaranteed at least one delegate.
- C. Each affiliate shall make every reasonable effort to elect ethnic-minority representation at least proportionate to its active ethnic-minority membership.
- D. Ethnic-minority representation should be at least in proportion to the number of active ethnic-minority members of NSEA.
- E. NSEA active members in each unaffiliated local school district unit or other education units are qualified for participation and shall be entitled to the following numbers of delegates to the Assembly: one delegate for each seventy (70) active members or major fraction thereof.
 - 1. Units within this category shall make every reasonable effort to elect ethnic-minority representation at least proportionate to the active ethnic-minority membership of the unit.
 - 2. Administrators shall make every reasonable effort to have representation to the delegate Assembly in proportion to their active members in NSEA.
- F. All delegates shall be elected on the one-person, one-vote principle.

SECTION 6: DELEGATE ELECTIONS

- A. The procedure for election of delegates from affiliated local associations shall be determined by the active members of the local affiliate. The procedure shall provide for open nominations and secret ballot elections by the representative body of the local or by general membership vote.
- B. The names of local unit delegates and alternate delegates shall be received by the Executive Director, in the NSEA office, no later than 30 days prior to the Delegate Assembly. Failure to meet this deadline shall authorize the NSEA Board of Directors to institute a procedure for election of representatives from the delinquent unit.

SECTION 7: TERM OF REPRESENTATION

- A. Delegates shall serve two-year terms. If a local wishes or needs to establish staggered terms for its delegation to achieve a balance of the number of delegates to elect, the local will inform the NSEA Board of Directors of the reason(s) to elect single-year term delegates.
- B. A delegate may be excused from the Assembly for reasonable cause as determined by the local Board of Directors.
- C. If an elected delegate is unable to attend the Assembly, an alternate shall substitute.

- D. An alternate delegate shall serve for the elected delegate at the Assembly from which the elected delegate has been excused.
- E. The alternate delegate shall serve the remainder of the elected delegate's term at the Assembly for an elected delegate's unexcused absence.
- F. Alternate delegates shall be informed as to the elected delegate they are replacing for the length of that term.

SECTION 8: SPECIAL MEETINGS

- A. The Delegate Assembly or Board of Directors may call a special meeting of the Delegate Assembly.
- B. Notice of the meeting and the agenda to be considered at a Special Delegate Assembly shall be mailed to the current list of delegates at least thirty (30) days in advance of the Special Delegate Assembly.
- C. The time and place of the meeting shall be determined by the Delegate Assembly or the Board of Directors; whichever has called the special meeting.
- D. No business may be considered at a Special Delegate Assembly except that listed on the agenda.
- E. A majority of its registered delegates shall constitute a quorum for the Special Delegate Assembly.
- F. The NSEA Board of Directors and its officers shall be voting delegates to the Special Delegate Assembly.

ARTICLE IV: BOARD OF DIRECTORS

SECTION 1: COMPOSITION

- A. The Board of Directors shall include the President of the Nevada State Education Association, the Vice-President of the Nevada State Education Association, the Secretary-Treasurer of the Nevada State Education Association, the two NEA Directors for Nevada, and members elected by each of the following groups on the one-person, one-vote principle, open nominations and secret ballot procedures:
 - 1. Twelve Directors representing the members of the Clark County Education Association and NSEA Administrator members from Clark County.
 - 2. Six Directors representing the members of the Education Support Employees Association of Clark County.
 - 3. Three Directors representing the Washoe Education Association and NSEA Administrator members from Washoe County.
 - 4. One Director representing the members of the Washoe Education Support Professionals.
 - 5. Three Directors representing the UniServ units in the remaining local county affiliates and NSEA Administrator members in the rural counties.
 - 6. The elected Presidents representing each of the affiliates of CCEA, WEA, ESEA, WESP, and the elected President of UCN will each have one vote.
 - 7. One Director representing retired members.

