

## T.W.U. 2021 CONSTITUTIONAL CONVENTION RULES

### RULE No. 1

The Convention shall convene daily at 9:00 a.m. and recess at 5:00 p.m., except that the Convention Chair shall have the discretion to adjust the time for convening and recessing for the day. There shall be a recess for lunch every day, with the time for the recess set by the Chair. The Convention Chair may, with the approval of a majority of the delegates, eliminate the fifth day of the Convention or any part thereof.

### RULE No. 2

The main body of the Convention Hall shall be reserved exclusively for the delegates and the alternate delegates, except as provided in Rule No. 13f below.

### RULE No. 3

- A. A delegate desiring the floor must remain at the microphone nearest his or her assigned seat until recognized by the Chair.
- B. Any delegate recognized by the Chair must state his or her name and Local union number before speaking.
- C. If a delegate, while speaking, is called to order, he or she shall, at the request of the Chair, remain silent until the

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

question is decided.

D. A delegate shall be allowed to have the floor for no more than three minutes each time he or she is recognized to speak.

E. No delegate shall be allowed to speak twice on any issue until all who are desirous of speaking have had a chance to speak.

F. When a question before the convention is put to a vote, all microphones shall be cleared of all delegates in line awaiting their turn to speak.

G. The Security Detail shall be assigned to each floor microphone to facilitate their proper use.

H. The Security Detail shall at all times keep proper check on delegates and guests, and see they are seated in their proper places and that order is maintained.

#### RULE No. 4

On questions coming up before the Convention, a roll call shall be taken only if thirty percent (30%) or more of the delegates request it.

#### RULE No. 5

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

Any delegate acting on the floor in such a manner as to annoy or disrupt the proceedings of the Convention shall be reprimanded for the first offense and, for the second offense, the Chair may have his or her name stricken from the rolls of the Convention as a delegate and his or her conduct reported to his or her constituents by the Secretary of the Convention.

RULE No. 6

When a motion is made to lay on the table and there are any amendments pending to the original motion, the motion to lay on the table shall apply to the original motion and any such pending amendments.

RULE No. 7

When a motion to lay on the table is made, the motion shall not be put to a vote until the introducer of the original motion is given an opportunity to speak on the question.

RULE No. 8

When a Committee is prepared to report to the Convention, that report shall be heard before all resolutions that are not then pending before the Convention or are the subject of an adopted motion to lay on the table, except such report shall not be heard before either resolutions then pending before the Convention related to another Committee report or proceedings related to nominations or elections under Rules 13 or 14.

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

RULE No. 9

A motion to close debate shall always be in order, and shall be decided by a majority vote.

RULE No. 10

- a. Except on roll call votes or on elections for International Elective Positions all voting shall be by voice or a show of hands, but the Chair of the Convention may call for a standing vote or a division of the house when in doubt.
  
- b. On any roll call vote, the call shall be by individual Delegates (in alphabetical order by last name) within a local. The Delegates within the local with the lowest local number shall be called first; thereafter, the delegates will be called by local in ascending order by local number. A roll call vote may only be taken upon a request of thirty percent (30%) or more of the delegates,
  
- c. The following shall determine the number of votes for a delegate in a roll call vote:
  - i. Where a Local sends its full complement of delegates to the Convention, each Delegate from that Local shall have roll call votes equal to the sum of the number of votes accorded all Delegates from that Local (meaning the sum of the number of votes accorded the delegates from that local Under the TWU Constitution, Article XI, Section 2(c)) (the "Local Vote Number") divided by the number of delegates from that Local (under the TWU Constitution, Article XI, Section 2(a)), even if that results in each delegate having fractional

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

votes.

ii. Where a Local sends less than its full complement of delegates to the Convention with approval from the International Administrative Committee (under the TWU Constitution, Article XI, Section 2(b)), each delegate from that Local shall have roll call votes equal to the Local Vote Number divided by the number of delegates sent to the Convention, even if that results in each Delegate having fractional votes, but no Delegate shall have more than ten (10) votes.

iii. Where a Local sends less than its full complement of Delegates to the Convention without approval from the International Administrative committee, each Delegate at the Convention from that Local shall have roll call votes equal to the Local Vote Number divided by the full number of delegates the Local could have sent to the Convention under the TWU Constitution, Article XI, Section 2(a), even if that results in each delegate having fractional votes, but no delegate shall have more than ten (10) votes).

d. Any vote or votes (including roll call votes and elections) of a delegate absent from the Convention floor during any particular vote may not be cast by that delegate or by any other delegate on that vote.

