

ORIGINAL

FOR COUNCIL ACTION

Petition on Dues and Benefits
(AMENDMENTS TO THE STANDING RULES)

Standing Rule I, Secs. 1-9
Standing Rule II, Sec. 7
Standing Rule VII, Secs. 1, (q); 2, (c); 3, (c)

Petition

We, the voting members of the American Chemical Society's Committee on Membership Affairs hereby petition to amend the SOCIETY's Standing Rules as follows (additions **underlined**; deletions ~~struck through~~):

STANDING RULE I

Membership Function

Section 1.

...

b. The duties of the Committee on Membership Affairs shall include the following, *inter alia*:

(1) elect members and affiliates to the SOCIETY, conduct reviews, and make recommendations to the Council concerning standards and requirements for member and affiliate status, including privileges and restrictions, and concerning ~~special dues categories~~ **and benefits packages** referred to elsewhere in these Standing Rules or in the Schedule of ~~Membership~~ **Dues and Benefits**;

...

(3) review the status of, and trends in member, ~~and affiliate,~~ **and associate** data and recommend to the appropriate SOCIETY bodies actions in furtherance of the committee's duties and the Purposes of the SOCIETY;

(4) consider charges of injurious conduct against a member **or Society Affiliate** according to **expulsion** procedures prescribed elsewhere in these Standing Rules; and

...

Sec. 2.

Membership

a. Applicants for membership shall be elected only as provided in the Bylaws and these Standing Rules.

~~**Sec. 5.**~~

b. Any person, qualified as specified in the following subsections, who shall have been nominated in writing by two members of the SOCIETY, who shall have paid the initial membership dues and fees as applicable, and whose application shall have been approved by the Committee on Membership Affairs, shall be declared elected a MEMBER or a STUDENT MEMBER of the SOCIETY. The requirement of having two nominations in writing may be waived by the Committee on Membership Affairs in cases where applicants live in areas remote from SOCIETY members.

Sec. 3.

~~c. A member may be dropped from membership for nonpayment of dues or for conduct that in any way tends to injure the SOCIETY or affect adversely its reputation, or that is contrary to or destructive of the SOCIETY's Purposes. No member shall be dropped except after opportunity to be heard as provided in these Standing Rules. When The term "member" is used, this includes refers to both MEMBERS and STUDENT MEMBERS. When either a whereas the terms "MEMBER" or "STUDENT MEMBER" is mentioned, this excludes the other category of membership.~~

Sec. 4.

d. The membership term for new and reinstated members shall be an inclusive twelve-month period or multiple thereof should the member choose a multi-year renewal. The member's anniversary date shall be the date of entry into the active membership roll.

Sec. 6.

e. Except as provided in the Bylaws and elsewhere in these Standing Rules, membership in the SOCIETY and the obligation for dues continue from year to year unless a member's resignation, signed by the member, is received by the Chief Executive Officer prior to the end of the twelve-month period for which dues have been paid. Any person in arrears for dues for 60 days shall cease to be a member of the SOCIETY, provided that at least two weeks before the name is removed from the rolls, the Chief Executive Officer shall send the member a written notice of delinquency, together with a copy of the Standing Rules pertaining to the subject.

f. A person whose resignation was received within the specified time limit, or whose membership was terminated through the nonpayment of dues, may be reinstated as a member of the SOCIETY by the Committee on Membership Affairs when that person requests reinstatement and has paid the current dues.

Sec. 35.

a. **MEMBERS**

The Committee on Membership Affairs may approve for MEMBER a person who meets any of the following requirements for formal training, experience, or employment in a chemical science or in a related field of natural science, engineering, technology, or science education. Natural sciences are those that deal with matter, energy, and their interrelationships and transformations.

(1) An earned bachelor's or higher degree in a chemical science or in a related field of natural science, engineering, technology, or science education from an appropriately accredited educational institution, or one acceptable to the Committee on Membership Affairs.

(2) An associate degree or equivalent in a chemical science or related field of technology from an appropriately accredited educational institution, or one acceptable to the Committee on Membership Affairs.

(3) Full certification, licensure, or other qualification as a pre-college teacher of chemical science, provided such certification, licensure, or other qualification is deemed satisfactory by the Committee on Membership Affairs.