8. One Director, non-voting, representing student members. This Director shall remain non-voting until such time as student membership elevates to a level to pass Affiliation Compliance Standards.
- B. Every year, the NSEA Board of Directors shall review the number of directors representing each of the groups listed in SECTION 1-A of this article, using the NEA's Achieving Minimum Affiliation Standards formula. If necessary, the Board of Directors will propose bylaw changes in an effort to maintain NEA affiliation standards in the year the review indicates non-compliance. In addition, the NSEA Board of Directors will review the ethnic minority content of the Board of Directors resulting from Director elections. In the event the percentage falls below the 25% (twenty five percent) or the actual percentage of ethnic minority K-12 and Education Support Professionals in counties where NSEA has affiliates, whichever is higher, a plan for representation shall be developed by the NSEA Board of Directors and implemented, resulting in minority representation at least equal to the actual percentage of ethnic minority K-12 and ESP where NSEA has affiliates.

SECTION 2: ELECTIONS

- A. Directors from the entities shall be elected on an at-large basis within the corresponding constituency. Each of the geographic/membership groups shall make every reasonable effort to elect ethnic-minority representation at least proportionate to its ethnic-minority membership.
- B. Board of Directors members from each of the groups shall be elected on a staggered basis by the active NSEA members in each area or employment level to be represented. The election shall take place no less than fifteen (15) days prior to the time of the annual meeting of the Delegate Assembly.

SECTION 3: TERM OF OFFICE

- A. The term of office for a Director shall be three years. A Director may not serve more than two (2) consecutive, elected terms, including over one-half (1/2) of an appointed term to fill a vacancy, from the same area or employment level.
- B. The term of office for a Director shall begin at the close of NEA Representative Assembly. The term of office for a non-voting Director shall be from one to three years. The term shall be established by the NSEA Board of Directors, upon recommendation from the entity/membership group represented. (DA 2009)

SECTION 4: VACANCIES

- A. Vacancies on the Board of Directors shall be filled by appointment made by the official Board(s) in each area or employment level of the group to be represented for the remainder of the unexpired term created by the vacancy.
- B. At the conclusion of the term, the person appointed would then be free to run for election in the normal manner and for the number of terms specified in the Bylaws.

SECTION 5: QUALIFICATIONS

- A. All members in each area or employment level represented on the Board of Directors shall be eligible to file for the office of Director under open nominations.
- B. Active membership must be held for at least two (2) years immediately preceding the nomination to qualify for a position of Director.

SECTION 6: VOTING

- A. All members in each area or employment level represented on the Board of Directors shall have an opportunity, by secret written ballot to vote in the elections of Directors, with the exception of "C" below.
- B. A majority of votes cast shall determine the election, with the exception of "C" below. With multiple candidates for one position in which no candidate receives a majority vote, the next ballot shall contain the names of the two people who received the largest number of votes and no place for a write-in. In elections for multiple positions with multiple candidates, the candidates garnering the highest number of votes for the available position(s) shall prevail, provided the total of their votes represents a majority of votes cast. In the event that no majority of votes cast is achieved on the first ballot, the next ballot shall contain the names, selected in descending order of votes, of the number of candidates needed to fill the positions, plus the next candidate and no place for a write-in.
- C. In the event the number of nominees for Director matches the open Director seats (no opposition), the election will be declared in favor of the existent nominee, without conducting a formal ballot.

SECTION 7: DUTIES

The Board of Directors shall:

- A. Be responsible for the general management of the NSEA;
- B. Submit a proposed budget for the NSEA to the Delegate Assembly for adoption;
- C.
 - 1. originate NSEA Board policy and report to the Delegate Assembly;
 - 2. originate NSEA Association policy in situations requiring timely action. These policies shall be subject to the approval of the next Delegate Assembly.
- D. Report all policy decisions to the Delegate Assembly.
- E. Institute a procedure for selection of representatives from units who fail to meet the 15-day time line for transmission of names of local unit delegates.
- F. Fill the vacancy(s) of the Vice-President, Secretary-Treasurer, and the NEA Directors.
- G. Approve Standing or Special Committee appointments.
- H. Have the authority to amend the budget as needed between Delegate Assemblies. (DA 2009)

SECTION 8: ABSENCES

For the Directors elected to represent entity membership, three absences within any single membership year shall constitute a vacated position.

SECTION 9: BOARD VOTING

- A. Members of the Board of Directors must be present in order to cast a vote.
- B. Members of the Board of Directors shall have one vote unless any member of the Board asks that the weighted vote be used.
- C. A per-member represented, weighted vote may be applied in any decision including adoption of an emergency policy if a member of the NSEA Board of Directors requests that the weighted vote be used.

