

**2022 PROPOSED AMENDMENTS
TO THE MTA BYLAWS
AND TO THE MTA STANDING RULES
FOR THE MTA
ANNUAL MEETING OF DELEGATES**

**Recommendations of the
MTA Bylaws and Rules Committee
And the
MTA Board of Directors**

**For Final Adoption by the
MTA Annual Meeting of Delegates**

MTA BYLAWS AND RULES COMMITTEE 2021– 2022

Ben Eisen, Chicopee, Committee Chair

Nancy Aykanian, Westwood

Caroline Coscia, Faculty Staff Union

Sue Doherty, Needham

Jim Kaplan, Retired

Marisha Rivas, Braintree

STAFF

Rebecca Yee, General Counsel

Mary Gilgallon, Committee Staff Consultant

John Connelly, Committee Staff Assistant

EFFECTIVE DATES

Unless otherwise specified, all amendments to the MTA Standing Rules affirmatively adopted by the delegates shall take effect immediately upon adoption.

Standing Rule 8, Section 6. Unless otherwise specified, amendments to the MTA Bylaws affirmatively adopted by the delegates shall take effect on the first day of the fiscal year next following.

PROPOSED AMENDMENT TO THE MTA STANDING RULES 1

Name of Proposed Amendment: Rule 6, ORDER OF BUSINESS AND DEBATE, Section 11, New Business Items

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Rule 6, Order of Business and Debate, Section 11. New Business Items</p> <p>a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates.</p> <p>b. New business items with budgetary implications must be submitted to the Presiding Officer prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted.</p> <p>c. Other new business items shall be submitted to the Presiding Officer prior to the end of the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</p> <p>d. New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire.</p>	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is indicated by strikethroughs.</i></p> <p>Rule 6, Order of Business and Debate, Section 11. New Business Items</p> <p>a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates.</p> <p>b. New business items with budgetary implications must be submitted to the Presiding Officer <u>by 5 p.m. on the Monday prior to the Meeting of Delegates</u> prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted.</p> <p>c. Other new business items shall be submitted to the Presiding Officer prior to the end of the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</p> <p>d. New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire.</p>

Impact Statement

The current rules set the deadline for new business items with budgetary implications as prior to the end of business on the first day of the Annual Meeting. This proposal would advance that deadline to 5 p.m. on the Monday prior to the Annual Meeting.

Submitted by:

MTA Executive Committee

Bylaws and Rules Committee:

Recommends Adoption (4-2)

Board of Directors:

Recommends Rejection (54-0)

PROPOSED AMENDMENT TO THE MTA STANDING RULES 2

Name of Proposed Amendment: Rule 6, ORDER OF BUSINESS AND DEBATE, Section 11, New Business Items

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Rule 6, Order of Business and Debate, Section 11. New Business Items</p> <p>a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates.</p> <p>b. New business items with budgetary implications must be submitted to the Presiding Officer prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted.</p> <p>c. Other new business items shall be submitted to the Presiding Officer prior to the end of the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</p> <p>d. New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire.</p>	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is indicated by strikethroughs.</i></p> <p>Rule 6, Order of Business and Debate, Section 11. New Business Items</p> <p>a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates.</p> <p>b. New business items with budgetary implications must be submitted to the Presiding Officer prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted.</p> <p><u>c. New business items that have a policy implication must be submitted to the Presiding Officer by 5 p.m. on the Monday prior to the Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</u></p> <p>e. <u>d.</u> Other new business items shall be submitted to the Presiding Officer prior to the end of the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</p> <p>d. <u>e.</u> New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire.</p>

Impact Statement

The current rules set the deadline for all new business items without budgetary implications as prior to the first hour on the second day of the Annual Meeting. This proposal would add language requiring that new business items ***with policy implications*** would be due by 5 p.m. on the Monday prior to the Annual Meeting.