(4) Less formal training than indicated above and significant documented work experience in chemical science, chemical technology, or chemical education that is satisfactory to the Committee on Membership Affairs as representing achievement equivalent to that in any of the provisions above. One year of full-time relevant work experience shall be broadly equivalent to one year of full-time education and training.

b. **STUDENT MEMBERS**

(1) The Committee on Membership Affairs may approve for STUDENT MEMBER a person who is actively working toward an undergraduate degree in a chemical science or in a related field of natural science, engineering, technology, or science education from an appropriately accredited educational institution, or one acceptable to the Committee on Membership Affairs. A STUDENT MEMBER may retain such status only as long as that person is actively working toward such a degree. A STUDENT MEMBER who no longer meets the requirements for STUDENT MEMBER but does meet the requirements for MEMBER shall be reclassified no later than the beginning of the following membership year.

(2) A STUDENT MEMBER shall be entitled to all privileges of membership except that of holding an elective position of the SOCIETY, its Local Sections, or its Divisions, and the privilege of serving as a Temporary Substitute Councilor; however, if the bylaws of the Local Section or Division so permit, a STUDENT MEMBER may hold an elective position of the Local Section or Division, other than the positions of Councilor or Alternate Councilor.

Sec. 49.

Affiliates and Associates

a. A person who is not eligible to be a member of the SOCIETY, **as described elsewhere in these Standing Rules**, may become a **Society Affiliate** of the SOCIETY, hereinafter referred to as a “Society Affiliate;” in these Standing Rules and the Schedule of ~~Membership~~ **Dues and Benefits**. Such affiliation may be accorded by the Committee on Membership Affairs of the SOCIETY after application and recommendation by signature of two members of the SOCIETY in good standing.

b. A person who is **neither a member nor a Society Affiliate** may become an **affiliate of a Local Section and/or Division** of the SOCIETY as provided elsewhere in these Standing Rules.

c. **Corporation Associates**

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d. **Community Associates**

(1) A person who is not a member of the SOCIETY but engages with the SOCIETY in ways that may include, but are not limited to, participating in webinars; subscribing to, publishing in, or reviewing manuscripts for ACS journals; or participating in other SOCIETY-sponsored programs, events, or services, may become a Community Associate of the SOCIETY.

(2) A Community Associate is not required to pay annual dues to maintain status with the SOCIETY. The length of the Community Associate term is twelve months and is renewable.

(3) A Community Associate shall not be assigned to a Local Section. A Community Associate shall not be a member of any Local Section and shall not be eligible for any of the privileges that are specified in a Local Section’s bylaws for members and/or Society Affiliates. A Community Associate may attend and participate in a Local Section’s open meetings and events and may become a Local Section Affiliate as described elsewhere in the Standing Rules. A Community Associate who is a Local Section Affiliate shall be eligible for the privileges specified in the Local Section’s bylaws for Local Section Affiliates.

(4) A Community Associate shall not be a member of any Division and shall not be eligible for any of the privileges specified in the Division’s bylaws for members and/or Society Affiliates. A Community Associate may attend and participate in a Division’s open meetings and events and may become a Division Affiliate as described elsewhere in the Standing Rules. A Community Associate who is a Division Affiliate shall be eligible for the privileges specified in the Division’s bylaws for Division Affiliates.

(5) A Community Associate shall not be a member of any International Chemical

Sciences Chapter.

(6) A Community Associate shall have no vote in the national affairs of the SOCIETY and shall not be eligible for any elective office in the SOCIETY or any of its Local Sections or Divisions.

e. ~~Neither Society Affiliates, nor Corporation Associates, nor affiliates of a Local Section or Division,~~ **and Community Associates** shall **not** be or represent themselves as members of the SOCIETY.

f. A ~~Society Affiliate, Local Section Affiliate, Division Affiliate, or Corporation Associate,~~ **or Community Associate** may be dropped **lose access to ACS affiliation and associated benefits** for good and sufficient reasons.

Sec. 57.

