

OEA-PAC CONSTITUTION

CONSTITUTION

ARTICLE I. NAME AND DEFINITION

The name of this association is Oregon Education Association-Political Action Committee (hereinafter referred to as OEA-PAC). It is a voluntary, nonprofit, unincorporated association of individual OEA members and others, and is not affiliated with any political party.

ARTICLE II. OBJECTIVES OF OEA-PAC

OEA-PAC shall have as its primary purpose the improvement of public education and educational standards in the state of Oregon.

OEA-PAC's purpose shall be to encourage all OEA members to participate in political activities necessary to recommend candidates and to elect to office persons who are interested in the development of a better public education system in the state of Oregon.

ARTICLE III. POWERS

OEA-PAC may take no action which is inconsistent with the policies of OEA as established by the Representative Assembly or by the OEA Board of Directors, but may otherwise take such action as required to fulfill its purpose.

ARTICLE IV. MEMBERSHIP AND CONTRIBUTIONS

Membership shall not be limited in number. The OEA-PAC Bylaws provide for one or more classes of members, the designation of such class or classes, the qualifications and rights of the members of each class, provisions for termination or forfeiture of membership, and the contributions such members may make for its financial support.

ARTICLE V. GOVERNING BOARD

The affairs of OEA-PAC shall be managed by a Board of Directors who shall be members of the Oregon Education Association or OEA-Retired; NEA; and OEA-PAC during their terms of office.

A. The governing board shall be comprised of:

1. The president of OEA or the president's designee;
2. The OEA Board of Directors member elected by the OEA Board of Directors;
3. The chairperson of the Legislative Advisory Council or the chairperson's designee from that council;
4. A representative from each UniServ council;

5. A representative from the Oregon Council of Education Support Professionals (OCESP);
 6. A representative from OEA-Retired; and
 7. A secretary-treasurer who shall be a staff member of the OEA designated by the OEA Executive Director. Such person shall be a nonvoting member of the board.
- B. Members of the Board of Directors shall be reimbursed at the OEA Governance rate for expenses incurred in performance of their official duties; however, they shall receive no salary or other compensation.
- C. The NEA Fund for Children and Public Education Director shall be a member of the OEA-PAC Board of Directors with all rights and responsibilities.
- D. The position of any member of the OEA-PAC Board of Directors who files for any political office which OEA-PAC has traditionally provided support shall be declared vacant on the day of filing.

ARTICLE VI. AMENDMENT OF THE CONSTITUTION

This constitution may be amended by a two-thirds vote of the members of the OEA-PAC Board of Directors subject to a concurring two-thirds vote of the OEA Board of Directors. Amendments to the constitution may be initiated by either board.

OEA-PAC BYLAWS

ARTICLE I. FORM AND METHOD OF OPERATION

OEA-PAC shall be an independent autonomous body, not a branch of any other political action committee. It exists under the authority of the Representative Assembly of the OEA and shall operate according to guidelines developed by OEA-PAC. OEA-PAC shall fulfill its duties and responsibilities as set forth in Article II of the Constitution of OEA-PAC in accordance with state and federal statutes. OEA-PAC shall not affiliate with any political party or any political faction.

ARTICLE II. MEMBERSHIP

Section 1. Classification of Members

- (a) OEA members who are affiliated with a local and contribute to OEA-PAC.
- (b) OEA members who are not affiliated with a local and contribute to OEA-PAC.
- (c) Fair share fee-payers who contribute to OEA-PAC.
- (d) OEA-Retired members who contribute to OEA-PAC.

Section 2. Rejection of Membership Application

The OEA-PAC Board of Directors reserves the right to reject any person or organization from membership.

Section 3. Non-Member Contributions

Members of the public and staff of the Oregon Education Association may make contributions to OEA-PAC, but are not considered members of OEA-PAC and their contributions do not count for purposes of voting.

Section 4. Contributions

The term of membership in OEA-PAC shall be for one year commencing July 1 of any year and shall continue to the 30th day of June of the following year. Members shall contribute a minimum of \$5 per year.

ARTICLE III. MEETINGS

Section 1. Meetings

Meetings of the members may be called by the chairperson at the direction of the OEA-PAC Board of Directors designating the time and place of the meeting.

Section 2. Membership Participation

Any OEA-PAC member in good standing shall have the right to meet with and make recommendations to the OEA-PAC Board of Directors at any meeting.

Section 3. Board of Directors

The OEA-PAC Board of Directors shall meet at least once every six months at a time and place agreeable to a majority of the board. Meetings may be called by the chairperson or at the request of five members of the board.

Section 4. Visitors

Visitors who wish to speak at meetings will be allotted five minutes by the chair, who is authorized to extend the limit to ten minutes for those who have asked in advance for time to speak.

