

RESOLUTION

Subject: Kentucky Medical Association Bylaws Amendment

Submitted by: Kentucky Medical Association Board of Trustees

Referred to: Reference Committee

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WHEREAS, the KMA Long Range Planning Commission is tasked with evaluating the implementation of KMA's strategic goals; conducting a continuous review of KMA's bylaws, organizational structure, governance, programs and services to ensure they promote KMA's strategic goals; and making recommendations to the Board of Trustees concerning strategies by which the KMA implements its mission; and

WHEREAS, the KMA Long Range Planning Commission conducted a review of the KMA bylaws to determine provisions that may be outdated, no longer in force or do not promote efficient operation of the association; and

WHEREAS, the existence and use of a Nominating Committee as set forth in the KMA bylaws was targeted as a bylaw provision that needs to be updated; and

WHEREAS, the KMA Nominating Committee's only tasks under the bylaws are to verify the eligibility and willingness to serve of those nominated for office within the association, and report those names to the House of Delegates; and

WHEREAS, the Nominating Committee is not tasked with formulating a slate of officers beyond those that are nominated, making their function administrative and ceremonial; and

WHEREAS, each year the Nominating Committee is elected by the House of Delegates, pursuant to the bylaws, from a ballot containing ten names, from which five are elected, creating a scenario in which five members of the House of Delegates will lose an election each year for a position that is administrative and ceremonial; and

WHEREAS, the functions of the current Nominating Committee could be easily carried out by one person known as the Nominating Review Authority, who could work with staff to ensure those nominated are eligible to serve in an office for which they have been nominated; and

WHEREAS, the Long Range Planning Commission also noted the use of Trustee District meetings held at the KMA Annual Meeting as an out-of-date process for nominating District Trustee candidates; and

WHEREAS, the nomination of candidates for District Trustee should be more open and allow for nominations to occur by mail, email or other means, which in many instances occurs now; and

WHEREAS, the Trustee District Meetings held at the KMA Annual Meeting are oftentimes unattended by anyone from Trustee Districts; and

WHEREAS, modifications to KMA's bylaws would be required to change the Nominating Committee to a Nominating Review Authority and discontinue the practice of holding District Nominating Committee meetings at the KMA Annual Meeting; and

WHEREAS, the KMA Board of Trustees recommends the following changes to the KMA bylaws; now, therefore, be it

RESOLVED, that Chapter IV, Section 2, of the Kentucky Medical Association Bylaws be amended as follows: ~~"During the meeting of the regular session of the House of Delegates, the Speaker of the House of Delegates shall submit to the members of the House of Delegates a list of ten names from which, by ballot, the House of Delegates shall select five members to serve as the Nominating Committee for the next year. The five names receiving the most votes shall form the Committee, and the person receiving the most votes shall be Chairman. In the event that the Chairman so elected is unable or unwilling to serve, or in the event of a tie, the Committee shall elect one of its members as Chairman. The Committee shall meet at such time and place as determined by the Committee Chairman or the Board of Trustees, and shall schedule an open meeting on the first day of the Annual Meeting. This open meeting shall be held at the location of the Annual Meeting, shall receive broad publicity, and those who have business to discuss with the committee shall have a hearing. The Immediate Past President shall serve as the Nominating Review Authority to verify the eligibility and willingness to serve of each candidate nominated. Should the Immediate Past President be nominated for an elected office or is not available to serve as the Nominating Review Authority, the Speaker shall appoint another KMA officer who is not nominated for an elected office that year to serve as the Nominating Review Authority. The Nominating Committee shall verify the eligibility and willingness to serve of each candidate nominated. The Committee Nominating Review Authority shall accept and post for information all eligible and willing candidates proposed for offices elected from the state at large. On the second day of the Annual Meeting, the committee Nominating Review Authority shall post on a bulletin board near the entrance to the hall in which the Annual Meeting is being held, its the nomination, or nominations, for each office to be filled, and shall formally present said nomination, or nominations, to the House at the time of the election. Additional nominations may be made from the floor by submitting the nominations without discussion or comment. Vacancies occurring on the Nominating~~

~~Committee by virtue of death, resignation, or disability, shall be filled by appointment of the Speaker.”; and be it further~~

RESOLVED, that Chapter IV, Section 6, of the Kentucky Medical Association Bylaws be deleted in its entirety: ~~”The Delegates representing the counties in each District form the Nominating Committee for the purpose of nominating a Trustee and an Alternate Trustee for the District concerned. This committee shall hold a well publicized meeting open to all active members of the District concerned who are in attendance at the Annual Meeting for the purpose of discussing the nomination of the Trustee and his Alternate to serve the District. Additional nominations may be made from the floor when the Nominating Committee makes its report to the House of Delegates.”~~