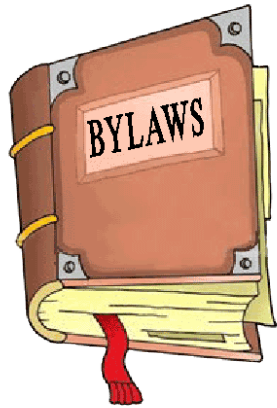


MCCC Bylaws & Rules Committee Report

March 22, 2018



*Submitted by the MCCC
Bylaws & Rules Committee:*

Nick Camerota

Carol Gray

Paulette Howarth

Kerryn Snyder

Richard Spool

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Proposal #1: Electronic Meetings

Date: January 12, 2018

Maker's Name and Second: Gail Guarino and Claudine Barnes

College(s): CCCC

Address(es): 253 Red Fawn Road, Brewster, MA and 258 Main Street, South Dennis, MA 02660

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Current Bylaw:

There is no current bylaw that addresses electronic meetings of Standing Committees.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

ARTICLE VII Standing Committees

Section 16 Electronic Meetings

All standing committees except the MCCC Executive Committee may meet electronically, as circumstances dictate, by either video or teleconference (see MCCC Policies regarding electronic meetings).

Rationale for the Proposed Bylaw Change:

Cost-saving: meal and travel expenses.

Convenience.

Allow for broader participation in Standing Committee work.

Proposed MCCC Policies:

To be placed under General Policies and Procedures

Rules for Electronic Meetings

1. Electronic meetings must be conducted by either video or teleconference. The electronic meeting must be conducted by a method that allows all members of the Standing Committee to participate. Simultaneous oral communication is essential.
2. All rules regarding quorum apply.
3. Face-to-face meetings of Standing Committees may include participants by either video or teleconference.
4. Notice of an electronic meeting must include an adequate description of how to participate and reasonable notice.

5. Any motions to be decided must be written, emailed, and visible to all participating committee members prior to the vote.
6. All voting in electronic meetings is by roll call.

Bylaws Committee Recommendation:

Recommend if the end part of it (ie., see MCCC Policies regarding electronic meetings), is removed by amendment at the Delegate Assembly. There are no MCCC Policies yet regarding electronic meetings and the bylaw proposal shouldn't be passed contingent on a Board policy that does not yet exist.

Proposal #2: Membership (A)

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,

Paulette Howarth, Kerryn Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

Address(es): 39 Westbrook Road, Worcester, MA 01602; 815 South East Street, Amherst, MA 01002; 13

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Phone Number(s): 413-297-1075; 508-753-0338

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Current Bylaw:

ARTICLE III—MEMBERSHIP SECTION 1. MEMBERSHIP CATEGORIES Membership in the Council shall be classified as Active or Retired and shall be available to those who pay the prescribed dues.

A. Active Members are those who are employed within the Massachusetts Community College System, who are engaged in work of a professional nature in the field of education, who are in the bargaining unit, and who hold membership in the Council.

B. Adjunct Members are those active members, both faculty and professional staff, who are employed less than full time. Dues for adjunct members who present evidence of part-time employment which is less than or equal to one-half ($\frac{1}{2}$) of a full-time position shall be an amount equal to thirty (30) percent of the annual dues of full-time active members, except that the dues for part-time active members who teach fewer than three (3) credits per semester or work an equivalent number of assigned hours shall be fifteen (15) percent of the annual dues of full-time active members. Approved by the MCCC Delegate Assembly, April 26, 2014

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by parttime/adjunct members as part of the regular election cycle each year... The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions that occur after the election cycle.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

Proposed Bylaw Amendment (proposed changes in bold and/or strikethrough):

ARTICLE III—MEMBERSHIP SECTION 1. MEMBERSHIP CATEGORIES Membership in the Council shall be classified as Active or Retired and shall be available to those who pay the prescribed dues.

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A. Active Members are those who are employed **or have reappointment rights** within the Massachusetts Community College System, who are engaged in work of a professional nature in the field of education, who are in the bargaining unit, and who hold membership in the Council.