## RULE No. 11

In all the matters not otherwise provided for in these Rules

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

or the TWU Constitution, the Convention shall be governed by Robert's Rules of Order, except that a vote of the delegates shall in all cases be deemed final.

## RULE No. 12

The Chair may comment and take a position on all matters that are raised before the Convention without relinquishing his/her position as Chair.

## RULE No. 13

Nominations for International Elective Positions:

- a. There shall be a Nominations and Election Committee, whose Chair shall serve as the Chair of the Convention during the nominations and elections process under Rules 13 and 14. Brother Richard Rivera from Local 591 is the Chairperson. No member of this Committee may be a candidate for any International elective position. The Committee shall be responsible for compiling the official list of nominations and providing the results of the elections to the Convention delegates. For any roll call vote, this Committee shall make a record of how each delegate has voted in such vote and shall make this record available both to delegates and to TWU members. The Committee may appoint one or more Committee members to generate and make available this roll call vote. The Committee shall make sure to preserve all records of any election votes for at least one (1) year. The Nominations and Election

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

Committee Chair shall conduct Nominations and Elections for International elective offices. Nominations from the floor of the Convention and elections shall be conducted on the morning of Tuesday, September 14, 2021. In addition to the Offices of President, Executive Vice President, Secretary-Treasurer and two (2) Administrative Vice Presidents, the Convention shall elect sixteen (16) additional Vice Presidents and forty-five (45) Executive Board Members.

b. (i) All nominations for President, Executive Vice President, Secretary Treasurer, and Administrative Vice Presidents shall be made from the floor and in writing as set forth below. To be nominated, these candidates must be both nominated by a delegate (other than the candidate) and receive a second by a different delegate (other than the candidate). As set forth below, candidates for different offices may organize themselves into slate(s) for election. One delegate may nominate at one time an entire slate of candidates who have declared that they are candidates for office together. The delegate nominating a slate may speak in support of the nomination for no more than three (3) minutes. One delegate may second at one time an entire slate of candidates as well. The seconder of the slate may speak in support of the seconding of the nomination of the slate for no more than three (3) minutes. Individual candidates for such offices shall also be nominated from the floor and in writing as set forth below.

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

(ii) Members desiring to be organized as a slate of candidates must do so in writing, on form(s) provided by the Election Committee, which shall include the candidates' names, the offices they seek and the Local Union of which they are a member. Any such slate nomination(s) forms (with written acceptances as set forth below) must be submitted to the Election Committee Chairperson by hand no later than two (2) hours after the close of convention business Monday, September 13, 2021. No slate can use the name of any other slate which has historically used that name. Otherwise, the slate shall determine its own name. In order to be considered a “slate of candidates” for the purposes of these rules, such slate must include candidates for all of the following positions: President, Executive Vice President, Secretary-Treasurer, two (2) Administrative Vice Presidents (each of whom must be from different Divisions within the Union, i.e., TUUS, Airlines, Rail), at least five (5) Vice Presidents (in addition to the two (2) Administrative Vice Presidents) and at least ten (10) Executive Board Members.

(iii) Candidates on such slate(s) must accept the nomination as part of such slate(s) by submitting his/her signed acceptance of nomination to the Election Committee, in writing, no later than two (2) hours after the close of convention business on Monday, September 13, 2021. Such signed acceptance may be submitted simultaneously with the written slate nominations. Individual candidates for President, Executive Vice President, Secretary-Treasurer and Administrative Vice Presidents must accept the nomination in writing by submitting his/her signed



TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

acceptance of nomination by hand to the Election Committee Chair no later than two (2) hours after the close of convention business on Monday, September 13, 2021.

