

# TCU/IAM Constitution/By-Laws

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As revised and amended by the 34th Regular TCU/IAM Convention  
July 2014



## **PREAMBLE**

Unity, guided by intelligence, is a bulwark of strength that can withstand all attacks. Without intelligent organization we cannot acquire the discipline which enables us to act together, concentrate our strength and direct our efforts toward a common purpose.

Therefore, for the purpose of promoting such unity of action, for our mutual protection and to advance the general welfare of its existing members as well as any newly organized employees, the organization known as the Transportation • Communications Union/IAM (TCU/IAM) has been established.

The National Convention, possessing original and exclusive jurisdiction, is the source of all true and lawful authority and is the legislative and judicial head of the National Union; is vested with full power and authority to enforce upon its membership a strict adherence to the laws and regulations as stipulated herein, and which are hereby declared to be the Constitution/By-Laws of the National Union and Statues for the Government of Lodges of the Transportation • Communications Union/IAM (TCU/IAM).

**CONSTITUTION/BY-LAWS OF THE NATIONAL UNION  
Transportation • Communications Union/IAM**

**ARTICLE 1**

**NAME**

Section 1. This Organization shall be known by the name of the Transportation • Communications Union/International Association of Machinists & Aerospace Workers (TCU/IAM).

**Location of Headquarters**

Section 2. The principal office and headquarters shall be at Rockville, Maryland, or as specified by the Executive Council.

**ARTICLE 2**

**NATIONAL CONVENTION**

Section 1. The sovereign body of the Union shall be called the National Convention and will have absolute and exclusive jurisdiction over all matters pertaining to the Union; it is the true and legitimate source of all authority, the final resort of appeal, and there is no power vested in any officer, committee or body of members, except in convention assembled, to repeal, alter or change its law and decisions except as hereinafter provided.

**Personnel**

Section 2. The National Union shall consist of a National President, National Secretary-Treasurer, six (6) National Vice Presidents, who shall constitute the Executive Council, and Delegates, as hereinafter provided, all of whom shall be entitled to a voice and vote on all matters coming before the sovereign body except as otherwise provided by applicable law. For Convention purposes the Carmen Division's Assistant General President and General Vice President shall have the same rights and privileges as a National Officer.

**ARTICLE 3**

**OFFICIAL SEAL**

Section 1. The Official Seal of the National Union will be circular in form and shall bear the inscription Transportation • Communications Union/IAM (National Union).

Section 2. The seal shall be affixed to all official documents, circulars and papers emanating from the National Union and its Executive Officers, and will be recognized as legal when printed thereon.

**ARTICLE 4**  
**EMBLEM**

Section 1. The emblem of the Union shall be: On a blue circular background, in large white block letters, “TCU”, encircled by three large overlapping gold arrows, outlined in red, moving in a counter-clockwise direction; across the top of the emblem, in white, shall be “TRANSPORTATION • COMMUNICATIONS UNION/IAM” and at the bottom of the emblem, in white, shall be “AFL-CIO, CLC.”

**ARTICLE 5**  
**CONSTITUTION/BY-LAWS**

Section 1. There shall be one form of Constitution/By-Laws of the National Union and Statutes for the Government of Lodges, which shall be the law by which each member and all Local Lodges shall be governed and a copy thereof will be furnished each member upon written request.

Section 2. (a) It is the obligation and responsibility of every officer, Local Lodge and member to comply with the Constitution/By-Laws and Statutes for the Government of Lodges of this Union and the orders of its proper officers when in conformity therewith; and they shall refrain from any conduct that tends or is designed to interfere with the performance of the

legal or contractual obligation of the National Union or any Local Lodge, to defeat or subvert the lawfully declared and established policies and objectives of the National Union, or to defame the National Union, or any officer, Local Lodge, or member thereof. The sanctity of the obligation shall at all times be strictly adhered to and preserved.

(b) Any member who advocates, encourages or affiliates with any organization with a purpose dual to that of the Union shall be deemed to be guilty of conduct unbecoming a member of the Union and shall be subject to discipline including, but not limited to, expulsion.

(c) No officer, member or Local Lodge of this Union may resort to any Court of Law or Equity or other civil authority either as parties' plaintiff or for the purpose of securing an opinion or decision in connection with any alleged grievance or wrong concerning any case in controversy arising within the organization or under its law, until such officer, member or Local Lodge first shall have exhausted all remedies by appeal or otherwise provided herein, not inconsistent with applicable law, for the settlement and disposition of such alleged rights, grievances or wrongs.

Section 3. The influence or sympathy of the Union as a body shall never be enlisted or used in favor of any religious organization. No member is permitted to discuss in meetings of this Union religious matters unrelated to

Federal or State Law, grievances, rules or working conditions or criticize the religious belief of any member.

Section 4. (a) The National Union, Local Lodge, and any other body of this Union shall not use its funds, facilities, equipment, supplies or personnel to promote the candidacy of any member seeking election to Union office. The Union's official logo shall not be used on the campaign literature of any candidate.

This prohibition applies only to the use of Union funds and facilities to promote the candidacy of members running for Union office. It does not include expenditures of Union funds for notices, factual statements and other expenses necessary for the holding of the election.

(b) Candidates for National Union, Local Lodge, or other Union office desiring to have campaign literature mailed at their own expense may file a written request with the National Secretary-Treasurer.

Upon receipt of such a request, the National Secretary-Treasurer shall arrange for the mailing and bill the candidate for all costs which shall include postage, supplies, labor and copying.

(c) No funds or facilities of an employer may be contributed or applied to promote the candidacy of any person.

Section 5. (a) A member of this Union in good standing shall be current in the payment of all dues, initiation fees, readmission fees, fines, or other fees and assessments.

(b) An individual who has withdrawn from membership and is either an agency fee payer or a dues objector payer, as a non-member, is ineligible to, among other things, attend Union meetings, run for Union office, vote in Union officer elections or vote on dues, grievance or ratification matters.

(c) Members holding positions outside the scope of the Union's Rules Agreement, not paying dues to TCU/IAM pursuant to a Union Shop Agreement but, rather, paying a fee equal to full dues and assessments for the purpose of retaining seniority, shall not be permitted to attend Union meetings, run for Union office, vote in Union officer elections or vote on dues, grievance or ratification matters.

## **ARTICLE 6**

### **REPRESENTATION TO NATIONAL CONVENTION**

#### **Delegates' and Alternates' Qualifications and Procedures of Election**

Section 1. 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 (d), in good standing as of September 30 last preceding the National Convention.

### **Lodges of One Hundred or More Members**

Section 2. (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.

### **Lodges of Less Than One Hundred Members**

Section 3. (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.

### **Unopposed Nominees**

Section 4. (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.

### **Qualifications of All Delegates and Alternates**

Section 5. (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/IAM 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.

### **Protests**

Section 6. 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(1) above.

### **National Representative-Delegate Representation**

Section 7. (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.



**Compensation for Delegates**

Section 8. (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 7**  
**SESSION OF NATIONAL CONVENTION**

**Regular**

Section 1. Effective in 2014, the Regular Convention of the National Union shall be held once every four (4) years in the month of June, July or August at such place and time on such date as may be designated by the Executive Council, giving first consideration to three cities recommended by the previous Convention.

### **Quorum**

Section 2. (a) Twenty-five percent (25%) of the Delegates eligible to attend a National Convention shall constitute a quorum for the transaction of business.

(b) After two (2) days from the time fixed for convening a regular session, should no quorum appear, the session shall be adjourned sine die.

### **National Convention Appointments**

Section 3. The following shall be appointed by the National President: Chaplain, Sergeant-at-Arms and Assistants, Inner and Outer Guards, and Tellers. Each of these, except Outer Guards, must be Delegates. Outer Guards will be limited to no more than 15% of the total number of official Delegates to the Convention.

Section 4. The following Committees shall be appointed by the National President subject to ratification by the Convention:

- (a) Committee on Constitution/By-Laws.
- (b) Committee on Credentials.
- (c) Committee on Rules, Order of Business, Ritual and Appeals.
- (d) Committee on Finance, Salaries, Mileage and Per Diem.
- (e) Committee on Petitions and Resolutions.

(f) Additional committees may be appointed by the National President as determined by him for the orderly transaction of the business of the Convention.

No Delegate shall be eligible to serve on more than one committee during the entire session of the Convention.

### **Duties**

Section 5. The Chaplain shall open all sessions of the National Convention.

Section 6. The Sergeant-at-Arms and Assistants shall maintain order while the Convention is in session and perform such other duties as may be required by the National President.

Section 7. The Inner Guard shall attend to the inner door of the Convention during its sessions, and permit no one to enter or retire except in accordance with the usages of the Union.

Section 8. The Outer Guard shall securely guard the outer door and permit no one to enter without examination and receiving the required evidence of good standing.

### **Duties-Committee on Credentials**

Section 9. It shall be the duty of the Committee on Credentials to

examine into the standing of all Lodges, the regularity of the credentials of Delegates and the right and title of said Delegates to representation in the National Convention, and to hear all appeals as to seating of Delegates. It shall report its findings and recommendations to the Convention.

Section 10. Delegates or Alternates elect, as reported by the Credentials Committee, shall be seated by action of the Convention and shall be a body competent to transact business.

Section 11. Should a protest be filed against the seating of any Delegates, or Alternates, the National Convention, as temporarily organized, shall immediately dispose of all such cases.

### **Order of Business**

Section 12.

1. Call to order by the National President.
2. Report of Committee on Credentials.
3. Appointment of Committees.
4. Report of Committee on Rules, Order of Business, Ritual and Appeals—  
First Report-Convention Rules.
5. Reading of Communications.
6. Reports of Committees:
  - (a) Constitution/By-Laws,

- (b) Rules, Order of Business, Ritual and Appeals—Second Report- Appeals to Convention,
  - (c) Petitions and Resolutions,
  - (d) Finance, Salaries, Mileage and Per Diem,
- 7. Unfinished Business.
  - 8. New Business.
  - 9. Election of Officers.
  - 10. Installation of Officers.
  - 11. Miscellaneous.

Robert’s Rules of Order shall be the recognized guide of the National Convention and all Local Lodges where the Constitution/By-Laws does not cover.

Section 13. All general expenses incurred in conducting any convention, including printing expenses incidental thereto, shall be paid from the Convention Fund.

## **ARTICLE 8**

### **DUTIES OF CONVENTION COMMITTEES**

#### **Committee on Constitution/By-Laws**

Section 1. It shall be the duty of the Committee on Constitution/By-

Laws to examine all proposed amendments to the Constitution/By-Laws of the National Union, Statutes for the Government of Lodges and such other matters as may be properly referred to it by Lodges, Delegates and National Officers, and report its recommendations to the Convention. The Committee on Constitution/By-Laws shall have authority to propose amendments to the Constitution/By-Laws and the Statutes for the Government of Lodges, provided the Delegates to the Convention are furnished a copy of any such proposal.

**Committee on Rules, Order of Business, Ritual and Appeals**

Section 2. It shall be the duty of the Committee on Rules, Order of Business, Ritual and Appeals to formulate rules for the guidance of the National Convention. It shall also receive proposed alterations and additions to the ritual and make a report of its recommendations to the Convention. It shall handle all matters on Appeals properly referred to it; hear all evidence or testimony offered by each interested party or by their counsel. The Committee's report to the Convention shall set forth the salient points of the case and recommend the action to be taken.

**Committee on Petitions and Resolutions**

Section 3. It shall be the duty of the Committee on Petitions and

Resolutions to handle all matters properly referred to it, to formulate resolutions on such matters and report them to the Convention with its recommendations.

### **Committee on Finance, Salaries, Mileage & Per Diem**

Section 4. It shall be the duty of the Committee on Finance, Salaries, Mileage and Per Diem to inquire into the financial condition of the Organization, to make recommendations for its benefit, to recommend the amount of salary to be paid the National Officers, to pass upon all claims made for mileage and per diem allowance by the Delegates and to report their findings to the National Convention.

Section 5. All Convention Committees shall meet at the time and place designated by the National President.

### **Petitions and Resolutions**

Section 6. 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.

**Proposed Amendment to the Constitution/By-Laws**

Section 7. Proposed amendments to the Constitution/By-Laws 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 proposals 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/By-Laws immediately on convening. The Committee will consider and report to the Convention its recommendations on all proposals submitted.

**ARTICLE 9**

**DUTIES OF NATIONAL UNION**

Section 1. It shall establish Local Lodges throughout the United States and elsewhere as appropriate.

Section 2. It shall establish a Ritual, and shall change, alter and amend same when deemed necessary to provide for its security and the uniform dissemination of its teachings.

Section 3. It shall print and furnish all Charters, Rituals, Cards and forms



necessary for uniformity throughout the Union.

Section 4. It shall provide revenue to meet its expenses through membership dues, fees, and assessments; and will furnish, free of charge to Lodges, supplies such as Constitutions/By-Laws, report blanks to be made to the National Union and application blanks for membership.

Section 5. The government of all Lodges shall be vested in this National Union as the supreme head of all Lodges under its jurisdiction. It shall have the authority to determine the customs and usages in regard to all matters relating to the Union.

## **ARTICLE 10**

### **ELECTION-NATIONAL OFFICERS**

Section 1. The National President shall be elected on one (1) ballot; the National Secretary-Treasurer shall be elected on one (1) ballot; five (5) National Vice Presidents at-large shall be elected on one (1) ballot; by the National Convention at its regular session. The Sixth National Vice President shall be elected by the Carmen Division in accordance with Section 2 of this Article.

Terms of office to commence September 1, following each regular Convention.

Section 2. As set forth in the Carmen Division By-Laws and the Carmen Merger Agreement, the Carmen Division President shall automatically, by virtue of holding that office, be a National Vice President. Carmen members are not eligible to be candidates for election to the remaining at-large National Vice President Offices.

Section 3. To be eligible for election, all candidates must be members of this Union in good standing, and must actually be employed in service over which the Union claims jurisdiction, or employed exclusively by the National Union or any Lodge and must have been so employed continuously, (as defined in Article 6, Section 5(a) of the Constitution/By-Laws of the National Union), for a period of not less than four (4) years immediately preceding the date of the Convention at which they seek office. In addition, they must have met their full dues obligation for the preceding year and must continue to do so for their term of office.

Section 4. All elections shall be conducted by secret ballot; ballots shall show only the voting strength of Delegates, names of candidates and office for which nominated. "Write-in" votes are not permissible. Proper space shall be provided in upper right hand corner for record of voting strength. A secret ballot need not be conducted where nominees are unopposed.

Section 5. The National President shall appoint a sufficient number of tellers to receive and count the votes; a majority of all votes cast shall be necessary to elect and should there be no choice on the first ballot, the candidate receiving the lowest number of votes or less than ten percent (10%) of the total votes shall be dropped and so on with each succeeding ballot, until the choice is made. Any ballot which does not carry a vote for five (5) National Vice Presidents at-large positions shall be declared illegal.

Section 6. Delegates will be furnished one or more ballots, depending on voting strength, upon presentation of credentials. Tellers shall check recorded voting strengths against credential cards at the time ballots are issued to the Delegates.

Section 7. Any member may protest the election of a National Officer or Carmen Division Officer by filing a written protest setting forth the basis for complaint with the National Secretary-Treasurer. Said written protest must be received within thirty (30) days after the close of the Convention at which the election in question was held. The National Secretary-Treasurer shall refer the protest to the Executive Council which shall have final authority to rule on it. The procedures established by Article 16, Sections 11-18 and 21, shall govern the Executive Council's handling of such a protest.

**ARTICLE 11**  
**VACANCIES IN OFFICE OF NATIONAL OFFICER**

Section 1. In case of death, resignation, removal or suspension of a National Officer, the Executive Council shall elect a successor to fill the unexpired term except as otherwise provided in these laws.

Section 2. In case of death, resignation, removal or suspension of the National Secretary-Treasurer, the Executive Council shall elect his successor. The Executive Council shall with expert assistance proceed to audit the accounts of the former National Secretary-Treasurer and transfer the funds to his successor.

**ARTICLE 12**  
**SALARIES AND ALLOWANCES**

Section 1. The salaries of the National President, National Secretary-Treasurer, and the National Vice Presidents shall be payable semi-monthly. Each officer shall be allowed necessary expenses when transacting business of the Union while traveling or at his headquarters location. The salaries shall be established prior to the nomination and election of officers at each National Convention.

Section 2. The salary of any member of the Union assigned to act as National Legislative Director shall not exceed for the term of their

assignment the salary of National Vice Presidents. The salary of any member assigned by the National President to be his Special Assistant shall be equal to that of the National Secretary-Treasurer. They shall be allowed necessary expenses for such work and shall be paid from the General Fund Account.

Section 3. Each officer or employee of the National Union shall render to the National President, a statement of his expenses, together with receipts not less than once a month. If approved, it shall be forwarded to the National Secretary-Treasurer for payment.

Section 4. All salaries, per diem and expenses provided for in this Article shall be paid from the General Fund Account.

### **ARTICLE 13**

#### **NATIONAL PRESIDENT'S DUTIES AND PEROGATIVES**

Section 1. The National President shall exercise general supervision over all the affairs of the Union.

Section 2. He shall preside at all sessions of the National Convention, enforce strict observance of the Constitution/By-Laws, and other laws, rules and regulations of the Union.

### **Enforcement of Laws**

Section 3. He shall at all times strictly enforce the National Union Constitution/By-Laws, the Statutes for the Government of Lodges and other laws of the Union, and shall call to account any member or members of the Union violating same. He may at his discretion approve such other representational structure to which the TCU/IAM Statutes for the Government of Districts and Protective Laws shall apply when he deems it in the best interest of the members.