B. Adjunct **Faculty** Members are those active **faculty** members, ~~both faculty and professional staff~~, who are employed less than full time. **Part-time professional staff members are those active professional staff members who are employed less than full time as defined in Day Contract.**

Dues for **all part-time professional staff and adjunct faculty** members who present evidence of part-time employment which is less than or equal to one-half ($\frac{1}{2}$) of a full-time position shall be an amount equal to thirty (30) percent of the annual dues of full-time active members, except that the dues for part-time active members who teach fewer than three (3) credits per semester or work an equivalent number of assigned hours shall be fifteen (15) percent of the annual dues of full-time active members.

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time **professional staff /adjunct faculty** members elected by part-time **professional staff /adjunct faculty** members as part of the regular election cycle **for a two year term each year** The Board of Directors will fill vacancies in the two part-time **professional staff /adjunct faculty** positions that occur after the election cycle.

Rationale for the Proposed Bylaw Change:

This proposal clarifies the definitions of adjunct faculty and part-time professional staff and includes all adjunct faculty who have rights under the DCE Contract and pay union dues. The at-large Part-time professional staff/Adjunct faculty director seat term is changed to two years to be consistent with statewide offices.

Bylaws Committee Recommendation: Recommend, see above.

Proposal #3: Membership (B)

Date:1/31/18

Maker's Name and Second: Gertrude (Trudy) Tynan; Darlene Smith-Ash (second)

College(s): Holyoke Community College

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Current Bylaw:

ARTICLE III—MEMBERSHIP

SECTION 1. MEMBERSHIP CATEGORIES

Membership in the Council shall be classified as Active or Retired and shall be available to those who pay the prescribed dues.

- A. Active Members are those who are employed within the Massachusetts Community College System, who are engaged in work of a professional nature in the field of education, who are in the bargaining unit, and who hold membership in the Council.

SECTION 2. ACTIVE MEMBERSHIP

Active membership shall be continuous until the member leaves the Massachusetts Community College System, resigns from Council, or fails to pay membership dues.

Proposed Bylaw Amendment, New material in bold:

ARTICLE III—MEMBERSHIP

SECTION 1.MEMBERSHIP CATEGORIES

Membership in the Council shall be classified as Active or Retired and shall be available to those who pay the prescribed dues.

- A. Active Members are those who are employed within the Massachusetts Community College System, who are engaged in work of a professional nature in the field of education, who are in the bargaining

unit, and who hold membership in the Council. **For the purposes of this section, employment for active membership shall be considered to continue for one semester after the member leaves the Massachusetts Community College System.**

SECTION 2, ACTIVE MEMBERSHIP

A. Active membership shall be continuous until the member **resigns from Council, fails to pay membership dues, or has a break in continuous employment of more than one semester in the Massachusetts Community College System.**

B. Unpaid leaves of absence do not affect these criteria.

C. For the purposes of this section, there are two semester periods: Fall, which includes any employment where services begin between July 1 and December 31, and Spring, which includes any employment where services begin between Jan. 1 and June 30.

Rationale for the Proposed Bylaw Change:

This amendment clarifies qualifications for active membership, given the Council's July 1-June 30 membership year to allow continuous active membership, for example, for adjunct members, who have paid annual dues but have classes cancelled in the fall semester.

Bylaws Committee Recommendation: Recommend. This proposal allows adjunct faculty who have taught in the spring and to continue their union membership for the following year, so long as they pay dues for that following year, even if their fall course is cancelled.