ARTICLE IV. QUORUM AND VOTING

Section 1. Quorum for the OEA-PAC Board of Directors

A majority of those members serving shall be a quorum for the OEA-PAC Board of Directors.

Section 2. Weighted Voting

At the request of three members of the OEA-PAC Board of Directors, a weighted vote shall be taken on any issue. In such event, each UniServ council representative and OEA-Retired representative shall cast the number of votes equal to the actual OEA-PAC participation in that UniServ council and OEA-Retired as of January 1 or June 30 most immediately preceding. The OCESP representative shall cast a weighted vote figure derived from a total of all ACE local OEA-PAC contributions (excluding ASK ESP). Those members not representing UniServ councils, OCESP or OEA-Retired (LAC representative, OEA president, and OEA Board representative) shall cast votes equal to the average of the sum of the total votes of UniServ councils, OCESP and OEA-Retired.

ARTICLE V. RIGHTS OF MEMBERS

Section 1. Candidate Contribution

Upon demonstration that a majority of OEA-PAC members in an electoral district oppose contributions to a particular candidate, the OEA-PAC Board shall be prohibited from making such a contribution.

Section 2. Meeting Participation

Any OEA-PAC member in good standing shall have the right to meet with and make recommendations to the OEA-PAC Board of Directors at any meeting.

ARTICLE VI. BOARD OF DIRECTORS

Section 1. Number of Board Members

The number of directors constituting the OEA-PAC Board of Directors shall be as enumerated in the constitution.

Section 2. Notification of Election

At least 90 days prior to a scheduled election, the OEA president shall notify the president of each local association in the UniServ council in which an OEA-PAC position is open for election, the OCESP chair, and the Executive Board of OEA-Retired. Notification shall be through an official publication of OEA and/or official communication of the OEA president.

Section 3. Qualifications of Nominees

A nominee for election to the OEA-PAC Board of Directors shall have been an active member of OEA and OEA-PAC for one year prior to nomination, and shall be employed in the UniServ council for which there is a position open for election.

Nominees for election to the OEA-PAC Board of Directors for the OCESP OEA-PAC Board seat shall have been active members of OCESP and OEA-PAC for one year prior to nomination.

Nominees for election to the OEA-PAC Board of Directors for the OEA-Retired OEA-PAC Board seat shall have been members of OEA-Retired and OEA-PAC for one year prior to nomination.

The above shall be sensitive to minority input.

This section shall not apply to any nominee to the OEA-PAC Board who was not represented by an OEA UniServ council during the previous fiscal year.

Section 4. Nominations and Elections

Any OEA-PAC member or local association shall have the right to nominate individuals to the OEA-PAC Board. Nomination shall be made by a petition of 50 OEA-PAC members in a UniServ council or 20 percent of the OEA-PAC members in a local association, whichever is less. The OEA-Retired OEA-PAC director shall be nominated by OEA-Retired. The OCESP OEA-PAC Director shall be nominated by the Oregon Council of Education Support Professionals. A resume of the nominee's qualifications shall be sent to the UniServ council, the OEA-Retired Executive Board or the OCESP for each nominee submitted. The UniServ council, OEA-Retired Executive Board, or the OCESP shall select its nominee from the candidates qualified in this manner and submit the candidate's petition and resume to the OEA Board of Directors consistent with the time requirements as determined by the OEA Board.

Election of the nominee shall be done by weighted voting with each local association casting a number of votes which is equal to the number of OEA-PAC contributors as determined by the last membership report of the fiscal year or the membership report closest to January 1. Each local shall be credited with one member for every \$5 contributed by members of the local.

Section 5. Approvals

Final approval of directors to the OEA-PAC Board will be by the OEA Board of Directors consistent with rules as established by the OEA Board of Directors. Should the OEA Board not confirm the nominee, the UniServ council involved, the OEA-Retired Executive Board or the OCESP shall be notified of such action and an additional nominee requested.

Section 6. Term of Office

The term of office of each director elected from a UniServ council, OEA-Retired and OCESP shall be three years. The term will begin on July 1. Directors will be limited to serving two consecutive terms in office.

The term of office of the president of OEA or the president's designee on the OEA-PAC Board of Directors shall coincide with his/her term of office as president of OEA.

The term of office of the OEA Board of Directors member on the OEA-PAC Board of Directors shall coincide with his/her term of office on the OEA Board of Directors.

The term of appointment of the chairperson of the Legislative Advisory Council or the chairperson's designee on the OEA-PAC Board of Directors shall coincide with his/her term of office on the Legislative Advisory Council of OEA.