### **Interpretation of Constitution/By-Laws and Other Laws**

Section 4. He shall have sole power and authority to interpret the Constitution/By-Laws and other laws, subject to appeal to the Executive Council, and may issue dispensation from said Constitution/By-Laws and other laws.

### **Approval of Charters of Lodges**

Section 5. He shall pass upon and approve or reject all applications for charters for the establishment of Lodges when received from the National Secretary-Treasurer properly endorsed, and shall arrange for the institution of such Lodges when the applications have been approved by him.

### **Charters for Federations or Councils**

Section 6. The National President may grant charters for the establishment of District Councils and State or Regional Federations. Councils and Federations established shall be under the control and jurisdiction of the National Union. By-Laws and rules adopted for their government must be approved by the National President before becoming effective. If approved, they shall become effective on the date fixed by him, and shall not be printed before being so approved. When charters are forfeited, suspended, revoked or surrendered, or when Lodges go out of existence (except mergers) all supplies, books, records, funds and other property shall become the property of the National Union. The officer or officers having in his or their possession funds or other property of such Lodges shall be held responsible under his or their bonds for their transfer to the National Union.

### **Approval of By-Laws of Local Lodges**

Section 7. He shall approve the By-Laws of all Lodges when not in conflict with this Constitution/By-Laws.

### **Discipline**

Section 8. He is empowered to discipline all Lodges and Federations,

and for that purpose shall have authority to arrest or revoke charters for disobedience of the Constitution/By-Laws and other laws of the Union.

### **Failure to Comply with Laws**

#### **Trusteeship**

Section 9. (a) The National President may suspend the charter of a Local Lodge when, in his judgment, such action is needed for the purpose of correcting corruption or financial malpractice; assuring the performance of collective bargaining agreements or other duties of a bargaining representative; restoring democratic procedures; or otherwise carrying out the legitimate objectives of this Union; and he may appoint a temporary Trustee to take control of the Local Lodge, including its property, records and finances; provided, that, before the suspension of charter and appointment of Trustee, he shall arrange for a hearing for the purpose of determining whether such action should be taken, unless in the judgment of the National President there is an emergency situation, in which case he may take such action prior to a hearing.

#### **Trusteeship Hearing Procedures**

(b) When in the National President's judgment there is a basis for the appointment of a Temporary Trustee, or where such an appointment is made because in his judgment an emergency exists, he shall provide each officer



of the Local Lodge with a charge specifying the reasons for imposing a trusteeship and a notice setting forth the time, date and place of hearing, which shall be scheduled at least ten (10) days after the date of the notice.

Any request to postpone the hearing shall be directed to the National President, who shall grant such a request only for good cause, in light of the need for expeditious handling.

The National President shall appoint a hearing officer, who must be a TCU/IAM member. The hearing officer shall be responsible to assure that evidence is received in an orderly manner. While the rules of evidence shall not be applicable to this hearing, the hearing officer is authorized to limit testimony to relevant matters as well as to rule on any objections or motions made at the hearing. The hearing officer shall arrange for a transcript of the hearing to be prepared by a court reporter.

The National President shall appoint a representative to introduce the evidence which he believes supports the appointment of a temporary Trustee. Officers of the involved Lodge shall also be afforded an opportunity to present evidence. Witnesses shall be subject to cross-examination. Parties may only be represented by members of this Union.

The hearing officer shall within ten (10) days of the close of the hearing

furnish the National President or, in the case of an emergency, the Executive Council, the transcript of the hearing, copies of all exhibits and his recommendation. The National President, or in the case of emergency, the Executive Council, shall issue a decision within thirty (30) days of receipt of the hearing officer's report.

(c) Any officer of the involved Lodge may appeal the decision of the National President to the Executive Council within thirty (30) days. When the U.S. mail is used, the postmark will govern in determining compliance with the time limits stipulated herein. The Executive Council shall be furnished the transcript of hearing and all exhibits from the hearing. The Council shall issue its decision within thirty (30) days of receipt of the appeal. A decision of the Executive Council under this Sub-Section or Sub-Section (b) may be appealed to the National Convention, pursuant to Article 16, Section 19 of the Constitution/By-Laws.

(d) The time requirements set forth in this Section are not mandatory and may be modified for good cause.

(e) The Trustee shall be authorized and empowered to take full charge of the affairs of the Lodge, to remove any or all officers and appoint temporary officers at any time during his trusteeship, and to take such other action as in his judgment is necessary for the preservation of the Lodge and its interests.

The terms of office of officers so removed shall terminate as of the date of removal.

### **Other Hearing Procedures**

Section 10. (a) He shall have power to fine, suspend, expel, or otherwise discipline any officer, committee member or member: (1) for conduct unbecoming an officer, committee member or member, (2) for violation of the Constitution/By-Laws, Statutes for the Government of Lodges or other laws of the Union (3) for violation of the policies established pursuant thereto, or (4) for any action detrimental to the interests of the Union or its members, in the manner provided in sub-sections (b) and (c) of this Section.

(b) He may summarily suspend any officer or committeeman from his office or position as committeeman pending the filing of charges, hearing and decision thereon. Within thirty (30) days thereafter he shall serve such officer or committeeman with specific written charges. The suspended officer or committeeman shall be given a reasonable time by the National President to prepare his defense and shall be promptly afforded a full and fair hearing on such charges.

In the event an officer or committeeman refuses or neglects to attend a properly scheduled hearing, he shall be deemed guilty of contempt and the hearing shall proceed in his absence.

The National President shall render his decision within thirty (30) days after the completion of the hearing, and promptly notify the accused officer or committeeman and the Secretary of the Lodge in which he holds membership of his decision.

(c) He shall have power to fine, suspend, expel, or otherwise discipline a member, but only after serving such member with specific written charges stating the grounds therefore, and affording the member reasonable time to prepare his defense and a full and fair hearing. In the event a member refuses or neglects to attend a properly scheduled hearing he shall be deemed guilty of contempt and the hearing shall proceed in his absence. The National President shall render his decision within thirty (30) days after completion of the hearing, and promptly notify the member and the Secretary of the Lodge in which he holds membership, of his decision.

### **Right of Appeal**

Section 11. Any officer, committeeman, or member suspended, expelled, fined or otherwise disciplined as provided in Section 10 of this Article, shall have the right of appeal to the Executive Council and to the next National Convention as provided in Section 12 of this Article and in Article 16.

### **Procedure for Appeal**

Section 12. All appeals permitted to be taken by a member or Local Lodge to the National President, Executive Council and the National Convention, shall be in writing, signed by the appellant and fully set forth the facts pertaining to the appeal, the grounds on which it is based, the contention of the appellant in support thereof, and filed in the manner and order, and within the time specified in the provisions of the Constitution/By-Laws and/or other laws of the Union applicable to each respective appeal. No appeal shall be recognized or considered unless the member or Lodge filing the appeal has complied with these requirements.

### **Supervision**

Section 13. He shall have complete supervision over the National Officers, National Representatives, Assistant National Representatives, General Representatives and all Organizers, and employees assigning them to such duties and such headquarters as in his opinion will permit the work of the Union to be handled in the most efficient and economical manner, including but not limited to the assignment of locals for which they are responsible.

**Assignment-National Legislative Director**

Section 14. He may assign, if conditions warrant, a member of the Union as National Legislative Director.

**Assignment of Members**

Section 15. He may assign a member of the Union to perform a duty or specific act in his stead when circumstances arise or occasion demands, and by letter of instructions set forth the duty or act to be performed. Such individual shall be allowed per diem, in the same amount as Convention Delegates, subject to increases as approved by the Executive Council, and necessary expenses while traveling or transacting the business of the Union.

**Clerical Help, Assistants and Field Representatives**

Section 16. He shall employ such clerical help and staff assistants necessary to conduct the business of his department. Such employees shall become members of the Union at the time of their employment. He shall also employ such assistants and field representatives necessary to take care of organization work and shall pay such salaries as he may deem proper subject to approval of the Executive Council. In case of emergency, he shall have authority to employ such additional help and such legal advice as may be considered necessary.

### **Appropriation-Funds**

Section 17. (a) The National President shall have authority to appropriate such funds of the Union as may be necessary for the liquidation of the legitimate expenses of the Union, provided, however, that any unusual or extraordinary expenditure of funds shall be subject to the approval of the Executive Council.

(b) With the approval of the Executive Council he shall have authority to appropriate such funds of the Union as may in his judgment be necessary in case of strikes or lockouts.

### **National Representatives and Assistant National Representatives**

Section 18. (a) He may appoint a sufficient number of members to act as National Representatives and Assistant National Representatives to assist the Lodges or to perform other duties as he deems necessary.

(b) He may certify to the proper officer of the employer the fact that the National Representative and/or Assistant National Representative has been appointed to act for the Union.

(c) He will furnish copies of the certification issued under the provisions of this Section to all affected Lodges.

### **Local Lodges Failure to Function**

Section 19. (a) When any Lodge is not functioning to the best interest of the membership under the laws and regulations of the Union, the National President shall have authority to investigate and if results of investigation justify, he will recommend means for improvement to the officers of such Lodge.

(b) Should the officers of a Lodge fail or decline to take steps necessary for such improvement, the National President has authority to order special meetings or circularize the membership, setting forth all facts to the membership under the jurisdiction of such Lodge and state the necessity for such action to correct such conditions.

### **Jurisdiction -- Local Lodges**

Section 20. The National President shall define the jurisdiction of Lodges and may require the consolidation of such Lodges when he deems it to be in the best interests of the Union, subject to appeal and review by the Executive Council.

### **National Negotiations**

Section 21. (a) For national negotiations involving wages or working conditions for U.S. rail employees, the National President shall appoint a National Negotiating Committee. The National President will be the



Chairman of said Committee. In addition to the Chairman, the Committee shall include at least two (2) National Vice Presidents, and such staff or professional assistance as the National President deems necessary.

(b) Tentative national agreements negotiated pursuant to (a) above shall be subject to ratification by the involved members voting by U.S. mail.

(c) Unless a majority of the members voting vote for the tentative agreement it shall not be adopted. Such ratification vote will be conducted under the supervision of the Executive Council who shall certify the result to the National President.

### **Strikes**

Section 22. He shall have authority to order a strike affecting any or all of the membership involved when in his opinion the circumstances warrant such action or when requested to do so in accordance with Article 18. In the event of a strike, the National President shall be the recognized leader, and with the approval of the Executive Council, shall have authority to command the entire resources of the Union.

### **Information**

Section 23. He shall furnish to the Executive Council within a reasonable time any information within his possession that may be required concerning matters pertaining to the affairs of the Union.

**Bond**

Section 24. He shall give bond in such amount as may be required by the Executive Council, the expense of which shall be borne by the Union.

**Report to Convention**

Section 25. He shall make a full and complete printed report to the National Convention of all his official acts, together with suggestions and recommendations for such improvements and changes as his experience and knowledge may deem advisable.

**ARTICLE 14**

**NATIONAL SECRETARY-TREASURER'S DUTIES**

**Bond**

Section 1. Before assuming the duties of his office, the National Secretary-Treasurer shall give satisfactory bond in such amount as may be determined by the Executive Council, the expense of which shall be borne by the Union.

**Clerical Help**

Section 2. With the approval of the National President, he shall employ the clerical help necessary to conduct the business of his department, all of whom shall become members of the Union at the time of their employment,

and shall pay such salaries as he may deem proper, subject to approval of the Executive Council.

### **Conducting Business**

Section 3. He shall conduct all necessary correspondence of his office and attest all official documents with his signature and the seal of the National Union, and provide himself with all books, stationery and supplies necessary to conduct the business of his office.

### **Monies and Property**

Section 4. He shall receive all monies due the National Union from whatsoever source and shall have charge of the seal and all books, papers and property of the Union not otherwise provided for.

### **Funds of National Union**

Section 5. (a) He shall have charge of all funds of the National Union. He shall pay out the funds by order of the National Union or in liquidation of the legitimate expenses of the Union when approved by the National President. The voucher system for the expenditures of all Union funds shall be used. All funds of the National Union with the exception of the necessary petty cash shall be deposited in a suitable depository approved by the Executive Council.

(b) He shall not invest the funds of the National Union or any portion thereof in real property, stocks, shares, bonds or securities or for any similar purposes without first obtaining in writing the consent of the Executive Council. The National Secretary-Treasurer shall maintain the record of all investments and the evidence of title to real property, subject to review by the Executive Council.

### **Applications for Charter**

Section 6. He shall receive all applications for charters to establish Lodges when accompanied by the required fee, and signed by forty (40) or more persons, he shall endorse and forward such application to the National President, and if approved by the National President, the National Secretary-Treasurer shall issue such Lodge a charter within thirty (30) days signed by the National President and himself, bearing the seal of the National Union. Charters may be issued to less than forty (40) applicants when in the judgment of the National President circumstances warrant.

### **Register of Local Lodges**

Section 7. He shall keep a register of all Local Lodges with the date of their organization, their time of meetings, their location and a correct list of all members of the Union and their last given address.

### **Membership Cards**

Section 8. He shall have printed a sufficient supply of membership cards, inserting name of member and official card number, to be issued to new members or to a member who requests a replacement card, as needed, unless otherwise directed by the National President; such cards shall bear the official logo of the Union and signatures of the National President and the National Secretary-Treasurer. Upon delivery to the member such card shall be considered valid contingent only upon payment of required dues, fees and assessments as prescribed by the Constitution/By-Laws.

### **Membership Card -- New Members**

Section 9. Upon receipt of application for membership as set out under Article 4, Section 8(b) of the Statutes for the Government of Lodges, he shall process the application and issue a membership card. Upon delivery to the applicant as set out therein, such card shall be considered valid contingent upon payment of the required dues, fees and assessments as prescribed by the Constitution/By-Laws.

### **Reports Required**

Section 10. He shall have printed in duplicate a standard form for the use of the Lodges in the handling of various reports required by the National

Union, the original of which shall be forwarded by the Lodge to the National Secretary-Treasurer and a copy to be retained by the Lodge for its records.

### **Convention Duties**

Section 11. He shall render a full and complete printed report to the National Convention of all his official acts and an accurate and comprehensive statement of all receipts and expenditures of funds of the National Union, together with its assets and liabilities.

Section 12. It shall be the duty of the National Secretary-Treasurer to keep an accurate journal of the proceedings and transactions of the National Union while in session, to preserve the archives of the Union and to perform such other duties as may be designated by the Executive Council and the laws of the Union.

Section 13. He shall consolidate all National Officers' reports in one book and mail to the duly elected Delegates on or before thirty days prior to the date of the Convention.

Section 14. He shall be responsible for providing Delegates with the appropriate credentials.

Section 15. (a) He shall prepare a temporary roll of National Officers, Delegates and Alternates entitled to seats in the National Convention. A list

of Delegates and Alternates whose right to seats in the National Convention is in dispute shall also be furnished the Committee on Credentials, together with all information in his possession.

(b) The list of Delegates and Alternates shall not be used by anyone for circularizing purposes.

Section 16. As soon as circumstances permit, he shall furnish the Delegates to the National Convention a printed copy of the permanent and temporary committees named by the National President, at the regular session of the National Convention.

## **ARTICLE 15**

### **NATIONAL VICE PRESIDENTS' DUTIES**

Section 1. (a) National Vice Presidents will be under the immediate supervision of the National President. They shall perform such duties as may be assigned to them by the National President.

(b) They shall do all in their power to promote the organization and advance the welfare of the Union.

(c) When assigned to various Units and/or Locals, they shall consult with and assist National and Assistant National Representatives and Lodges for the purpose of securing an amicable adjustment of wage and schedule disputes.

### **Bond**

Section 2. Each National Vice President shall give bond in such amount as may be required by the Executive Council, the expense of which shall be borne by the Union.

### **Report to Convention**

Section 3. They shall make a full and complete printed report of their official acts and work during their term of office to each session of the National Convention.

## **ARTICLE 16**

### **EXECUTIVE COUNCIL**

Section 1. (a) The Executive Council shall consist of the National President, National Secretary-Treasurer and all National Vice Presidents.

(b) The National President shall be the Chairman and the National Secretary-Treasurer, the Secretary of the Executive Council.

(c) The Executive Council shall have general supervision over the finances and the funds of the Organization.

(d) It shall review and approve unusual or extraordinary expenditures of funds; require Officers and staff to provide itemized accounts of monies expended by them; consider and make policies relating to the expenditures



of Union money.

(e) The Executive Council shall control the investment of funds of the Union by the National Secretary-Treasurer in real property, stocks, shares, bonds, securities, or otherwise.

## **Duties and Jurisdiction**

### **Duties**

Section 2. (a) Between Conventions all executive and judicial power of the National Union, except as the law provides in defining duties of the National Officers, and the handling of recall shall be vested in the Executive Council.

(b) The Executive Council shall have jurisdiction over the affairs of the Union as provided in these laws; and, their decision shall stand unless reversed by the National Convention.

Section 3. (a) The Executive Council shall prosecute to the full extent of the law all unauthorized persons using the name of the Transportation Communications Union/IAM (TCU/IAM).

(b) The Executive Council may levy special or general assessments in such reasonable amounts and manner as it deems appropriate. Any member failing or declining to pay his assessment shall stand suspended and shall be reported the same as a member failing to pay dues.

### **Meetings**

Section 4. (a) The Executive Council shall meet at least once each year, and may hold special meetings whenever it deems this advisable for the best interests of the Union, for the examination, with expert assistance, of all accounts of the National Secretary-Treasurer.

(b) Meetings of the Executive Council shall be called by the Chairman at other times as the affairs of the Union require consideration and must be called by him upon request of the majority of the members of the Council.

### **Minutes of Meetings**

Section 5. Proper record of minutes of all meetings shall be kept.