Expulsion

a. Grounds for Expulsion. Members **or Society Affiliates** of the SOCIETY ~~shall be expelled from the SOCIETY for whose~~ conduct tends to injure the SOCIETY or to adversely affect its reputation, or that is contrary or destructive to its Purposes as described in the SOCIETY's Constitution, **shall be dealt with in proportion to the severity of their conduct or actions, up to and including expulsion from the SOCIETY.**

b. Initiation of Process. Any member(s) of the SOCIETY may begin the expulsion process by submitting to the Chair of the Committee on Membership Affairs, a written statement that specifies the charges against the member **or Society Affiliate.**

c. Due Process. Procedures for considering expulsions shall be developed by the Committee on Membership Affairs and approved by the Council. Such procedures shall provide for quick resolution, fairness, confidentiality, and due process, including an opportunity for a charged member **or Society Affiliate** to be heard. Any modifications to the approved procedures shall be approved by the Council.

d. Advisors. The charged member **or Society Affiliate** may be assisted by an advisor who may act on **their** behalf ~~of the member~~. Such advisor may be an attorney if the charged member **or Society Affiliate** provides the Chair of the Committee on Membership Affairs with written notice of the attorney's name and office address at least ten working days prior to any hearing. An attorney for the SOCIETY may be selected by the SOCIETY's General Counsel to be present and speak at any such hearing(s).

e. Confidentiality. All charges, evidence, correspondence, findings, and recommendations pertaining to any such expulsion matter shall be confidential. All expulsion proceedings and hearings shall be closed to the public.

f. Appeal. The charged member **or Society Affiliate** may appeal an adverse decision of the Committee on Membership Affairs to the Council Policy Committee, which shall consider the appeal at its next regularly scheduled meeting, or at an earlier meeting specially called for the purpose of considering the appeal. Decisions of the Council Policy Committee shall be final.

g. Dissemination of Outcome. Upon disposition of the charges, the Chair of the Committee on Membership Affairs shall be responsible for communicating the outcome to the charged member **or Society Affiliate**, the Society's Chief Executive Officer, the Chair of the Board of Directors, and the member(s) who submitted the statement of charges. In the event the Committee on Membership Affairs determines to expel the charged member **or Society Affiliate**, the Chair of the Committee on Membership Affairs shall also inform the chairs of the Local Section, and of any Division(s) to which the charged member **or Society Affiliate** belongs. In addition, the Chair of the Board also may inform any additional people who, in the Chair's discretion, have a need to know the decision.

h. Readmission. A ~~P~~persons whose membership **or affiliation** in the SOCIETY has been terminated by any SOCIETY action herein described, or by resignation after the statement of charges is received by the charged member **or Society Affiliate**, shall not be readmitted upon subsequent application unless such application is approved by a two-thirds (2/3) vote of the Committee on Membership Affairs.

Sec. 68.

The Committee on Membership Affairs may conduct membership recruitment and retention market testing of SOCIETY memberships, services, and benefits, including special dues categories (such as provided in the Schedule of ~~Membership~~ **Dues and Benefits**), to provide data as the basis for recommendations to the Council. The number of individuals included in any test related to dues discounts shall not exceed a number equal to 10 percent of the total ~~membership~~ **number of members, Society Affiliates, and Community Associates**. Each test shall be limited to a three-year duration unless granted prior approval by the Council. All test results will be reported to the Council at least once a year.

STANDING RULE II

Council Executive Function

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Sec. 7.

Dues

a. At its spring meeting, the Council may set the dues and benefits of ~~membership packages~~ for the succeeding year using procedures and policies (such as the Schedule of ~~Membership~~ **Dues and Benefits**) developed by the Committee on Membership Affairs and approved by the Council. The dues and benefits of ~~membership packages~~ as presented by the Committee on Membership Affairs in consultation with the Committee on Budget and Finance shall be voted on by Council without modification. Should the Council not act, the dues and benefits of ~~membership packages~~ shall default to the last approved version. The dues and benefits of ~~membership packages~~ so determined shall be announced to the membership by the Treasurer of the SOCIETY in the official organ of the SOCIETY six months before the effective date of each change.

b. In addition to the dues so determined, members and Society Affiliates residing outside the United States shall pay a surcharge to reflect additional mailing costs incurred by the SOCIETY in providing delivery of the official organ of the SOCIETY. The method of setting this surcharge shall be defined in SOCIETY Regulations. The surcharge shall not be subject to the **dues** discounts provided elsewhere in these Standing Rules and **in** the Schedule of ~~Membership~~ **Dues and Benefits**.