- D. Weighted voting may be used under the following conditions:
1. Weighted voting shall not be used as a means for achieving the one-person, one-vote standard on the NSEA Board;
 2. At no time shall the weighted vote for an election district be increased by, or be diminished by more than .499 of a whole vote;
 3. Officers shall be granted one vote each whenever the weighted vote is called.
- E. The proportionate vote for each area or employment level shall be based upon the NSEA official paid membership records as of February first (1st) prior to Delegate Assembly. The Executive Director shall notify each Director and elected officer of the official count and per-member value of his/her proportionate vote at the first Board meeting following the Delegate Assembly.

SECTION 10: RECALL

- A. After six (6) months in office, a member of the Board of Directors of the Association may be recalled for violation of the Code of Ethics of the Education Profession, for misfeasance, for malfeasance, or for nonfeasance in office.
- B. Recall proceedings shall be initiated by the filing of a recall petition with the NSEA Executive Director. The recall petition shall be on a form specified by the NSEA and shall, among other things, contain (1) a statement of the specific grounds for the recall, and (2) the signatures of at least 25% of the number of NSEA Active members in the affiliate as of the close of the membership year immediately preceding the membership year in which the petition is filed where that NSEA Director is elected by all NSEA active members in that affiliate.
- C. The NSEA Executive Director shall determine whether the recall petition complies with the Association's filing requirements. If it does, the NSEA Executive Director shall send a copy of the recall petition, including any documents filed in support thereof, to the Director named in the petition. If the Director contends that the attempted recall is based upon actions taken by him/her in support of the Constitution, Bylaws and/or established policies of the NSEA or NEA, he/she may request a review by the Board of Directors. If two-thirds (2/3) of the Board of Directors sustains the contention of the Director, the recall petition shall be dismissed. If the Board of Directors fails to sustain the contention of the Director, or if a request for a review is not made, the NSEA Executive Director shall direct the relevant representative area to conduct a recall election.
- D. A recall election shall be conducted in accordance with rules of procedure adopted by the NSEA Board of Directors, provided that:
1. all the NSEA active members in that representative area as of the date of the recall election shall be eligible to vote;
 2. the recall election shall be by secret ballot; and
 3. two-thirds (2/3) of the valid ballots cast shall be required for a recall.
- E. The pendency of recall proceedings shall have no effect upon the right of the Director to function as a member of the NSEA Board of Directors. If a Director is recalled, the resulting vacancy shall be filled pursuant to ARTICLE IV, SECTION 4: VACANCIES provided that the recalled Director shall not be eligible for appointment to the vacancy or such other vacancy as may occur in a Director position from that representative area. The recall of a Director shall not disqualify him/her from subsequent election to the NSEA Board of Directors or other NSEA office(s), nor shall it in any other way affect his/her rights as a member of the Association.

- F. If a recall petition is filed where there is a pending NSEA disciplinary proceeding against the Director, which could result in his/her removal from the NSEA Board of Directors, the processing of the recall petition shall be stayed until the disciplinary proceeding is concluded.
- G. The NSEA Board of Directors shall adopt rules of procedure to implement the provisions of the Bylaw.

SECTION 11: MEETINGS

- A. The Board of Directors shall meet at least four (4) times during the NSEA fiscal year.
- B. A special meeting of the directors may be called by the President or by petition of a weighted vote majority of the Board of Directors. These special meetings may be in person or through a phone/telecommunications system conference. Any action taken during a phone/telecommunications system conference must be ratified during the Board's next regular meeting.
- C. A majority of the Board of Directors shall constitute a quorum for the consideration of business.

ARTICLE V: OFFICERS

SECTION 1: ELECTED OFFICERS

The elected officers of the NSEA shall consist of the President, Vice-President, Secretary-Treasurer, and the NEA Directors, who shall be voting members of the NSEA Board and Delegate Assembly.

SECTION 2: QUALIFICATIONS

Active membership must be held for at least two (2) years immediately preceding the nomination to qualify for the offices of President, Vice-President, Secretary-Treasurer, and NEA Director.

SECTION 3: OFFICERS' DUTIES, TERMS AND VACANCIES

A. PRESIDENT

The President shall be the chief elected officer of the Association and its policy leader. The position of President shall be full-time release. A full-time release president is defined as an active member, who is elected as NSEA President, serving full-time as President of NSEA with no responsibilities for the job from which he/she is being released. The teacher-partner concept does not meet the definition of full-time release.

