

SUBMITTED BY: OCSEA Board of Directors

SUBJECT: Article II – Membership; Section 5

RATIONALE: Housekeeping change eliminating references to fair share fee payers because the payment of fair share fees was declared to be unconstitutional by the U.S. Supreme Court in the *Janus* decision.

BE IT RESOLVED THAT ARTICLE II OF THE OCSEA STATE CONSTITUTION BE AMENDED AS FOLLOWS:

Article II – Membership

Section 1. Active Member

(A) Union membership shall be restricted to those employees within the jurisdiction of OCSEA and within OCSEA bargaining units. The Union shall have the following classes of membership which are defined below.

(B) Active members shall be all members not otherwise classified and shall include any members who go on authorized leave subject to dues payment. Dues shall be paid by active members through payroll deduction, cash, money order and/or check payment, or any other electronic means.

(C) Dues for active members shall be fixed in the Constitution and dues for all other membership classes shall be set forth in the State By-Laws, Article I.

Section 2. Life Member

A Life member is a retired OCSEA member who, for a period of at least five (5) consecutive years immediately prior to retirement, was an active member of OCSEA and for whom a Chapter files an application for life membership. The Chapter must agree to have dues deducted annually from the Chapter's per capita refund. Life membership shall not be available to those persons affiliated with a competing labor organization and shall cease should the retiree re-enter the workforce in a management/exempt position.

In the event, by vote of the General Body, a chapter decides to revoke life member status, a letter must be sent to the affected member informing them of the decision of the chapter and of the member's right to assume retired member status. A copy of the letter shall be forwarded to the State Secretary-Treasurer.

Section 3. Retired Member

Membership is open to any retired employee who was an active OCSEA member at the time of retirement. Retired members shall have all rights and privileges of an active member,

Committee Assign _____ Committee Recommend _____ Convention Action _____ Requires 2/3 Vote

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except the right to seek office as a president or vice president and to vote on ratification of a collective bargaining agreement. Retiree membership shall not be available to those persons affiliated with a competing labor organization. A retired member is responsible for payment of his/her own dues on an annual basis.

Section 4. Honorary Member

An Honorary Member has no voting privileges and cannot hold any appointed or elected office within OCSEA. An honorary member is appointed by the President with the approval of the Board of Directors.

Section 5. Member-At-Large

Any OCSEA member who accepts employment with the AFL-CIO or any associated organization, such as but not limited to labor representative at United Way, will be able to maintain membership in OCSEA by payment on a quarterly basis of the dues amount last paid by the individual while an active member. ~~Member-at-large status is not available to a fair share fee payer.~~

Section 6. Associate Membership

Upon request, associate membership may be offered to groups or former OCSEA members as determined by the OCSEA State Board of Directors. Amount of dues, payment of dues and eligibility for benefits for Associate Members shall be determined by the OCSEA State Board of Directors. An Associate Member has no voting privilege, cannot hold any appointed or elected office, or serve on any committees within OCSEA.