

**BYLAW AMENDMENT #1** — Proposal re President and Vice President at Large Term Changes to Amend Sections 10.1, 10.2, 10.4, 10.5 and 10.7 (submitted by Executive Committee)

Whereas NECA has previously established term limits for the President and Vice President at Large, and

Whereas, the NECA Executive Committee wishes to align the term limits of the President with those of the Vice Presidents, and

Whereas, the NECA Executive Committee wishes to change the term of President to a two year term with the ability to serve up to two terms,

Now, therefore, be it resolved that the bylaws be amended as follows

**Current Language**

**Proposed Language**

(~~strikeover~~ indicates deleted language;  
underline indicates new language;  
{ } indicates source or new location)

**ARTICLE X. MEMBER OFFICERS**

**ARTICLE I - GOVERNING AUTHORITY**

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**Section 10.2. The President.** The President shall be the senior elected officer of the Association.

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(a) **Qualifications.** Candidates for President must, within the previous five (5) years, have served one (1) term on the Executive Committee or at least two (2) years on the Board of Governors and represent a Member who is a signatory to an I.B.E.W. labor agreement.

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- 1) By the Executive Committee. The Executive Committee shall nominate, from among the members of the Association or their duly accredited representatives, one or more candidates for the office of President at its last regular meeting which precedes, by at least sixty (60) days, the regular meeting of the Board of Governors in the third calendar year of a President's term.
- 2) Other Nominations. Additional nominations for the office of President, from among the members or their duly accredited representatives, may be made by any Governor with the written

- 1) By the Executive Committee. The Executive Committee shall nominate, from among the members of the Association or their duly accredited representatives, one or more candidates for the office of President at its last regular meeting which precedes, by at least sixty (60) days, the regular meeting of the Board of Governors in the ~~third~~ second calendar year of a President's term.
- 2) Other Nominations. Additional nominations for the office of President, from among the members or their duly accredited representatives, may be made by any Governor with the written

concurrence of a majority of the Governors from the District in which the nominee operates the headquarters of his business, by filing the nomination with the Secretary/Treasurer at any time after the nominations of the Executive Committee and more than thirty (30) days prior to the date of such regular meeting of the Board of Governors.

(c) **Election.** The President of the Association shall be elected by the Board of Governors at its last regular meeting in the third year of each President's term. Individual members shall have the right to vote by proxy one vote each for a duly nominated candidate for President. Proxy ballots shall be mailed to the Secretary/Treasurer.

(d) **Term of Office.** Presidents' term shall begin January first of the year following their election. Presidents shall serve three (3) years or until their successors are duly qualified and elected. The President shall serve no more than one (1) full three-year term.

(e) **Duties.** The President shall perform the following duties:

- 1) Exercise leadership necessary to promote the policies and programs of the Association.
- 2) Speak for the Association and the electrical contracting industry.
- 3) Preside at all meetings of the Board of Governors, the Executive Committee, and the Convention.
- 4) Appoint the Chairman and members of all Committees not otherwise specified in these Bylaws.
- 5) Perform other duties assigned by the Board of Governors.

#### Section 10.4. District Vice Presidents.

(a) **Qualifications.** At the time of nomination, candidates for District Vice President must:

- 1) Have served at least one (1) full year on the Board of Governors within the past five (5) years.

concurrence of a majority of the Governors from the District in which the nominee operates the headquarters of his business, by filing the nomination with the Secretary/Treasurer at any time after the nominations of the Executive Committee and more than thirty (30) days prior to the date of such regular meeting of the Board of Governors.

(c) **Election.** The President of the Association shall be elected by the Board of Governors at its last regular meeting in the ~~third~~ second year of each President's term. Individual members shall have the right to vote by proxy one vote each for a duly nominated candidate for President. Proxy ballots shall be mailed to the Secretary/Treasurer.

(d) **Term of Office.** The President shall be elected to a two (2) year term beginning January first of the year following the election. The President shall serve no more than two (2) full terms. Presidents' term shall begin January first of the year following their election. Presidents shall serve three (3) years or until their successors are duly qualified and elected. The President shall serve no more than one (1) full three-year term.

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(a) **Qualifications.** At the time of nomination, candidates for District Vice President must:

- 1) Have served at least one (1) full year on the Board of Governors within the past five (5) years.

- 2) Represent a member who is a signatory to an I.B.E.W. labor agreement.
  - 3) Be members in good standing of Chapters within that District.
- (b) **Nomination.** Nominations for District Vice Presidents must be signed by a Governor from that District and received in writing by the Secretary/Treasurer, not more than sixty (60) days nor less than thirty (30) days prior to the date of the Board of Governors meeting at which elections will be held.
- (c) **Election.** One (1) District Vice President shall be elected by the Governors in each District. Districts designated by even numbers shall elect District Vice Presidents in even numbered years and Districts designated with odd numbers shall elect District Vice Presidents in odd numbered years, all to take office on the first day of January following their election.
- (d) **Term.** District Vice Presidents shall be elected to a two (2) year term beginning January first of the year following their election. District Vice Presidents shall serve no more than two (2) consecutive terms. If a District Vice President is elected to serve an unexpired term under Section 10.7, service of one-half or more of the unexpired term shall be considered a full term for purposes of term limits.
- (e) **Duties.** District Vice Presidents shall:
- 1) Represent the conveyed interests of the chapters in their districts to the Association and the Executive Committee.
  - 2) Promote the policies and programs of this Association.
  - 3) Lend counsel and advice to Chapter officers and agents and coordinate their efforts.
  - 4) Investigate and report pertinent developments in the District that could affect this Association.
  - 5) Perform such additional duties as the Board of Governors may from time to time assign.