1. Duties:

The President shall:

- a. represent the Association as spokesperson on matters of policy or assign, at the President's discretion, responsibility for such representation;
- b. prepare the agendas and preside at meetings of the Board of Directors and Delegate Assembly;
- c. prepare, with the Secretary-Treasurer, the Executive Director and the Budget Committee, a budget for submission to the Delegate Assembly;
- d. appoint chairpersons and members of standing or special committees with the approval of the Board of Directors;

- e. chair the NSEA-TIP Board;
- f. represent Nevada on the Council for the NEA Fund for Children and Public Education;
- g. act as the Alternate NEA Director to attend NEA Board Meetings when an NEA Director is unable to attend;
- h. meet regularly with the other officers of the Association and the Executive Director;
- i. serve as an ex-officio member on all committees;
- j. perform such other duties as assigned by the Delegate Assembly and/or the Board of Directors;
- k. visit all local affiliates each year.

2. Term of Office:

The office of President is a three-year term. A person elected to the office of President is eligible for two consecutive terms and shall serve until a successor is elected. The term of the President shall begin at the close of the NEA Representative Assembly in the year that the President's election has occurred.

3. Vacancy:

If the office of the President shall become vacant, the Vice-President shall become President for the interim period prior to the annual meeting of the Delegate Assembly, at which time a special election shall be held.

B. VICE-PRESIDENT

1. Duties:

The Vice-President shall:

- a. act as President when he/she is absent;
 - b. coordinate all committees;
 - c. act as Vice-Chairperson of NSEA-TIP;
 - d. act as the second Alternate NEA Director to attend NEA Board meetings;
 - e. and assume such other duties as assigned by the Delegate Assembly, President and/or the Board of Directors.
2. Term of Office:

The office of the Vice-President shall be a three-year term. A person elected to the office of the Vice-President is eligible for two consecutive terms and shall serve until a successor is elected. The term of the Vice-President shall begin at the close of the NEA Representative Assembly in the year that the Vice-President's election has occurred.

3. Vacancy:

If the office of the Vice-President becomes vacant, the Board of Directors shall select from among the members of the Board an acting officer who shall serve until the next meeting of the Delegate Assembly, at which time a special election shall be held. The person elected at the special election shall immediately begin the term of Vice-President and continue until a successor is elected.

C. SECRETARY-TREASURER

1. Duties:

The Secretary-Treasurer shall:

- a. serve as Chairperson of the Budget Committee;
- b. be responsible for preparing records of all official meetings and for distributing minutes of all such meetings;
- c. make financial reports as required by the Board of Directors, Delegate Assembly and/or the President;
- d. perform such other duties as assigned by the Delegate Assembly, Board of Directors and/or the President.

2. Term of Office:

The office of Secretary-Treasurer is a three-year term. A person elected to the office of Secretary-Treasurer is eligible for two consecutive terms and shall serve until a successor is elected. The term of the Secretary-Treasurer shall begin at the close of the NEA Representative Assembly in the year that the Secretary-Treasurers' election occurred.

3. Vacancy:

If the office of the Secretary-Treasurer becomes vacant, the Board of Directors shall select from among the members of the Board an acting officer who shall serve until the next meeting of the Delegate Assembly, at which time a special election shall be held. The person elected at the special election shall immediately begin the term of Secretary-Treasurer and continue until a successor is elected.

D. NEA DIRECTORS

1. Duties:

The NEA Directors shall represent the members of the NSEA on the National Education Association's Board of Directors and assume such other duties as may be assigned by the NSEA Board of Directors.

2. Term of Office:

The term of office of the NEA Directors shall be three years according to the Bylaws of the National Education Association. The term for the NEA Directors shall follow the NEA's fiscal year.

3. Vacancy:

If the office of one of the NEA Directors becomes vacant, the Board of Directors shall appoint an acting NEA Director who shall serve until the next annual NSEA Delegate Assembly, at which time a special election shall be held.

4. Governance:

The NEA Bylaws shall govern any other aspects of the NEA Directors not covered in these Bylaws.