Proposal #4: Adjuncts Committee

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,

Paulette Howarth, Kerryn Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

Address(es): 39 Westbrook Road, Worcester, MA 01602; 815 South East Street, Amherst, MA 01002; 13

Pleasant Street, Assonet, MA 02702; 215 Fort Pleasant Avenue, Springfield, MA 01108;

Phone Number(s): 413-297-1075; 508-753-0338

Email Address(s): carolgray_2000@yahoo.com; pspool@charter.net

Current Bylaw:

SECTION 13. ADJUNCTS COMMITTEE

The Adjuncts Committee shall consist of one member selected by each chapter to serve a one year term. The chapter may select an alternate to attend meetings when the member cannot attend. The committee shall be chaired by an adjunct appointed by the President with the approval of the Board of Directors. It shall be the responsibility of the Committee to:

- A. Explore issues deemed important to the adjunct faculty.
- B. With the approval of the President, consult as necessary with the MCCC DCE Coordinator, MTA UniServ consultant, and any other committee or union officials deemed appropriate.
- C. Provide an annual report to the MCCC Board of Directors including any findings and recommendations of the committee.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

Proposed Bylaw Amendment (proposed changes in bold and/or strikethrough):

SECTION 13. ~~ADJUNCTS~~ **FACULTY COMMITTEE**

The Adjuncts **Faculty** Committee shall consist of one ~~member~~ **adjunct faculty** member ~~selected~~ **elected** by the **adjunct faculty** of each chapter to serve a ~~one~~ **two** year term. **The candidate who receives the second highest number of votes in the election will be designated the alternate and will** attend meetings when the **primary** member cannot attend. **Alternates may attend all Adjunct Faculty Committee meetings but can only vote in the absence of the primary member.** The committee shall be chaired by an adjunct ~~appointed by the President with the approval of the Board of Directors~~ **faculty member elected by the Adjunct Faculty Committee. An adjunct faculty member is defined as an active member teaching one or more community college courses or having reappointment rights who is not a full-time benefited employee in the community college system.**

It shall be the responsibility of the Committee to:

- A. Explore issues deemed important to the adjunct faculty.
- B. With the approval of the President, consult as necessary with the MCCC DCE Coordinator, MTA UniServ consultant, and any other committee or union officials deemed appropriate.
- C. Provide an annual report to the MCCC Board of Directors including any findings and recommendations of the committee.

Rationale for the Proposed Bylaw Change:

This language makes the bylaw more consistent with the Professional Staff Committee bylaw by designating a two-year term and having the Chair of the Committee elected by the members of the Committee itself, and it clarifies the definitions of alternate member and adjunct.

Bylaws Committee Recommendation: Recommend (see above).

Proposal #5: Membership (C)

Date: January 12, 2018

Maker's Name and Second: Gail Guarino and Claudine Barnes

College(s): CCCC

Address(es): 253 Red Fawn Road, Brewster, MA and 258 Main Street, South Dennis, MA 02660

Phone Number(s): 774-408-6243 and 508-367-0848

Email Address(s): gailag@yahoo.com and claudinebarnes41@gmail.com

Current Bylaw:

ARTICLE V — BOARD OF DIRECTORS

SECTION 1. MEMBERSHIP

- A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by part-time/adjunct members as part of the regular election cycle each year. The term of office for members other than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions which occur after the election cycle.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

ARTICLE V — BOARD OF DIRECTORS

SECTION 1. MEMBERSHIP

- A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by part-time/adjunct members and all members teaching under the DCE Contract as part of the regular election cycle each year. The term of office for members other

than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions which occur after the election cycle.

Rationale for the Proposed Bylaw Change:

All members teaching in the DCE unit should have a say as to who represents those interests on the MCCC Board of Directors.

Bylaws Committee Recommendation: Not recommend.

These two at large part-time professional staff/ adjunct faculty positions are meant to provide a voice for part-time professional staff and adjunct faculty union members. This proposed change undermines that purpose.

