## 2021 MAPE DELEGATE ASSEMBLY RESOLUTION

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| Provide for an alternate chair for Judicial Committee in case both President and Vice President are subject of complaint |

Whereas, the Judicial Procedure provides for a replacement Chair if a complaint is brought against the President, but does not provide for a replacement chair if a complaint is brought against both the President and Vice President; therefore

Resolved that the bylaws be amended as shown below to provide for a replacement Chair in the case of a complaint against both the President and Vice President

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| Passed by | Date |
| Lynn Butcher, 1901 | 6/29/21 |
| Tess Flom, 1203 | 6/29/21 |

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(Underscoring denotes wording inserted (inserted wording), and strike-through denotes wording deleted (~~deleted wording~~).

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| What is being amended? | Resulting Language |
| **Article XII - Judicial Committee**  **Section 1.        Purpose.**  The purpose of the Judicial Committee is to consider and respond to complaints filed under Article XIII - Judicial Procedure. All complaints for one or more violations as provided in Article XIII, Section 2 are the sole jurisdiction of the Judicial Committee. Any complaints regarding MAPE’s Governing Documents or Policies shall be subject to the Governing Documents or Policies Dispute Procedure pursuant to Article XVIII.    **Section 2.      Term of Office.**  After a complaint is properly filed (Article XIII, Section 4), the Statewide President will chair the committee. If the Statewide President is a participant in the complaint, the Vice President will become the Chair. If both the President and Vice President are participants in the complaint, a remaining Executive Committee member will become the Chair. The Chair will appoint 12 additional members to the Committee who are not currently serving on the Board of Directors. Terms will expire following the rendering of the Committee’s decision or the Board of Directors’ appeal decision, whichever is later.    **Section 3.      Judicial Committee Selection**  In any case coming before the Judicial Committee, the Judicial Committee Chair shall send a list of the names of the members of the Judicial Committee to the complainant and the respondent. Within 30 days thereafter, each party shall have the opportunity to delete three names from the list of Judicial Committee members, by written notification to the Judicial Committee Chair. From the names remaining, the Chair shall appoint one member of the Judicial Committee to serve as the hearing officer, who shall conduct the hearing.    **Section 4.      Documentation of Decisions.**  Decisions of the Judicial Committee shall be in writing, and shall include at least the following separate items:   1. A statement of complaint; 2. A summary of the evidence in support of the complaint; 3. A summary of the evidence in refutation of the complaint; 4. A finding of facts; 5. A conclusion of proceedings; 6. The assessment of a penalty, if any; or an order setting aside or modifying a previously imposed penalty.   **Section 5.      Communication of Decisions.**  A copy of the decision of the Judicial Committee shall be transmitted to the complainant, the complainant counsel of record, the respondent, the respondent’s counsel of record, and each member of the Judicial Committee.    **Section 6.      Notice.**  A written communication or required notice to the Judicial Committee or any member thereof shall be sent to the Judicial Committee Chair at the MAPE Central office.    **Section 7.      Reporting.**  Each Judicial Committee shall submit a written summary of its actions to the next regular Delegate Assembly.  All Delegates shall receive a copy of the report. Such a summary shall include a listing of all cases referred to it, a description of the major issues involved, and the judgments of the Committee. The Committee report shall call attention to pertinent omissions or ambiguities in governing documents and policies and may offer recommendations.    **Section 8.      Staff Assistance.**  The Judicial Committee shall be provided with staff assistance and facilities as are necessary and appropriate to the proper functioning of the Judicial Committee in accordance with policies established by the MAPE Board of Directors. | **Article XII - Judicial Committee**  **Section 1.        Purpose.**  The purpose of the Judicial Committee is to consider and respond to complaints filed under Article XIII - Judicial Procedure. All complaints for one or more violations as provided in Article XIII, Section 2 are the sole jurisdiction of the Judicial Committee. 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