

# ASCCC Bylaws Revision

Julie Adams, ASCCC Executive Director  
Adrienne Foster, West Los Angeles College  
Craig Rutan, ASCCC South Representative  
Paul Setziol, De Anza College

2014 ASCCC Fall Plenary Session

# Overview

- Goals of the Revision
- ASCCC a Nonprofit Organization
- When do new Exec members take office?
- Duties of Officers
- Clarifications, Additions, and Removals
- Senate Rules
- Remaining Steps



# Goals of the Bylaws Revision



## GOAL SETTING

Much Work Needs To BE Done Before We Can Announce Our Total Failure To Make Any Progress

- Update the language to be consistent with legal requirements, current practice, and other senate documents.
- Shift items that should not be revised frequently from Senate Rules to Bylaws
- Remove items that are revised frequently and move them into other documents.

# Process for Revision



**KEEP  
CALM  
AND  
DO SOME  
REVISION**

- The initial review was made by the ASCCC legal counsel to point out areas that were out of legal compliance.
- Standards and Practices met on October 4 to create a first draft
- First draft shared with body at Fall 2014 Plenary Session
- Standards and Practices will meet on December 19 to incorporate feedback from the body
- Revisions will be brought to Spring 2015 Plenary Session for adoption.

# ASCCC is a Nonprofit Organization

- ASCCC is a nonprofit organization and the Executive Committee serves as the Board of Directors.
- The officers would normally be referred to as the Executive Committee.
- Proposed Change: To make legal responsibility of each group clear, the Executive Committee is called the Board of Directors in the revised bylaws, but will still be the Executive Committee in all other documents.



## The **Benefits** of Forming a Non Profit

- ✓ Limited Personal Liability
- ✓ Perpetual Existence
- ✓ Better Fringe Benefits
- ✓ Exempt From Federal Income Taxes



# Term for Executive Committee Members

- The current bylaws define the term of service based the new fiscal year (July 1 – June 30)
- Newly elected Executive Committee members begin their service no later than orientation at the beginning of June and are responsible for the ASCCC Leadership Institute each June.
- Proposed Change: Term of service be May 1 – April 30



# Duties of Officers

- Duties for officers (President, Vice President, Secretary, Treasurer, and Executive Director) are currently listed in the rules.
- Nonprofits often include duties in the bylaws (2/3 vote to modify) instead of rules (simple majority).
- Executive Directors duties are approved by the Executive Committee because he/she is hired by Exec, not elected by the body.

# Current Practices Clarified

- Executive Committee members cannot transfer their voting rights at plenary session
- There will be two plenary sessions each year
- The Executive Director is a non-voting member of the Executive Committee and the Officers Committee
- President makes appointments to all committees, task forces, and advisory groups



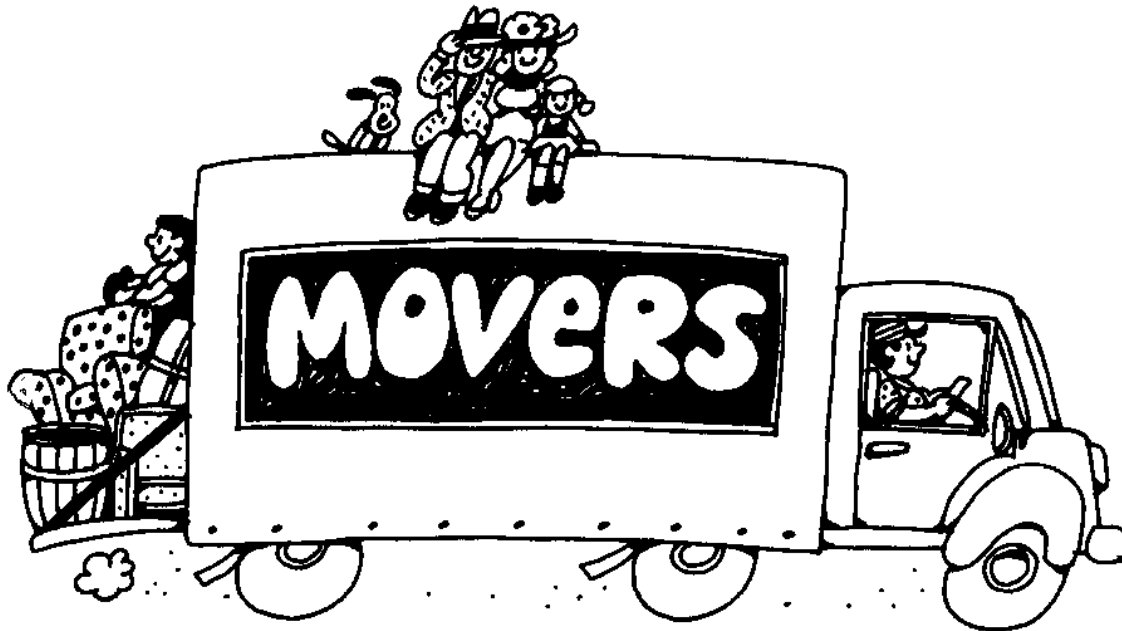
# Bylaws Additions

- Action in Conflict with Past Positions
- Removal of an Executive Committee member
- Emergency Action by the Executive Committee

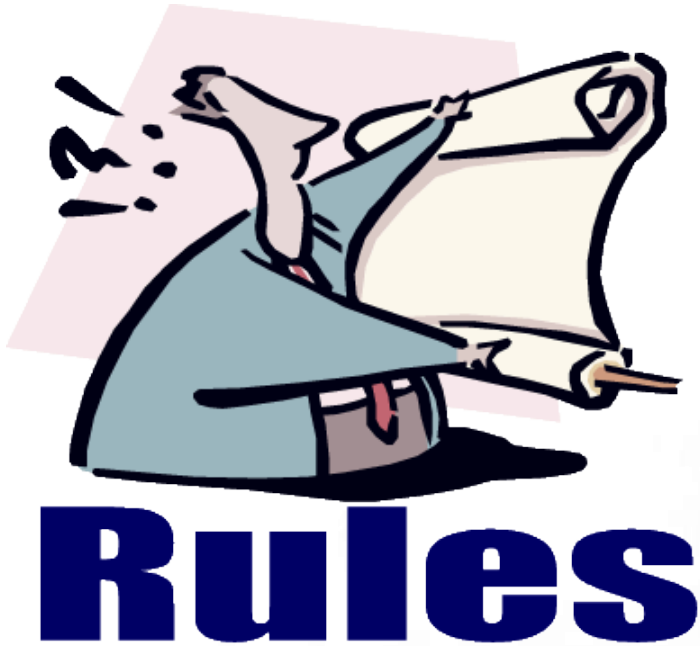


# Things Being Moved to Policies

- Criteria for Senator Emeritus
- Criteria for Caucuses
- Term



# Senate Rules



- Revisions to the Bylaws requires a 2/3 vote of delegates at a plenary session
- Revisions to the Senate Rules requires a majority vote of delegates at a plenary session
- Currently the Bylaws and the Senate Rules are kept in the same document
- Proposed Change: Move the Senate Rules into a separate document.
- Rules revision will include removing the duties of officers and moving them into the bylaws.

# Questions for the Audience

- Are there items that need to be added to the bylaws?
- Were any items removed that should be kept?
- Are there any additional changes that should be made?



# Remaining Steps

- Incorporate feedback into revised bylaws
- Revise Senate Rules and create a new rules document
- Review senate policies to ensure they are consistent with the new bylaws and rules
- Bring all revisions forward for adoption at the Spring 2015 plenary session

# Thank You for Coming

