

# Transportation Communications Union/IAM

International Association of Machinists and Aerospace Workers



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## Official Announcement of TCU/IAM's 35th Regular Convention

November 2017

Greetings:

**The Thirty-Fifth Regular Convention of the Transportation Communications Union/IAM** will be held at the Mirage Hotel & Casino, Las Vegas, Nevada, commencing at 9:00 a.m. on Tuesday, July 24, 2018, and will continue from day to day until completion of the business of the Convention, including the election of National Officers, and shall conclude not later than Thursday, July 26, 2018.

**The Convention of the Brotherhood of Railway Carmen Division of TCU/IAM** will convene at 9:00 a.m., Monday, July 23, 2018 for the purpose of conducting the business of the Division, including election of Division officers and shall conclude that same day.

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The following provisions (among others) of the TCU/IAM Constitution/By-Laws are applicable to this Convention of the National Union.

### **ARTICLE 6 -- REPRESENTATION TO NATIONAL CONVENTION**

#### **Section 1. Delegates' and Alternates' Qualifications and Procedures of Election**

Lodges are, for the purpose of electing delegates to the National Convention, classified into two (2) groups, namely lodges of one hundred (100) or more members and lodges of less than one hundred (100) members. The size of the lodge is determined by taking the number of members, as defined in Article 25, Sections 2(a)

(b) and (e), in good standing as of September 30, last preceding the National Convention.

## **Section 2. Lodges of One Hundred or More Members**

(a) Lodges of one hundred (100) or more members shall be entitled to elect one (1) delegate and one (1) alternate. The delegate to have the voting power of the Lodge electing him based on one (1) vote for the first one hundred (100) members and one (1) additional vote for each additional one hundred (100) members or major fraction thereof.

### **How Elected**

(b) The Chairman of the Local Protective Committee of Lodges with one hundred (100) or more members shall be the delegate to the National Convention. The Chairman of the Local Protective Committee-Delegate shall be nominated and elected in accordance with the Statutes for the Government of Lodges. Such Lodges shall also elect an alternate delegate to the Convention in the same manner and at the same time the Chairman of the Protective Committee-Delegate is elected. The alternate delegate shall only become the delegate to the National Convention if a duly elected Chairman of the Protective Committee-Delegate including those elected to interim vacancies, cannot for any reason attend the National Convention.

## **Section 3. Lodges of Less Than One Hundred Members**

(a) Members of Lodges of less than one hundred (100) members shall be entitled to participate in the election of delegates- (and alternates) at-large representing the combined membership of all such Lodges within their units. One (1) delegate for the first one hundred (100) or less members. One (1) additional delegate for each additional one hundred (100) members, or major fraction thereof. Each such delegate-at-large shall be entitled to one (1) vote. The election shall be held in the manner hereinafter provided.

### **How Many and How Elected**

(b) Following the end of the third quarter, in the year immediately preceding the Convention, the National Secretary-Treasurer shall compile a list of names and addresses of all members of Lodges of less than one hundred (100) members within

each unit and furnish same to the National President certifying the number of delegates-at-large to which each unit is entitled. A copy of such certificate to be furnished to each such Lodge.

(c) The National Secretary-Treasurer shall notify the Local Chairman- Delegate, by mail with a copy to the President of the involved Local, not later than January 25 immediately preceding the Convention, that his name will appear on the Delegate-at-Large ballot. If the Local Chairman-Delegate does not desire to be elected as a Delegate-at-Large, he shall so notify the National Secretary-Treasurer, in writing, within ten (10) days of receipt of the letter. If there has been a change in the individual holding the position of Local Chairman-Delegate, the President of the Local must notify the National Secretary-Treasurer within ten (10) days from receipt of copy of the letter.

(d) All delegates-at-large and alternates shall be elected by secret ballot on an official form furnished by the National Union, with voting instructions appearing thereon.

(e) The names of qualified candidates, their Lodge and location and the number to be voted for shall be printed or otherwise indicated on the ballot by the National Secretary-Treasurer for each unit holding a delegates-at-large election. He shall not place any other information on the ballot. Names of candidates to be listed on the ballot in the order of continuous membership, the member with the longest membership to be listed first.

