

SUBMITTED BY: MH/MR/OVH Assembly

SUBJECT: Board of Directors

RATIONALE: Section 3 – State Board members are not residents of Ohio

BE IT RESOLVED THAT NEW ARTICLE IV, SECTION 3(E) OF THE OCSEA CONSTITUTION BE ADDED AS FOLLOWS:

1 **Article IV – Board of Directors**

2 **Section 1. Composition of Board**

3 (A) The Board of Directors shall consist of the state officers of the Union, one
4 representative from each district for each one/twenty-fifth (1/25), or major fraction thereof, of
5 the total active Union members in the state but no less than two (2) representatives from each
6 district and one retiree representative.

7 (B) The number of members eligible for election to the Board of Directors shall be
8 limited to one person from either a governmental entity or Chapter in the district in which the
9 Chapter is located.

10 (C) No vacancy shall exist by virtue of a failure of a district to elect the number of
11 Board of Directors members to which it is entitled.

12 (D) If a state bargaining unit, or aggregation of local government bargaining units,
13 consisting of at least one/twenty-fifth (1/25) of the total active membership is not represented by
14 an officer or member of the Board, a special Board seat shall be added to the Board and shall be
15 filled by election by the Board from among nominees who are active members in such
16 bargaining unit. Procedures for such election shall be the same as those used to fill a vacancy on
17 the Board.

18 **Section 2. Powers of Board/Source**

19 The Board of Directors shall be the governing body of the Union between conventions.

20 **Section 3. Qualifications for Board Membership**

21 (A) Only such employees who are active members of the Union for a period of at least
22 two (2) continuous years immediately prior to election or appointment shall be eligible for
23 election or appointment to the Board of Directors.

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25 **(B)** Board of Directors members must be employees within jurisdictions represented by
26 OCSEA in order to run for the Board, be appointed or elected to any state office or seat on the
27 Board of Directors, or to maintain their seat on the Board, or to maintain their office. The only
28 exception would be a retiree sitting on the Board specifically representing retirees.

29 **(C)** No candidate for a seat on the Board of Directors in the Union shall be nominated,
30 elected or appointed if convicted of a felony within five (5) years after completion of sentence
31 and/or probation preceding the nomination for such seat.

32 **(D)** Affiliation with a competing labor organization shall disqualify a member from
33 nomination, election, appointment to or maintenance of a seat on the Board of Directors.

34 **E. STATE BOARD MEMBERS SHALL BE A CURRENT AND/OR**
35 **PERMANENT RESIDENT OF THE STATE OF OHIO.**

36 **Section 4. Board Districts**

37 The districts of the Union, for the purpose of electing Board of Directors members, shall
38 be as defined in the State By-Laws Article II, Section 4. In so doing, consideration shall be given
39 to the relative number of members residing in such districts.

40 **Section 5. Election to the Board**

41 **(A)** The authority for the conduct of Board of Directors' elections is defined in the
42 Constitution. All active members shall vote in the district which contains the Chapter to which
43 the member is assigned, regardless of their place of residence.

44 **(B)** An outside accounting firm shall be hired to handle all district elections to the Board
45 of Directors. It shall be the responsibility of said firm to prepare the ballot, mail to member's
46 address, collect, tabulate, and certify the results of election to the officers and all Board of
47 Directors members as well as all candidates. The firm shall be selected by the Board of
48 Directors. Ballots shall be mailed to a member's address and shall be returned to the selected
49 firm within 15 days. The ballots shall include the last acceptable postmark date by which ballot
50 must be returned.

51 **Section 6. Declaration of Vacancy**

52 **(A)** Any officer, or Board of Directors member, or presidential appointee, who fails to
53 attend two consecutive regular Board meetings without excuse and/or submitting, prior to a
54 board meeting, a written reason acceptable to the Board, shall be deemed to have vacated the
55 office.

87 Members of the Board of Directors shall constitute the Board of Trustees as provided in
88 the statutes for the purpose of corporate action.

89 **Section 11. Notice of Board Members to Subordinate Bodies**

90 After the Board of Directors' election, the Executive Director shall publish in the OCSEA
91 Publication and send a list of the names, addresses, districts served, and department by which
92 employed, of all members of the Board of Directors and the state officers to the president of each
93 Chapter, Assembly and District Council.

94 **Section 12. Board Expenses**

95 Expenses for Board of Directors members shall be paid by the Union. Expenses incurred
96 by Officers, Board of Directors members, Board Committees and Committee members, and
97 those serving on such Union bodies, as well as those officers and agents of all Subordinate Union
98 bodies, shall be reimbursed in the manner set forth in the State By-Laws Article II, Section 1(D).

99 No expenses for Board of Directors or officers shall be paid without a receipt or adequate
100 explanation in writing. Records of expenses for Board of Directors and officers shall be retained
101 on file at OCSEA's Central Office for members' viewing during normal business hours.

102 **Section 13. Recall of Board Members**

103 Any Board of Directors member except the President, Vice President, Secretary-
104 Treasurer may be recalled by an affirmative vote of two-thirds (2/3) of the members of that
105 district voting. The recall shall be conducted pursuant to OCSEA State By-Laws Article X.