### **Certified Public Accountant**

Section 6. The Executive Council shall engage a Certified Public Accountant to make audits of all accounts of the National Secretary-Treasurer, and he shall have full access to all books and records of the National Secretary-Treasurer, pertaining to all financial matters of the Union.

### **Bonds-National Officers and Employees**

Section 7. The Executive Council shall require National Officers and employees, as required by law, to be properly bonded before assuming their duties.

Section 8. Each member of the Executive Council shall be bonded. The expense of which shall be borne by the Union.

Section 9. Every National Union employee who receives, handles, disburses or otherwise exercises control or custody of any funds or other property of the National Union shall be bonded as required by applicable law, the expense of which shall be borne by the Union.

### **Appeals from Decision of the National President**

Section 10. Any Lodge, officer, committee member, or member of the Union feeling aggrieved by the decision of the National President in matters of Law and Equity may appeal to the Executive Council within thirty (30) days after such decision, said appeal to be in writing, the original to be sent to the National Secretary-Treasurer and one copy to each member of the Executive Council.

### **Action and Appeal**

Section 11. Members of the Executive Council upon receipt of such appeal, shall notify the National Secretary-Treasurer in writing if they believe the appeal is of such a nature as to demand a special meeting of the Executive Council. The National Secretary-Treasurer shall tabulate the opinion of the members of the Executive Council, and if the majority is in favor of a special meeting, he will issue a call for same. Otherwise, the appeal will be handled at its next regular session.

### **Notification**

Section 12. Each party shall be notified in writing by the Executive Council, thirty (30) days prior to the date, of the time and place of hearing on the appeal.

### **Representation**

Section 13. Either party may be represented in person, or by counsel, or by both, at the hearing on the appeal. Counsel shall be a member of this Union.

### **Remote Location-Witnesses**

Section 14. In cases where witnesses are located in remote places, or are unable to appear before the Executive Council, their testimony may be taken

in writing before any member of the Union who may be appointed and authorized as a commissioner for such purpose by the Executive Council.

### **Attendance**

Section 15. Any member in good standing shall be allowed to attend sessions of the Executive Council when they are conducting a hearing on an appeal.

### **Hearing on Appeal**

Section 16. The Executive Council, exclusive of the National President, shall hear and decide all appeals made from the decision of the National President.

### **Evidence**

Section 17. All of the evidence presented at the hearing on appeal shall be reduced to writing.

### **Decision**

Section 18. Within a reasonable time after the close of hearing on the appeal, the Executive Council shall sustain, modify, or reverse the decision of the National President, or in the event of new evidence having been introduced at the hearing which is relevant and proper to consider, shall make what disposition of the matter seems just and fitting.

### **Appeal from Decision**

Section 19. Any Lodge, officer or member of the Union feeling aggrieved by the decision of the Executive Council may appeal to the National Convention within sixty (60) days after such decision (except as provided in Article 10, Section 6 and Article 12, Section 3(b) of the Statutes for the Government of Lodges) in which case the same shall be filed with the National Secretary-Treasurer, together with all papers, documents and records in evidence before the Executive Council at the time of hearing. When the U.S. mail is used, the postmark will govern in determining compliance with the time limit set forth herein.

Section 20. All cases on appeal from the decision of the Executive Council shall be referred to the Committee on Rules, Order of Business, Ritual and Appeals at the next Convention of the National Union.

### **Baseless Charges or Failure to Respond**

Section 21. Any Lodge, officer or member of the Union preferring frivolous, baseless, or unwarranted charges, or refusing to respond to summons of the Executive Council to testify or submit upon proper request letters, documents or files in his or its possession that might be pertinent to the appeal under consideration, shall be dealt with subject to the provisions of Article 13, Sections 8 and 10, of this Constitution/By-Laws.

### **Reinstatement of Expelled Members**

Section 22. A member expelled from the membership in the Union by the National President or Executive Council may not make application for reinstatement until the next National Convention and cannot again be admitted to membership without the consent of the National Convention. In case of reinstatement he shall be obligated to adhere to the laws of the Union.

### **ARTICLE 17**

#### **DUTIES OF NATIONAL REPRESENTATIVES AND ASSISTANT NATIONAL REPRESENTATIVES**

Section 1. (a) National Representatives and Assistant National Representatives shall perform such duties as have been assigned to them by the National President.

(b) Those National Representatives assigned to assist Local Lodges will be charged with the duty to receive and consider grievances referred to them by the Chairman of the Local Protective Committee and endeavor to satisfactorily adjust said grievances with representatives of employers through conference or other available procedures. The National Representative has the authority to appear for, represent and in all respects act on behalf of the individual who has referred a grievance to TCU/IAM for

handling, including, but not limited to, the authority to settle grievances and claims on behalf of the member.

(c) If satisfactory settlement is not effected the National Representative shall submit the dispute, to the National President for his determination as to possible further handling before tribunals established by law or otherwise, or the dispute may be handled further in the manner provided in the Statutes for the Government of Lodges.

(d) The National Representative when authorized by the National President may negotiate, maintain, revise, modify and adjust agreements establishing and covering wages, working conditions and other employment relations in their respective divisions.

(e) The National President or the National Representative shall have authority to Delegate any of these duties to an Assistant National Representative.

## **ARTICLE 18**

### **PROCEDURES FOR AUTHORIZING A LEGAL STRIKE, CONDUCT OF LEGAL STRIKE AND STRIKE BENEFITS**

Section 1. (a) The National President, upon being notified by the National Representative that an unadjusted dispute exists, may meet with or deputize a National Officer to renew the efforts amicably to adjust the dispute. Failing in this, with the sanction of the National President, ballots



may be prepared which concisely state the nature of the dispute or disputes, the efforts made to adjust them, the results obtained, and submit the question at issue to the membership in the service of the employer involved for a referendum vote as to whether or not they will concertedly withdraw their services to the employer until the said dispute or disputes are adjusted. If two-thirds (2/3) of the membership vote in favor of such withdrawal, with the sanction of the National President, a strike may be ordered of all members in the service of the employer involved.

(b) Where the employer is covered by the National Labor Relations Act the referendum vote may be taken in accordance with Sub-Section (a) above or at a meeting hall provided the membership in the service of the employer involved has been reasonably notified of such meeting. If two-thirds (2/3) of the membership in the bargaining unit vote in favor of such withdrawal, with the sanction of the National President, a strike may be ordered of all members in the service of the employer involved.

(c) Notwithstanding the provisions of Sub-Section (a) above, the National President may, when he determines that it would be in the best interest of the Union and its members, authorize and order a withdrawal from service by all members in the service of an employer, if requested to do

so by a vote of three-fourths (3/4) of the Local Chairmen of the Lodges involved.

Section 2. The percentage designated in Section 1 shall not apply to members who are affiliated with federations, councils or other organizations; in which case the total percentage necessary to call a strike shall be the same as that required by such federation or council.

Section 3. In taking the vote provided for in Section 1 of this Article, a specific time for closing the ballot shall be designated, and all members shall be given an equal opportunity to vote.

Section 4. Any action taken by the members in conformity with the foregoing sections of this Article shall be law to all members in the service of the employer involved, and members not complying therewith shall be subject to expulsion.

Section 5. The National President shall be the recognized leader, and acting in conjunction with the Executive Council of the National Union shall appropriate from the funds of the Union, such monies as may be necessary for the successful prosecution of the strike.

Section 6. The National President, or designated National Officer shall have the authority to terminate a strike.

Section 7. If the vote authorizing a strike has been governed by Section 2

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of this Article, Section 6 shall not apply. Under such circumstances a strike shall be terminated consistent with the rules of the relevant federation, council or other organization.

Section 8. Any member or members inciting a strike or participating therein, except as provided for herein, shall be subject to expulsion. The Lodge in whose jurisdiction an unauthorized strike occurs shall promptly proceed against all members who engage in such unauthorized strike. While under charges for engaging in an unauthorized strike, no member shall be granted a transfer or withdrawal card. If the Lodge does not proceed promptly against the member or members engaging in such unlawful strike, its charter may be revoked by the National President in which event he shall transfer all members not so participating to other Lodges.

Section 9. For the purpose of protecting the interests of the members, defraying the expenses of conducting duly authorized strikes, rendering such financial assistance as may be found advisable to members locked out or summarily dismissed from the service in consequence of their membership or efforts to settle disputes, and defraying the expenses of the National Union in connection with efforts to settle disputes and/or matters involving wages, hours, conditions, or terms of employment, the Executive Council of the National Union shall be mindful that sufficient funds be maintained to

adequately meet such costs.

Section 10. The National Secretary-Treasurer shall make such reports as may be necessary and as are required by the Constitution/By-Laws and other laws of this Union on the availability of such funds.

Section 11. Strike benefits shall be provided by the IAM consistent with the IAM's procedures and policies.

**ARTICLE 19**  
**STRUCTURE COMMITTEE**

Section 1. The National President shall appoint a special Structure Committee to serve between National Union Conventions to consist of a Chairman and not more than a total of twenty (20) members, chosen from various units of the Union.

**Authority**

Section 2. (a). The Structure Committee shall be authorized to solicit and receive suggestions for improvement of the Union's present structure from the membership and officers on all levels, and to recommend suggested changes, if any, to the next regular Convention.

(b) The Committee is authorized to recommend to the Executive Council, on a temporary experimental basis, structure changes, which may

be implemented after approval by the Executive Council.

### **Meetings**

Section 3. (a). The Committee may hold meetings, hearings, and any other related activities as may be deemed appropriate by the National President or the Chairman of the Committee.

(b) The National Union will pay the travel, per diem and other appropriate expenses as may be incurred by the Committee in performing its assigned duties and responsibilities.

### **Permanent Changes**

Section 4. No successful experiment may become a permanent change in structure until approved by the next regular National Convention.

## **ARTICLE 20**

### **BONDS**

Section 1. Each officer or other person who receives, handles, disburses, or otherwise exercises custody or control of the funds or other property of a Lodge shall be bonded. No persons shall be permitted to function in such capacity without being bonded. Bonding shall be done in accordance with the procedures outlined in the IAM Constitution.

Section 2. Whenever a Financial Officer of any Lodge ceases to perform the duties for which he was bonded, his books shall be audited at once by the Board of Trustees of the Lodge involved and the National Secretary-Treasurer shall be notified.

Section 3. An officer or member of a Lodge who misappropriates funds of the Union, if found guilty, shall thereafter be ineligible to hold any office or to represent the Union in any capacity. No Lodge shall have the authority to compromise or offer any settlement with such officer or member but shall immediately report same to the National Secretary-Treasurer. (See Article 10, Section 8, of the Statutes for the Government of Lodges.).

## **ARTICLE 21**

### **LEGISLATION-GENERAL**

#### **National Legislative Director**

Section 1. Any member of the Union assigned to serve as National Legislative Director by the National President shall make a report of his activities as often as required to the National President. A report of the activities of the National Legislative Director shall be included in the printed report of the National President to the next National Union Convention.

#### **Policy**

Section 2. The National President shall determine the policy of the

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Union with respect to State and Federal legislation, matters pending before State and Federal agencies, and the endorsement of candidates for State and Federal offices or the appointment to State and Federal agencies.

### **State Legislation**

Section 3. The National President, through the Legislative Department, National Legislative Director, AFL-CIO, or by other means, shall monitor legislative activities at the state level and may, from time to time, assign individuals to protect the interests of TCU/IAM members before such bodies.

## **ARTICLE 22**

### **COUNCILS AND FEDERATIONS**

#### **Establishment**

Section 1. District councils and State Federations may be established under the control, jurisdiction and approval of the National Union.

#### **By-Laws and Rules**

Section 2. They may formulate By-Laws and rules for their own constitution and guidance, which in their opinion are necessary and advisable. After adoption, three (3) copies of such laws shall be submitted to the National President for approval. If approved they shall become effective on the date fixed by him and shall not be printed before being so approved.

### **Local Organizers**

Section 3. With the consent of the National President, Councils or Federations may select local Organizers and provide means for paying expenses. Such Organizers shall be under the direction of such Councils or Federations and under the discipline of the National President.

## **ARTICLE 23** **REPRESENTATION**

### **American Federation of Labor and Congress of Industrial Organizations**

Section 1. Representatives to Conventions of American Federation of Labor and Congress of Industrial Organizations shall consist of the National President and such other members appointed by him in number sufficient to give the Union the representation to which it is entitled under the governing laws of the American Federation of Labor and Congress of Industrial Organizations. The allowance to Delegates (except National Officers and full-time employees of the National Union) shall be on the same basis as was provided for Delegates attending the preceding National Union Convention. Full-time National Officers and employees shall be paid their expenses and regular salaries.



**ARTICLE 24**  
**COMMUNICATING-SOLICITING FUNDS**

Section 1. A Local Lodge, officer, committee member, or member shall not send circulars or letters to any Lodge, unit or member encouraging or advocating violation of, or having the tendency or effect of violating, the obligations imposed upon them by Article 5, Sections 2 and 3 of this Constitution/By-Laws.

Section 2. (a) Local Lodges, officers, committee members and members must not solicit funds in the name of the Union unless authorized by the National President.

(b) A Lodge of the Union shall not be denied the right to publish souvenir programs for social functions when they do not carry paid advertising, nor are social functions conducted by a Lodge prohibited when the sale of tickets is handled by its own members.

**ARTICLE 25**  
**FEES AND DUES**

**Fees**

Section 1. (a) The initiation fee of the Union shall be two hundred dollars (\$200.00) and the reinstatement fee of the Union shall be four

hundred dollars (\$400.00). The initiation or reinstatement fee may be waived in whole or in part by the National President on applicants for membership who are in the service of an employer where the Union is conducting an organization campaign or endeavoring to establish or maintain right of representation for collective bargaining.

(b) The National Union and the Local Lodge shall each receive one hundred dollars (\$100.00) from each initiation fee and two hundred dollars (\$200.00) from each reinstatement fee.

(c) Any Local Lodge that desires to establish an initiation fee above the two hundred dollar (\$200.00) amount or a reinstatement fee above the four hundred dollar (\$400.00) amount shall be permitted to do so provided a majority of the members of said Lodge and the National President approve same.

### **Dues**

Section 2. (a) There shall be two (2) kinds of dues applicable to members of the Union; FULL DUES and RETENTION OF MEMBERSHIP DUES.

(b) FULL DUES shall be established pursuant to (c) below, applicable to each member who receives pay for forty (40) hours or more in any calendar month for service performed for any employer or company where

the Union has jurisdiction, or the equivalent compensation under any agreement between an employer and the Union or pursuant to protective legislation providing the equivalent compensation, to a member promoted to excepted or official positions; and a member taking voluntary leave of absence requiring approval of the Organization. Members receiving protective benefits, called to service in another craft pursuant to a protective agreement, shall be required to pay full dues, notwithstanding that they may be required to pay dues to another labor organization. Any member receiving payment for sickness or disability as a result of a TCU/IAM agreement shall also be responsible for the payment of full dues.

(c) Effective January 1, 2015, monthly dues will be \$87.50. Monthly TCU/IAM dues will be increased annually on January 1 based on the method outlined in the IAM Constitution for increasing IAM per capita taxes. From these funds, the TCU/IAM shall pay \$1.00 to the Education Fund and \$1.00 to the Convention Fund.

(d) RETENTION OF MEMBERSHIP DUES shall be five dollars (\$5.00) per month. Retention of membership dues shall apply to a member who performs no service in a calendar month due to reduction in force, furlough, sickness, disability, resignation, who receives pay for less than forty (40) hours in any calendar month from any employer or company where the Union has jurisdiction, or is working in another craft in the industry where required to join another union under a Union Shop Agreement, except as provided in (b) above. Members whose sole compensation is F.E.L.A. awards or settlements, workers' compensation, Federal, Railroad Retirement, or state sickness benefits, unemployment benefits or disability benefits, are required to pay RETENTION OF MEMBERSHIP DUES.

(e) Members serving on active duty in the military will be treated as though they had been granted a withdrawal card and will not be responsible for the payment of any dues for the period of active duty.

(f) Members who have retired because of age and who perform no compensated service on a position in industry over which the Union claims jurisdiction will be classified as ASSOCIATE MEMBERS with full rights to attend Lodge meetings of the Union and receive the IAM Journal. They shall have no vote in the election of officers or on matters pertaining to wages,

rules, working conditions or grievances. They may retain such membership by the voluntary payment of one dollar and fifty cents (\$1.50) per month, to be paid annually. Additionally, each ASSOCIATE MEMBER may make a voluntary fifty cents (\$.50) per month contribution to Machinists' Non-partisan Political League (MNPL) and remit at the same time as his dues.

### **Distribution of Dues**

Section 3. (a) The National Union shall receive at least sixty-nine percent (69%) and the Local Lodge shall receive at least thirty-one percent (31%) of the full dues paid monthly by the members, after deduction of the IAM per capita expenses and the contributions to the Education and Convention Fund. The National President shall have the authority to modify the allocations set forth above subject to approval by the Executive Council.

(b) In the event of extraordinary circumstances involving new organizational efforts, newly acquired representation rights, initial contracts, and situations where existing rates of pay or working conditions are determined to be below the over-all pattern of the Union, the National President may initiate a reduction of the monthly dues for the members covered by the respective contract or organizing situation, subject to the approval of the Executive Council.

(c) The distribution for those members paying RETENTION OF

MEMBERSHIP DUES shall be four dollars (\$4.00) per member per month to the National Union and one dollar (\$1.00) per member per month to the Local Lodge.

(d) Payment to the National Union shall be as follows:

(i) FULL DUES PAYING MEMBERS executing dues check-off authorization—the month in which received from employer.

(ii) FULL DUES PAYING MEMBERS making direct payments to the National Union—the month for which dues is owed.

(iii) FULL DUES PAYING MEMBERS making direct payments through a financial officer of a Local Lodge and those paying retention of membership dues—in the month when received.

