

# PROPOSAL #46

BYLAWS – ARTICLE VIII- JUDICIAL REVIEW PANEL Section 7. Filing of Charges		
Current Wording	Proposed Amendments	If Adopted, Will Read
Any member/members may file a charge or violation of these Bill of Rights, Constitution and Bylaws of the Association or any of its Units or Oath of Office against any member or officer of the Association. Charges must be in writing and filed with the Judicial Review Panel by registered or certified mail, return receipt requested at a Post Office Box paid by the Association in a Post Office of the Judicial Review Panel's choosing. The Chairperson and/or the Panel's designee shall check the Post Office Box a minimum of 2 times weekly. A copy of the charges must be served on the person against whom the charge is being made at the same time, by registered or certified mail, return receipt requested. Each charge shall contain the name, address, and Unit of the party making the charge, and the name, address, and Unit of the person against whom the charges are being brought. Each charge should include a concise and specific explanation of the alleged wrongful act or violation of these Bill of Rights, Constitution and Bylaws or Oath of Office, all supporting documents, and the names and addresses and telephone numbers of all witnesses. If a violation of the Bill of Rights, Constitution or Bylaws is being charged, the charge must include the Article and Section and sub-paragraph numbers. Any Judicial Review Panel member who has a direct and/or indirect interest in the outcome of the charges brought before the Judicial Review Panel shall be deemed ineligible to participate in rendering a charge or recommendation of said charge. UD 2013	Any member/members may file a charge or violation of these Bill of Rights, Constitution and Bylaws of the Association or any of its Units or Oath of Office against any member or officer of the Association. Charges must be in writing and filed with the Judicial Review Panel by registered or certified mail, return receipt requested at a Post Office Box paid by the Association in a Post Office of the Judicial Review Panel's choosing. The Chairperson and/or the Panel's designee shall check the Post Office Box a minimum of 2 times weekly. A copy of the charges must be served on the person against whom the charge is being made at the same time, by registered or certified mail, return receipt requested. Each charge shall contain the name, address, and Unit of the party making the charge, and the name, address, and Unit of the person against whom the charges are being brought. Each charge should include a concise and specific explanation of the alleged wrongful act or violation of these Bill of Rights, Constitution and Bylaws or Oath of Office, all supporting documents, and the names and addresses and telephone numbers of all witnesses. If a violation of the Bill of Rights, Constitution or Bylaws is being charged, the charge must include the Article and Section and sub-paragraph numbers. Any Judicial Review Panel member who has a direct and/or indirect interest in the outcome of the charges brought before the Judicial Review Panel shall be deemed ineligible to participate in rendering a charge or recommendation of said charge. <u>UD-2013</u> <u>Any officer or member who is the charging or charged party must recuse themselves from any and all discussion/deliberation regarding Judicial Review Panel charges.</u>	Any member/members may file a charge or violation of these Bill of Rights, Constitution and Bylaws of the Association or any of its Units or Oath of Office against any member or officer of the Association. Charges must be in writing and filed with the Judicial Review Panel by registered or certified mail, return receipt requested at a Post Office Box paid by the Association in a Post Office of the Judicial Review Panel's choosing. The Chairperson and/or the Panel's designee shall check the Post Office Box a minimum of 2 times weekly. A copy of the charges must be served on the person against whom the charge is being made at the same time, by registered or certified mail, return receipt requested. Each charge shall contain the name, address, and Unit of the party making the charge, and the name, address, and Unit of the person against whom the charges are being brought. Each charge should include a concise and specific explanation of the alleged wrongful act or violation of these Bill of Rights, Constitution and Bylaws or Oath of Office, all supporting documents, and the names and addresses and telephone numbers of all witnesses. If a violation of the Bill of Rights, Constitution or Bylaws is being charged, the charge must include the Article and Section and sub-paragraph numbers. Any Judicial Review Panel member who has a direct and/or indirect interest in the outcome of the charges brought before the Judicial Review Panel shall be deemed ineligible to participate in rendering a charge or recommendation of said charge. Any officer or member who is the charging or charged party must recuse themselves from any and all discussion/deliberation regarding Judicial Review Panel charges.

**Proposed By:** Daniel C. Levler

**Rationale:** It is imperative that AME demands the professional integrity and full personal disclosure from its elected officials, elected by membership-at-large, and serving on Executive Board or Judicial Review Panel, in order to maintain complete impartiality regarding outcome of any and all Judicial Review Panel charges pending at any particular time.