Proposal #6: Term Limits

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,
Paulette Howarth, Kerryn Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

Address(es): 39 Westbrook Road, Worcester, MA 01602; 815 South East Street, Amherst, MA 01002; 13
Pleasant Street, Assonet, MA 02702; 215 Fort Pleasant Avenue, Springfield, MA 01108;

Phone Number(s): 413-297-1075; 508-753-0338

Email Address(s): carolgray_2000@yahoo.com; pspool@charter.net

Current Bylaw:

ARTICLE IV — OFFICERS SECTION 1. DEFINITIONS AND TERMS The officers of the Council shall be a President, a Vice President, a Secretary, and a Treasurer. Each shall take office on June 1st of the year in which elected and shall serve for a period of two years until May 31st or until a successor takes office. Nominations and elections will be held in accordance with an officer elections policy established by the Board of Directors. A. All officers are subject to re-election without restriction as to the number of terms served. B. Officers must be MCCC members. No member shall run for or hold more than one elected or appointed position in the Council during the term of office, except for committee memberships or duties of the office as established by these Bylaws.

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by parttime/adjunct members as part of the regular election cycle each year. The term of office for members other than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions that occur after the election cycle.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw (proposed changes in bold and/or strikethrough):

ARTICLE IV — OFFICERS SECTION 1. DEFINITIONS AND TERMS The officers of the Council shall be a President, a Vice President, a Secretary, and a Treasurer. Each shall take office on June 1st of the year in which elected and shall serve for a period of two years until May 31st or until a successor takes office. Nominations and elections will be held in accordance with an officer elections policy established by the Board of Directors. A. ~~All officers are subject to re-election without restriction as to the number of terms served.~~ **Members shall be eligible for election for three consecutive two-year terms. After one year out of office, a member is again eligible to be a candidate for President, Vice-President, Secretary or Treasurer.** B. Officers must be MCCC members. No member shall run for or hold more than one elected or appointed position in the Council during the term of office, except for committee memberships or duties of the office as established by these Bylaws.

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by part-time/adjunct members as part of the regular election cycle each year. The term of office for members other than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. **Members shall be eligible for election to consecutive terms lasting no more than 6 years total. After one year out of office, a member is again eligible to run for Chapter Director or one of the two at-large part-time professional staff / adjunct faculty Directors.** The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions that occur after the election cycle.

Rationale for the Proposed Bylaw Change:

This bylaw amendment is modeled on the term limits language of the MTA Bylaws.

Bylaws Committee Recommendation: Recommend (see above).

Proposal #7: Adjunct Faculty / Part-time professional staff Board Director Alternate (A)

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,
Paulette Howarth, Kerry Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

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Phone Number(s): 413-297-1075; 508-753-0338

Email Address(s): carolgray_2000@yahoo.com; pspool@charter.net

Current Bylaw:

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A.

.....If the Chapter Director cannot attend a Board of Directors' meeting, the Chapter President may send an alternative chapter member.

Proposed Bylaw Amendment (proposed changes in bold and/or strikethrough):

ARTICLE V — BOARD OF DIRECTORS SECTION 1. MEMBERSHIP A.

.....If the Chapter Director cannot attend a Board of Directors' meeting, the Chapter President may send an alternative chapter member. **If an at-large part-time professional staff / adjunct faculty Director cannot attend a Board of Directors' meeting, an alternate who is a part-time professional staff or adjunct faculty member, upon approval of the MCCC President, shall be allowed to attend and vote in his/her absence.**

Rationale for the Proposed Bylaw Change:

The proposed change allows the two at-large part-time professional staff/adjunct faculty directors to have alternates for Board meetings, like other directors.

Bylaws Committee Recommendation: Recommend (see above).

Proposal #8: Adjunct / Part-time professional staff Board Director alternate (B)

Date: January 12, 2018

Maker's Name and Second: Gail Guarino and Claudine Barnes

College(s): CCCC

Address(es): 253 Red Fawn Road, Brewster, MA and 258 Main Street, South Dennis, MA 02660

Phone Number(s): 774-408-6243 and 508-367-0848

Email Address(s): gailag@yahoo.com and claudinebarnes41@gmail.com

Current Bylaw:

ARTICLE V — BOARD OF DIRECTORS

SECTION 1. MEMBERSHIP

- A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by part-time/adjunct members as part of the regular election cycle each year. The term of office for members other than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions which occur after the election cycle.
- B. Chapter Directors
 1. In elections for Chapter Director, if there is only one candidate, that candidate may be deemed elected by the chapter. If the Chapter Director cannot attend a Board of Directors' meeting, the chapter President may send an alternative chapter member. The Board of Directors will fill vacancies in the two part-time/adjunct positions that occur after the election cycle.
 2. If a vacancy occurs in the office of Chapter Director, the Chapter President may appoint a Director for the remainder of that term, with the approval of the Chapter Executive Committee.
- C. An MCCC member on the MTA Board of Directors, MTA Executive Committee or NEA Board of Directors, or NEA Executive Committee shall be an ex officio, non-voting member of the MCCC Board of Directors.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

March 22, 2018

ARTICLE V — BOARD OF DIRECTORS

SECTION 1. MEMBERSHIP

A. The Board of Directors shall be composed of the officers, one member elected for a term of one or two years from each chapter by the members of the chapter with the one or two year term determined by chapter bylaws, and two at-large part-time adjunct members elected by part-time/adjunct members as part of the regular election cycle each year. The term of office for members other than officers and chapter directors elected for a two-year term shall be one year beginning with the June Board meeting of the year in which members are elected. Any Director may remain in office until a successor takes office. ~~The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions which occur after the election cycle.~~

B. At-Large Part-Time/Adjunct Members

1. The Board of Directors is empowered to fill vacancies in the two part-time/adjunct positions which occur after the election cycle.
2. If a part-time adjunct director can't attend a meeting, the runner-up in the statewide election will be asked to participate for that meeting only. If there is no runner-up, the seat will remain vacant for the meeting.

BC. Chapter Directors

1. In elections for Chapter Director, if there is only one candidate, that candidate may be deemed elected by the chapter. If the Chapter Director cannot attend a Board of Directors' meeting, the chapter President may send an alternative chapter member. ~~The Board of Directors will fill vacancies in the two part-time/adjunct positions that occur after the election cycle.~~
2. If a vacancy occurs in the office of Chapter Director, the Chapter President may appoint a Director for the remainder of that term, with the approval of the Chapter Executive Committee.

CD. An MCCC member on the MTA Board of Directors, MTA Executive Committee or NEA Board of Directors, or NEA Executive Committee shall be an ex officio, non-voting member of the MCCC Board of Directors.

Rationale for the Proposed Bylaw Change:

Allows for a democratically selected individual to serve as an alternate on the Board and eliminates the repetition of the duties of the Board to fill vacant seats.

Bylaws Committee Recommendation: Not Recommend.

As with chapter director seats, there should be a pool of possible substitutes. This proposal would allow only one who may or may not be available.

Proposal #9: Delegate Assembly Alternates

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,
Paulette Howarth, Kerryn Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

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Phone Number(s): 413-297-1075; 508-753-0338

Email Address(s): carolgray_2000@yahoo.com; pspool@charter.net

Current Bylaw:

ARTICLE VI – DELEGATE ASSEMBLY

SECTION 1. MEMBERSHIP

B. Election of Chapter Delegates

...

4. Each Chapter may elect as many alternates as it is entitled to delegates.
5. After the chapter elections, the Chapter President may appoint delegates to remaining vacancies, with approval of the Chapter Executive Committee.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

Proposed Bylaw Amendment (proposed changes in bold and/or strikethrough):

ARTICLE VI – DELEGATE ASSEMBLY

SECTION 1. MEMBERSHIP

B. Election of Chapter Delegates

...

4. Each Chapter ~~may~~ **shall** elect as many alternates as it is entitled to delegates. **If a chapter has more candidates standing for election than it has delegate seats, candidates who are not elected as delegates will be designated as alternates. Alternates shall be seated according to their respective vote totals in the election when delegate vacancies occur.**
5. After the chapter elections, the Chapter President ~~may~~ **shall** appoint delegates **or alternates** to remaining vacancies, with approval of the Chapter Executive Committee.

