



Association canadienne des enseignantes et des enseignants retraités
Canadian Association of Retired Teachers

LEGISLATION COMMITTEE 2022 AGM

MEMBERS

Bill Berryman Chair
Roger Régimbal Executive Director

THE TERMS OF REFERENCE:

The Legislation Committee shall

- a) Make recommendations to the Executive Committee for changes to the Bylaws, Constitution, Belief Statements and Protocols.
- b) Become familiar with legislation which may have an impact on the status of retired teachers.
- c) Review AGM resolutions received.
- d) Advise the Chair in the interpretation of Bourinot Rules of Order.

Annual General Meeting 2022

At the March 17, 2022, Executive Council meeting a decision was made to have the 2022 AGM a one-day event rather than the normal day and a half. As the event will not take place on Saturday, and some election articles will need to be deleted, the following articles in the ACER-CART By-Laws, Constitution and Protocols will need to be suspended for this event.

Reommendation 1

That the following By-laws, Constitution and Protocols items be suspended for the 2022 AGM

a) By-Laws

i 6.05 and following Saturday.

b) Constitution

i 7.4 and the following Saturday.

c) Protocols

i 2 1 b).... will call for nominations at 11:00 AM

ii 2 1 d).... report following close of nominations at 11:00 AM on the first day

Moved by: _____ Seconded by: _____

Review of By-Laws

As was reported at the June 3, 2021, AGM, the Legislation Committee was requested to review the ACER-CART By-Laws and report on this document at this AGM. The By-Laws were last reviewed in 2012 and some major revisions were necessary to update the document.

The revisions were reviewed and recommended to be forwarded to this AGM by the Executive Council at its meeting on March 17, 2022. The revised By-Laws were e-mailed to Executive members and Directors on March 28, 2022, and they are presented here for your approval.

Recommendation 2

That the revised By-Laws be adopted as presented/amended

Moved by: _____ Seconded by: _____

Term of Office

At the ACER-CART Executive Committee meeting on January 14, 2022, a question was raised about the Executive members' term of office. Specifically, the question was why not have a two-year term of office for Executive positions versus the present one-year term of office.

BACKGROUND

The ACER-CART Constitution and By-Laws have specific language on Executive members' term of office.

The ACER-CART Constitution states the following:

ARTICLE 10: ELECTIONS

1. Election Guidelines

- a) *The Officers shall be elected annually, by secret ballot, at the Annual General Meeting*
- b) *Each officer shall hold office until the adjournment of the next AGM.*

The ACER-CART By-Laws state the following:

BY-LAWS 8: EXECUTIVE COMMITTEE

8.03 *The Officers shall hold office for one year from the date of the election.*

LITERATURE

The Committee conducted a quick Google search on the issue and could not find specific references to one-year term versus a two-year term for officers in non-profit organizations. There was information on advantages and disadvantages to fixed terms of office and I provide the following for discussion purposes.

ADVANTAGES

1. Share the opportunity—one of the organization's goals should be to continually involve more and more people in the organization, get them to know what we do, turn them into advocates and increase our base of support.
2. Build leadership—help members develop leadership skills and raise awareness of and provide opportunities to change and improve the group dynamics.
3. Benefit from fresh perspectives—bring in new ideas to the organization's decision-making process and provide new skill sets to reflect the organization's changing needs.
4. Increase your opportunities—new members mean more contacts, new relationships, new connections and new opportunities.
5. Provide a respectful and efficient mechanism for the exit of passive, ineffective board members.

DISADVANTAGES

1. Potential loss of institutional, organizational memory as well as expertise or insights that have benefited the organization over time.
2. Need for additional time and resources to rebuild the cohesiveness of the Board.
3. The need for a Nominations Committee to dedicate more time to the identification, recruitment and orientation of new board members.
4. Potential loss of in-depth knowledge and understanding of history and context of the organization.
5. Potential loss of fervent supporters of the organization and its mission.

CONCLUSION

This report was presented to the Executive Committee at the March 17, 2022, Executive meeting. The Executive does not have a recommendation on the issue as it believes a fulsome discussion needs to take place at this AGM. If the AGM delegates approve a change in Executive member's term of office, this will need to be implemented after the 2023 AGM as wording will need to be changed in the ACER-CART Constitution and By-Laws.

Recommendation 3

That there is an open discussion at the AGM concerning two-year mandates

We thank you for your support.

Respectfully submitted by,

Bill Berryman
Chair, Legislation Committee