(iv) MEMBERS PAYING RETENTION OF MEMBERSHIP DUES who are receiving a Railroad Retirement Disability Annuity—annually in the month of January.

(v) ASSOCIATE MEMBERS making voluntary contributions—annually in the month of January.

### **Funds**

Section 4. (a) All monies received by the National Secretary-Treasurer shall be deposited in the General Fund of the Union, except MNPL funds which shall be deposited and maintained separately.

(b) The National Secretary-Treasurer shall be the custodian of all funds.

**ARTICLE 26**  
**RECALL**

Section 1. (a) The holder of an elective National Union office may be recalled at any time by the members of the Union provided that he is guilty of serious misconduct under federal or state law or under the National Union Constitution/By-Laws. The procedure to recall such officers shall be as follows:

- (i) Upon the request of at least a majority of Local Lodges which also constitute a majority of the membership of the Union, the National Secretary-Treasurer shall submit a ballot to the membership for vote upon the question of the recall of the officer.
- (ii) The National Secretary-Treasurer shall have prepared and transmit such ballot to the members of record with instructions thereon as will enable all members to cast an intelligent vote.
- (iii) The ballots shall be returned by the members to the National Secretary-Treasurer in an envelope provided for that purpose.
- (iv) The National Secretary-Treasurer shall hold all such ballots intact and sealed ready for counting and tabulation by the Executive

Council or tellers named by them. Such ballots shall be tabulated by the tellers and certified by the Executive Council. Such ballots and all other records pertaining to the recall vote shall then be turned over to the National Secretary-Treasurer to be held in trust for not less than one (1) year.

(v) If the officer sought to be recalled is the National Secretary-Treasurer, the Executive Council shall appoint a committee to perform the functions involving the recall procedure normally required of the National Secretary-Treasurer.

(b) A recall ballot shall be accompanied by circulars stating the charges or grounds on which recall is asked and also a statement from the incumbent in his behalf.

(c) If a majority of those eligible vote to recall, the vacancy shall be filled in accordance with Article 11 of this Constitution/By-Laws.

## **ARTICLE 27**

### **PARLIAMENTARY RULES**

Section 1. Robert's Rules of Order shall be the recognized guide of the National Union and all Local Lodges where the Constitution/By-Laws, Statutes for the Government of Lodges, or approved By-Laws do not govern.



**ARTICLE 28**  
**AMENDMENTS TO THE CONSTITUTION/BY-LAWS AND**  
**STATUTES FOR THE GOVERNMENT OF LODGES**

**How Amended**

Section 1. Amendments to this Constitution/By-Laws or the Statutes for the Government of Lodges can only be made by the Delegates and National Officers in conventions assembled. All proposed alterations or amendments shall be in writing and shall be filed with the National President on or before April 15 preceding the National Convention. The National President shall, on or before thirty (30) days prior to the Convention, mail copies of all such proposed amendments to all National Officers and copies to each of the Delegates to the coming Convention, provided that the National Convention may at any convention by a majority vote take up and consider any proposed amendment.

Section 2. A two-thirds (2/3) vote of the Delegates and Officers of the National Convention present at a convention and voting shall be required to adopt any amendment to this Constitution/By-Laws or the Statutes for the Government of Lodges, and such amendments shall not be operative until sixty (60) days after the adjournment of the National Convention unless otherwise ordered by two-thirds (2/3) vote.

National Officers and National Representatives shall not have a vote on

an amendment to the Constitution/By-Laws proposing to increase dues or initiation fees, or to levy a general or special assessment.

**ARTICLE 29**  
**CODIFYING LAWS**

Section 1. During a Convention, or as promptly thereafter as practicable, it shall be the duty of the Committee on Constitution/By-Laws to codify the laws as amended, changing language or eliminating portions of laws, so as to make all laws conform to the amendments adopted by the Convention; provided, no laws shall be omitted, or changed by the Committee on Constitution/By-Laws except it be evident that it was the desire of the Convention to so omit or change.

**ARTICLE 30**  
**EFFECT ON BY-LAWS**

Section 1. Action of the National Convention in adopting this Constitution/By-Laws and Statutes for the Government of Lodges shall have the effect of an amendment, without further action upon the By-Laws of the Carmen Division and any Local Lodge where conflict exists.

**ARTICLE 31**  
**GENDER**

Section 1. Wherever the masculine gender is used in this Constitution/By-Laws or Statutes for Government of Lodges, the same shall be construed as also including feminine gender and where “he” is found, it will be construed “he/she.”



**STATUTES FOR THE GOVERNMENT OF LODGES**

**Under the Jurisdiction of the Transportation • Communications  
Union/IAM**

**PREAMBLE**

For the purpose of effecting uniformity in the administration of privileges and benefits to its members, the Transportation • Communications Union/International Association of Machinists and Aerospace Workers (TCU/IAM) ordains the following Statutes for the Government of subordinate Lodges.

**ARTICLE 1 -- CHARTERS**

Section 1. This Lodge shall be known as \_\_\_\_\_ Lodge No. \_\_\_\_\_ Transportation • Communications Union/IAM (TCU/IAM), and cannot voluntarily surrender its charter or dissolve so long as forty (40) members in good standing object thereto. A Lodge charter may be retained by less than forty (40) members when in the judgment of the National President circumstances warrant.

**Jurisdiction**

Section 2. The National President shall define the jurisdiction of Lodges in instances where there is a conflict in jurisdiction between the Protective Committees of Lodges or may require the consolidation of such Lodges

when he deems it to be in the best interests of the Union, subject to appeal and review by the Executive Council.

## **ARTICLE 2 -- ELIGIBILITY**

Section 1. (a) Any person of good moral character who, at the time of making application, is employed in the transportation or other industry over which the Union has or claims jurisdiction and who either is represented by the Union or is a person for whom the Union is seeking representation rights, shall be eligible for membership.

(b) The National President, when he deems it necessary in the interests of the Union, may make exceptions to this Section.

### **Applications for Membership**

Section 2. Applications for membership, reinstatement to membership, or reinstatement upon deposit of a withdrawal card, shall be made in writing upon a form furnished for that purpose. The application must be signed by applicant.

### **Persons Not Favorable**

Section 3. (a) Members shall not propose for membership persons whom they do not know to be favorable to the principles of the Union.

(b) No member of the Union may hold membership in any other railway

labor organization admitting membership as described in this Article, or any other organization or alliance that is dual to the purpose of the Union. Any member who advocates, encourages or affiliates with any dual movement or alliance in any manner whatsoever, shall be deemed to be guilty of conduct unbecoming a member and shall be subject to expulsion.

(c) Any member of the Union who advocates, promotes, or holds membership in any Communist, Fascist, or Nazi organization, or is affiliated with any organization controlled or directed by members of any of these organizations, shall be subject to expulsion.

### **Voting on Applicants for Membership**

Section 4. All applications for membership, reinstatement to membership, or reinstatement upon deposit of withdrawal card, shall be accepted or rejected by a majority vote of the members voting at the meeting at which the application is reported, unless challenged by a member in good standing. If any applicant is challenged, the President shall appoint an investigating Committee of three who shall report not later than the next regular meeting. The report of the Committee shall be placed before the Lodge for acceptance or rejection of the challenged applicant, by a majority vote of the members voting at the meeting. In the event the application is rejected, such rejection shall only be effective if approved by the National

President. Candidates rejected shall not be permitted to again present application for membership until three (3) months have elapsed. If rejected, the fee paid shall be returned to the applicant.

### **ARTICLE 3 -- LODGES**

Section 1. (a) All Lodges shall make the necessary arrangements to procure appropriate bonds at the expense of the Lodge for each officer or other person who receives, handles, disburses, or otherwise exercises custody or control of the funds or property of the Lodge, as provided in Article 20 of the Constitution/By-Laws. No person shall serve in such capacity without having furnished bond.

(b) Lodges shall meet at least once each month unless prevented from doing so by an act of God. Lodges may also meet less frequently if a majority of members present so vote at a regular meeting after having been read at two consecutive meetings and if approved by the National President. In no event, shall a Lodge meet less than once every three (3) months. Special meetings may be called by the Lodge President and must be called by him upon written request by one-third of the members of the Lodge. Five (5) members, two (2) of whom must be officers of the Lodge including one qualified to act as President, shall constitute a quorum for the transaction of business; Lodges may in their By-Laws fix a quorum in excess of the



foregoing requirement.

### **Authority to Make By-Laws and Rules**

Section 2. Lodges may make, alter, or amend such By-Laws, rules and regulations to supplement these Statutes as may be deemed expedient. Such By-Laws, rules and regulations must be adopted by a vote of two-thirds of the members present, after having been read at two (2) consecutive meetings. The vote on adoption must be taken at the next succeeding meeting. Such By-Laws, rules and regulations shall not conflict with these Statutes, or the Constitution/By-Laws, or Regulations of the Union.

### **Adoption and Approval of By-Laws**

Section 3. After adoption, three (3) copies of all By-Laws shall be submitted to the National President for approval. If approved, they become effective on the date fixed by him and shall not be printed before being so approved. An official copy bearing the seal of the Lodge and signed by the Secretary shall be deposited with the National President.

Section 4. The influence or sympathy of the Local Lodge shall never be enlisted or used in favor of any religious organization. No member is permitted to discuss in Local Lodge meetings religious matters unrelated to Federal or State Law, grievances, rules or working conditions or criticize the religious belief of any member. Any Lodge permitting same to be done shall

have its charter suspended, and all members participating in such discussion shall be subject to discipline including, but not limited to, expulsion. The influence or sympathy of the Local Lodge may be used in favor of partisan politics, or for a political party only with the prior approval of the National President. Any Lodge engaging in partisan political activity without the prior approval of the National President shall have its charter suspended.

**ARTICLE 4 -- OFFICERS AND COMMITTEES**

Section 1. (a) The officers of the Lodge shall consist of a President, Vice President, Recording Secretary, Financial Secretary-Treasurer, Chairman of the Board of Trustees, two (2) or four (4) members of the Board of Trustees and Chairman of the Local Protective Committee-Delegate, also referred to as Local Chairman-Delegate. A member may only be nominated and run for one (1) office. No member shall be entitled to hold more than one (1) office at the same time absent approval of the National President when, in his discretion, he deems it in the best interest of the Union. The offices of Recording Secretary and Financial Secretary-Treasurer may be consolidated at the discretion of the Lodge. Those Lodges having one hundred (100) or more members shall also elect an Alternate-Delegate.

(b) Committees of the Lodge shall consist of Local Protective Committees, an Organization Committee consisting of not less than three (3) members, one of whom shall be the Recording Secretary or Financial Secretary, a Community Services Committee, consisting of not less than three (3) members, the Chairman of which shall be the Vice President, and such other Committees as may be established by the Lodge.

### **Eligible for Nominations**

Section 2. (a) No member may be nominated for any office or committee in the Lodge who is indebted to the Lodge for more than the current month's dues or for assessments, or who is otherwise not eligible to hold office under the provisions of applicable law. 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 also be a member in good standing as defined in Article 5, Section 5, of the Constitution/By-Laws of the National Union.

(b) Candidates for office or committee (except office of Chairman of the Local Protective Committee-Delegate and Alternate-Delegate, who are covered under paragraph (e) of this Section) must be actually employed in service over which the Union claims jurisdiction, or exclusively employed by Lodges, Federations, or by the National Union and shall have been so employed continuously, as defined in Article 6, Section 5(a) of the

Constitution/By-Laws of the National Union, for more than one (1) year. Such qualifications must be retained for term of office.

(c) Candidates for office or committee shall have had one (1) year or more continuous membership. This paragraph shall not apply to newly organized Lodges.

(d) The National President may approve exceptions to paragraphs (a), (b), (c) and (e) of this Section where, in his judgment, the conditions warrant such exceptions.

(e) No member shall be eligible for nomination and election to office of Chairman of the Local Protective Committee-Delegate or as Alternate-Delegate who does not meet all of the requirements set forth in Article 6, Section 5(a) of the Constitution/By-Laws of the National Union. Such qualifications must be retained for term of office.

(f) The one (1) year clause, referred in Article 6, Section 5(a) of the Constitution/By-Laws, 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 to the office of Chairman of the Local Protective Committee-Delegate or as Alternate-Delegate until sixty (60) days after admission into the Union.

### **Nominations and Elections**

Section 3. (a) Officers shall be nominated in November, elected in December, and shall be installed in the month of January following. A candidate unable to attend the meeting at which nominations are made must have his nominator submit his written acceptance of the nomination at the time his nomination is made. The term of office for all officers shall be three (3) years. Election shall be by secret ballot. Not less than fifteen (15) days prior to the date fixed for the nominating meeting and election of officers, notice thereof shall be mailed to each member at his last known home address.

The election shall be by a secret referendum ballot conducted by an Election Committee composed of not less than three (3) or more than five (5) members. Names of candidates for office to be shown on the ballot in the order of continuous membership, the member with the longest membership to be first. All members to be supplied with a ballot through first-class mail and arrangements made for its return and tabulation by the Election Committee. The Election Committee shall make arrangements for ballots to be returned by mail to a restrictive access post office box. Full and complete instructions for voting and return shall appear on the ballot.

A plurality of the legal votes cast shall elect, i.e., the candidate

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receiving the highest number of legal votes for the office shall be declared elected. In the case of a tie, the candidate having the longest continuous membership in the Union shall be declared elected.

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

A secret ballot need not be conducted where nominees are unopposed. Unopposed nominees shall be elected by motion adopted at the December meeting that the Secretary be instructed to cast a unanimous ballot for the unopposed nominee or nominees.

Upon receipt of the election results from the Election Committee, the President shall fill out returns of said elections which shall set forth lists of all candidates, the number of votes cast for each, and the names and locations of all officers elected. These returns shall be signed by at least a majority of the election committee and after being attested by the President shall be mailed immediately to the National Secretary-Treasurer. The President shall notify the membership by circular letter within thirty (30) days of the tabulation of the votes.

The ballots and all other records pertaining to the election shall be retained by the Recording Secretary for not less than one (1) year.

### **Protests**

(b) A candidate or member may protest in writing the election or election procedures as follows:

(i) To the President of the Lodge setting forth, in writing, the reasons for the protest within ten (10) days from the date of the incident or the counting of the ballots. When the U.S. mail is used, the postmark will govern in determining compliance with the time limit set forth herein.

(ii) The President of the Lodge shall investigate the matter and within thirty (30) days from receipt of the protest issue a written ruling. If a ruling is not issued within thirty (30) days, the protest shall be deemed denied.

(iii) The ruling of the Local Lodge President may be appealed, in writing, within thirty (30) days to the National President whose decision is appealable to the Executive Council and the Convention in accordance with Article 16 of the Constitution/By-Laws of the National Union. When the U.S. mail is used, the postmark will govern in determining compliance with the time limit set forth herein.

(iv) A protest involving the election of Chairman Local Protective Committee-Delegate or Alternate-Delegate, that has been timely appealed to the Convention shall be referred to the Committee on Credentials for its review and report to the Convention. In the event this election is held in the

year immediately preceding the Convention, appeals from the National President's decision or if a decision is not made by him by the forty-fifth (45th) day prior to the first day of the Convention, an appeal may be filed, in writing, with the National Secretary-Treasurer by the twentieth (20th) day prior to the first day of the Convention. The National Secretary-Treasurer shall refer all such appeals to the Credentials Committee for its review and report to the Convention.

#### **Absent Through Neglect**

Section 4. If officers through neglect absent themselves for three (3) successive meetings (unless working hours prohibit attendance), their office may, by vote of the Lodge, be declared vacant.

#### **Interim Vacancies**

Section 5. (a) Any interim vacancy in an elective office other than the Chairman of the Local Protective Committee-Delegate shall be filled by the President or in his absence by the Vice President through appointment, subject to approval of the Lodge, such appointment to be made within thirty (30) days from the date of vacancy, and approval of the appointment by the Lodge members at a meeting of the Lodge.

(b) Interim vacancy in the office of Chairman of the Local Protective Committee-Delegate or Alternate-Delegate shall be filled by a secret ballot



election in accordance with the standards set forth in Section 3 of this Article. The Lodge President or in his absence the Vice President shall appoint an Acting Chairman of the Protective Committee to fulfill the duties of this office pending the election.

### **Past President**

Section 6. (a) Upon installation of a new President of a Lodge the retiring President becomes past President. At the institution of a new Lodge the past President shall be elected.

(b) The past President shall preside at meetings in the absence of the President and Vice President.

### **Duties-Variou Officers**

Section 7. The duties of the various officers and committees shall be such as are laid down in the charges of their office in the ritual and as specified in the National Union Constitution/By-Laws and Statutes for the Government of Lodges of the Union.

### **Reports**

Section 8. (a) It shall be the duty of the Financial Secretary-Treasurer of the Lodge to timely prepare and forward to the National Secretary-Treasurer any and all reports required by him, including those showing all changes in

membership, including withdrawals, suspensions, deaths, sickness, out-of-work, military service, disability, age and service pensions and to promptly submit all dues, fees and assessments collected by the Lodge to the National Secretary-Treasurer.

(b) Upon receipt of an application for membership on a form provided for that purpose, it shall be the duty of the Financial Secretary-Treasurer to complete the application and forward same to the National Secretary-Treasurer with the required dues and fees. The National Secretary-Treasurer will issue the member a membership card. The membership card will be valid once the applicant has been accepted by the Lodge. In case an applicant is rejected for membership, the membership card will be returned to the National Secretary-Treasurer and the fees paid will be returned to the Lodge for return to the applicant.

### **Failure to Make Report**

Section 9. Should any Lodge fail to timely file its reports or forward any dues, fees or assessments collected as specified in Section 8, paragraph (a) above, it shall thereby forfeit its charter after ten (10) days' notice to President and Chairman of the Board of Trustees of the Lodge.