Submitted by:

MTA Executive Committee

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (36-19)

PROPOSED AMENDMENT TO THE MTA STANDING RULES **3**

Name of Proposed
Amendment:

RULE 6: Order of Business and Debate, Section 11

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>RULE 6: Order of Business and Debate</p> <p>Section 3. The first item of business on the second meeting day shall be the presentation of awards. The second item of business on the second meeting day shall be new business items with budgetary implications. The next item of business on the second meeting day shall be the budget.</p> <p><i>[Sections 4 – 10 unaffected and unchanged.]</i></p> <p>Section 11. New Business Items</p> <ol style="list-style-type: none"> a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates. b. New business items with budgetary implications must be submitted to the Presiding Officer prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted. c. Other new business items shall be submitted to the Presiding Officer prior to the end of the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer. d. New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire. 	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is indicated in strikethroughs.</i></p> <p>RULE 6: Order of Business and Debate</p> <p>Section 3. The first item of business on the second meeting day shall be the presentation of awards. The second item of business on the second meeting day shall be new business items with budgetary implications. The next item of business on the second meeting day shall be the budget.</p> <p><i>[Sections 4 – 10 unaffected and unchanged.]</i></p> <p>Section 11. New Business Items</p> <ol style="list-style-type: none"> a. <u>New business items without budgetary implications which have been submitted before Annual Meeting shall be followed by other new business items and prior to resolutions</u> b. a. No later than 4 p.m. on the first meeting day, the delegates shall commence consideration of any new business items submitted to the President by 5 p.m. on the Monday prior to the Meeting of Delegates. c. b. New business items with budgetary implications must be submitted to the Presiding Officer prior to the conclusion of business on the first meeting day and shall be considered by the delegates before the budget is adopted. d. c. Other new business items shall be submitted to the Presiding Officer prior to the end of

	<p>the first hour of the business session of the second day of a Meeting of Delegates and shall be considered throughout the meeting at times determined by the Presiding Officer.</p> <p><u>e.</u> d. New business items not acted upon or referred prior to the adjournment of the Meeting of Delegates will expire.</p>
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Impact Statement

This proposal would require that all new business items without budgetary implications be considered by the delegates prior to, though not necessarily immediately prior to, resolutions.

Submitted by:

Richard Levy, Retired, and
Craig Slatin, Retired

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (48-3)

PROPOSED AMENDMENT TO THE MTA BYLAWS**1**

Name of Proposed Amendment: Article VI, GOVERNANCE: EXECUTIVE COMMITTEE & BOARD OF DIRECTORS, Section 2. Board of Directors, Subsection B, Duties
and
Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p><i>Cite here all articles, sections, and lines of the Bylaws that are to be changed or affected.</i></p> <p>Article VI, GOVERNANCE: EXECUTIVE COMMITTEE & BOARD OF DIRECTORS, Section 2. Board of Directors, Subsection B, Duties It shall be the duty of the board to: 15. Establish the procedures for the election of regional ethnic minority delegates to the Annual Meeting of Delegates.</p> <p>Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation 2. Each region shall be entitled to ethnic minority representation of delegates equal to the number of district directors from that region. No more than one delegate from each district within a region shall be elected to fulfill this allocation.</p>	<p><i>Proposal: Amended or added language is underlined. Any language to be deleted is enclosed in parentheses.</i></p> <p>Article VI, GOVERNANCE: EXECUTIVE COMMITTEE & BOARD OF DIRECTORS, Section 2. Board of Directors, Subsection B, Duties It shall be the duty of the board to: 15. Establish the procedures for the election of regional <u>and Statewide Retired Electoral District</u> ethnic minority delegates to the Annual Meeting of Delegates.</p> <p>Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation 2. Each region <u>and the Statewide Retired Electoral District</u> shall be entitled to ethnic minority representation of delegates equal to the number of district directors from that region. No more than one delegate from each district within a region shall be elected to fulfill this allocation.</p>

Impact Statement

This proposal would establish an entitlement of two (2) ethnic minority delegate seats to the Annual Meeting for the Retired membership and would direct the Board of Directors to establish procedures for electing said delegates.