(f) The National Secretary-Treasurer shall utilize the list prepared, as specified in Section 3(b), as a voter eligibility list. The National Secretary-Treasurer shall, by first-class mail, furnish one (1) blank ballot to each member qualified to vote, which shall be mailed not later than February 25 preceding the Convention. A member notifying, in writing, the National Secretary-Treasurer that a ballot has not been received may be furnished a replacement ballot. When checking return ballot against eligibility list, if two (2) ballots are returned by a member, both shall be declared void and neither tabulated. There shall be allowed not less than fifteen (15) days between mailing and return of ballots.

(g) Members on receipt of said ballot shall vote for the full number of candidates allotted to their unit. The official ballot only must be used for voting.

(h) The ballot when voted shall be returned to the National Secretary-Treasurer on or before March 15 immediately preceding the Convention.

(i) The National President prior to February 25 immediately preceding the Convention shall appoint a Committee of Tellers for each involved unit of three (3) or five (5) members who are in good standing and not candidates, a majority of whom must be present, and in the presence of any other members of the Union who desire to attend, must open and tabulate the ballots in accordance with instructions. The tabulation to be made not later than March 25 immediately preceding the Convention. The National President shall notify each candidate of time and place of counting ballots.

(j) The candidate or candidates receiving the highest number of legal votes cast shall be declared elected as delegates-at-large, and those receiving the next highest number of legal votes shall be declared elected as alternates in the order of number of votes received. In case of tie, the candidate having the longest continuous membership in the Union shall be declared elected. Those so elected shall be considered as representing not only the Lodge in which the delegate holds membership, but members and Lodges participating in the at-large election.

(k) The Committee of Tellers shall then and there fill out a return of said election, listing the names of all candidates voted for and the number of votes cast for each. The votes cast by members of each Lodge shall be counted and reported separately. The return shall be signed by a majority of the Committee of Tellers and forwarded to the National Secretary-Treasurer, with copy to each candidate. All Lodges participating in the election shall be advised of the results by circular letter by the National Secretary-Treasurer. Ballots and all other records pertaining to the election shall be forwarded to the National Secretary-Treasurer who shall retain them for not less than one (1) year.

### **Protests**

(l) A candidate or member of a Lodge participating in such an election may protest in writing the election or election procedures as follows: (i) Within ten (10) days from the date of the incident, or the circular letter issued by the National Secretary-Treasurer, to the National President, setting forth in writing the reasons for the protest. (ii) The National President shall investigate the matter and within fifteen (15)

days issue a ruling. iii) The ruling of the National President may be appealed in writing within fifteen (15) days to the Convention. (iv) A protest involving the election of such Delegates-at-large or Alternate Delegates-at-large that has been timely appealed to the Convention shall be referred to the Committee on Credentials for its review and report to the Convention.

#### **Section 4. Unopposed Nominees**

(a) No vote shall be valid or recorded except for candidates who have been properly nominated. "Write-in" votes are not permissible.

(b) Notwithstanding any of the requirements of Article 6, Sections 2, or 3, a secret ballot need not be conducted where nominees are unopposed. Unopposed nominees shall be declared elected and the National Secretary-Treasurer notified accordingly.

#### **Section 5. Qualifications of All Delegates and Alternates**

(a) No member shall be eligible for nomination and election as delegate or alternate unless he has been a member of the Union in good standing continuously for one (1) year immediately preceding the date of his nomination. In addition, he must have met his full dues obligation for the preceding year and must continue to do so for his term of office. He must actually be employed forty (40) hours or more in each calendar month on a position that is fully covered by the working Rules Agreement, or exclusively employed by the National Union or Local Lodge and must have been so employed continuously for at least ninety (90) days immediately prior to the date of his nomination. No member may be nominated for delegate or alternate who is indebted to the Lodge for more than current month's dues or assessments. Qualifications specified herein must be retained for term of office. (Employed continuously shall be construed as: (i) the receiving of any compensation or payment in lieu thereof from an employer subject to TCU agreements, the National Union or Lodge, (ii) receiving benefits based on such service, (iii) a person who has a discharge grievance pending, (iv) temporary sickness or layoff not exceeding thirty (30) days for which compensation or benefits are not paid, (v) not working because of a bona fide labor dispute, (vi) not working because of navigation conditions or seasonal operations.) The National President may make exceptions for members who are unable to meet these qualifications.