**Charters Forfeited, Suspended, Revoked or Surrendered**

Section 10. When a Lodge charter is forfeited, suspended, revoked or surrendered for any cause (except mergers), the charter, supplies, books, records, funds and other property of the Lodge shall become the property of the National Union. The officer or officers of the Lodge having in their possession funds or other property of the Lodge, shall be held responsible under his or their bonds for their transfer to the National Union.

Section 11. Members in good standing of such Lodges shall be given the right to transfer within thirty (30) days to a Lodge of their choice (if not in violation of defined jurisdiction), and if such privilege is not exercised in the time limit allowed, the National Secretary-Treasurer shall transfer such members to such Lodge as he may designate.

**President**

Section 12. The President shall, when possible, preside at all meetings, regular and special, decide on all questions of law and interpret the Constitution/By-Laws, Statutes for the Government of Lodges and/or By-Laws of the Local, and on request from any member he shall settle all questions or disputes subject to appeal to the Lodge with further appeal to the National President within thirty (30) days.

Section 13. (a) The President shall appoint at the January meeting, subject to the approval of the Lodge, members of the Lodge to perform the duties of Chaplain, Sergeant-at-Arms and Inner and Outer Guards, and they shall serve at the pleasure of the Lodge.

(b) The President or officer acting as such shall appoint a majority and the Vice President or officer acting as such, a minority of all committees, provided, the President shall have the authority to remove a member from any committee for good and sufficient reasons.

#### **Vice President**

Section 14. The Vice President shall assist the President in any way directed and preside during his absence.

#### **Recording Secretary**

Section 15. The Recording Secretary shall keep the minutes of meetings, conduct all correspondence for the Lodge and render such report to the Lodge and National Union as are provided for in the National Union Constitution/By-Laws or By-Laws of the Local. He shall be custodian of the records and seal, and perform such other duties as pertain to his office.

#### **Financial Secretary-Treasurer**

Section 16. The Financial Secretary-Treasurer shall receive all dues,

finances, assessments and other monies due the Lodge and keep a complete record thereof. If a member owes two (2) months dues he shall collect only full amount of dues owed, not partial payment. He shall deposit said funds in the name of the Lodge in a bank to be designated by the Lodge or the Board of Trustees. He shall disburse the funds of the Lodge in payment of the regular and authorized expenses of the Lodge requiring necessary receipts and/or documentation to substantiate such expenditures. Unusual or extraordinary expenses, those not required for the normal operation of the Lodge, shall be referred to the Board of Trustees for consideration and its recommendations, which shall be reported to the Lodge for approval by a majority vote of the members voting at a meeting of the Lodge. No disbursements may be made by the Financial Secretary-Treasurer except on duly approved vouchers signed by the President and the Chairman of the Board of Trustees. He shall keep the accounts of the Lodge, timely file all reports required by federal, state and local governments, providing a copy of DOL Form LM and IRS Form 990 to the National Secretary Treasurer, and perform such other duties as pertain to his office.

**Chairman Local Protective Committee**

Section 17. (a) The Chairman of the Protective Committee-Delegate shall appoint at the January meeting, immediately following the election in

December, subject to approval of the Lodge, members of the Protective Committee.

(b) It shall be the duty of the Chairman of the Local Protective Committee to enforce the agreement extant between the Union and the employer, to receive and adjust grievances referred to him under the laws of the Union and to make a report of the disposition that has been made of those matters, with the approval of his Committee. He shall handle grievances of members within the Local in accordance with the procedure prescribed in Article 12 of these Statutes.

(c) He is also charged with the duties to see that all laws, rules, regulations, and directives, of the National Union, are strictly enforced. He shall cooperate fully with National Union Officers in enforcing agreements. He shall keep the members of the Local fully informed on matters of legislative interest to the Union and to carry out the instructions of the National Legislative Director and the National President concerning these legislative issues. He shall perform such other duties as are prescribed in the National Union Constitution/By-Laws or By-Laws of the Local.

### **Board of Trustees**

Section 18. (a) The Board of Trustees shall provide a place for holding

meetings, and shall exercise supervision over the finances and property of the Lodge. The compensation of officers and committee members for services rendered shall be recommended by the Board of Trustees, subject to approval by a majority vote of the members voting at a regular or special meeting of the Lodge. The Board of Trustees shall also consider and make recommendations to the Lodge on unusual or extraordinary expenses.

(b) The Board of Trustees shall audit the accounts of the Lodge at least once each year in the month of January, and the Chairman of the Board shall file with the National Secretary-Treasurer on or before February 15, a certified audit signed by at least a majority of the members of the Board. Should the Board of Trustees fail to audit and file with the National Secretary-Treasurer a certified copy of the audit, as above provided, the Lodge shall stand suspended until they have done so and the National Secretary-Treasurer will notify the Lodge. Between audits, the Board of Trustees is authorized to make periodic examination of the books and records of the financial officer. It shall also, through its Chairman, examine and if found correct, approve all bills presented for payment.

(c) It shall also be the duty of the Chairman of the Board of Trustees to preside at all meetings where the President, Vice President and Past President are absent.

### **Local Protective Committee**

Section 19.(a) Any employee who considers that he or she has been dealt with unjustly by the employer, or has been otherwise aggrieved by action of the employer shall report the grievance, in writing, giving all known facts, to the Local Chairman-Delegate having jurisdiction in the territory. If the reported grievance is considered a proper subject for investigation and adjustment, the Local Chairman-Delegate or a member of the Protective Committee shall undertake the handling of such grievance on behalf of the complaining employee. (See Article 12 -- Handling Grievances)

(b) Should the Local Chairman-Delegate or member of Protective Committee fail to secure a satisfactory adjustment, he shall refer the grievance to the National Representative with a full and complete statement of facts and all papers pertaining thereto.

### **Organization Committee**

Section 20. It shall be the duty of the Organization Committee to compile a list of the names and home addresses of all eligible nonmembers, within the jurisdiction of the Lodge, if possible, and forward the list to the National President. The Organization Committee shall use every endeavor to increase the membership of its Lodge.



### **Local Organizers**

Section 21. Lodges may, with the consent of the National President, select local Organizers and provide means for paying all expenses. Such Organizers shall be under the direction of such Lodge and under the discipline of the National President.

### **Community Services Committee**

Section 22. It shall be the duty of the Community Services Committee to provide assistance to our members and their families, outside the workplace, implementing those policies and instructions emanating from the National Union and the National President.

## **ARTICLE 5 -- DUES, FEES AND ASSESSMENTS**

Section 1. Except as provided in Section 3 of this Article, the initiation fee, reinstatement fee, dues and assessments for all members of a Local Lodge shall be as established pursuant to Article 25 of the Constitution/By-Laws of the National Union.

Section 2. Lodges shall not be permitted to waive dues of any member or officer except that members on strike over two (2) weeks and who have not secured other employment shall be exempt from the payment of dues.

Section 3. No assessment shall be levied by any Lodge except by majority vote by secret ballot of the members voting, at a regular or special meeting, after reasonable notice of intention to vote upon such question, or by a majority vote of the members voting in a secret ballot referendum and subject to approval by the National President in either event.

## **ARTICLE 6 -- SUSPENSION**

### **Members**

Section 1. (a) Dues and assessments are due and payable on the first day of each calendar month. A member owes two months' dues and assessments on the first day of the second month, which means that two months' dues and assessments, and not a portion thereof, must be paid on or before midnight of the last day of that month or the member will be automatically suspended. It is the responsibility of every member to know when dues and assessments are payable and pay them to an authorized representative of his Lodge within the time limits specified in this Article. No demand for payment of such dues and assessments or notice of nonpayment thereof or delinquency is necessary or required. A member who fails to pay his dues and assessments within the time limits specified in this Article is automatically suspended at 12 o'clock midnight of the last day of the second

month for which he owes dues and assessments. The Financial Secretary-Treasurer shall immediately report such suspension to the National Secretary-Treasurer. In cases where the suspended member is working on a position covered by a union shop agreement, notification shall promptly be made to the National President or his designee.

(b) Any individual paying an agency fee will be treated in the same manner as above set forth in this Section and Article 7 below.

### **ARTICLE 7 -- REINSTATEMENT**

Section 1. A member suspended for non-payment of dues may apply for reinstatement upon payment of reinstatement fee plus any unpaid assessment or any unpaid dues for which he was liable under a union shop or other agreement between the Union and his employer at the time of suspension. If the suspended member is subject to the terms and conditions of a union shop, check-off or a union security agreement between the Union and the Employer, and has been reported by the Lodge to the National President or his designee for non-compliance with the terms and conditions of such agreement the application and tender of dues and/or fees shall not be accepted unless approved by the National President, before his application can be acted upon by the Lodge. The National President may make exceptions where in his judgment exceptions are necessary to accommodate

the terms and conditions of union shop or other agreements.

Section 2. A member suspended or expelled due to charges being sustained under Article 10 can only apply for reinstatement in the Lodge from which suspended or expelled.

### **ARTICLE 8 -- WITHDRAWAL CARDS**

Section 1. (a) A member who performs no compensated service for sixty (60) consecutive days on a position in industry over which the Union claims jurisdiction (unless such member is on a leave of absence that requires agreement of the Union, retains seniority under an agreement negotiated by the Union, or, is a member receiving protective benefits, called to service in another craft pursuant to a protective agreement) due to reduction in force, furlough, sickness, disability, or a member working in another craft in the industry where he is required to join another union under a Union Shop Agreement (unless such member is required to pay dues to the Union to retain seniority under an agreement negotiated by the Union) may, upon request to the Financial Secretary-Treasurer of the Lodge, be granted a withdrawal card free of charge, provided he has paid all dues and assessments up to and including the month in which he last received compensation under any agreement or he requests the withdrawal card, whichever is later.

(b) A member who resigns from the service of an employer, including a member who severs his employment relationship for the purpose of accepting an age annuity, may, upon request, be granted a withdrawal card, provided he has paid all dues and assessments up to and including the month in which he last received compensation under any agreement or he requests a withdrawal card, whichever is later.

### **Re-entering Employment**

(c) A member who has been issued a withdrawal card and who is eligible for membership may apply to reinstate his membership in the Union by presenting his withdrawal card, tendering a month's dues and signing an application for reinstatement within thirty-five (35) days after his return to any position over which the Union claims jurisdiction. If the member fails to surrender his withdrawal card, sign an application for reinstatement and pay a month's dues and assessments within thirty-five (35) days after his return, the card will become null and void and he will be required to pay the reinstatement fee necessary to reinstate his membership in the Union.

### **Reporting to National Secretary-Treasurer**

Section 2. Immediately after the Lodge accepts the withdrawal card, it shall forward the completed application form to the National Secretary-Treasurer as provided in Article 4, Section 8(a). If the applicant is accepted

as a member by the National Union, the National Secretary-Treasurer shall then issue a membership card.

**ARTICLE 9 -- TRANSFER OF MEMBERSHIP**

Section 1. (a) A member desiring to transfer his membership to another Lodge, under the jurisdiction of the National Union may do so by requesting transfer from his present Lodge. Lodges must grant a transfer to any member requesting same, provided he has his dues and assessments paid up to and including the month in which the request for transfer is made and provided further that such member is not under charges, and that he does not seek admission to a Lodge in violation of jurisdiction fixed pursuant to Article 13, Section 20 of the National Union Constitution/By-Laws and Article 1, Section 2 of the Statutes for the Government of Lodges.

(b) The Lodge will furnish the National Secretary-Treasurer a certificate of transfer covering the member, showing the member to be in good standing with all dues and assessments fully paid up to and including the month in which the request for transfer was made, signed by the Financial Secretary-Treasurer together with name and number of the Lodge to which the member desires to transfer.

**Certificate**

(c) Upon receipt of the certificate of transfer, the National Secretary-Treasurer shall complete the transfer.

**Failure to Accept Transfer**

(d) The Lodge receiving the transfer will vote upon the applicant the same as on a new member. If the applicant is rejected, it shall be the duty of the Recording Secretary of the Lodge to promptly notify the National Secretary-Treasurer who will cancel the transfer and the member shall retain his membership in the Lodge from which he sought transfer.

**ARTICLE 10 -- CHARGES, TRIALS AND PENALTIES**

**Violation of Principles**

Section 1. A member who violates any of the policies or principles of the Union or offends against the Constitution/By-Laws or Statutes for the Government of Lodges may be reprimanded, fined, or expelled, as the laws may direct.

**Charges**

Article 10, Section 3

Section 2. (a) Charges may be brought and filed with the President of the Local Lodge by any member in good standing against any other member. Such charge should specify with reasonable particularity the alleged offense

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committed and that section of the Constitution/By-Laws or Statutes for the Government of Lodges under which the accused is being charged.

(b) Any Lodge, officer or member of the Union preferring frivolous, baseless, or unwarranted charges, shall be dealt with subject to the provisions of Article 13, Sections 8 and 10, of the TCU/IAM Constitution/By-Laws.

### **Action on Charges**

Section 3. (a) The President shall, within a reasonable time after reviewing the charge, appoint a Trial Committee of the Lodge, consisting of not less than three (3) members and no more than five (5) members, with one (1) member designated as the Chairman. Subsequent to the appointment of the Committee, the President shall furnish the Committee with the charge.

(b) The Committee upon receipt of the charge shall notify the accused by certified mail or personal delivery of the time, date and place the trial will be held and attach thereto a copy of the charge. In no event shall the trial be held less than fifteen (15) days from the date the charges were furnished to the accused. The Committee may postpone the trial, provided, however, such adjournment should not exceed one hundred twenty (120) days from the date the charges were filed.



### **The Trial**

Section 4 (a). The accused shall have the right to present witnesses and other evidence, to examine and cross-examine witnesses, and right to testify or not to testify.

(b) The accused has the right at the commencement of the trial to challenge any member of the Trial Committee for good cause; such challenge to be ruled on by the Lodge President.

(c) If an accused member without just cause refuses or neglects to stand trial when duly notified, the Committee may proceed with the trial in his absence, may find him guilty or guilty of contempt or both.

(d) The trial should be open to any member of the Union in good standing. The Committee is empowered to take those steps necessary to have the trial conducted in an orderly manner and to require individuals present to maintain proper decorum.

(e) The Committee shall keep minutes of these proceedings and preserve the evidence presented. Minutes should accurately reflect the proceedings, but need not be a word-for-word transcript.

(f) Where the accused or his representative is present and elects not to testify, it shall be deemed to be a plea of not guilty and the trial shall proceed.

(g) A charging or accused member may only be assisted, or advised or represented by any member of this Union in good standing.

(h) The Committee, in executive session, shall agree upon a verdict, reduce it to writing, and present it to the Lodge at its next regularly scheduled meeting and it shall be entered on the minutes. The Lodge shall determine whether the Trial Committee's verdict should be sustained and, if so, proceed to fix the penalty by majority vote, which may be a reprimand, fine or expulsion; except, however, the penalty of expulsion shall require a two-thirds majority vote of those present. If present, the accused and charging party(ies) shall withdraw from the meeting during such balloting.

(i) When the verdict is announced, it shall be entered on the minutes, and the Recording Secretary shall notify the accused in writing of the Lodge's vote by hand delivery or certified mail. Any penalty imposed shall be enforced by the President of the Lodge; however, the National President may, on his own motion or following an appeal to him, stay the penalty pending his decision on appeal.

### **Member Fined or Reprimanded**

Section 5. A member who is fined must remit payment to the Lodge within thirty (30) days after receiving notice thereof. If the penalty imposed is a reprimand, the member shall be summoned to attend the next regular

meeting for that purpose. Failure to pay the fine or receive the reprimand shall result in the loss of the right to attend Lodge meetings, hold Union office, or obtain a withdrawal card. A member may pay any fine imposed, without in any manner affecting his right of appeal from the imposition of such fine, and if said fine be set aside on appeal, the Lodge shall immediately refund the amount of fine paid.

### **Appeal From Action of Lodge**

Section 6. A member may appeal from the action of the Lodge to the National President on any matter covered by this Article, within thirty (30) days after being furnished with the Lodge's verdict. Appeals shall be in writing and state the grounds therefor. A copy shall be filed with the President and with the Recording Secretary of the Lodge. Upon receipt of such copy, the Recording Secretary shall at once send a certified copy of all charges, reports, evidence and other papers relating to the appeal to the National President, who shall render a decision as promptly as possible, which decision may affirm, reverse, or modify the decision appealed from. The decision of the National President may be appealed to the Executive Council under procedures set forth in Article 16 of the Constitution/By-Laws, which shall be the final appellate step.

### **Readmission of Expelled Member**

Section 7. A member having been expelled by action of a Lodge and not appealing there from, shall not be readmitted within less than six (6) months after such expulsion; after six (6) months, he may make application for readmission, which shall be considered and acted upon as provided for in the laws governing the admission of candidates. A member expelled for defrauding a Lodge must secure the consent of the National President, the Executive Council, and the Lodge expelling him before application for readmission to the Union will be received.

### **Misappropriation of Funds-Penalty**

Section 8 (a). An officer or member of a Lodge who misappropriates funds of the Union, if found guilty, shall thereafter be ineligible to hold any office or to represent the Union in any capacity.

(b) No Lodge shall have authority to compromise or offer settlement with any officer or member, but shall immediately report same to the National Secretary-Treasurer. Failure to report will be sufficient cause for revocation of the charter.

