

## Proposed Amendments for October 2018 General Body Meeting

### **Amendment 8: Changes to number of positions to be held by a member**

**8a. Replace Article III.5.** ~~Members will be eligible to hold up to a maximum of three positions, elected or appointed by the General Body, Board of Trustees or Executive Committee. The maximum limit of three positions can be waived if no qualified candidate is available. with~~

5. a. Members will be eligible to hold a maximum of two positions from the following:
  - Member of the Board of Trustees
  - Member of the Executive Committee
  - Chair, Past Presidents' Council
  - Chairperson of a Standing Committee
  - JAINA Director
  - UHJT Representative
- b. The maximum limit of two positions will exclude any ex-officio positions. It also excludes appointed positions (Legal Advisor, Comptroller, and Historian) as per Article VIII 6.e).
- c. The maximum limit of two positions can be waived by the Commissioning Body for the new position if no other qualified candidate is available.
- d. If a member wants to pursue a third position, he/she should tender a conditional resignation letter stating that if elected/selected for the third position, he/she will resign from which one current position he/she is holding.

**8b. Replace Article VI.4.d:** ~~Only one person from a member family shall be elected as a member of the Executive Committee with~~

Only one person from a member family shall be elected as a member of the Executive Committee. The same person cannot be elected to the Board of Trustees during the same period.

**8c. Replace Article VIII.3.c** ~~Only the member or his/her spouse from a member family shall be elected to the Board of Trustees. The same person cannot be elected to the Executive Committee as well as the Board of Trustees during the same period with~~

Only one person from a member family shall be elected as a member of the Board of Trustees. The same person cannot be elected to the Executive Committee during the same period.

**8d. Remove Article XII.2.a.iv** ~~Recommend to the Board of Trustees to modify or waive the qualifications for election to the Executive Committee if no candidate is available for a given position.~~

### **Additional Information to be shared during the Presentation at GBM**

- This amendment will be effective immediately upon the approval of the amendments by General Body.
- If any member is holding more than two positions, he/she will be allowed to continue until the end of the current term.
- We recommend treating any event-based Committee as an Adhoc Committee except that the Event-Based Committee which requires a duration of 2 or more years will be considered a Standing Committee.
- We also recommend to the Board of Trustees, Executive Committee and General Body to identify and publish the list of all Standing Committees. We recommend the following committees be listed as Standing Committees this year:
  - Temple Committee
  - Constitution Committee
  - Election Committee
  - Pratishtha Mahotsav Committee
  - Scholar Visitation Committee
  - Nominating Committee

**(Justification: Please explain why the ex-officios will not be treated as one independent position ?**

As per our constitutions, we have 3 ex-officio positions. The Board of Trustees Chair is an ex-officio member of the Executive Committee. The President is an ex-officio member of Board of Trustees and the Past Presidents' Chair is an ex-officio member of Executive Committee. The Board of Trustees and the Executive Committee are the two most important bodies of our organization having different roles and responsibilities. However, it is very important that both the bodies can work together and stay on focus on the goals of the Jain Society. While the President is leading an Executive Committee for the day to day operations and likely most in touch with all the members listening to their expectations, feedback, concerns, etc. and the Board of Trustees is responsible for the vision/mission of the Society and is very important that they both represent each other's body.

The sole purpose of the Past Presidents' Chair is to help the smooth functioning of the Executive Committee using their most recent experience in the capacity of the Past President to help to resolve/achieve any outstanding agenda items. This has been debated in detail during the last Special General Body Meeting as well.)

**Question :** What is Commissioning Body ? Please explain and clarify.

As per our Constitution and the Robert's Rules of Order: There are three Commissioning Bodies: The Executive Committee, the Board of Trustees and the General Body. Whichever Body is responsible for appointing/creating the Committee (Ad-Hoc or Standing), elects/selects any Leadership Position and is responsible to initiate the waiver for the maximum limit of two Leadership Positions for any one member. For example, the Board of Trustees and the Executive Committee are selected/elected by the General Body. Thus, the General Body is the Commissioning Body. JAINA Directors and UHJT representative are selected/elected by the Executive Committee. Thus, the Executive Committee is the Commissioning Body. Standing/Ad-Hoc Committees can be formed by the Board of Trustees, the Executive Committee or the General Body. Thus, whichever body is forming the Committee, is the responsible Commissioning Body.

### **Amendment 9: Updates to Article XII – Elections**

#### **9a. Update Article XII.1.c.**

Current paragraph 1.c: The Executive Committee and Nominations and Elections Committee shall invite nominations for the election of all positions a minimum of 43 days prior to the Annual General Body Meeting providing details of the requirements for nomination. The deadline for receiving nominations shall be a minimum of 22 days before the Annual General Body Meeting.

#### **Amendment: Change 22 to 28 days in above paragraph**

**(Justification:** Election Committee needs some 7 days to verify the eligibility of candidates. One day allowed per previous constitution (informing candidate 21 days prior) is too short.)

#### **9b. Add to Article XII.3.a**

Current Article XII.3.a states: A member can be nominated for only one elected position.

#### **Add the following sentence:**

The nominator must be eligible to vote at the elections.

#### **9c. Replace Article XII.3.f and XII.3.g**

~~f. For the first time after this revised Constitution is approved, all of the existing officers of the Executive Committee (President, Vice President, Secretary, Joint Secretary, Treasurer, and Joint Treasurer) are eligible to be reelected for one more two year term for the same position.~~

~~g. Except for the first time after this revised Constitution is approved, the term of the six elected Trustees shall be three years with two Trustees retiring each year and two new Trustees being elected each year. During the first election cycle after approval of this document, four Trustees~~

~~shall be elected to complement the existing two Trustees whose terms expire at the end of 2013 and at the first meeting of the Board of Trustees, the Board will decide which two newly elected Trustees will retire after two years and which two newly elected Trustees after three years. Retiring Trustees shall be eligible for reelection, subject to term limits.~~

**with**

- f. The term of the six elected Trustees shall be three years with two Trustees retiring each year and two new Trustees being elected each year.
- g. Only members who have paid membership dues 30 days prior to elections will be eligible to vote for elections.

**(Justification:** Do not need these paragraphs any more except for one sentence under f.)