

8/12/09: Constitutional Amendments to the following sections:

Existing:

*Section 6.01*

*Qualifications for Elected Office*

*All members who are citizens of the United States and who have been members in good standing of the USBA for at least four years immediately preceding the election are eligible for elected office (the four year requirement can be waived by a two-thirds majority of the Board of Directors for Officers and Directors in office upon the adoption of this Constitution).*

Changed to:

Section 6.01

Qualifications for Elected Office

- 1) To be eligible as a candidate for elected office, the candidate:
  - a) must be a USBA member in good standing,
  - b) for terms of office beginning March 1, 2014 and later, must have been a USBA member in good standing for at least four years immediately preceding the beginning date of the term of office; but this requirement may be waived by the Board of Directors for any election or any candidate; and
  - c) must be a United States citizen or a United States permanent resident legal alien.
  
- 2) After election to office an Officer or Director must continue to meet all of the criteria in Section 6.01(1). If the Officer or Director fails to meet those criteria after 30 days written notice (which may be by e-mail) of that failure is sent to that person from the President or the Secretary/Treasurer, the term of office of that Director or Officer shall immediately terminate; but this 30 day period may be extended for up to an additional 90 days by vote of the Board of Directors (in which the affected Officer or Director shall not be entitled to vote) if the Board of Directors determines that the affected Officer or Director is making a good faith effort to correct the failure.

Existing:

*Section 6.04*

*Nominations*

*The Secretary/Treasurer prior to August 1 of the year preceding the new term must solicit nominations for office. All nominations must receive a "second" by any member of the Board of Directors in order to be placed on the ballot.*

Changed to:

Section 6.04

Nominations

The Secretary/Treasurer prior to August 1 of the year preceding the new term must solicit nominations for office from the membership. The deadline for nominations shall be September 1 of the year preceding the new term. All nominations must receive a "second" by any member of the Board of Directors in order to be placed on the ballot.

Existing:

*Section 6.05*

*Voting*

*Voting shall take place by a “mail-in” ballot sent to all members in good standing on or before September 1 of the year preceding the term of office. The ballot shall include the name of each nominee duly seconded by a current Board Member as well as a space for a qualified write in for each office. Only ballots received by the designee of the Board prior to December 1 of that year will be considered valid. The results of the election shall be announced prior to February 1 in the year the term is to begin.*

Changed to:

**Section 6.05**

**Voting**

**A ballot with a list of all candidates within a member's region shall be sent to all members in good standing on or before October 1 of the year preceding the new term of office. The ballot shall include the name of each nominee duly seconded by a current Board Member as well as a space for a qualified write in for each office. Only ballots received by the designee of the Board prior to January 1 of the year of the new administration will be considered valid. The results of the election shall be announced prior to February 1 in the year the new term is to begin. Voting shall take place by all members in good standing by a “mail-in” ballot or an e-mail ballot may be cast by members in good standing who have registered online through the USBA website.**

Existing:

*Section 6.05b*

*Sectional and Regional Director*

*Members may only vote for Directors within the “Section” that the member resides. Each member shall be allowed to cast three votes for candidates for the Board who reside in their “Section” (no more than one vote per candidate). The Nominee receiving the most votes in the Eastern Section and the Western Section and the two (2) Nominees in the Mid-America Section will be declared the “Sectional Director(s)” for their respective sections. After the determination of the Sectional Directors the person in each region receiving the most votes shall be declared the “Regional Director” for their respective region.*

Changed to:

**Section 6.05b**

**Regional Director**

**Members may only vote for Directors within the “Region” that the member resides.**

- a) Northeast Region: Each member shall be allowed to cast two votes for candidates for the Board who reside in this “Region” (no more than one vote per candidate).**
- b) Southeast Region: Each member shall be allowed to cast one vote for candidates for the Board who reside in this “Region” (no more than one vote per candidate).**
- c) Mid-America Region: Each member shall be allowed to cast three votes for candidates for the Board who reside in this “Region” (no more than one vote per candidate).**
- d) Northwest Region: Each member shall be allowed to cast one vote for candidates for the Board who reside in this “Region” (no more than one vote per candidate).**
- e) Southwest Region: Each member shall be allowed to cast two votes for candidates for the Board who reside in this “Region” (no more than one vote per candidate).**

Existing:

*Section 5.03*

*Board of Directors*

*1.) The Board of Directors shall be elected by the general membership and shall initially consist of eleven (11) persons: the President, the Secretary/Treasurer, one (1) director from each of the five regions of the United States as defined in Article 1.04(7): Southwestern, Northwestern, Mid-America, Southeastern and Southwestern (Regional Directors); and one (1) additional director from each of the Eastern and Western Sections and two [2] additional directors from the Mid-America Section (Sectional Directors) as defined in Article 1.04(8).*

Changed to:

**Section 5.03**

**Board of Directors**

**1) The Board of Directors shall be elected by the general membership and shall initially consist of eleven (11) persons: the President, the Secretary/Treasurer, one (1) director from each of the five regions of the United States as defined in Article 1.04(7): Southwestern, Northwestern, Mid-America, Southeastern and Southwestern (Regional Directors); and one (1) additional Regional Director from each of the Northeastern and Southwestern Regions and two [2] additional Regional Directors from the Mid-America Region.**

Existing:

*Section 1.02*

*8) "Section" means the division of the five (5) regions into three (3) sections:*

*EASTERN SECTION*

*1) Southeastern Region*

*2) Northeastern Region*

*MID-AMERICA SECTION*

*1) Mid-America Region*

*WESTERN SECTION*

*1) Southwestern Region*

*2) Northwestern Region*

Change:

**Delete Section 1.02 (8)**