(b) The one (1) year clause, referred to in the preceding paragraph, shall not apply to newly organized Lodges during the first year of their existence; however, no member

hereunder shall be eligible for nomination and election as delegate or alternate until sixty (60) days after admission into the Union.

(c) Delegates elected under this Article must produce certificate of election bearing the seal of their Lodge if elected under Section 2 hereof; if elected delegate-at-large under Section 3, the seal of the National Union shall be affixed to their certificates of election. They must have membership cards and all dues and assessments must be paid up to and including the month in which the Convention is held and at that time have all qualifications required when nominated and elected, before being seated.

### **Section 6. Protests**

Members may protest the election of Convention Delegates and Alternates as follows: (i) Chairman Local Protective Committee-Delegate or Alternate as set forth in Article 4, Section 3(b) of the Statutes for the Government of Lodges. (ii) Delegates-at-large and Alternates pooled pursuant to Article 6, Section 3(l) above.

### **Section 7. National Representative-Delegate Representation**

(a) National Representatives shall be delegates to the Convention with one (1) vote; except such delegates shall not vote for election of National Officers or for matters involving dues or assessments.

(b) Any National Representative who is also an elected Local Chairman-Delegate shall attend the National Convention as a Local Chairman-Delegate.

### **Section 8. Compensation for Delegates**

(a) The mileage, compensation and expense allowance of each delegate going to and returning from the meeting place of the National Convention and while attending each regular session of the Convention, shall be determined by said Convention; provided, however, that such mileage shall in each case be computed via the most direct ticketing route from the delegate's place of residence to the Convention city and return.

(b) Such mileage, expenses and per diem allowance shall be paid out of the Convention Fund Account.

## **ARTICLE 8 -- DUTIES OF CONVENTION COMMITTEES**

### **Section 6. Petitions and Resolutions**

Petitions and resolutions to be considered by the Convention may be submitted only by Lodges, delegates and National Officers. Each petition or resolution shall be in writing, confined to one subject and filed with the National President on or before April 15, next preceding each National Convention. Copies of all such proposals shall be printed and mailed to all delegates on or before thirty (30) days prior to the Convention.

*(Notes: [1] Under this provision, petitions and resolutions must be filed with the National President on or before April 15, 2018. [2] Previous Conventions have adopted a resolution that sets forth the policy that resolutions dealing with and recommending changes in individual working rules agreements will not be accepted for Convention action, but instead will be forwarded to the individual charged with the responsibility for the involved TCU properties for consideration and handling with the appropriate company officer, as deemed appropriate.)*

### **Section 7. Proposed Amendment to the Constitution**

Proposed amendments to the Constitution and Statutes for the Government of Lodges may be submitted only by Lodges, delegates and National Officers. Each proposed amendment shall be in writing, confined to one subject and filed with the National President on or before April 15, next preceding each National Convention. Copies of all such proposed amendments shall be printed and mailed to all delegates on or before thirty (30) days prior to the Convention. Copies shall be supplied the Committee on Constitution and Laws immediately on convening. The Committee will consider and report to the Convention its recommendations on all proposed amendments submitted.

*(Note: Under this provision, proposed amendments must be filed with the National President on or before April 15, 2018.)*

### **Hotel Accommodations and Registration**

Delegates are required to stay at the designated Convention hotel and delegates are instructed to withhold making their own hotel reservations until further instructions concerning hotel accommodations, room rates and related matters are supplied to them by the National Secretary Treasurer's office.

Credentials and other pertinent information will be furnished to delegates at the appropriate time prior to the Convention.

Convention headquarters will be located in the Mirage Hotel & Casino, 3400 Las Vegas Boulevard South, Las Vegas, Nevada 89109. Delegates are expected to arrive at Convention headquarters on Sunday, July 22, 2018. Registration will be held on July 22 and 23 and delegates will be notified as to the time and location. Some delegates may be required to arrive earlier if so advised by the National President.

Fraternally submitted,



Robert A. Scardelletti  
National President



Stanley L. Boyd  
National Secretary-Treasurer