Submitted by:

MTA Retired Members Committee:

Patrick Patterson, chair, Nancy Aykanian, Mary Cowhey, Seth Evans, Kip Fonsh, Jackie Gorrie, Andrei Joseph, Dale Melcher, Rafael Moure-Eraso, Phyllis Neufeld, Bonnie Page, Jen Silva, Robin Smith and Anne Wass

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (43-0)

PROPOSED AMENDMENT TO THE MTA BYLAWS

Name of Proposed Amendment: Article IV, FINANCE, Section 2. Dues

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Article IV, FINANCE, Section 2. Dues</p> <p><i>[Current language remains.]</i></p>	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is enclosed in parentheses.</i></p> <p>Article IV, FINANCE, Section 2. Dues</p> <p><i>Keep existing language and add a new Subsection H to the end:</i></p> <p><u>H. Honor Members</u> <u>Past MTA Presidents and Vice Presidents shall have their MTA and NEA dues paid by the MTA. If Life Memberships are available, the MTA will pay for their Life Memberships.</u></p>

Impact Statement

This proposal would require that the MTA pay for the MTA and NEA dues for life for all past presidents and vice presidents of the MTA.

Submitted by:

Bill Forster, Retired

Bylaws and Rules Committee:

Recommends Rejection (6-0)

Board of Directors:

Recommends Rejection (54-0)

PROPOSED AMENDMENT TO THE MTA BYLAWS

Name of Proposed Amendment: Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation</p> <ol style="list-style-type: none"> 1. Each local affiliate and the Statewide Retired Electoral District shall be entitled to two delegates and one additional delegate for every fifty members over fifty, or major fraction thereof. 2. Each region shall be entitled to ethnic minority representation of delegates equal to the number of district directors from that region. No more than one delegate from each district within a region shall be elected to fulfill this allocation. 3. Each state and county affiliate shall be entitled to two delegates, provided that such affiliates require MTA membership where such membership is available. 4. Members of the Board of Directors shall be delegates. 5. The Electoral Review Committee shall determine the delegate allocation for locals affiliated after the membership cut-off date. 6. Each affiliated chapter of the Student Education Association of Massachusetts (SEAM) shall be entitled to two delegates. 	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is enclosed in parentheses.</i></p> <p>Article IX, DELEGATE MEETINGS, Section 2. Delegates, Subsection B, Allocation</p> <ol style="list-style-type: none"> 1. Each local affiliate and the Statewide Retired Electoral District shall be entitled to two delegates and one additional delegate for every fifty members over fifty, or major fraction thereof. 2. Each region shall be entitled to ethnic minority representation of delegates equal to the number of district directors from that region. No more than one delegate from each district within a region shall be elected to fulfill this allocation. 3. Each state and county affiliate shall be entitled to two delegates, provided that such affiliates require MTA membership where such membership is available. 4. Members of the Board of Directors shall be delegates. 5. The Electoral Review Committee shall determine the delegate allocation for locals affiliated after the membership cut-off date. 6. Each affiliated chapter of the Student Education Association of Massachusetts (SEAM) shall be entitled to two delegates. <u>7. Past MTA Presidents and Vice Presidents shall be entitled to be “Honor Delegates” and shall have full voting and participating rights at the Annual Meeting. They shall not have to stand for election to the Annual Meeting. They will vote with their last local.</u>

Impact Statement

This proposal would grant automatic lifetime Annual Meeting delegate status with full voting rights for all past presidents and vice presidents of the MTA.

Submitted by:

Bill Forster, Retired

Bylaws and Rules Committee:

Recommends Rejection (6-0)

Board of Directors:

Recommends Rejection (53-1)

PROPOSED AMENDMENT TO THE MTA BYLAWS

Name of Proposed Amendment: **Article VI, Section 1. Executive Committee, C. Meetings**

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Article VI, Section 1. Executive Committee, C. Meetings</p> <p>1. Frequency The Executive Committee shall meet prior to all regular meetings of the Board and/or upon the call of the President or a majority of its members.</p>	<p><i>Proposal: Amended or added language is underlined. Any language to be deleted is enclosed in parentheses.</i></p> <p>Article VI, Section 1. Executive Committee, C. Meetings</p> <p>1. Frequency The Executive Committee shall meet prior to all regular meetings of the Board and/or upon the call of the President or a majority of its members. <u>Meetings can be held virtually or hybrid – with participation virtual and in person - by electronic means using media conferencing technology, as determined by the President in consultation with the body.</u></p>

Impact Statement

The current language is silent regarding the methods for holding Executive Committee meetings. This proposal would allow for Executive Committee meetings to be held virtually, hybrid, or in person.