**ARTICLE 11 -- RECALL OF LODGE OFFICERS**

Section 1. The recall of any officer of a Lodge may be initiated by petition of a majority of the members of the Lodge, provided that in the case of the Chairman of a Local Protective Committee the petition shall be by a majority of the members he represents. Upon the filing of such a petition with the Recording Secretary of the Lodge, the President shall institute recall proceedings in accordance with uniform rules and regulations promulgated and published by the Executive Council. Two-thirds of the members of the Lodge, or the members he represents, as the case may be, must participate in such election and a majority thereof, voting by secret ballot for the recall, shall be necessary to recall an officer.

**Rules and Regulations Governing Recall of Lodge Officers**

Rule 1. Proceedings to recall a Lodge officer may be instituted by petition signed by a majority of the members of a Lodge, or in the case of a Chairman of a Local Protective Committee, by a majority of the members he represents, setting forth that the Lodge officer has been found guilty of serious misconduct under federal or state law, or under the National Union Constitution/By-Laws or Statutes for the Government of Lodges.

Rule 2. Such recall petition shall state the serious misconduct which

serves as the grounds for which removal is sought, shall be signed by the members demanding recall, shall include a copy of a written finding of guilt of charges brought under the Constitution/By-Laws or Statutes for the Government of Lodges (issued pursuant to Article 13, Section 10 of the TCU/IAM Constitution/By-Laws or Article 10, Section 4(i) of the Statutes for the Government of Lodges), or a written copy of a judgment issued by a state or federal court against the officer, and shall be filed with the Recording Secretary of the Lodge.

Rule 3. The Recording Secretary shall ascertain and certify whether the petition is signed by the requisite number of qualified members as shown by the membership records of the Lodge on the date the petition is filed. He shall transmit the petition together with his certification to the President of the Lodge and shall furnish a copy thereof to the officer sought to be recalled.

Rule 4. The President of the Lodge upon receipt of a recall petition certified by the Recording Secretary as bearing the necessary number of signatures, shall appoint a committee of three (3) members to prepare and supervise the distribution of the ballot, tabulate the result and report same to the Lodge.

Rule 5. If the petition involves the President or the Recording Secretary,

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the procedures indicated above shall be conducted by the Board of Trustees.

Rule 6. The officer sought to be recalled may, if he so desires, file a concise statement in answer to the grounds stated in the recall petition with the Recording Secretary within ten (10) days after the receipt of the petition.

Rule 7. In the event the officer sought to be recalled wishes to challenge whether he has been found guilty of “serious misconduct” as required in Rule 1 above, he shall file such a challenge with the Recording Secretary, who shall file the recall petition and challenge with the National President for resolution, subject to appeal to the Executive Council.

Rule 8. The recall ballot shall briefly state the reasons therefor and the answer of the officer sought to be recalled. Below this information shall be provided space for the member to indicate his choice as follows:

1. If you favor recall of (insert name of officer) place an X in this square.....

2. If you do not favor recall of (insert name of officer) place an X in this square.....

The ballot shall state the date on or before which it must be returned.

Rule 9. The recall ballot, together with necessary instructions for voting and returning the ballot, shall be mailed to each member qualified to vote at

his last known home address not less than fifteen (15) days before the closing date of the ballot. An addressed and stamped return envelope and a smaller plain envelope in which the marked ballot shall be placed and sealed, shall accompany the ballot. The return envelope shall provide space for the voter to write his name and address, which identification shall be checked to determine if the voter is entitled to cast a ballot before it is opened.

Rule 10. The election committee shall make such other arrangements, not in conflict with these Rules, as it deems necessary to insure the secrecy of the ballot.

Rule 11. The officer subject to recall shall be entitled to be present or to be represented by an observer when the envelopes are checked for voter qualification, opened and the ballots are counted.

Rule 12. The election committee shall certify to the results of the election and report same to the Lodge. All records in connection therewith shall be turned over to the Recording Secretary of the Lodge who shall preserve them for not less than one (1) year.

Rule 13. In order to recall the officer, two-thirds of the members eligible to vote must participate in the recall election, and a majority of the valid votes cast is necessary to recall the officer.



**ARTICLE 12 -- HANDLING OF GRIEVANCES**

Section 1. (a) The term “grievance” wherever it appears in these statutes, shall be construed as a complaint by the employee against the employer concerning application of agreements covering wages and working conditions or concerning employment relations.

(b) No member other than a member of the Local Protective Committee, the aggrieved member himself or herself, or a designated representative of the National Union (including National Representative or Assistant National Representative) shall represent any employee in any investigation, or assist in any way in adjusting grievances and any member violating this provision shall be guilty of misconduct and subject to the penalties provided by the National Union Constitution/By-Laws. Any member electing to pursue a claim on his own behalf, forfeits the right to union assistance, financial or otherwise.

(c) *Prima facie* violations of working agreements by employers may be handled by Protective Committees or the National Representative, without formal grievances having been presented by the employee. It is the duty of such representatives to see that agreements are enforced without violation by the employer or by the employees. This duty does not impose an obligation on such officers to seek out violations nor is it intended to minimize, in any

way, the responsibility of an individual member to file grievances in writing.

(d) Any employee represented by the Lodge who considers that he or she has been dealt with unjustly by the employer, or has been otherwise aggrieved by action of the employer, shall report the grievance, in writing, giving all known facts, to the Local Chairman-Delegate. If the reported grievance is considered a proper subject for investigation and adjustment, the Local Chairman-Delegate shall undertake the handling of such grievance on behalf of a complaining member. In pursuing such adjustment, the Local Chairman-Delegate shall first present the grievance to the official of the company having jurisdiction over such matters, and, if unsuccessful at that level, further handling shall be according to the procedures established by the National Representative. The Local Chairman-Delegate may discuss the grievance with members of the Local Protective Committee, and designate member(s) of the Committee to assist in the handling of the grievance.

(e) No member of the Committee except the Local Chairman or National or Assistant National Representative shall discuss with any official of the company any matters pertaining to existing grievances, unless at least one other member of said committee is present at such discussion, and any member of the Union, or employee, who having placed grievances in the hands of the Lodge, who shall personally attempt to adjust same,

communicate with or reply to any communications received from any official of the company except by instructions from the proper committee or National Representative, shall forfeit all rights to assistance from the Union in adjusting same.

(f) Any officer or member of a Lodge interfering in any matter detrimental to the successful conclusion of a grievance, shall be subject to expulsion from the Union when found guilty of such act. This Section shall not be construed to prohibit free discussion by any member of a grievance being considered at a regular meeting of a Lodge.

Section 2. (a) Any Local Chairman-Delegate declining to handle a grievance shall, in writing, promptly so notify the employee provided the employee submitted the grievance in accordance with Section 1(d) above. Such denial should inform the employee of his right to appeal the Local Chairman-Delegate's decision to the National Representative and of his individual rights, if any, to seek adjustment of such grievance himself, at his own expense.

(b) Upon written request timely filed by the employee who intends to appeal within the Union, the Local Chairman-Delegate shall file with the proper officer of the employer a copy of the grievance with request for an extension of time. The employee shall be advised it is the employee's

responsibility to secure any further time extensions necessary to pursue appeals within the Union without endangering the presentation of the grievance within the time limits established by any agreement with an employer.

(c) Any appeal to the National Representative should contain a full and complete statement of facts and all papers pertaining thereto.

Section 3. (a) If the National Representative declines to handle a grievance it may be appealed to the National President. Such appeals must be sent, together with the reasons for appeal, supporting documents and correspondence, so as to be received by the National President within thirty (30) days from the date of the letter of declination from the National Representative. If an appeal is made to the National President, it will be the claimant's responsibility to request any necessary time limit extensions from the Carrier to insure that the claim could, if the internal appeal is successful, be progressed to arbitration.

(b) If the decision of the National President is unsatisfactory, it may be appealed within thirty (30) days from the date of the decision to the Executive Council, whose decision shall be final. All appeals must be filed timely and in writing. When the U.S. mail is used, the postmark will govern in determining compliance with the time limits set forth herein. If an appeal

is made to the Executive Council, it will be the claimant's responsibility to request any necessary time limit extensions from the Carrier to insure that the claim could, if the internal appeal is successful, be progressed to arbitration.

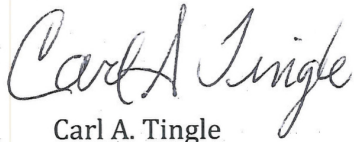
(c) Time limits shall be thirty (30) days from date of decision for each further appeal provided; when the U.S. mail is used, the postmark will govern in determining compliance with the time limits set forth herein. In no event will appeal be entertained if not received within time limits unless officer, whose decision is being appealed from, is agreeable to extension of time limits provided.

(d) In the event an appeal is sustained, the grievance shall immediately be referred to the proper officer for prompt handling as the laws may provide.

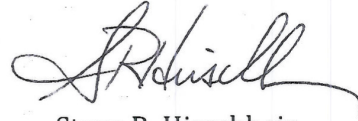
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Certification

The undersigned hereby certify that the foregoing Constitution of the National Union and Statutes for the Government of Lodges are the true laws of the Transportation Communications Union/IAM (TCU/IAM), as revised and amended by and under the authority and direction of the Thirty-Fourth Regular Convention of the National Union at Las Vegas, Nevada, July 2014.



Carl A. Tingle  
Chairman



Steve R. Hirschbein  
Secretary



Daryl T. Burnett  
Member



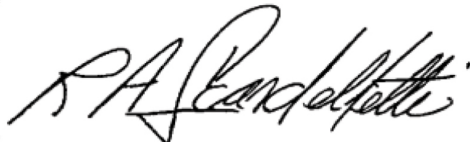
Anthony M. Siriano  
Member



Salvadore E Rodriguez  
Member

Committee on TCU/IAM Constitution and Laws

Approved:



Robert A. Scardelletti, National President

Attest:



Russell C. Oathout, National Secretary-Treasurer

**RESOLUTIONS**

of the  
Transportation Communications Union/IAM

The following important resolutions were adopted by prior Conventions.

**Resolution No. 9**

Submitted by Delegate Local 43

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, in the past, many resolutions involving requests for changes in individual rules agreements have been submitted for consideration; and,

**WHEREAS**, the Delegates to the 2004 and 2009 Conventions adopted Resolutions which mandated that resolutions seeking changes in individuals working agreements would not be accepted but would be returned to the delegate or subordinate units submitting such resolution; and,

**WHEREAS**, TCU/IAM policy is that working agreements resolutions should be handled by the person charged with the responsibility for the involved TCU/IAM properties; and,

**WHEREAS**, this has lessened the expenditure of valuable time for consideration of these resolutions on the part of the Committee on Petitions and Resolutions and by the Delegates,

**NOW, THEREFORE, BE IT RESOLVED**, that this convention reaffirm the intent of Resolution No. 32 from the 2004 Convention and that future Convention Calls clearly set 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/IAM properties for consideration and handling with the appropriate company officer as deemed appropriate.

**Resolution No. 10**

Submitted by Delegate Russell Oathout, NST

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM's Leadership Training Programs have trained 400 Local Chairpersons and other representatives since the 2009 Convention and trained more than 1,650 Local Chairpersons and other representatives since President Robert Scardelletti revitalized the program after his election in 1991; and

**WHEREAS**, Local Chairpersons are the front line in defending our members' rights at the workplace and policing our contracts; and

**WHEREAS**, it continues to be essential that Local Chairpersons and other designated representatives receive the best possible training in handling grievances, defending members at disciplinary hearings, workplace-related laws and government regulations, and other issues that directly affect our membership; and

**WHEREAS**, it is vitally important to provide training as soon as possible to Local Chairpersons when they are first elected, and to provide advanced training to veteran designated representatives, in order to ensure that our members obtain the best possible representation; and

**WHEREAS**, TCU/IAM is proud to be one of the few AFL-CIO unions that provides week-long training to every Local Chairperson; and,

**WHEREAS**, since our affiliation and merger with the IAM, TCU/IAM has made full use of the great opportunity our representatives' have to attend training classes at the William W. Winpisinger Training Center; and,

**WHEREAS**, TCU/IAM's President, in addition to holding training classes at the Winpisinger Center, has also held other Educational Seminars for Local Chairpersons and other designated representatives, such as the October 2013 sessions held in Las Vegas; and,

**WHEREAS**, laws and regulations directly affecting our members are ever changing, requiring more frequent education of our front line representatives,



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**THEREFORE BE IT RESOLVED**, that the Delegates to this 34<sup>TH</sup> Regular Convention reaffirm TCU/IAM's commitment to continue providing a formal educational seminar to every Local Chairperson and other designated representatives as possible between Conventions.

**Resolution No. 11**

Submitted by Delegate Local 1223

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, since 1946 our Union has been an active affiliate of the International Transport Workers' Federation (ITF); and

**WHEREAS**, the ITF stands for the defense of democracy and freedom and its policies are to build relationships with partner federations to strengthen unions' ability to organize and build worker power in the global economy; and

**WHEREAS**, due to the rapid growth and sophistication of global transportation there is a definite interdependence among transport unions, and therefore it is in the best interest of TCU/IAM members to keep a close liaison with transport workers the world over and to experience different sets of cultural interactions; and

**WHEREAS**, these are problems of such magnitude that no transportation union can resolve them on its own except through international solidarity and cooperation; and

**WHEREAS**, since 1993 our National President Robert Scardelletti has been unanimously elected and re-elected by all ITF North American unions to serve on the ITF Executive Board;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th Regular National Convention reaffirms support for the International Transport Workers' Federation (ITF); and

**BE IT FURTHER RESOLVED**, that this Convention endorses the continued affiliation of TCU/IAM to the ITF; and,

**NOW, BE IT FINALLY RESOLVED**, that this Convention encourages TCU/IAM's continued participation in ITF activities to the fullest extent

possible, including the National President's continued service on the ITF Executive Board.

**Resolution No. 12**

Submitted by Delegate Local 829

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, the 1971 Grand Lodge Convention and all subsequent conventions delegates have unanimously adopted resolutions endorsing and supporting our Union activities in the field of international affairs, and

**WHEREAS**, our Union has a long-standing commitment to the international labor movement and plays an essential role in supporting working people everywhere, and

**WHEREAS**, workers all over the world share many common problems, such as unemployment, trade deficits, outsourcing of work and repression of basic freedoms, and

**WHEREAS**, many multinational corporations, including railroad and airline companies, continue to expand their global reach disrupting economies and exploiting workers in total disregard of the public good, both here and abroad, and

**WHEREAS**, it is in our self-interest to preserve and enhance our own rights and to show concern for human decency and social justice everywhere, and

**WHEREAS**, by joining with, assisting and promoting the world free trade union movement, we enhance our prosperity at home, protect our living standards, and our wages,

**NOW, THEREFORE, BE IT RESOLVED,**

1. That this 34th Regular National Union Convention of TCU/IAM reaffirms resolutions and policies adopted at previous Conventions calling for an active Union role in international Labor affairs;
2. that the National President, in the best interest of all TCU/IAM members, should continue to keep abreast of all world developments through

the assignment of National Officers and others as he may deem appropriate to experience different sets of cultural interactions;

3. that TCU/IAM maintain and expand, where appropriate, these international activities by working closely with the AFL-CIO and other national and international organizations.

**Resolution No. 13**

Submitted by Delegate Local 5101

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, our 1939 Grand Lodge Convention, by adoption of Resolution No. 98, established the policy “that in all future transfers, consolidations, coordinations, abandonments or dissolutions of existing facilities involving members and employees represented by our Organization which results in displacement of employees or rearrangement of forces, such members and employees shall have the right to follow their positions or work with their established seniority rights,” and “the International President shall enforce this policy of the Organization;” and,

**WHEREAS**, at times there has been a misconception as to the application of this policy including the belief that the resolution automatically modifies existing collective bargaining agreements and is binding upon employers with whom collective bargaining agreements have been executed; and

**WHEREAS**, the intent of the resolution is that TCU/IAM negotiators, when one of the contingencies above listed arise, will seek agreements with an employer or employers to provide equitable handling of seniority and related work assignments for all employees directly or indirectly involved in each given situation;

**NOW, THEREFORE, BE IT RESOLVED**, that the Delegates to this 34th Regular Convention reaffirm the policy and its intent in connection with “Consolidations, Coordinations, Abandonments or Dissolutions of Existing Facilities” as first established by our 1939 Convention by adoption of Resolution No. 98 and which has been reaffirmed at each subsequent Convention.

**Resolution No. 14**

Submitted by Delegate Richard Johnson, GP of Carmen Division and NVP  
Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, the Federal Railroad Administration (FRA) has responsibility for ensuring railroad safety throughout the nation, to monitor railroad compliance with federally mandated safety standards, FRA employs 400 safety inspectors operating out of 8 Regional offices throughout the country; and

**WHEREAS**, TCU/IAM must pursue an agenda that stops the harassment and intimidation of employees; addresses worker fatigue; mandates certification for Carmen; increases the number of inspectors and insists upon the accurate reporting of accidents and incidents; and

**WHEREAS**, the latest figures available show that for 2013 there were 3,454 accidents/incidents and 10 fatalities; and

**WHEREAS**, TCU/IAM has always been a leading voice for rail safety, particularly TCU/IAM's Carmen Division, and will continue to pressure government agencies and the Congress for a safer rail industry; and

**WHEREAS**, as General President of the Carmen Division, I want to commend the National President and TCU/IAM's Legislative Department for their diligent efforts in helping our Carmen Division monitor FRA's enforcement of the federal regulations and safety laws and the successful lobbying efforts that achieved meaningful rail safety legislation;

**NOW, THEREFORE, BE IT RESOLVED**, that the National President and the Legislative Department of TCU/IAM continue to work with our Carmen Division to monitor the FRA's enforcement of federal railroad safety laws; and

**BE IT FURTHER RESOLVED**, that our Carmen Division working with the National President and the Legislative Department of TCU/IAM oppose any legislation that would weaken the Federal Railroad Safety Act, and support a comprehensive rail safety agenda implementing the priorities listed in this resolution including the designation of Carmen as the proper qualified persons to perform mechanical and air brake inspections on the railroad.