SECTION 4: NOMINATIONS

Active members meeting the qualifications may be nominated for the office of President, Vice-President, Secretary-Treasurer or NEA Director. The nominations shall occur at the annual Delegate Assembly in the year that the election of the officer is scheduled. Nominations shall be made from the floor of the Delegate Assembly and shall follow the Delegate Assembly's adopted procedures.

SECTION 5: ELECTIONS

- A. Election of the officers shall occur at the Delegate Assembly in the year in which the election is scheduled.
- B. Voting shall be by ballot and shall take place on the last day the assembly is in session as adopted in the Delegate Assembly program.
- C. The ballot shall contain the names of the candidates and a place for a write-in for the position(s) of the officer(s) in the year in which the election is scheduled. In the event the number of nominees for office matches the open offices (no opposition), the election will be declared in favor of the existent nominee, without conducting a formal ballot.
- D. A majority of votes cast shall decide any election, except as provided in (C) above.
- E. In elections for single positions with multiple candidates for one position in which no candidate receives a majority vote, the next ballot shall contain the names of the two persons who received the largest number of votes.
- F. Elections shall be conducted under the direction of the Elections Committee in accordance with the rules adopted by the Delegate Assembly.

SECTION 6: IMPEACHMENT

- A. Elected officers of the Association may be impeached for violation of the code of Ethics of the Education Profession, for misfeasance, for malfeasance, or for nonfeasance in office.
- B. Impeachment proceedings against an elected officer shall be initiated by written petition submitted to the Board of Directors by at least 33% of the certified delegates to the Delegate Assembly.
- C. If, after a due process hearing, a two-thirds (2/3) vote of the Board of Directors shall sustain the charge, the office shall become vacant.

ARTICLE VI: EXECUTIVE DIRECTOR

The Executive Director is responsible to the Board of Directors, which shall prescribe the duties of the position.

ARTICLE VII: COMMITTEES

SECTION 1: STANDING COMMITTEES

The Standing Committees of the NSEA, which are appointed by the President and approved by the Board of Directors, are as follows:

- A. The Instruction and Professional Development Committee shall be responsible for the development and implementation of Association programs to secure and maintain the inherent professional rights of teachers.
- B. The Government Relations Committee shall be responsible for the development and implementation of Association programs to secure legislative support for public education, collective bargaining, retirement benefits, and the improvement of statutes and regulations regarding professional practices.
- C. The Minority Affairs Committee shall be responsible for the development and implementation of Association programs to ensure that ethnic-minority concerns are addressed.
- D. The Education Support Professionals Committee shall be responsible for the development and implementation of Association programs to secure and maintain the professional rights of education support professionals.
- E. The Special Education Committee shall be responsible for the development and implementation of Association programs to ensure that concerns particular to the field of Special Education are addressed; to assist local association committees in their endeavors to integrate state and local district guidelines into the regular education settings; to provide a resource of personnel and materials in the field of Special Education; to assist in the issues, needs, concerns and problems which arise as a result of implementation and inclusion, and to pursue appropriate legislation specific to Special Education.
- F. The Retired Committee shall be responsible for the development and implementation of Association programs to continue to promote the interests and benefits of retired education employees and to utilize the expertise and experience of members to promote public education.
- G. The Resolutions Committee is responsible for the maintenance of the Resolutions. (DA 2009)
- H. The Elections and Credentials Committee is responsible for conducting elections for all officers, constitutional amendments and bylaw amendments at Delegate Assembly. (DA 2009)

SECTION 2:

All Standing Committees shall report to the Delegate Assembly. They shall report to the Board of Directors, upon the request of the President.

SECTION 3:

The Board of Directors is authorized to determine the method of committee member selection which shall include ethnic-minority representation on each committee.

SECTION 4:

The NSEA President shall be an ex-officio member of all committees.

SECTION 5:

Unless otherwise provided by the Delegate Assembly, the Board of Directors is authorized to establish standing or special committees.

ARTICLE VIII: AFFILIATION

SECTION 1:

The NSEA shall be affiliated with the National Education Association (NEA) under its rules and shall accept as members those persons who join the NEA and the appropriate affiliated local associations where available.

SECTION 2:

A local affiliate shall be granted NSEA status whenever the Board of Directors shall determine that the local affiliate fulfills requirements established either by the Delegate Assembly, the Board of Directors, or both.