Rationale for the Proposed Bylaw Change:

This proposal would allow the maximum number of MCCC members to participate in Delegate Assembly and would establish the order in which alternates are to be seated when there are vacancies.

Bylaws Committee Recommendation: Recommend (see above).

Proposal #10: Roberts Rules

Date: February 1, 2018

Maker's Name and Second: The Bylaws Committee (Nick Camerota, Carol Gray,
Paulette Howarth, Kerryn Snyder & Richard Spool)

College(s): HCC, STCC, MaCC, MassBay, BrCC

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Pleasant Street, Assonet, MA 02702; 215 Fort Pleasant Avenue, Springfield, MA 01108;

Phone Number(s): 413-297-1075; 508-753-0338

Email Address(s): carolgray_2000@yahoo.com; pspool@charter.net

Current Bylaw:

SECTION 4. QUORUM AND VOTING

A majority shall constitute a quorum. Each member or alternate shall be entitled to one vote, and decisions shall be by majority vote.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

Proposed Bylaw Amendment (proposed changes in bold and/or strikethrough):

SECTION 4. QUORUM AND VOTING

A majority shall constitute a quorum. Each member or alternate shall be entitled to one vote. ~~and decisions~~

~~shall be by majority vote.~~ **All business of the MCCC will be conducted in accordance with the most recent edition of Robert's Rules of Order Newly Revised, unless in conflict with the Bylaws and/or Rules of the organization.**

Rationale for the Proposed Bylaw Change:

This is recommended since it is standard practice.

Bylaws Committee recommendation: Recommend (see above).

Proposal #11: Parliamentary Authority

Date: January 12, 2018

Maker's Name and Second: Gail Guarino and Claudine Barnes

College(s): CCCC

Address(es): 253 Red Fawn Road, Brewster, MA and 258 Main Street, South Dennis, MA 02660

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Email Address(s): gailag@yahoo.com and claudinebarnes41@gmail.com

Current Bylaw:

ARTICLE IV — OFFICERS

SECTION 2. PRESIDENT

It shall be the duty of the President to:

- A. Preside at all meetings of the Delegate Assembly, of the Board of the Directors, and of the Executive Committee.
- B. Supervise all plans for the efficient work of the Council and perform such other duties as usually devolve upon a President.
- C. Convene the annual Delegate Assembly.
- D. Submit a report at the annual meeting of the Delegate Assembly.
- E. Appoint, after consultation with the Executive Committee and subject to the approval of the Board of Directors, the chair and members of all standing committees, unless otherwise noted in these Bylaws.
- F. Appoint the chair and members of *ad hoc* committees.
- G. Be a member, ex officio, of all committees except the Nominations and Elections Committee.
- H. Represent the Council at conferences, meetings, and before the general public.
- I. Represent the Council in its business with the Board of Regents of Higher Education or any successor organization.
- J. Coordinate the implementation of policies and programs adopted by the Delegate Assembly and the Board of Directors.
- K. Monitor compliance of the Council and its chapters with the Bylaws and Rules of the MCCC and the MTA/NEA.
- L. Interpret the Bylaws in accordance with the parliamentary authority cited in these Bylaws.
- M. Perform all duties normally associated with this office.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

ARTICLE IV — OFFICERS

SECTION 2. PRESIDENT

It shall be the duty of the President to:

- A. Preside at all meetings of the Delegate Assembly, of the Board of the Directors, and of the Executive Committee.
- B. Supervise all plans for the efficient work of the Council and perform such other duties as usually devolve upon a President.
- C. Convene the annual Delegate Assembly.
- D. Submit a report at the annual meeting of the Delegate Assembly.
- E. Appoint, after consultation with the Executive Committee and subject to the approval of the Board of Directors, the chair and members of all standing committees, unless otherwise noted in these Bylaws.
- F. Appoint the chair and members of *ad hoc* committees.
- G. Be a member, ex officio, of all committees except the Nominations and Elections Committee.
- H. Represent the Council at conferences, meetings, and before the general public.
- I. Represent the Council in its business with the Board of Regents of Higher Education or any successor organization.
- J. Coordinate the implementation of policies and programs adopted by the Delegate Assembly and the Board of Directors.
- K. Monitor compliance of the Council and its chapters with the Bylaws and Rules of the MCCC and the MTA/NEA.
- L. Interpret the Bylaws in accordance with the parliamentary authority cited in these Bylaws and the approval of the Board of Directors.
- M. Perform all duties normally associated with this office.

