



MEMORANDUM

To: ASBA District Member Governing Board Members and Superintendent Secretaries

From: Dr. Tim Ogle, Executive Director

Date: October 2, 2017

Re: Proposed Changes to ASBA Bylaw and Voting Instructions for YOUR Board

Article VIII Section 1(b) of the ASBA Bylaws states:

Amendments may be submitted by action of a member board, the Board of Directors of this Association, or any committee appointed by it, and shall be transmitted to the executive director not later than September 15. Such amendments shall be forwarded to the membership at least thirty (30) days prior to the opening of electronic voting as approved by the ASBA Board of Directors.

As Executive Director, I certify that I have received the following proposed changes to the ASBA Bylaws. In compliance with the ASBA Bylaws, notice is hereby given of these proposed changes:

Proposal A ASBA Governance Committee proposes that if any director or officer on the ASBA Board of Directors misses more than one meeting in a calendar year it will be deemed that they have vacated their office.

Background: The ASBA Board of Directors holds four meetings per year, per bylaws. Directors sign an acknowledgement of requirements of service, including meeting attendance, prior to their election.

Proposal B ASBA Governance Committee proposes that a minimum of 60 percent of the ASBA member boards must vote and three-fourths of the minimum must vote in the affirmative to amend or repeal a bylaw.

Background: Currently, a minimum of two-thirds (66 percent) of all ASBA members boards must vote in the affirmative to amend or repeal a bylaw.

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Executive Director – Dr. Timothy L. Ogle

President – Julie Bacon, Paradise Valley USD • **President Elect** Linda Lyon, Oracle ESD

Treasurer – Lawrence Robinson, Roosevelt ESD • **Secretary** – Steven Chapman, Tolleson UHSD

Immediate Past President – Kathy Knecht, Peoria USD

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Proposal C Maricopa USD recommends that a bylaw may be amended or repealed by an affirmative vote of two-thirds of the ASBA member boards that vote.

Background: Currently, a minimum of two-thirds (66 percent) of all ASBA members boards must vote in the affirmative to amend or repeal a bylaw.

Proposal D Tempe ESD proposes an amendment to the change the name of the ASBA Hispanic - Native American Indian Caucus (HNAIC) to the Hispanic - Native American Caucus.

Background: Native American is the term preferred by members of the HNAIC.

Proposal E Gila Bend USD proposes an amendment that will allow a seat on the ASBA Board of Directors for the President and Past President of the Hispanic-Native American Indian Caucus (HNAIC).

Background: Currently the HNAIC has a single ex officio voting seat on the ASBA Board of Directors, which is held by the caucus's sitting president. The caucus presidency (a two-year term) alternates between a Hispanic and a Native American, per HNAIC bylaws, which provides alternating representation on the ASBA Board of Directors.

Proposal F Concho ESD proposes that no action by any delegate or presiding authority shall end debate or discussion at the Delegate Assembly.

Background: Rules of Procedure for the Delegate Assembly are adopted by delegates at the assembly and currently allow delegates to "Call for the Question" to end debate or discussion. The motion requires a two-thirds vote of delegates to pass. Procedural rules for the Delegate Assembly currently are not in ASBA's bylaws.

Proposal G Concho ESD proposes an amendment to establish a Conservative Caucus to support and defend the constitution of the United States.

Background: Per the ASBA Bylaws (Article VII, Section 2. Caucuses), "ASBA caucuses shall exist to enhance the work of the association by addressing the unique needs of member districts. Caucuses are considered to be affiliated with ASBA as a program provider with responsibility for the caucuses. Each caucus is expected to adopt its own bylaws for operating, programming and governing within the context of the relationship with ASBA described herein."

Proposal H Littleton ESD proposes a recommendation that the ASBA Legislative Committee shall hold a delegate assembly workshop in advance of the delegate assembly to orient new or existing members in establishing the political agenda, moving items for floor action, and explaining the process.

Background: Operational matters related to the Delegate Assembly are currently not included in the ASBA Bylaws.



The proposed changes will be voted on by the membership as dictated in the ASBA Bylaws via the electronic voting process:

Section 1. *These Bylaws or the Core Beliefs may be amended or repealed, or new ones adopted as follows:*

(a) *By a vote of two-thirds of the member boards using an electronic vote of the membership using a procedure adopted by the Board of Directors.*

The voting link will be sent to each member district board. **Electronic voting will open on November 2, 2017, and close at 5 p.m. on Monday, Dec. 4, 2017.** Please review the enclosure detailing the procedure and timeline for electronic voting and put consideration of these changes on your board's agenda at your regularly scheduled board meeting during this timeframe. A model agenda item for this action is enclosed.

All ASBA district member boards are strongly encouraged to exercise their ASBA membership rights and participate in voting. A change to the bylaws requires an affirmative vote of two-thirds of all ASBA member district boards.

If you have any questions regarding the proposed changes or the electronic voting process, please do not hesitate to contact me either by email (togle@azsba.org) or by phone at 602 254-1100 or 800 238-4701 (toll free).

Encl.

TO/kks