**Constitution and Bylaws Committee Comments:**

**DISPOSITION:**

**Adopted:** ☐

**Rejected:** ☐

**Amended:** \_\_\_\_\_

**Referred:** \_\_\_\_\_

**Other:** \_\_\_\_\_

**Proposed Key:**

Underlined=insertions

Strike Through=strike out



To: The Constitution and By-Laws Committee:

Date: 9/17/15

The undersigned member submits for your consideration, the following proposal to amend the AME Constitution and By-Laws:

Proposer: Daniel C. Cefar

'15 SEP-17 4:29PM 12s

Please Check One:

☐ Constitution ☒ By-Law

Unit of Proposer (if applicable): \_\_\_\_\_

**TITLE OF ARTICLE AND/OR SECTION TO BE AMENDED:** ARTICLE VIII - JUDICIAL  
REVIEW PANEL. SECTION 7. FILING OF CHARGES.

State the exact **present** language which you are seeking to change: (Attach additional sheets if necessary).

**Section 7. Filing of Charges.** Any member/members may file a charge or violation of these Bill of Rights, Constitution and Bylaws of the Association or any of its Units or Oath of Office against any member or officer of the Association. Charges must be in writing and filed with the Judicial Review Panel by registered or certified mail, return receipt requested at a Post Office Box paid by the Association in a Post Office of the Judicial Review Panel's choosing. The Chairperson and/or the Panel's designee shall check the Post Office Box a minimum of 2 times weekly. A copy of the charges must be served on the person against whom the charge is being made at the same time, by registered or certified mail, return receipt requested. Each charge shall contain the name, address, and Unit of the party making the charge, and the name, address, and Unit of the person against whom the charges are being brought. Each charge should include a concise and specific explanation of the alleged wrongful act or violation of these Bill of Rights, Constitution and Bylaws or Oath of Office, all supporting documents, and the names and addresses and telephone numbers of all witnesses. If a violation of the Bill of Rights, Constitution or Bylaws is being charged, the charge must include the Article and Section and sub-paragraph numbers. Any Judicial Review Panel member who has a direct and/or indirect interest in the outcome of the charges brought before the Judicial Review Panel shall be deemed ineligible to participate in rendering a charge or recommendation of said charge. UD 2013

State the exact **new** language you wish to substitute for the present language: (Attach additional sheets if necessary). ARTICLE VIII - JUDICIAL RP. SECTION 7. FILING OF CHARGES.

**Section 7. Filing of Charges.** Any member/members may file a charge or violation of these Bill of Rights, Constitution and Bylaws of the Association or any of its Units or Oath of Office against any member or officer of the Association. Charges must be in writing and filed with the Judicial RP by registered or certified mail, return receipt requested at a Post Office Box paid by the Association in a Post Office of the Judicial RP choosing. The Chairperson and/or the Panel's designee shall check the Post Office Box a minimum of 2 times weekly. A copy of the charges must be served on the person against whom the charge is being made at the same time, by registered or certified mail, return receipt requested. Each charge shall contain the name, address, and Unit of the party making the charge, and the name, address, and Unit of the person against whom the charges are being brought. Each charge should include a concise and specific explanation of the alleged wrongful act or violation of these Bill of Rights, Constitution and Bylaws or Oath of Office, all supporting documents, and the names and addresses and telephone numbers of all witnesses. If a violation of the Bill of Rights, Constitution or Bylaws is being charged, the charge must include the Article and Section and sub-paragraph numbers. Any Judicial RP member who has a direct and/or indirect interest in the outcome of the charges brought before the Judicial RP shall be deemed ineligible to participate in rendering a charge or recommendation of said charge. UD 2013 ANY OFFICER OR MEMBER WHO IS THE CHARGING OR CHARGED PARTY MUST REFUSE THEMSELVES FROM ANY AND ALL DISCUSSION / DELIBERATION REGARDING JUDICIAL RP CHARGES.

Justification for Proposed Amendment. IT IS IMPERATIVE THAT AME DEMANDS THE PROFESSIONAL INTEGRITY AND FULL PERSONAL DISCLOSURE FROM ITS ELECTED OFFICIALS, ELECTED BY MEMBERSHIP AT-LARGE, AND SERVING ON EXECUTIVE BOARD OR JUDICIAL BOARD, IN ORDER TO MAINTAIN COMPLETE IMPARTIALITY REGARDING OUTCOME OF ANY AND ALL JUDICIAL BOARD CHARGES PENDING AT ANY PARTICULAR TIME.