Rationale for the Proposed Bylaw Change:

This bylaw would spread the responsibility for interpretation of the bylaws to those with fiduciary responsibility to the MCCC.

Bylaws Committee Recommendation: Not Recommend. It undermines Robert's Rules.

Proposal #12: Delegate Assembly (B)

Date: January 12, 2018

Maker's Name and Second: Gail Guarino and Claudine Barnes

College(s): CCCC

Address(es): 253 Red Fawn Road, Brewster, MA and 258 Main Street, South Dennis, MA 02660

Phone Number(s): 774-408-6243 and 508-367-0848

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Current Bylaw:

ARTICLE VI — DELEGATE ASSEMBLY

SECTION 1. MEMBERSHIP

A. Composition

1. The Delegate Assembly shall be composed of the MCCC Officers, Directors, and Chapter Delegates, who are elected from each chapter.
2. The number of Chapter Delegates to which each chapter is entitled shall be based upon and elected from the active membership that the chapter has on March 1 of each year, determined according to the following procedure. For each chapter, the number of active members at that chapter on March 1 shall be divided by the total number of MCCC members as of March 1, and that fraction shall be multiplied by 250. The result is rounded up to the next whole number if the result is not a whole number.

B. Election of Chapter Delegates

1. Eligibility
 - a. MCCC Officers and Directors are ineligible to be a Chapter Delegate.
 - b. No person may be Chapter Delegate for more than one chapter.
2. Each chapter will elect its Chapter Delegates in March or April, at least two weeks prior to the MCCC Delegate Assembly.
3. Chapter Delegates shall present their credentials at the opening of each Delegate Assembly.
4. Each chapter may elect as many alternates as it is entitled to delegates.
5. After the chapter elections, the Chapter President may appoint delegates to remaining vacancies, with approval of the Chapter Executive Committee.

6. The term of office of delegates begins with the first Delegate Assembly after their election and ends when their successors are elected.

Proposed Bylaw Amendment (please use specific language to denote proposed changes to the particular bylaw):

ARTICLE VI — DELEGATE ASSEMBLY

SECTION 1. MEMBERSHIP

A. Composition

1. The Delegate Assembly shall be composed of the MCCC Officers, Directors, and Chapter Delegates, who are elected from each chapter.
2. The number of Chapter Delegates to which each chapter is entitled shall be based upon and elected from the active membership that the chapter has on March 1 of each year, determined according to the following procedure. For each chapter, the number of active members at that chapter on March 1 shall be divided by the total number of MCCC members as of March 1, and that fraction shall be multiplied by 250. The result is rounded up to the next whole number if the result is not a whole number.

B. Election of Chapter Delegates

1. Eligibility

a. MCCC Officers and Directors are ineligible to be a Chapter Delegate.

b. No person may be Chapter Delegate for more than one chapter or run to be a chapter delegate from more than one chapter.

2. Each chapter will elect its Chapter Delegates in March or April, at least two weeks prior to the MCCC Delegate Assembly.
3. Chapter Delegates shall present their credentials at the opening of each Delegate Assembly.
4. Each chapter may elect as many alternates as it is entitled to delegates.
5. After the chapter elections, the Chapter President may appoint delegates to remaining vacancies, with approval of the Chapter Executive Committee.
6. The term of office of delegates begins with the first Delegate Assembly after their election and ends when their successors are elected.

Rationale for the Proposed Bylaw Change:

It avoids duplication and avoids the problem of a member being elected from two different chapters.

Bylaws Committee Recommendation: Not recommend.

Union members have rights at all chapters where they are employed.