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STANDING RULE VII

Units (Local Sections, Divisions, International Chapters) Function

Section 1.

Local Sections Function

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q. A Local Section may **incorporate** under the laws of the appropriate state or commonwealth. Proposed Articles of Incorporation or proposed amendments to Articles of Incorporation shall first be submitted by the executive committee or equivalent of the Local Section to the Committee on Constitution and Bylaws through the Chief Executive Officer for determination that the proposals are not inconsistent with the Charter, Constitution, Bylaws, Standing Rules, or the Schedule of ~~Membership~~ **Dues and Benefits** of the SOCIETY. Upon such finding, the Local Section may present the proposals

to its membership for adoption and may incorporate or amend if they are adopted. The Articles of Incorporation or amendments thereto shall then be submitted to the Committee on Constitution and Bylaws, which committee, acting for the Council of the SOCIETY, may confer final approval, whereupon said articles or amendments shall become part of the bylaws of the Local Section.

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Sec. 2.

Divisions Function

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c. Formation of a Division

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(6) The Division may revise or amend the bylaws approved as mentioned above and elsewhere in these Standing Rules. Revisions or amendments to Division bylaws shall be submitted to the Council of the SOCIETY through the Chief Executive Officer for review. These revisions or amendments shall not become effective before approval by the Committee on Constitution and Bylaws, acting for the Council. No provision of Division bylaws shall be valid that are inconsistent with the Charter, Constitution, Bylaws, Standing Rules, or the Schedule of ~~Membership~~ **Dues and Benefits** of the SOCIETY.

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Sec. 3.

International Chapters Function

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c. The SOCIETY may authorize **formation of International Chemical Sciences Chapters**. The Committee on International Activities, or another designated responsible committee, shall act for the Board of Directors and the Council in monitoring the activities of each International Chapter and in implementing SOCIETY policy regarding such International Chapters. Monitoring duties shall include compiling a general summary of these activities in its committee reports to the Board of Directors and the Council, and making recommendation to the Board of Directors regarding the formation or dissolution of an International Chapter. The responsible committee shall review each International Chapter every five years and shall advise the Board of Directors whether it should be continued.

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(2) A new International Chapter shall operate under **charter bylaws** prepared by the Council of the SOCIETY until such time as the Chapter desires to revise or amend them. All International Chapter bylaws shall be in English. Revisions or amendments of International Chapter bylaws shall be submitted to the Council through the Chief Executive Officer for review. These revisions or amendments shall not become effective before approval by the Committee on Constitution and Bylaws, acting for the Council. No provisions of International Chapter bylaws shall be valid that are inconsistent with the Charter, Constitution, Bylaws, Standing Rules, or **the** Schedule of ~~Membership~~ **Dues and Benefits** of the SOCIETY. A copy of the International Chapter's bylaws shall be filed with the Chief Executive Officer.

Explanation for changes to the Standing Rules

The Committee on Membership Affairs (MAC) proposes amendments to the Standing Rules, some of which include moving text from the Schedule of Membership to the Standing Rules. MAC proposes to change the name of the Schedule of Membership to the Schedule of Dues and Benefits (Schedule). The new name will more accurately reflect that the Schedule addresses dues and benefits rather than

membership categories. Amendments are also made to other Standing Rules containing references to the former Schedule of Membership and replacing it with the Schedule of Dues and Benefits.

Amendments to the duties of MAC are proposed to include associate data and to change the term from “special dues categories” to “dues and benefits packages” to align with the proposed amendments to the Schedule of Dues and Benefits.

Certain sections of Standing Rule I were rearranged for better visibility and flow of information. Based on feedback received on the Schedule of Membership and MAC, serving as the committee responsible for the membership function, membership is defined immediately following MAC’s duties and the term is reserved to refer only to the members of the Society. There are no changes to the definition of a member. A new section defining Community Associates was added following the section on Society Affiliates, and it includes their eligibility, purpose, allowed privileges and restrictions as part of the ACS community.

Expulsion procedures were adjusted to include Society Affiliates and to provide MAC flexibility to exercise options that are “up to and including” expulsion.

The market test limit is set to 10% of the total number of members, affiliates, and associates. MAC will conduct tests that involve any combination of market segments, so all three groups are included in the limit.