SECTION 3:

The NSEA shall affiliate a local association when it meets the following minimum standards:

- A. Each affiliate shall apply the one-person, one-vote principle for representation on its governing bodies except that the affiliate shall make every reasonable effort to have ethnic-minority representation at least proportionate to its ethnic-minority membership;
- B. The affiliate shall conduct all elections with open nominations and a secret ballot;
- C. The affiliate shall require membership in the NSEA and in the NEA;
- D. The affiliate shall have the same membership year as that of the NSEA; and
- E. The affiliate shall guarantee that no member of said affiliate may be censured, suspended, or expelled without a due process hearing, which shall include appropriate appellate procedures.

SECTION 4:

Local affiliate shall consist of:

- A. an all inclusive membership, or;
- B. a local teacher association, and/or a group of local teacher associations, or;
- C. professional employees of institutions of higher education, including community and adult education, or;
- D. retired chapters, or;
- E. education support professionals, or;
- F. student chapters.

SECTION 5:

NSEA local affiliates must:

- A. have a minimum of ten (10) active NSEA members, schedule at least one general meeting each year;
- B. adopt bylaws consistent with the Bylaws of the NSEA and NEA;
- C. elect officers;
- D. elect delegates to the Delegate Assembly as provided by these Bylaws; and,
- E. maintain effective contact with NSEA by submitting lists of officers, school representatives, and local committee members by October first (1st) of each year.

SECTION 6:

A copy of the current local association bylaws shall be filed with the NSEA.

SECTION 7:

The NSEA shall not recognize functionally similar local affiliates as listed in SECTION 4 of this article in the same geographic area.

SECTION 8:

No local association may be censured, suspended, or disaffiliated except by due process hearing before the Tripartite Review Panel whose decision shall be final and binding.

SECTION 9:

The Tripartite Review Panel shall have the power to censure, suspend, or disaffiliate a local association for just cause.

SECTION 10:

The Board of Directors may recommend censure, expulsion, disaffiliation, or reinstatement of a local association to the Tripartite Review Panel.

SECTION 11:

The Tripartite Review Panel shall be comprised of three (3) local member association presidents as follows:

- A. The aggrieved party picks one (1) member of the panel. In no case shall the aggrieved party select himself/herself.
- B. The NSEA President picks one (1) member of the panel.
- C. The third member will be selected by means of a striking process by the two (2) members selected for the panel. Names will alternately be struck from the list of remaining local association presidents.
- D. A flip of a coin shall determine the striking order with the last remaining name serving as chairperson of the panel.
- E. The decision of the Tripartite Review Panel shall be final and binding.

SECTION 12:

The Board of Directors shall review the qualifications of affiliated organizations at least every five (5) years.

ARTICLE IX: PARLIAMENTARY AUTHORITY

The rules contained in the current edition of ROBERT'S RULES OF ORDER NEWLY REVISED shall govern the NSEA in all cases to which they are applicable and in which they are not inconsistent with the Bylaws and any special rules of order the NSEA may adopt.

ARTICLE X: AMENDMENTS

SECTION 1:

The NSEA's Delegate Assembly, by a two-thirds (2/3) vote, shall have the power to alter the Bylaws. If authorized by a resolution of the Delegate Assembly, the Board of Directors, by two-thirds (2/3) vote, have the power to alter the Bylaws. Delegate Assembly shall have the power to amend the bylaws by a 2/3 vote of those present and voting. (DA 2009).

SECTION 2:

Active members of the NSEA may also amend the bylaws by a two-thirds (2/3) vote of those voting by initiative petition and referendum.

SECTION 3:

The proposed amendments, signed by the maker and the seconder, must be submitted to the Executive Director, in the NSEA office, no later than seventy (70) days before the Delegate Assembly at which the proposal is to be considered. All proposed amendments to the Bylaws shall be published in the NSEA's official publication at least fifty (50) days prior to the date established for vote.

ARTICLE XI: DISSOLUTION OF THE ORGANIZATION

SECTION 1:

In the unlikely event of the dissolution/discontinuance of the organization herein defined, the Board of Directors shall direct the assets of the organization to be sold at fair market value, and the proceeds from such sales to be used to pay all of the organization's debts. Proceeds remaining after debt resolution shall be distributed to: 1) a non-profit education employee retiree health insurance program, if in existence; or 2) if one does not exist, a 501 c (3) organization (charitable) as directed by a vote of the membership of record as of the dissolution.

