



**Resolution to amend the OSBA Constitution to allow appointment of OSBA Board and Legislative Policy Committee members from a contiguous region if certain conditions are met**

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**WHEREAS**, the Oregon School Boards Association (OSBA) was formed in 1946 as a volunteer association of locally-elected public school boards, and

**WHEREAS**, elections for the Board of Directors of OSBA, the Legislative Policy Committee of OSBA are governed by the OSBA Constitution, and

**WHEREAS**, the OSBA Board of Directors appointed a Governance Committee of the Board to review the regional structure of the Association as outlined in the Constitution, and

**WHEREAS**, the Governance Committee recognized that from time to time the OSBA Board of Director and the OSBA Legislative Policy Committee do not have members seeking election or appointment to these bodies from the regions as required by the OSBA Constitution, and

**WHEREAS**, the Governance Committee met and recommended amending the OSBA Constitution to allow a school board member to be appointed to fill vacant positions on the OSBA Board of Directors and the OSBA Legislative Policy Committee from an adjacent region if no member from that region either sought election or appointment to the OSBA Board of Directors or the OSBA Legislative Policy Committee, and

**WHEREAS**, after reviewing the recommended amendments to the OSBA Constitution as proposed by the Governance Committee the OSBA Board of Directors approved the recommended amendments attached to this Resolution at its June 2014 Board meeting.

**THEREFORE, BE IT RESOLVED** by the OSBA Board of Directors that the proposed amendments to the OSBA Constitution be placed before the membership for consideration during the 2014 OSBA election season, and

**BE IT FURTHER RESOLVED** that the proposed amendments to the OSBA Constitution and a copy of this resolution be forwarded to all member boards of the Association in accordance with the OSBA Board of Directors adopted elections calendar.

*Submitted by: OSBA Board of Directors*

## **Article 10: Election Procedures; Board of Directors and Legislative Policy Committee**

- Section 1: Election of officers, board of director members and regional members of the legislative policy committee shall take place according to the following schedules:
- (a) Officers: By September 30;
  - (b) Board of directors: Regional elections in accordance with the elections calendar adopted by the board;
  - (c) Legislative policy committee: In conjunction with board regional elections in odd-numbered years in accordance with the elections calendar adopted by the board.
- Section 2: The terms of office for officers shall be one calendar year and shall commence on January 1st. The terms of office for board of director members shall be staggered and shall be for two calendar years and until their successors are elected and qualified. The terms of office for regionally elected members of the legislative policy committee shall be two calendar years. No officer except the secretary-treasurer shall serve two consecutive terms in the same office unless the director completed a term for another officer who was unable to complete a term and is then voted into the same position the following year. The secretary-treasurer may serve up to two consecutive one-year terms.
- Section 3: Eligibility for office termination. No person shall be eligible for election to serve as an officer or a board of director member or a member of the legislative policy committee who is not an active member of an Oregon public school board which is a dues paying member of this association except as provided in Article 10, Section 4(a).
- Section 4: Vacancies on the board of directors
- (a) In the event that any officer or member or the board of directors, other than the immediate past president, ceases during his/her term of office as such to be a member of an Oregon public school board belonging to this association, such member shall continue to serve until the following January 1st, at which time such service as an officer or board of director member shall terminate. At that meeting, a successor will be seated to fill the unexpired term. The immediate past president may serve regardless of whether he/she continues service on a school district board.
  - (b) In the event that an officer or director resigns from his/her office, the remaining officers and directors shall appoint an interim officer or director to fill the unexpired term of office until the next scheduled board member election.
- Section 5: Nomination and election of the OSBA board of directors. Each regional candidate for a director position shall be nominated by a member board of that region by means of a nomination form.
- (a) Notice of position vacancies, candidate information packets, and official nomination forms shall be distributed to all incumbent directors and boards in eligible regions.
  - (b) To nominate one or more of its members in its region the school board must send

OSBA a formal resolution or motion of the board and timely submission of the nomination form(s) to the office of the OSBA. Nominations in regions where there is more than one representative position shall indicate the numbered position for which the nomination is being submitted. Nominations will be closed by a date identified in the elections calendar adopted by the board.

- (c) Each regional director shall be elected by the member boards of that region. Such ballot shall be distributed to the member boards and shall be returned to the OSBA offices by dates identified in the elections calendar adopted by the board.
- (d) Each member board in the appropriate region shall have one vote in the regional elections for members of the board of directors. If a member district, Education Service District or Community College's boundaries span more than one OSBA region, that member board must declare in which region it intends to vote and vote only in that region. The person receiving a majority of the votes cast for a position on the board of directors shall be elected. In cases where there are more than two candidates nominated for any position, and none receives a majority of the votes cast, a second ballot shall be required between the two candidates receiving the highest number of votes. The one receiving a majority of the votes cast shall be declared elected.
- (e) Newly elected regional directors of the OSBA board shall take office on January 1.

Section 6: Nomination and election of regional members of the legislative policy committee (LPC). In odd-numbered years, each regional candidate for an LPC position shall be nominated by a member board of that region by means of a nomination form.

- (a) The nomination form shall be distributed to all incumbent directors and boards in eligible regions.
- (b) A school board may nominate one or more of its members to the LPC and shall do so by formal resolution of the board and timely submission of the nomination form(s) to the office of the OSBA. Nominations in regions where there is more than one representative position shall indicate the numbered position for which the nomination is being submitted. Nominations will be closed by a date identified in the elections calendar adopted by the board.
- (c) Each regional member of the LPC shall be elected by the member boards of that region. Such ballots shall be distributed to the member boards and shall be returned to the OSBA offices by dates identified in the elections calendar adopted by the board.
- (d) Each member board in the appropriate region shall have one vote in the regional elections for members of the LPC. If a member district, Education Service District or Community College's boundaries span more than one OSBA region, that member board must declare in which region it intends to vote and vote only in that region. The person receiving a majority of the votes cast for any position on the LPC shall be elected. In cases where there are more than two candidates nominated for any position, and none receives a majority of the votes cast, a second ballot shall be required between the two candidates receiving the highest

number of votes. The one receiving a majority of the votes cast shall be declared elected.

- (e) Newly elected regional members of the LPC shall take office on January 1.
- (f) In the event that a regional member of the LPC resigns from his/her office, the OSBA board of directors shall appoint an interim member to fill the unexpired term of office until the next regional election at which time an election for a successor member shall be conducted.

***Proposed New Language***

***Section 7: Unfilled Regional Representation on the Board of Directors or LPC.***

- (a) ***If no one files for election from a region for either the Board of Directors or LPC, the Board of Directors shall recruit an individual from the region where the unfilled regional seat is located to serve in the position.***
- (b) ***If the Board of Directors cannot recruit an individual from the region to serve on the Board of Directors or LPC, the Board of Directors may appoint a member from a contiguous region to serve in the unfilled seat of the Board or the LPC.***
- (c) ***An individual appointed to the Board from a contiguous region would not be eligible to serve as an officer of the Board.***
- (d) ***An individual appointed to either the Board of Directors or the LPC would serve until the next regularly scheduled election for that seat.***

~~Section 7~~ ***Section 8:*** Election of officers of the OSBA.

- (a) Election of officers shall be made by the currently seated board of directors from their own membership at least 10 days prior to the November membership meeting. The nominations for the slate of officers may include more than one candidate for any officer position except for the president and past president.
- (b) The person receiving a majority of the votes cast for an officer position shall be elected. In cases where there are more than two candidates nominated for any position, and none receives a majority of the votes cast, a second ballot shall be required between the two candidates receiving the highest number of votes. The one receiving a majority of the votes cast shall be declared elected.