Submitted by:

MTA Executive Committee

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (48-3)

PROPOSED AMENDMENT TO THE MTA BYLAWS 5

Name of Proposed Amendment: **ARTICLE VI, Section 2. Board of Directors, C. Meetings**

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>ARTICLE VI, Section 2. Board of Directors C. Meetings</p> <p>1. Frequency</p> <p>a. Regular meetings of the Board shall be held a minimum of four times a year.</p> <p>b. Special meetings of the Board may be called either by the President or upon the written request of ten members of the Board to the Executive Director-Treasurer stating the reason for the meeting.</p> <p>Notice of a special meeting shall be sent at least one week prior to the date fixed for such meeting and shall state the time, place and business for which it is called.</p> <p>No business shall be transacted at a special meeting except that specified in the notice.</p> <p>c. All meetings of the Board shall be held within the Commonwealth of Massachusetts.</p> <p>d. A special meeting called pursuant to section 2.C(1)(b) of this Article may be conducted by media conference technology. The decision to conduct a special meeting by electronic means shall be made by the President. Voting at a meeting that is conducted by electronic means is permissible and shall have the same status as votes conducted at a live meeting.</p>	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is indicated by strikethroughs.</i></p> <p>ARTICLE VI, Section 2. Board of Directors C. Meetings</p> <p>1. Frequency</p> <p>a. Regular meetings of the Board shall be held a minimum of four times a year.</p> <p>b. Special meetings of the Board may be called either by the President or upon the written request of ten members of the Board to the Executive Director-Treasurer stating the reason for the meeting.</p> <p>Notice of a special meeting shall be sent at least one week prior to the date fixed for such meeting and shall state the time, place and business for which it is called.</p> <p>No business shall be transacted at a special meeting except that specified in the notice.</p> <p>c. All meetings of the Board shall be held within the Commonwealth of Massachusetts. <u>In the event of a public health crisis or other emergency, meetings can be held virtually or hybrid - participation in virtual and in person - by electronic means using media conferencing technology, as determined by the President in consultation with the body.</u></p> <p>d. A special meeting called pursuant to section 2.C(1)(b) of this Article may be conducted <u>virtually or hybrid by electronic means using</u> by media conference technology. The decision to conduct a special meeting by electronic means shall be made by the President.</p> <p><u>e. Voting at a meetings that is are</u> conducted</p>

	by electronic means is permissible and shall have the same status as votes conducted at a live meeting.
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Impact Statement

The current language simply states the Board meetings must be held in Massachusetts. During a public health crisis or other emergency, this proposal would allow for Board meetings to be held virtually, hybrid, or in person.

Submitted by:

MTA Executive Committee

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (50-2)

PROPOSED AMENDMENT TO THE MTA BYLAWS **6**

Name of Proposed Amendment: **Article IV, FINANCE, Section 2, Dues, Subsection A. Active Members**

PRESENT TEXT:	PROPOSED AMENDED TEXT:
<p>Article IV, FINANCE, Section 2, Dues, Subsection A. Active Members</p> <p><i>[Additional language added after item 8.]</i></p>	<p><i>Proposal:</i> <i>Amended or added language is underlined. Any language to be deleted is enclosed in parentheses</i></p> <p>Article IV, FINANCE, Section 2, Dues, Subsection A. Active Members</p> <p><u>9. Local Affiliate Variance of Per-Member Dues</u> <u>At its discretion, a local affiliate may charge individual active members an annual MTA dues rate that differs from those described above; this variance does not apply to NEA dues. The total dues remitted by a local affiliate must be the same whether individual members are assessed flat or variable MTA dues.</u></p>

Impact Statement

This proposal would give locals the flexibility to allocate MTA dues payments among their membership in accordance with a schedule set locally. There would be no change in MTA's revenue, as the total amount of MTA dues owed by each local would not change. NEA dues and the schedule for NEA member payments would not be affected.

Submitted by:

Progressive Dues Task Force:

Anneta Argyres and David Gross, co-chairs, Leslie Marsland, Dan Monahan, Katie Schmitt and Heike Tuplin

Bylaws and Rules Committee:

Recommends Adoption (6-0)

Board of Directors:

Recommends Adoption (46-8)