**Resolution No. 15**

Submitted by Delegate Local 6295

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, the Federal Employers' Liability Act (FELA) was enacted in recognition of the dangers involved in railroad work, and to provide a system of recovery for railroad employees who are injured in the course of their employment, and

**WHEREAS**, FELA is fair, providing injured rail workers with the opportunity to obtain compensation for all of their losses without the arbitrary ceilings found in state workers compensation programs; and

**WHEREAS**, FELA serves as a major incentive for railroads to work with rail unions to prevent injuries by instituting effective safety policies and creating safe workplaces; and

**WHEREAS**, in the past, Congress, at the request of the rail industry, has introduced legislation or held hearings for the purpose of repealing or weakening FELA;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th National Convention urges the National President and the Legislative Department to vigorously oppose any attempt to weaken or repeal the Federal Employers' Liability Act (FELA).

**Resolution No. 16**

Submitted by Delegate Local 6850

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, over the past few years, the U.S. has seen a renaissance in oil production, largely due to radical improvements in drilling technology known as "fracking" which has allowed energy companies to unlock a previously inaccessible bounty of shale oil, trapped beneath rock formations several thousands of feet underground; and

**WHEREAS**, U.S. crude oil production is currently at an all-time high, while total oil imports last year fell to their lowest level since 1997; and,

**WHEREAS**, industries ranging from chemical manufacturing to oil refining have all benefited from the domestic energy provided by shale oil and gas and have increasingly relied on rail to get crude oil to lucrative coastal markets; and,

**WHEREAS**, the amount of oil moved by rail has spiked since 2009, from just more than 10,000 tanker cars to approximately 400,000 cars in 2013; and,

**WHEREAS**, the oil boom in the Bakken has reduced the nation's reliance on imported oil, brought thousands of jobs to the region, helped the railroads' bottom line, and, more importantly, kept TCU/IAM members on the job during a time when coal shipments are down;

**NOW THEREFORE BE IT RESOLVED**, that as public safety in communities intersected by rail lines becomes a greater concern due to recent derailments, TCU/IAM will continue our work with the Federal Railroad Administration (FRA) and the Congress and other stakeholders to ensure the continued and safe transportation of crude oil by rail.

**Resolution No. 17**

Submitted by Delegate Local 643

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM represents thousands of members at transit agencies and commuter railroads, including Los Angeles MTA; Metra in Chicago; Metro North, Long Island Rail Road, and MTA in New York; New Jersey Transit; SEPTA in Philadelphia; and the commuter operator in Boston; and

**WHEREAS**, mass transit and commuter service are critical to the economies of the cities they serve; and,

**WHEREAS**, increasingly politicians from both parties are targeting the wages and benefits of public workers, including our transit and commuter members;

**NOW, THEREFORE, BE IT RESOLVED**, that TCU/IAM continues our efforts to secure the highest level possible of federal, state and local funding

for transit and commuter operations, and that agencies be given the freedom to use capital funds for operating needs; and

**BE IT FURTHER RESOLVED**, that TCU/IAM's Legislative Department continue its effective lobbying efforts to beat back any and all attempts by Congress to weaken the worker protection provisions of Section 13c of the Federal Transit Act; and

**NOW, BE IT FINALLY RESOLVED**, that TCU/IAM continue to lead the way in achieving excellent transit and commuter contracts for our members.

**Resolution No. 18**

Submitted by Delegate Local 491

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM is the largest union on Amtrak, representing more than 7,000 Carmen, Clerks, On-Board Service workers, and Supervisors; and,

**WHEREAS**, Amtrak is a vital component of our national transportation system; and,

**WHEREAS**, Amtrak has been underfunded since its inception, resulting in whole regions of the country getting no or insufficient service, aging equipment and infrastructure, and, most serious for our members, understaffing and recurring attacks on wages and benefits; and,

**WHEREAS**, there has been steady pressure by Congress to shift Amtrak costs to the states, who in turn are pressuring Amtrak to reduce costs even further or have service eliminated or contracted out; and

**WHEREAS**, certain House Republicans have been obsessed with attacking Amtrak food service and our on-board service workers, in a backdoor attempt to eliminate long distance service;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th National Convention calls on Congress to provide a dedicated funding source that would enable Amtrak to expand the frequency and geographic scope of service, to modernize its equipment and infrastructure, and to expand the workforce to adequately staff the trains and facilities; and

**BE IT FURTHER RESOLVED**, that TCU/IAM's Legislative Department continue its effective lobbying efforts to beat back any and all attempts to eliminate food service and to scapegoat Amtrak on-board service workers; and

**NOW, BE IT FINALLY RESOLVED**, that TCU/IAM calls on Congress and the states to make Amtrak the operator of any new high speed rail service, and to refrain from contracting out existing Amtrak service to other rail operators.

**Resolution No. 19**

Submitted by Delegate Local 570

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM strongly supports the Machinists' Non-Partisan Political League (MNPL) as our political action committee to raise funds strictly on a voluntary basis as provided by law; and

**WHEREAS**, union funds cannot and are not used for political contributions in federal elections, but through MNPL we are able to contribute funds on a non-partisan basis to candidates who support TCU/IAM issues; and

**WHEREAS**, the 2012 election showed just how important TCU/IAM's political efforts are in helping to win elections; and

**WHEREAS**, this effectiveness would not be possible if it were not for the full support of TCU/IAM leadership and the thousands of TCU/IAM members who contribute to MNPL; and

**WHEREAS**, all TCU/IAM officers should, as a part of their duties as elected officers of our great Union, make regular contributions to MNPL because we cannot ask our members to contribute if the officers do not contribute to MNPL;

**NOW, THEREFORE, BE IT RESOLVED**, that the delegates to the 34th Regular Convention re-affirm continuation of the policy established in 2009 by the delegates at the 33<sup>rd</sup> Regular Grand Lodge Convention urging all Local Lodge officers, to contribute on a regular basis to MNPL at \$10 or more per month through payroll deduction;



**BE IT FURTHER RESOLVED**, we urge those officers who work for companies with no MNPL payroll deduction agreement to personally contribute \$120 or more per year to MNPL; and

**BE IT FURTHER RESOLVED**, all National Officers, National Representatives, Assistant National Representatives and Staff contribute at a much higher level as recommended in the Machinists' MNPL Sponsoring Membership Program;

**BE IT FURTHER RESOLVED**, every Local Lodge should establish an MNPL Committee for promoting and signing up new members at meetings and canvassing the worksite to solicit participation in MNPL; and

**NOW, BE IT FINALLY RESOLVED**, that all Lodge Officers here in attendance at this Convention will personally deliver a copy of this resolution to all officers of their Local Lodges and make sure that this resolution is read into the minutes of a Local Lodge meeting.

**Resolution No. 20**

Submitted by Delegate Local 6047

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM's political action committee — Machinists Non-Partisan Political League (MNPL) — is essential to the members of our Union; and

**WHEREAS**, union funds cannot be used for political contributions in campaigns, but through MNPL, we are able to contribute funds on a non-partisan basis to candidates who are friendly to TCU/IAM labor issues; and

**WHEREAS**, without sufficient funding to MNPL we will be unable to help our friends in Congress; and

**WHEREAS**, candidates TCU/IAM supports are those who understand TCU/IAM's labor issues and are not working for their own self-interest or big business; and

**WHEREAS**, the livelihood of the members of our union comes directly

under the jurisdiction of a number of federal agencies such as: the Federal Railroad Administration (FRA), the National Mediation Board (NMB), the Department of Labor (DOL), the National Labor Relation Board (NLRB) and others; and

**WHEREAS**, all union members have been called up to active duty; the fight against our rights and benefits has begun and we must combat it now. The attack on collective bargaining rights of our members is only the beginning. Many other states are in the process of going even further. The Republicans, in the House and Senate, have introduced legislation proposing to repeal the rights of all unionized workers, which have been guaranteed to us under various federal laws such as the National Labor Relations Act, the Railway Labor Act and numerous state laws. It is union busting at every government level—local, state and federal — plain and simple; and

**WHEREAS**, the TCU/IAM Legislative Department and the IAM Legislative Department, with the voluntary contributions raised from our membership through our MNPL, is the most effective way to protect, preserve and enhance our wages, rules, working conditions, pensions and health care against the onslaught of these attacks. We are in a vicious war. The dollars you donate are our bullets to fight back;

**NOW, THEREFORE, BE IT RESOLVED THAT**, we continue working to strengthen our MNPL program; and

**BE IT FURTHER RESOLVED THAT**, we call on every National Officer, National Representative, Assistant National Representative, delegate, National Union staff and outer guard, except those outer guards who are retired, to this Convention, to make a \$100.00 contribution to MNPL to be deducted by the National Secretary-Treasurer from your TCU/IAM per diem or expenses and that every retired outer guard and guest officially invited by the National Union and TCU/IAM Training Services' staff members here in attendance at the Convention make a \$50.00 contribution to MNPL to be deducted by the National Secretary-Treasurer from your TCU/IAM expenses; and

**BE IT FINALLY RESOLVED THAT**, we all, as representatives of this organization, redouble our efforts to support, promote and improve MNPL by, upon returning to work, establish an MNPL Committee, and such Committee shall canvas the worksite(s) signing up members. Special

emphasis should be given to signing up newly-hired members at the time they are asked to join the union. MNPL should be an important part of every union meeting/function.

**Resolution No. 21**

Submitted by Delegate Local 1908

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, many TCU/IAM members are employed in industries under the Social Security System; and,

**WHEREAS**, TCU/IAM members covered by Railroad Retirement are also affected by changes to Social Security; and

**WHEREAS**, there are legislative proposals in the 113<sup>th</sup> Congress from those who believe the Social Security System should not continue in its present form; and,

**WHEREAS**, these legislative proposals include raising the retirement age and changing the current COLA formula to a new formula called Chained CPI, which would result in reducing future COLA increases; and

**WHEREAS**, any increase to the Social Security retirement age or reduction in the COLA formula would adversely affect Railroad Retirement, and

**WHEREAS**, TCU/IAM has traditionally worked with the AFL-CIO and retiree groups to protect and improve the Social Security System;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th Regular Convention goes on record strongly opposing any increase in the Social Security retirement age or the substitution of Chained CPI for the current COLA formula; and

**NOW, BE IT FINALLY RESOLVED**, that the TCU/IAM National President work with the AFL-CIO and like-minded retiree groups to mobilize against all such attacks on the Social Security system.

**Resolution No. 22**

Submitted by Delegate Local 6047

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, for more than 45 years, Medicare has delivered affordable health care to retirees and people with disabilities and has done so more cost effectively than private health plans; and,

**WHEREAS**, today, Medicare is under relentless attack by Republicans in Congress determined to reduce its benefits; and

**WHEREAS**, Republicans have put forth legislative proposals to turn Medicare into a voucher system and raise the eligibility age to 67; and,

**WHEREAS**, raising the Medicare eligibility age would threaten the viability of our negotiated Early Retirement health insurance plans;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th Regular Convention goes on record strongly opposing any changes to the Medicare eligibility age, reductions in Medicare benefits, or cost shifting to seniors and people with disabilities; and,

**NOW, BE IT FINALLY RESOLVED**, that the TCU/IAM National President work with the AFL-CIO and like-minded retiree groups to mobilize against all such attacks on the Medicare system.

**Resolution No. 23**

Submitted by Delegate Local 2507

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, several prior Conventions of our Union have adopted non-discrimination resolutions; and,

**WHEREAS**, it has been the policy of TCU/IAM to work for the elimination of all forms of discrimination wherever they existed; and,

**WHEREAS**, TCU/IAM supported the enactment of federal legislation establishing a national policy of non-discrimination;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th Regular Convention reaffirms the declared policy of TCU/IAM that there be no discrimination based on race, creed, color, sex, age, religion, national origin, disability or sexual orientation in the negotiation and administration of our agreements, and that the Union continue to exert all efforts to eliminate the effects of employer discrimination wherever it might be found still to exist.

**Resolution No. 24**

Submitted by Delegate Local 943

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, TCU/IAM, as a leading affiliate of the AFL-CIO, fully supports all programs carried out by the Federation's Committee on Political Education (COPE); and,

**WHEREAS**, COPE programs are designed to maximize the participation of working men and women, including TCU/IAM members, in voter registration, voter education and get-out-the-vote campaigns; and,

**WHEREAS**, to effectively carry out these activities, COPE works in concert with several support groups sponsored by organized labor;

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th National Convention reaffirms TCU/IAM's policy of working with and assisting COPE and its support groups: the Labor Council for Latin American Advancement (LCLAA); the A. Philip Randolph Institute (APRI); the Coalition of Black Trade Unionists (CBTU); the Coalition of Labor Union Women (CLUW); Pride At Work (PAW) and the Asian Pacific American Labor Alliance (APALA).

**Resolution No. 25**

Submitted by Delegate Local 593

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, the AFL-CIO's Union Privilege Program was created in 1986 by the AFL-CIO to pool the resources of millions of union members throughout the United States to develop benefits and services which are beyond the reach of an individual worker; and,

**WHEREAS**, Union Privilege has successfully used the leverage of millions of union members nationwide with the help of a professional staff to ensure the highest quality programs offered; and,

**WHEREAS**, the majority of union members say that the Union Privilege Program benefits add value to their union membership; and

**WHEREAS**, participants are more positive about their union than members who do not participate; and,

**WHEREAS**, TCU/IAM's Union Privilege programs have proven their value to our members, saving them hundreds of thousands of dollars and improving their quality of life;

**NOW, THEREFORE, BE IT RESOLVED**, that TCU/IAM continues to participate in Union Privilege and keeps TCU/IAM members informed about the Union Privilege programs available.

**Resolution No. 26**

Submitted by Delegate Local 518

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, for a union to be strong its local officers and members must be informed and educated about issues and events that affect their jobs; and

**WHEREAS**, mainstream media rarely provides fair or accurate information about union activities and accomplishments; and

**WHEREAS**, the only way for TCU/IAM officers and members to get accurate information about their contracts, grievances, laws that affect their livelihoods, worker safeguards, and union achievements, is through union communications; and

**WHEREAS**, TCU/IAM's National President has made it a top priority to promptly and regularly keep our members informed of all important developments through a weekly email news publication Flash News;

**NOW, THEREFORE, BE IT RESOLVED**, that all Local Lodge Officers sign up to receive Flash News; and

**BE IT FURTHER RESOLVED**, that all Local Lodge officers strongly encourage their members to furnish their email addresses to TCU/IAM and to sign up for Flash News; and

**BE IT FURTHER RESOLVED**, that every Local Lodge should establish a Committee to promote Flash News by signing up members at meetings and at work sites to provide their email addresses to receive Flash News; and

**NOW, BE IT FINALLY RESOLVED**, that all Local Chairmen at this Convention will personally deliver a copy of this resolution to all officers of their Local Lodges and make sure that this resolution is read into the minutes of a Local Lodge meeting.

**Resolution No. 27**

Submitted by Delegate Local 2513

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, Local Lodge Officers are the front line representatives of our union, and to do their jobs effectively they need to be fully apprised of union news and policies on a timely basis; and

**WHEREAS**, it is essential for the National President to be able to promptly contact local lodge officers to communicate breaking news on contracts, legislation, new policies and programs, strike notifications, and other issues vital to our members; and

**WHEREAS**, the use of email instead of U.S. mail is much more cost effective and efficient;

**NOW, THEREFORE, BE IT RESOLVED**, that all Local Lodge Officers, upon taking office, will provide their email address to the National President's office, and will maintain a current email address on file throughout their terms of office.

**Resolution No. 28**

Submitted by Delegate Local 5093

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, the Machinists Union has launched a new IAM APP, a web-based application which will enable TCU/IAM members to use their smart phones, tablets and tablet pc's to read the new digital IAM Journal, learn about vital issues, share information with friends and family and help organize new members; and

**WHEREAS**, ever growing numbers of TCU/IAM members and their families use smart phones, tablets and tablet pc's to access up to the minute news and information;

**NOW, THEREFORE, BE IT RESOLVED**, that the Delegates to the 34th TCU/IAM National Convention download the IAM APP from the TCU/IAM website, and encourage their Local Lodge officers and members to do the same.

**Resolution No. 29**

Submitted by Delegate Local 570

Referred to the National Union Committee on Petitions and Resolutions

**WHEREAS**, For many years, TCU/IAM along with all other rail unions, has suffered drastic declines in membership due to automation, subcontracting, mergers and consolidations in the railroad industry, as well as other negative factors which have reduced the employment levels in this industry; and,

**WHEREAS**, the ability to service our existing membership depends on our overall financial and numerical strength; and,

**WHEREAS**, our ability to protect our members legislatively is also a function of our overall strength; and,

**WHEREAS**, the IAM has always stressed the importance of organizing to its locals; and,



WHEREAS, the AFL-CIO has made the organizing of new members a top priority for the entire labor movement; and,

WHEREAS, Millions of American workers remain unorganized, including thousands in the rail industry and in jobs associated with the rail industry, like intermodal and contract shops,

**NOW, THEREFORE, BE IT RESOLVED**, that this 34th Regular National Union Convention reaffirms the action of previous conventions and continues to authorize the National President to implement whatever organizing campaigns, in his opinion, can be successfully won and at a cost that the National President believes appropriate.



## RITUAL

In use of gavel, \* indicates one rap; \*\* two raps; \*\*\* three raps. One rap calls to order or seats the Lodge. Two raps calls up the officers. Three raps calls up everyone.

### OPENING CEREMONY

(During this ceremony no member will be admitted to the Lodge room. They may, however, be admitted to the anteroom.)

The hour for meeting having arrived, the President assumes his station, gives \* and says:

PRESIDENT: Members will be seated and officers report to their respective stations.

