

## Changes and Rationale

The current NCAAHPERD Constitution and By Laws has areas that are ambiguous and open to interpretation. It was decided to alleviate those problems by combining the two documents into one, and align each section.

ARTICLE I - Name: To be more inclusive of all members of our state professional association.

ARTICLE II – Purpose: wrote out the associations of the professional organization; updated language to be more reflective of current ideals.

ARTICLE III – Membership

Section 1: wrote out the associations in the order in which they appear in the name; to be more inclusive in who are potential members

Section 2: clearly define graduate and undergraduate students

Section 3: define the membership choices, and that members may select the same association as both first and second choice

Section 4: define length of membership, when it initiates and terminates

Section 5: defines voting privileges and rights

section 6: typical section in other professional organization Constitution, but was not in the previous rendition of the NCAAHPERD Constitution or By Laws

Information was elaborated; information from the By Laws were included; one section (6) was added

ARTICLE IV – Organization: articulated all associations

ARTICLE V – Governance

Terminology change from “Executive Board” to “Board of Directors” and “Executive Committee”

Section 3: change from 35 first choice members to 50 first or second choice members to become an association – allows the second choice membership to benefit associations, not just the first choice

Section 4: maintenance of 50 first and second choice members, and active leadership to remain an association in good standing

Section 5: each association needs to have a designated office who is responsible for the finances

Information from By Laws were included; one section (4) was added

ARTICLE VI – Awards: Terminology was changed, but not content

ARTICLE VII – Publications: Terminology changed to reflect new terminology for Executive Board and Board of Directors to maintain consistency

ARTICLE VIII – Amendments: Due to prevalence of cyber space and software, the section of amendments was re-written to reflect the ease by which proposed changes can be presented and voted upon. Dates were removed to allow changes to occur at various times during the year.

ARTICLE IX – Finances; only change was from “Dues” to “Finances”

## ARTICLE X – Board of Directors

Information included from the By Laws section

Section 1: Terminology change from “Executive Board” to “Board of Directors”

Section 2: Allows proxies for Association to have full voting privileges at Board of Directors meetings and updates the Ex-officio membership

Sections 3-4: Includes information from the By Laws sections, combines the information pertaining to each position on the board; removes “fall” meeting as this was open to interpretation based on terminology and how it was worded

Sections 5, 6, 8, 9 & 10: Terminology change from Executive Board to Board of Directors

Section 7: Added fourth year, as Past-president

Section 11: Struck a sentence on when the Conflict of Interest Policy was passed

Predominate changes comes from inclusion of information from the By Laws into Constitution, and allowing proxy voting

## ARTICLE XI – Election of Officers

Section 3: Define membership of the Nominating Committee and shorted length of time from 10 to 6 months for it to be activated

Section 5: Defines who is eligible to vote for the Vice President (professional and retired members) and who is not eligible to vote (undergraduate and graduate students)

Sections 6-7: Terminology change

Information from By Laws pertaining to Election of Officers included

## ARTICLE XII – Meetings

Section 1: Expanded explanation of when the fall meeting is, and what happens if North Carolina does not hold its state convention

Section 2: Change “meeting” to “convention” and “Executive Board” to “Board of Directors”

Section 3: Added statement pertaining to the number of meetings per year

Section 4-5: Addresses attendance at said meetings and consequence of failure to attend. These are new statements, following other professional organizations regarding expected professional behavior.

Information from By Laws pertaining to Meetings included

## ARTICLE VIII – Order of Business: terminology change from Executive Board to Board of Directors

Formerly a By Law

## ARTICLE XIV – Committees: terminology change from Executive Board to Board of Directors

Formerly a By Law

ARTICLE XV – Representation to AAHPERD and the Southern District of AAHPERD

Terminology changed to more accurately reflect the selected representation to AAHPERD and SD-AAHPERD

Formerly a By Law

ARTICLE XVI – Fraudulent or Dishonest Conduct and Whistleblower Policy Statement

The major change to this, former By Law Article XIII is from “NCAAHPERD” to “NCAAHPERD-SM”; in addition, the “Chief Executive Officer” or “CEO” was changed to “Executive Director” and “Board of Directors was changed to “Executive Board”

In Section 16, “Office” was changed to “President”, and “Senior Management” to “the Executive Committee”

Formerly a By Law

ARTICLE XVII – Inurement/Private Benefit: no changes

Formerly By Law Article XIV

ARTICLE XVIII – Termination: only change is from “NCAAHPERD” to “NCAAHPERD-SM”

Formerly By Law Article XVIII