**Section 10.5. Vice President At Large.** The Vice President At Large shall be appointed by the Executive Committee from among qualified representatives of member firms in the United States and having annual payrolls in excess of nine hundred thousand (900,000) manhours. The Vice President At Large shall be appointed at the Executive Committee meeting held at the convention in odd numbered years and shall serve a term of two (2) years

- 2) Represent a member who is a signatory to an I.B.E.W. labor agreement.
  - 3) Be members in good standing of Chapters within that District.
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- (d) **Term.** District Vice Presidents shall be elected to a two (2) year term beginning January first of the year following their election. District Vice Presidents shall serve no more than two (2) **consecutive** terms. If a District Vice President is elected to serve an unexpired term under Section 10.7, service of one-half or more of the unexpired term shall be considered a full term for purposes of term limits.
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  - 3) Lend counsel and advice to Chapter officers and agents and coordinate their efforts.
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beginning the first day of January of the year following their selection. The Vice President At Large may serve no more than two (2) consecutive terms. If a Vice President at Large is appointed to fill an unexpired term due to vacancy, service of one-half or more of the unexpired term shall be considered a full term for purposes of term limits. The Vice President At Large shall perform those duties specified by the Executive Committee.

#### Section 10.7. Vacancies.

- a) In the event the President resigns or is unable to serve, as determined by the Executive Committee, the Executive Committee shall select a District Vice President or the Vice President at Large to perform the duties of the President until a successor is elected. At the next regularly scheduled meeting of the NECA Board of Governors following the vacancy, the Governors shall elect a President in accordance with the qualifications and procedures as established in Section 10.2. Such newly-elected President's term shall begin on January first of the year following the election and the President shall serve one (1) three-year term.
- (b) In the event a District Vice President resigns or is unable to serve, as determined by the Executive Committee, the vacancy shall be filled the in the following manner:
  - 1) The Governors from the District where the vacancy exists, shall, at a time and in a manner determined by the NECA President, elect a qualified Member from that District (see Section 10.4) to serve the unexpired term.
  - 2) However, in the event the vacancy occurs after the Governors of that District have already elected the next District Vice President of that District pursuant to Section 10.4 (c), but before the elected-candidate's term has begun, the elected-candidate shall perform the duties of District Vice President of that District until the elected candidate's term officially begins pursuant to Section 10.4 (d).
- (c) In the event the Vice President At Large resigns or is unable to serve, as determined by the Executive

(2) years beginning the first day of January of the year following their selection. The Vice President At Large may serve no more than two (2) **consecutive** terms. If a Vice President at Large is appointed to fill an unexpired term due to vacancy under 10.7, service of one-half or more of the unexpired term shall be considered a full term for purposes of term limits. The Vice President At Large shall perform those duties specified by the Executive Committee.

#### Section 10.7. Vacancies.

- (a) In the event the President resigns or is unable to serve, as determined by the Executive Committee, the Executive Committee shall select a District Vice President or the Vice President at Large to perform the duties of the President until a successor is elected. At the next regularly scheduled meeting of the NECA Board of Governors following the vacancy, the Governors shall elect a President in accordance with the qualifications and procedures as established in Section 10.2. Such newly-elected President's term shall begin on January first of the year following the election and the President shall serve ~~one (1) three-year term~~ a full two (2) year term. In the event a District Vice President or the Vice President at Large is selected to perform the duties of the President for an unexpired term due to vacancy under this Section, service of one-half or more of the President's unexpired term shall be considered a full term for purposes of term limits.
- (b) In the event a District Vice President resigns or is unable to serve, as determined by the Executive Committee, the vacancy shall be filled the in the following manner:
  - 1) The Governors from the District where the vacancy exists, shall, at a time and in a manner determined by the NECA President, elect a qualified Member from that District (see Section 10.4) to serve the unexpired term.
  - 2) However, in the event the vacancy occurs after the Governors of that District have already elected the next District Vice President of that District pursuant to Section 10.4 (c), but before the elected-candidate's term has begun, the elected-candidate shall perform the duties of District Vice President of that District until the elected candidate's term officially begins pursuant to Section 10.4 (d).
- (c) In the event the Vice President At Large resigns or is unable to serve, as determined by the Executive

Committee, the Executive Committee shall, at a time and in a manner determined by the NECA President, appoint a qualified Vice President At Large (see Section 10.5) to serve the unexpired term.

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**Comment from NECA National Office:**

This proposal is recommended **FOR** adoption.