FOR ACTION

Petition on the Rights of Affiliates

Bylaw II, Sec. 1, a, 2, a, 3, b, (3) and (4)

Petition

We, the undersigned Councilors of the American Chemical Society, hereby petition to amend the SOCIETY Bylaws as follows (additions underlined; deletions struck through):

Bylaw II
Affiliates and Associates

REVISED
Sec. 1.

a. No person who is not a member of the AMERICAN CHEMICAL SOCIETY shall not become a member of any Local Section, but Local Sections may provide in their bylaws to have Local Section Affiliates, not members of the SOCIETY, who shall be entitled to all the privileges of membership in the Local Section, as provided in the Local Section bylaws, save except that of voting for or holding an elective position of the Local Section, or voting on Articles of Incorporation and bylaws for the Local Section, or serving as a voting member of its Executive Committee or equivalent policymaking body, or voting for Councilor(s) or Alternate Councilor(s) from the Local Section. In their bylaws, Local Sections may either provide or withhold the privilege of voting by Local Section Affiliates for an elective position (other than Councilor or Alternate Councilor) of the Local Section.

Local Section Affiliates may be appointed as Committee Chairs, if allowed by the bylaws of the Local Section. (1/1/70)

Sec. 2.

a. No person who is not a member of the AMERICAN CHEMICAL SOCIETY shall not become a member of any Division; but Divisions may provide in their bylaws to have Division Affiliates, not members of the SOCIETY, who shall be entitled to all the privileges of membership in the Division, as provided in the Division bylaws, except that of holding an elective position of the Division, or voting on Articles of Incorporation and bylaws for the Division, or serving as a voting member of its Executive Committee or equivalent policymaking body, or voting for Councilor(s) or Alternate Councilor(s) from the Division. In their bylaws, Divisions may either provide or withhold the privilege of voting by Division Affiliates for an elective position (other than Councilor...
or Alternate Councilor) of the Division. **Division Affiliates may be appointed as Committee Chairs, if allowed by the bylaws of the Division.** (6/14/81)

**Sec. 3.**

b. Society Affiliates shall have the following privileges: (11/2/02)

... 

(3) Society Affiliates shall be assigned to an appropriate Local Section in the same manner as members as provided in the Constitution and elsewhere in these Bylaws. Society Affiliates may be assessed Local Section dues in the amount specified for Society Affiliates by the bylaws of that Section. In Local Sections, Society Affiliates may be appointed as Committee Chairs, if allowed by the bylaws of the Local Section but may not vote for or hold an elective position of the Local Section, vote on Articles of Incorporation and bylaws of the Local Section, or serve as a voting member of its Executive Committee or equivalent policymaking body. **In their bylaws, Local Sections may either provide or withhold the privilege of voting by Society Affiliates for an elective position (other than Councilor or Alternate Councilor) of the Local Section.** (4/1/09)

(4) Society Affiliates may become Society Affiliates of any Division unless specifically prohibited by the bylaws of the Division and shall be subject to such dues as are specified by the bylaws of that Division for Society Affiliates. In Divisions, Society Affiliates may be appointed as Committee Chairs, if allowed by the bylaws of the Division, but may not vote for or hold an elective position of the Division, vote on Articles of Incorporation and bylaws of the Division, or serve as a voting member of its Executive Committee or equivalent policymaking body. **In their bylaws, Divisions may either provide or withhold the privilege of voting by Society Affiliates for an elective position (other than Councilor or Alternate Councilor) of the Division.** (11/2/02)

**Explanation**

BYLAW II, Secs. 1 and 2 specify the rights of Local Section Affiliates and Division Affiliates; however, we think that Local Section Affiliates and Division Affiliates should be allowed to be nonvoting members of the Executive Committee (or equivalent policymaking body), and to be appointed as Committee Chairs, if allowed in the bylaws of the Local Section or Division. Society Affiliates should also have the right to vote in Local Section and Division elections, except for Councilors and Alternate Councilors, if so decided by each Local Section and Division and if included in their bylaws. These changes would align the voting and participation rights within Local Sections and Divisions for Society Affiliates of a Division, Local Section Affiliates, and Division Affiliates. This would not change the rights of Society Affiliates as stated elsewhere in the ACS Governing Documents.
**Signed:**

Dr. Joe D. Allison  
Dr. Michael Appell  
Dr. Roger Bartholomew  
Mr. Rodney M. Bennett  
Dr. Mitchel R.M. Bruce  
Dr. Charles E. Cannon  
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Dr. Mark D. Frishberg  
Dr. Tracy Hamilton  
Dr. Barbara Hillery  
Ms. Fran Kravitz  
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Dr. Mary Ann Meador  
Dr. Robert B. Moore  
Dr. Mary Virginia Orna  
Dr. Jason Ritchie  
Dr. Silvia Ronco  
Dr. Martin Rudd  
Dr. L. Kraig Steffen  
Dr. Maria Santore  
Dr. Julianne Smist  
Dr. James M. Takacs  
Dr. Jeanette M. Van Emon

(This petition has been referred to the *Committee on Membership Affairs, Committee on Divisional Activities, Committee on Local Section Activities, Council Policy Committee, Society Committee on Budget and Finance, and Committee on Constitution and Bylaws.*)

*Committee having primary substantive responsibility*

**FINAL STATEMENT OF FINANCIAL IMPACT**

The Society Committee on Budget & Finance has examined this petition and concludes that it will have no impact on the finances of the Society ($0).

**FINAL REPORT OF THE COMMITTEE ON CONSTITUTION AND BYLAWS**

The Committee on Constitution and Bylaws agreed to the edits proposed by the Council Policy Committee’s Subcommittee on Petitions, Constitution and Bylaws.

The Committee finds the revised petition to be legal and consistent with other provisions of the Society’s documents.

A two-thirds (2/3) vote of Council is required for approval of amendments to the Bylaws. If approved by Council, the amendments will become effective upon confirmation by the Board of Directors.

Dr. James C. Carver  
Chair