Any OEA-PAC Board member who is elected and seated to fill a vacancy shall not have that remaining term counted as part of his/her two consecutive three-year terms.

Section 7. Vacancies

If a director is absent from a meeting of the OEA-PAC Board of Directors without proper excuse more than two times during any term of office, or if a board member

ceases to be employed in the UniServ area, or becomes an OEA-NEA staff member, the chairperson shall declare a vacancy to exist. Any vacancy on the OEA-PAC Board of Directors shall be filled in the same manner described in this Article and the person elected to fill the vacancy shall serve for the remainder of the term of his/her predecessor.

Section 8. Interim Appointments

In the event an OEA-PAC director position for a UniServ council, OCESP or OEA-Retired becomes vacant, the respective UniServ council, the OEA-Retired Executive Board, or the OCESP shall be empowered to appoint an interim director in accordance with the procedures of the UniServ council, the OEA-Retired Executive Board or the OCESP until the procedures outlined in this Article can be followed.

Section 9. Recall

An OEA-PAC Board of Directors member can be recalled by a two-thirds vote of the OEA-PAC Board of Directors subject to a concurring two-thirds vote of the OEA Board of Directors. A recall may be initiated by either board. In the event of a recall, that position will be declared vacant.

ARTICLE VII. OFFICERS

Section 1. Officers

The officers of OEA-PAC shall elect a chairperson and a vice-chairperson, each of whom shall be elected annually by the OEA-PAC Board of Directors from among members of the board at the first board meeting following July 1st. Officers will be limited to serving three consecutive terms in office.

Section 2. Chairperson

The chairperson shall be the executive officer of the OEA-PAC Board of Directors and subject to the direction of the board, and shall supervise the business and affairs of OEA-PAC. The chairperson shall have the authority to delegate responsibilities in order to properly perform the function of the office. The chairperson shall be the presiding officer at all meetings of the members and of the OEA-PAC Board of Directors.

Section 3. Vice-chairperson

In the absence of the chairperson, the vice-chairperson shall perform the duties of the chairperson, and when so acting, shall have the powers of and be subject to all the restrictions upon the chairperson. This person shall perform such other duties as may from time to time be assigned him/her by the chairperson or by the OEA-PAC Board of Directors.

Section 4. Secretary-Treasurer

The Secretary-Treasurer, appointed by the OEA Executive Director, shall be bonded and shall have the following duties:

- a. Be responsible for all funds and securities of OEA-PAC;
- b. Maintain financial records for OEA-PAC;
- c. Keep the minutes of the meetings of members and of the OEA-PAC Board of Directors;
- d. See that all notices are duly given in accordance with the provisions of these bylaws or as required by law;
- e. Be custodian of OEA-PAC records;
- f. Keep a register of the address of each member; and

- g. Perform all duties incident to the office of secretary-treasurer and such other duties as may be assigned by the OEA-PAC Board chairperson or the OEA-PAC Board of Directors.

ARTICLE VIII. GENERAL PROCEDURES

Section 1. Operations

OEA-PAC contributions from local associations shall be collected by OEA and transmitted to OEA-PAC at the earliest possible date. OEA-PAC shall maintain independent accounts and follow fiscal policies consistent with those developed by the Secretary of State. The secretary-treasurer shall administer the funds consistent with the policies of the OEA-PAC Board.

The OEA-PAC Board shall prepare an annual budget for approval at its first board meeting following July 1st. The budget will be provided to the OEA Board of Directors at its next scheduled meeting following adoption by the OEA-PAC Board.

OEA-PAC may raise funds in any manner consistent with law and shall disburse funds to candidates or other projects approved by OEA-PAC in a manner consistent with the regulations and policies adopted by the OEA-PAC Board.

Section 2. Accountability

The OEA-PAC Board of Directors shall make an annual written report to the meeting of the OEA Representative Assembly and shall, upon request, make reports to the OEA Board of Directors.

The OEA Board of Directors will make an annual certified audit of the financial condition of the OEA-PAC fund.

Section 3. Minority Representation

- a. An agenda and minutes will be distributed directly to the OEA Minority Affairs Committee chairperson for distribution where necessary.
- b. On each meeting agenda there will be a separate time set aside for minority input.

ARTICLE IX. RULES OF PROCEDURES

Section 1. Amendment of Bylaws

- a. These OEA-PAC bylaws may be amended at a meeting of the OEA-PAC Board of Directors.
- b. Revisions to the bylaws may not in any instance be in conflict with the OEA-PAC constitution.

Section 2. Parliamentary Procedure

Except where otherwise provided by the OEA-PAC constitution and bylaws, OEA-PAC will function under the current edition of Robert's Rules of Order, Newly Revised.