ARCHIVE NOTES

These Bylaws were approved by the 1973 Delegate Assembly. (See Delegate Assembly minutes dated April 26-28, 1973.) These Articles of Incorporation and Bylaws became effective July 31, 1973.

2

These Bylaws were amended by the 1975 Delegate Assembly: Article VI, Sections 10 and 12. (See Delegate Assembly minutes dated May 2-4, 1975.)

These Bylaws were amended by the 1976 Delegate Assembly: Article VI, Section 2 and Article VII, Section 6. (See Delegate Assembly proceedings dated May 7-9, 1976.)

These Bylaws were amended by the Board of Directors on September 6, 1976: Article VI, Sections 15; Article VII, Section 2, 3, 4 and 8. (See Board of Directors minutes dated September 6, 1976.)

These Bylaws were amended by the 1977 Delegate Assembly: Article II, Sections 2 and 3; Article III, Section 2; and Article IV, Section 1. (See Delegate Assembly proceedings dated April 29-30 and May 1, 1977.)

These Bylaws were amended by the 1978 Delegate Assembly: Article XI, Section 8. (See Delegate Assembly proceedings April 21-23, 1978.)

These Bylaws were amended by the 1979 Delegate Assembly: Article II, Sections 7; Article III, Sections 1, 2, 3, 4, and 5; Article IV, Section 1; Article III, Section 1. (See Delegate Assembly proceedings dated May 4-6, 1979.)

These Bylaws were amended by the 1980 Delegate Assembly: Article II, Section 1; and Article VII, Section 6. (See Delegate Assembly proceedings dated May 16-18, 1980.)

These Bylaws were amended by the 1981 Delegate Assembly: Article II, Sections 1, 2 and 4; Article IV, Section 3; Article VI, Section 1; and Article VII, Sections 4 and 6, added a new Section 11. (See Delegate Assembly minutes, May 15-17, 1981.)

These Bylaws were amended by the 1982 Delegate Assembly: Article IV, Sections 1 and 2. (See Delegate Assembly proceedings May 1-2, 1982.)

These Bylaws were amended by the 1983 Delegate Assembly: Article V, Sections 3 and 4; and Article VI, Section 1. (See Delegate Assembly proceedings May 13-15, 1983.)

These Bylaws were amended by the 1984 Delegate Assembly: Article II, Section 1, Sections 5 and 6 (5, 6 and 7, renumbers to 6, 7 and 8); Article VI, Section 2. (See Delegate Assembly proceedings May 18-20, 1984.)

These Bylaws were amended by the 1985 Delegate Assembly: Article III, Sections 2 and 3. (See Delegate Assembly proceedings May 17-19, 1985.)

These Bylaws were revised by the 1986 Delegate Assembly: Article III, IV, V, VI, VII, VIII, IX, and X. (See Delegate Assembly minutes of May 16-18, 1985.)

These Bylaws were amended by the 1987 Delegate Assembly: Article III, Section 3, A. and Article VII, Section 1. (See Delegate Assembly minutes of May 15-17, 1987. By Delegate Assembly authorization, the Board amended Article III, Section 3, A.)

These Bylaws were amended by the 1988 Delegate Assembly: Article VIII, Section 4, E and F. (See Delegate Assembly minutes of April 15-17, 1988. By Delegate Assembly authorization, the Board amended Article VIII, Section 4, E and F.)

These Bylaws were amended by the 1989 Delegate Assembly: Article II, Section 1, A and D, and Section 4; Article V, Section 2, A; Article VIII, Section 3 E, 4, 8 and 11; Article VI, Section 1 and 2. (See Delegate Assembly minutes of April 28-30, 1989.)

These Bylaws were amended by the 1990 Delegate Assembly: Article I, Article VI, Section 1 and A 1 and Section 7 C; Article VII, Section 1 E. (See Delegate Assembly minutes of April 27-29, 1990.)

These Bylaws were amended by the 1991 Delegate Assembly: Article VI, Section 1. (See Delegate Assembly minutes of April 19-21, 1991.)

