



2021 Bylaw Amendments Packet

All motions contained herein are proposed by the APTA Virginia Board of Directors

Key:

Strike through indicates deletions

Bold indicates insertions

Triple asterisks (***) Indicate language that is not being amended and therefore has not been included in order to make the document more concise.

Motion 1

The Board of Directors move to amend the APTA Virginia Bylaws, Article VII. Officers, their Nomination and Election; Section 4. Nominations and Elections; letters B, C, and D by substitution:

Article VII. Officers, their Nomination and Election

Section 4. Nominations and Elections.

A. A request for nominations for offices due to be vacated shall be electronically posted by the Nominating Committee on the Chapter website six months prior to the Annual Meeting. Names of potential nominees must be received within ~~forty-five ninety~~ days following this initial request.

~~B. The Nominating Committee shall propose a tentative listing of nominees for each office to be vacated; the tentative listing will be electronically posted on the Chapter website at least three months prior to the Annual Meeting.~~

~~C. Additional names of nominees may be submitted to the Nominating Committee by a petition of three members. Petitions must be received within thirty days following the posting of the tentative listing.~~

~~D. B.~~ The Nominating Committee shall prepare a final list of nominees which shall include the committee's original tentative listing and any nominations received by petition. The listing of nominees shall be posted electronically on the Chapter website at least forty-five days prior to the Annual Meeting. The listing shall be accompanied by a biography and candidate statement of each nominee.

* * *

Rationale:

By eliminating “running by petition” phase, the regular nomination phase will be longer and allow more time for the Nominating Committee to do their work and for nominees to consider their role and commit to being a candidate. As it stands now, the petition phase seems punitive and creates extra barriers to those who want to run, but didn't get their name on the nomination form or consented within the regular 45-day window as described in the bylaws. This change will allow for 90 days of nomination and consenting to be a candidate.

Motion 2

The following motion is written assuming Motion 1 passed. If motion 1 does not pass, the request is still to switch out the word "nominee" for "candidate" and strike the word "potential".

The Board of Directors move to amend the APTA Virginia Bylaws, Article VII. Officers, their Nomination and Election; Section 4. Nominations and Elections by substitution.

Article VII. Officers, their Nomination and Election

Section 4. Nominations and Elections.

A. A request for nominations for offices due to be vacated shall be electronically posted by the Nominating Committee on the Chapter website six months prior to the Annual Meeting. Names of ~~potential~~ nominees must be received within ninety days following this initial request.

B. The Nominating Committee shall prepare a list of ~~candidates nominees~~ which shall be posted electronically on the Chapter website at least forty-five days prior to the Annual Meeting. The listing shall be accompanied by a biography, and candidate statement of each candidate ~~nominee~~.

Rationale:

In letter A, all members are technically potential nominees. We want the names of actual nominees.

For letter B, Nominees have not consented to be slated and will not appear on a slate, but candidates have consented and should appear on the slate. So, replacing the word 'nominees' with 'candidates' in letter B is a better reflection of who they are since they have consented to be on the slate.

Motion 3

The Board of Directors move to amend the APTA Virginia Bylaws, Article VIII. Board of Directors and Executive Committee; Section 1. Board of Directors; Letter D. Duties and Powers of the Board, number 6 by substitution:

Article VIII. Board of Directors and Executive Committee

Section 1. Board of Directors

Letter D. Duties and Powers of the Board

6. For each vacancy within the Virginia State Board of Physical Therapy, the Vice President will draw up a list of a minimum of three persons eligible for appointment to the Virginia State Board of Physical Therapy from which the Chapter President makes a final selection as necessary, and. The Vice President submits the selection to the Virginia State Board of Physical Therapy and thence to the Governor of the Commonwealth of Virginia by April 1, by the end of Spring as prescribed by the State Statutes relating to physical therapy.

Rationale:

The nomination for the Board of PT is largely governed by state statutes, and the way the bylaws are currently written are conflicting with how the law says to submit their names. For example, even though the bylaws currently say who to submit it to and by the April 1, the state laws do not say this, which is confusing. The change will point the President and the Vice President to the statute for the latest procedures, which supersedes the bylaws.

Motion 4

This is a motion with 2 conforming amendments – Parts A-B

Part A

The Board of Directors move to amend the APTA Virginia Bylaws, Article XI, Chapter Delegates to the Association House of Delegates Section 2. Election and Terms, letter B by substitution:

Article XI, Chapter Delegates to the Association House of Delegates

Section 2. Election and Terms

B. The additional number of delegates to which the Chapter is entitled shall be elected **in odd years** by plurality prior to the Annual Meeting for a term of ~~one year~~ **two years** or until the election and installation of their successors, and are eligible for re-election. All elected Delegates shall begin their term immediately following the Annual Meeting.

Part B

The Board of Directors move to amend the APTA Virginia Bylaws, Article XI, Chapter Delegates to the Association House of Delegates Section 2. Election and Terms, by inserting a new letter D:

D. Should the Chapter's apportioned number of delegates decrease in the even year, then the delegate with the least votes in prior election will become first alternate. If there is a tie, then the Executive Committee will decide.

Proviso:

Those who were elected in 2021 will have the option to serve a two-year term. Those who opt out will have their seats in the 2022 year filled by one of the following methods: 1) the President may fill one seat; 2) the Board of Directors may appoint as many individuals as needed to fill remaining vacancies; or, 3) the delegation may carry the vote(s). The option for rank order of alternates is not an option as there were no alternates elected in 2021.

Rationale:

While the delegation isn't unstable, a two-year term brings more stability to the delegation due to year-round governance and brings the election term in alignment with other elected positions.