(iv) Candidate(s) who are not part of an organized slate of candidates may run as individual candidate(s). Any member seeking International Office as an individual candidate not required to be nominated from the floor must declare his/her intention by submitting his/her name, the International Office he/she seeks, and his/her Local Union number on a form provided by the Election Committee by hand to the Election Committee Chair no later than two (2) hours after the close of convention business on Monday, September 13, 2021. Groups of members purporting to organize as a slate who fail to field the required numbers of candidates for office will be considered individual candidates for purposes of this election.

c. The Election Committee Chairman will first ask for nominations of slates, if any, and then will ask for nominations of individual candidates, if any.

d. Any nominee for President, Executive Vice President, Secretary Treasurer and Administrative Vice Presidents must accept the nomination in order to be a candidate in the election. A slate candidate may accept nomination as provided in Rule 13 (b)(iii) above. Individual Candidates may accept the nomination as provided in Rule 13 (b)(iii) above.

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

- e. Candidates for the Offices of President, Executive Vice-President, Secretary-Treasurer, and Administrative Vice-Presidents may accept their nomination for office with a speech. Speeches on behalf of these candidates are also permissible but such speeches must be given by a Delegate to the convention. Only oral presentations will be permitted. The speeches are limited to three (3) minutes in length and no more than two (2) speeches per candidate.
- f. If the candidate is not a delegate and will be delivering the speech for his or her candidacy, he/she will be permitted to deliver that speech from the main body of the hall at microphone No. 1.
- g. Speeches on behalf of candidates for other positions will not be permitted.
- h. If only one candidate has been nominated for a given position, that candidate shall be deemed elected without the necessity of a formal vote.
- i. Any and all notices, written acceptances or other written documents required by these Rules shall be delivered by hand to the Election Committee Chairperson.

RULE No. 14

## Elections for International Elective Positions:

- a. Elections for International positions shall be held on September 14, 2021.
- b. Each member running for office will be permitted to be a candidate for only one office during the course of the Convention elections.
- c. During the election process anyone who is not a properly credentialed delegate will be cleared from the “delegate area” of the Convention floor. Rule No. 10 d applies to such votes. In accordance with the procedures provided below, the delegates may vote for the candidates for international positions by indicating a preference for a slate which they support. Alternatively, the delegate may vote for individual candidates as outlined below.
- d. Due to COVID-19 safety protocols, voting is to be conducted by a Standing Division of the House, as modified and as directed by the Election Committee Chairperson. Those delegates who choose not to vote for a slate, but rather choose to vote separately for individual candidates, will be directed to a separate, distinct area of the convention floor in order for their votes to be tallied. All Delegates who choose to vote for a slate shall be directed to remain seated so that delegates who choose to vote for individual candidates may have their votes tallied. The Election Committee Chairperson shall then direct delegates supporting a slate to a

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

stand in place in order for the voting delegates supporting each separate slate to be tallied by the Election Committee.

e. A roll call vote for an election to an International position(s) shall be taken upon a request of thirty percent (30%) or more of the delegates, which request must be made by motion after the results of the initial vote of the delegates (under paragraph d. above) has been reported with regard to the election for the applicable position, and before the commencement of the election for the next position. Whether the 30% threshold has been met will be determined by a standing division of the house, during which anyone who is not a properly credentialed delegate will be cleared from the "delegate area" on the Convention floor. Any roll call vote shall be conducted in accord with Rule No. 10 b. - d. above.

f. The following will pertain to the voting under Rule No. 14 (d). If one slate obtains a majority of votes, all candidates on that slate shall be deemed elected for the positions sought. Elections for all elective offices will be determined by the highest vote totals in each office. In the event that the slate obtaining a majority of those voting does not cover all positions for election, all open International elective positions will be chosen through a run-off with delegates voting for each separate International position open. Delegates voting for individual candidates may cast their votes for any number of candidates of those duly nominated, up to the number of positions allotted for that elective office. Due to COVID-19 safety protocols, votes for individual candidates will be cast on ballots provided by the Election Committee. Such ballots will include the name of the delegate and his/her Local Union Number.

TRANSPORT WORKERS UNION of AMERICA  
26<sup>th</sup> Constitutional Convention  
CONVENTION RULES

RULE No. 15

No recording or transmission is permitted of any session of the Convention or of any Delegate Committee meetings, except for the official devices used by the Transport Workers Union of America. There is one official transcript made of the Convention proceedings. Violations of this Rule shall be considered a violation under Rule 5 above and shall be handled under the provisions of that Rule.