These Bylaws were amended by the 1992 Delegate Assembly: Article III, Section 5E; Article V, Section 7; Article VI, Section 1, A and B, and Section 2A; Article VI, Section 3; Article VI, Section 11B. (See Delegate Assembly minutes of May 15-17, 1992.)

These Bylaws were amended by the 1993 Delegate Assembly: Article V, Section 5, B and D; Article VI, Section 3B; Article VIII, Section 12; Article X, Section 3. (See Delegate Assembly minutes of April 23-25, 1993.)

These Bylaws were amended by the 1994 Delegate Assembly: Article III, Section 3; Article IV; Article V, Section 7A; Article VII, Section 1-B. (See Delegate Assembly minutes of April 22-24, 1994.) By Delegate Assembly authorization, the Board amended Article III, Section 3-D, and Article IV.

These Bylaws were amended by the 1995 Delegate Assembly: Article III, Section 3.A.1.c; Article III, Section 3.B.3; Article III, Section 3.C.3. (See Delegate Assembly minutes of May 19-21, 1995.)

These Bylaws were amended by the 1996 Delegate Assembly: Article III, Section 3. 2 & 3; Article II.C.1-3; Article V, Sections 4-6; Article VII, Section 1.E. (See Delegate Assembly Minutes of May 17-19, 1996.)

These Bylaws were amended by the 1997 Delegate Assembly: Article IV, Section 4 and 5.A; Article VI, Section 1.A.1, 1.A.2, 1.A.3, 1.A.4, 1.A.6, 1.B and 2; Article VIII, Section 4.F. (See Delegate Assembly Minutes of April 18-20, 1997.)

These Bylaws were amended by the 1998 Delegate Assembly: Article II, Section 2; Article III, Section 3.A.2, 3.B.2, 3.D.2, 5.C and 5.D; Article VI, Section 1.4, 2.A, and 6.B; Article XI, Section 1. (See Delegate Assembly minutes of April 24-26, 1998.)

These Bylaws were amended by the 1999 Delegate Assembly: Article II, Section 1.C.1. (See Delegate Assembly minutes of May 21-23, 1999.)

These Bylaws were amended by the 2000 Delegate Assembly: Article III, Section D.1.A; Article V, Section 5.A; Article V, Section 7.A; and Article VI, Section 1.A.5. (See Delegate Assembly minutes of April 7-9, 2000.)

These Bylaws were amended by the 2001 Delegate Assembly: Article VII, Section 1. (See Delegate Assembly minutes of April 27-29, 2001.)

These Bylaws were amended by the 2002 Delegate Assembly: Article I, Article II, Sections 1.A.2 and 1.A.3; Article VII, Sections 1.D and 1.F; and Article VIII, Section 4.E. (See Delegate Assembly minutes of April 26-28, 2002.)

These Bylaws were amended by the 2003 Delegate Assembly: Article III Sections A.f. and 5.E.; Sections Article VI, Sections 3.B., 6.A., 6.B., 6.C. and Section 8. (See Delegate Assembly minutes of April 4-6, 2003.)

These Bylaws were amended by the 2004 Delegate Assembly: Article VI Sections 1.B. (See Delegate Assembly minutes of April 23-25, 2004.)

These Bylaws were amended by the 2005 Delegate Assembly: Article III Sections 3.A, 3B, 3C. Article VI Section 1A.6. (See Delegate Assembly minutes of April 16-17, 2005.)

These Bylaws were amended by the 2006 Delegate Assembly and NSEA Board of Directors By Resolution of the 2006 Delegate Assembly (BOD Mtg. 5/19-20/2006) : Article VI: Sections 1.A.1-8. (See Delegate Assembly minutes of April 29-30, 2006.)

These Bylaws were revised by the 2007 Delegate Assembly and NSEA Board of Directors By Resolution of the 2006 Delegate Assembly (BOD Mtg. 3/23-24/2007): (See Delegate Assembly minutes of April 28-29, 2007.)

These Bylaws were revised by the 2008 Delegate Assembly and NSEA Board of Directors By Resolution of the 2007 Delegate Assembly. (See Delegate Assembly minutes of April 23-24, 2008)

These Bylaws were revised by the 2009 Delegate Assembly and NSEA Board of Directors By Resolution of the 2008 Delegate Assembly (BOD Mtg. 4/24, 2009): See Delegate Assembly minutes of April 25-26, 2009)