(If any stations are vacant the President will fill them temporarily from the members present, after which he will continue.)

PRESIDENT: Sergeant-at-Arms, see that all Lodge room doors are secured, all official stations filled and then ascertain if all present are entitled to remain.

SERGEANT-AT-ARMS: Worthy President, your order has been obeyed. The doors are securely guarded, all stations are filled, and all present are entitled to sit with us.

PRESIDENT: My duties are to preside over the Lodge; to maintain order and decorum; to enforce the laws of the Union; to conduct the business of my office with malice toward none and equal rights for all.

This organization is a democratic institution founded upon the principles of equal and exact justice toward all members, and since its very being is preserved and maintained by the Constitution and Laws of our Nation it is appropriate and fitting that we affirm our allegiance and fidelity to the flag that symbolizes our liberties, our laws and our fellow citizens.

The members will face the flag and repeat with me the Pledge of Allegiance to the Flag:

*"I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all."*

The Chaplain will invoke the Divine Blessing.

### **OPENING PRAYER**

CHAPLAIN: Our Father, Who are in Heaven—as a body we congregate in this meeting room for the betterment of our fellow-workers and the furtherance of our cause: lead us that we may do all things well. Amen.

ALL ANSWER: So let it be.\*

PRESIDENT: Inner guard, you will now permit such members of the Lodge who are qualified, National Union Officers, and employees of the National Union as may be in waiting, to enter.

If there are others in waiting who desire to enter you will ascertain their name, address and Lodge number and report to me. The Lodge may by a majority vote, invite them to enter.

(A short recess to receive a report from the Inner Guard and to permit those qualified to enter and be seated.)

I declare this Lodge open for the transaction of such business as may legally come before it. We will proceed to the regular business of the Lodge. Members will please pay attention.

### **ORDER OF BUSINESS**

1. The secretary will call the roll of officers. Sergeant-at-Arms will report whether present or absent.
2. The Sergeant-at-Arms will now introduce visiting members.
3. Reading of minutes of last regular and/or special meeting and action thereon.

4. Voting on membership applications.
5. Welcoming new members.
6. Nomination of Officers.
7. Election of Officers.
8. Installation of Officers.
9. Report of Standing Committees.
10. Report of Special Committees.
11. Unfinished business—if any.
12. Communications and bills.
13. New business.
14. Payment of dues and assessments.
15. Reports of suspensions.
16. Report of Financial Secretary and Treasurer.
17. Good of the Union.
18. Report of any member sick or in distress.

### **CLOSING CEREMONIES**

**PRESIDENT:** Members, we are about to close this meeting. Does anyone know of anything which has been left undone, that cannot be reasonably deferred until our next regular meeting?

(Short pause to give members an opportunity to bring up any matter that may have been overlooked, after which the President continues.)

**PRESIDENT:** The Chaplain will now invoke the Divine Blessing.\*\*\*

**CHAPLAIN:** Our Father, Who are in Heaven, after we depart from this room, having done our full duty by Thy grace cause us to refrain from discussing any transactions which have taken place in this meeting with or in the presence of anyone except those whom we know to be members of this Union in good standing. Amen.

**ALL ANSWER:** So let it be.

**PRESIDENT:** Sergeant-at-Arms will now collect the Rituals and report.

**SERGEANT-AT-ARMS:** Worthy President, your order has been

obeyed.

PRESIDENT: There being no objections, I now declare this meeting closed. Our next meeting will be:

### **WELCOME TO NEW MEMBERS**

(New members form a line in front of the President as their names are called.)

PRESIDENT:...(My friend or friends) ... we extend to you a cordial welcome; we are pleased that you are identifying ... (Yourself or yourselves) ... with your fellow workers in this organization. Henceforth may your labors and influence be for your mutual benefit. This Union is dedicated to the laudable purpose of defense, self-protection, the improvement of our mental, moral and social conditions and the elevation of our occupation. I extend to you my right hand and with it you will receive the Union hand clasp.

Your attention is called to the story of the bundle of sticks; bound together it is impossible for you to either bend or break them; withdraw one hand, it may easily be bent or broken. Here we learn a lesson in unity which proves that in unity there is strength and so it is with you. Alone, you will be compelled to yield and break, but, bound by the cords of Union, a giant's strength would be expended in vain. Therefore, as no chain is stronger than its weakest link, see to it that you are not a defective link in our fraternal chain, so that in times of imminent peril and danger to our Union the chain of mutual interest which binds us together will not be broken. Strive to attend the meeting of your Lodge regularly and thus improve your knowledge and interest in the Union.

The voting sign, which is used for both an affirmative or negative vote, is made by raising the right hand, with palm forward.

Your right to visit Lodges other than the one in which you hold membership must be agreeable to the Lodges that you desire to visit.

The gavel in the hands of the President is used to govern the movements of this Lodge. \*Calls to order or seats the Lodge if standing. \*\*Calls up the officers, and \*\*\*Calls up the whole Lodge.

You will now face about and as your name is called take two steps forward, so that the members may recognize you and know you by name. Members of ... Lodge, No. ..., I take great pleasure in introducing to you ...(Brother or Sister) ... (names them) ... who are now entitled to share in all the benefits and privileges of our Union. And now ... (Brother or Sister) ... (names them) ...you may be seated.

### **INSTALLATION CEREMONY (Local Lodge)**

(The installing officer will call the Lodge to order and appoint a member as Sergeant-at-Arms. The Secretary will furnish the Sergeant-at-Arms with a list of the officers-elect. The Sergeant-at-Arms will call the role of officers-elect, who as their names are called, will take their places as directed.)

(Any National Union officer, the retiring President, and Past President, or authorized representative of the National Union can act as installing officer.)

**SERGEANT-AT-ARMS:** Worthy Installing Officer, the officers-elect await your pleasure.

**INSTALLING OFFICER:** Officers-elect, you have been chosen by your fellow-members to a high and honorable position in this Lodge, and from them you receive authority to rule and govern the Lodge; and as some must rule and some must obey, it becomes those who rule to avoid any appearance of partiality. On the other hand, the membership at large should render that willing obedience which is due to the officers they have placed in positions of authority.

Officers-elect, you will place your right hand over your heart in token of your sincerity, and repeat after me the obligation of office, pronouncing your name in full where I use mine.

I ... in the presence of the members here assembled—do most solemnly and sincerely promise and declare—that I will honorably and faithfully perform,—to the best of my ability—the duties of the office—to which I have been elected.—I will act with strict impartiality—in all matters pertaining to my office—and see that every member receives justice.—I will not take part—directly or indirectly—in any illegal

transaction,—or suffer it to be done by others—if in my power to prevent it.—I will obey all orders—coming to me—from the constituted authorities—of the Union,—and will do all that lies in my power—to advance its welfare.—For the faithful observance—of all of these several points,—I hereby pledge my word and honor.—So help me God.

NOTE: (To be used when office of Financial Secretary-Treasurer is separate from Recording Secretary.)

INSTALLING OFFICER: Sergeant-at-Arms, conduct the Financial Secretary-Treasurer-elect and Recording Secretary-elect to this station.

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present Brother (or Sister) ... who has been elected Financial Secretary-Treasurer and Brother (or Sister) ... who has been elected Recording Secretary of this Lodge.

INSTALLING OFFICER: Brother (or Sister) ... as Financial Secretary-Treasurer the full responsibility for all financial transactions of your Lodge is vested in you. It is your duty to collect and receive all money due the Lodge, to make all legal disbursements, safely guard the funds, keep a true and correct account of all transactions between the Lodge and its members and make such reports as may be required of you by the laws of the Union or the by-laws of this Lodge.

Brother (or Sister)...as Recording Secretary it is your duty to keep true and correct minutes of all meetings, nothing extenuate, naught set down in malice, to conduct the correspondence for the Lodge, to have and safely keep the seal, using it only on the official correspondence of the Lodge, to draw all warrants when ordered by the Lodge, to make the reports and returns required by the National Union and to do such other duties as the laws of the Union and of this Lodge may require.

(Brother) (or Sisters) (or Brothers and Sisters) the offices which you have just assumed are second to none in their importance, and upon your integrity and uprightness depends the welfare of the Lodge. Therefore, be faithful and true, and when your terms of office have expired may you merit from your fellow members the sentiment expressed in these words, "Well done, thou good and faithful servant." The Sergeant-at-Arms will now escort you to your stations in the Lodge, where you will enter upon the

discharge of your duties.

NOTE: (To be used where one member fills both the offices of Recording Secretary and Financial Secretary-Treasurer.)

INSTALLING OFFICER: Sergeant-at-Arms, conduct the Recording Secretary-Financial Secretary-Treasurer-elect to this station.

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present Brother (or Sister)...who has been elected Recording Secretary and Financial Secretary-Treasurer of this Lodge.

INSTALLING OFFICER: Brother (or Sister) ... as Financial Secretary-Treasurer the full responsibility for all the financial transactions of the Lodge is vested in you. It is your duty to collect and receive all money due to the Lodge, to make all legal disbursements, to safely guard the funds, keep a true and correct account of all transactions between the Lodge and its members and make such reports as may be required of you by the laws of the Union or the bylaws of this Lodge.

As Recording Secretary it is your duty to keep true and correct minutes of all meetings, nothing extenuate, naught set down in malice, to conduct the correspondence of the Lodge, to draw all warrants when ordered by the Lodge, to make the reports and returns required by the Grand Lodge and perform such other duties as the laws of the Union and of this Lodge may require.

(Brother or Sister) ... the offices which you have just assumed are second to none in their importance, and upon your integrity and uprightness depends the welfare of the Lodge. Therefore, be faithful and true, and when your terms of office have expired may you merit from your fellow members the sentiment expressed in these words, "Well done, thou good and faithful servant." The Sergeant-at-Arms will now escort you to your station in the Lodge, where you will enter upon the discharge of your duties.

INSTALLING OFFICER: Sergeant-at-Arms, escort the Chairman of the Board of Trustees-elect to this station.

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present Brother (or Sister) ... who has been elected Chairman of the Board of



Trustees of this Lodge.

INSTALLING OFFICER: Brother (or Sister) Chairman of the Board of Trustees it is your duty to exercise supervision over the finances and property of the Lodge and such other duties as may be required by the Constitution/By-Laws. Sergeant-at-Arms, escort Brother (or Sister) ... to the proper station.

INSTALLING OFFICER: Sergeant-at-Arms, escort the Chairman of Local Protective Committee-elect to this station.

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present Brother (or Sister)...who has been elected Chairman of the Local Protective Committee of this Lodge.

INSTALLING OFFICER: Brother (or Sister) Chairman of the Local Protective Committee, it is your duty to enforce the agreement extant between the Union and the employer of our members, to receive and adjust grievances when referred to you under the laws of the Union and to make report to the Lodge of the disposition that you have made of those matters, with the approval of your Committee.

You are further charged with the responsibility of cooperating fully with National Union Officers and National and Assistant National Representatives in enforcing our agreements.

You are further charged with exercising care in protecting the membership in their employment.

INSTALLING OFFICER: Sergeant-at-Arms, conduct the Local Chairman to a seat in the Lodge.

INSTALLING OFFICER: Sergeant-at-Arms, escort the Vice President-elect to this station.

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present to you Brother (or Sister) ..., who has been elected Vice President of this Lodge.

INSTALLING OFFICER: Brother (or Sister) Vice President, it is

your duty to assist the President in preserving order, and in his (or her) absence or disability, to perform to the best of your ability the duties of presiding officer, and such other duties as may be required by the laws of this Union; you will now be escorted to your station, there to enter upon the discharge of your duties.

INSTALLING OFFICER: Sergeant-at-Arms, present the President-elect of this Lodge.\*\*\*

SERGEANT-AT-ARMS: Worthy Installing Officer, I beg to present to you Brother (or Sister) ... who has been elected President of this Lodge.

INSTALLING OFFICER: Brother (or Sister) ... it has pleased the members of this Lodge to elect you to the highest office in their gift; your duty as its chief executive will, at all times, be most important, requiring from you great patience and tact. Your duties call upon you to preside over this Lodge; to appoint the Inner and Outer Guards, whose duty it is to safely guard the doors of the Lodge, and suffer none to pass, except such as are duly qualified, or by permission of the President; the Sergeant-at-Arms, whose duty it is to see that all present at the opening of the Lodge are in possession of current membership card, to introduce visitors, to receive and conduct all candidates for welcome and perform such other duties as may be required by the President or by the Lodge, and a Chaplain to invoke the Divine Blessing upon this Lodge, set a good example to the members, visit the sick and administer to their comfort and assist the President at funerals. It is also your duty to fearlessly administer the laws of the Union, to be just to all, be loyal to the members, set them an example of obedience to the constituted authorities of the Union, for they rule best who have learned best to obey, and upon your fidelity and skill the welfare of your Lodge largely depends. I commit to your keeping the Charter of this Lodge; cherish and preserve it; the Rituals are also committed to your care, for the safe keeping of which you are personally responsible. Take the Constitution and Laws of the Union as your guide and instructor, and now I surrender into your keeping this gavel, which is the emblem of your authority. May it never sound in vain. I take great pleasure in proclaiming you President of this Lodge. Worthy President, your officers are at their respective stations awaiting your pleasure; enter upon the discharge of your duties by seating the Lodge. And now, by the power vested in me by the Constitution and Laws of the Union, I declare the officers of this Lodge duly and legally installed.

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## **INSTALLATION CEREMONY (National Union Officers)**

INSTALLING OFFICER: Officers-elect, you have been elected by the Delegates to this Convention to the highest and most responsible positions in the Union, and from them you receive the authority to rule and govern the Union. As some must rule and some must obey, it becomes those who rule to avoid any appearance of partiality. On the other hand, the membership at large should render that willing obedience which is due to the officers they have placed in positions of authority.

Officer-elect, you will place your right hand over your heart in token of your sincerity and repeat after me the obligation of office, pronouncing your name in full where I use mine.

I ..., in the presence of the members here assembled,—do most solemnly and sincerely promise and declare—that I will honorably and faithfully perform,—to the best of my ability—the duties of the office—to which I have been elected.—I will act with strict impartiality—in all matters pertaining to my office—and see that every member receives justice.—I will not take part—directly or indirectly—in any illegal transaction,—or suffer it to be done by others—if in my power to prevent it,—I will obey all orders--coming to me—from the constituted authorities—of the Union—and will do all that lies in my power to advance its welfare.—For the faithful observance of all of these several points,—I hereby pledge my word and honor.—So help me God.

And now, by the power vested in me by the Constitution and Laws of the Union, I declare these elected National Union Officers duly and legally installed.

## **FUNERAL CEREMONIES**

### **Opening Ode, "Lead, Kindly Light"**

(The members of the Lodge will form a circle about the casket, if indoors, and around the grave if in the burying ground. The President at the head of the casket supported by the Past President on the right and the Chaplain on the left. The Sergeant-at-Arms, as Marshal, will see that the members are properly formed around the casket, and then take the place at the foot, opposite the President. The members will stand with the right hand over the heart.)

PRESIDENT: Fellow members, the messenger of death has again knocked at the door of our Lodge and one of our members has been called away to join the silent majority, a beloved companion has been summoned hence; the circle of friendship has been broken, never more on earth to be renewed. No more shall we look into those eyes which have smiled upon us in friendly greeting, nor feel the warm clasp of our Brother's (or Sister's) hand. He (or she) has passed away, and it is with sorrowful hearts we contemplate the brevity of human life, and yet in our sorrow we are comforted by the thought that he (or she) has passed away from the toil and heat of the day, the burdens and sorrows of his (or her) earthly career—for him (or her) all these are o'er. He (or she) has gone to his (or her) rest, sweet rest, in that calm haven where all is rest and peace, and where the storms and trials of life no more molest. Life is but a span, and when it is o'er it is as a tale that is told. Let us then be up and doing while the full tide of life flows in our veins; let us so live that our lives may be a constant example to all around us, and thus fill the measure of our days with usefulness, and pure motives, and prepare ourselves against that day when we, too, shall be as our beloved Brother (or Sister), who has gone to that bourne from whence no traveler returns. To his (or her) relatives and friends we bid them look to Him who is the Supreme Ruler of the universe, in whom we live and move and have our being, to Him who tempers the wind to the shorn lamb. He who is the steadfast friend of erring humanity, who in the greatness of His love looks down upon us all with pity and sympathy, and although the trials of the present hour are such as to cause us pain and anguish of spirit, yet He will comfort the troubled heart. Then let us turn to Him in our affliction, fully confident that He will hear our prayer and grant us the blessing we so much need. Let us pray.

CHAPLAIN: Our Father, Who are in Heaven, we come to Thee humbly beseeching Thy blessing upon all assembled here. Let this lesson of the brevity and uncertainty of life teach us so to walk, while we are still numbered with the living, that our lives should be an honor to Thee and a cherished memory to our friends, when we, too, have gone from this terrestrial world to the celestial and all-glorious home above, where Thou dost forever reign in glory. To Thee we commend the relatives and friends bereaved; be Thou their guide and comfort and bless them, and lead them in the paths of peace until they, too, shall have crossed the narrow river of death, to meet as a united band around Thy throne in Heaven, and to Thy great name be honor and glory forevermore. Amen.

PRESIDENT: We now commit the body to the earth; earth to earth,

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dust to dust, ashes to ashes, and commend the spirit to God who gave it; the Lord gave and the Lord hath taken away. Blessed be the name of the Lord, who doeth all things well. To our Brother (or Sister) we bid a last fraternal farewell, and hope to meet him (or her) again in the presence of the Supreme Auditor above, where all accounts are balanced, all debts canceled, and due credit given for all the good deeds here below. Farewell, dear Brother (or Sister), farewell.

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