



NGAM National Guard Association of Michigan

MEMORANDUM

DATE: 21 May 2022

TO: NGAM Membership and General Conference Attendees

FROM: NGAM Bylaws Committee

SUBJECT: 2022 NGAM Bylaws Committee Report

1. The NGAM Bylaws Committee has received 5 amendment requests to the currently approved NGAM Bylaws.

2. The Committee convened on 5 April 2022 to consider the changes and to compile the report to be presented to the general membership. Membership will have an open period for remarks lasting until open discussion is called for on the conference floor on 21 May 2022.

3. The submission to the committee are as follows:

a. Amendment 2022-001, Article VIII- Committees: Pertaining to adding a standing committee for Communications.

b. Amendment 2022-002, Article IV- Executive Council: Pertaining to the title of the executive council, appointed council, NGAUS State Rep.

c. Amendment 2022-003, Article IV- Executive Council: Pertaining to the title of the executive council, appointed council, EANGUS State President.

d. Amendment 2022-004, Article IV- Executive Council: Pertaining to the composition of the executive council, ex-officio members, TAG Representative and SEL Representative

e. Amendment 2022-005, Article V- Elections, Appointment, Tenure, and Removal from the Executive Council: Pertaining to the removal process from the executive council.

4. At the conclusion of the open discussion, the report will be submitted for the record, without objection, then the changes will be voted on. Approval of changes requires a 2/3 majority vote from all eligible voting members to pass.

Mike Wilson, Army Retiree Rep
Bylaws Committee Chairman



NGAM National Guard Association of Michigan

1. Amendment 2022-001, Article VIII- Committees: Pertaining to adding a standing committee for Communications.

2. **Article VIII- Committees, Standing Committees.**

As reads:

No Change.

Change to read:

Add: **Communications Committee.** The NGAM Communications Committee shall serve as an official advising and action committee to the NGAM Executive Council to recommend policies, procedures, and programs with respect to editorial, business marketing, advertising, and promotional campaigns for the organizations. The communications committee assists with developing email blasts, social media strategies, and traditional mailings. The committee is responsible for developing the communications campaign with respect to newsletters and correspondence that will be published in outside media sources, such as newspapers, multimedia outlets, magazines, or web-based news sources.

3. **Justification:**

NGAM does not currently have any committee to manage media or social media management. This chairperson would be able to assist the Executive Director in these efforts, to include website development and smartphone app development.

4. **Submitted by:** Simon Brackett, NGAM President



NGAM National Guard Association of Michigan

1. Amendment 2022-002, Article IV- Executive Council: Pertaining to the title of the executive council, appointed council, NGAUS State Rep.

2. **Article IV- Executive Council- Composition of the Executive Council.** 2. Appointed Council (Voting Members). a. NGAUS State Representative

As Reads:

a. NGAUS State Representative

Change to read:

a. Officer Corp Representative

3. **Justification:**

NGAM does not have any authority to place an officer on the NGAUS Board, nor does the state have a requirement to provide an officer to serve as a Liaison between NGAM and NGAUS. The position was inappropriately titled based on the expectations of the position. The position was designed to provide an officer perspective and vote, regardless of the disposition of the elected body of NGAM. The title of the position has caused some confusion with the National Organizations and has been requested to be changed to align more closely with the official role for the state.

4. **Submitted by:** NGAM Bylaws Committee



NGAM National Guard Association of Michigan

1. Amendment 2022-003, Article IV- Executive Council: Pertaining to the title of the executive council, appointed council, EANGUS State President.

2. **Article IV- Executive Council- Composition of the Executive Council.** 2. Appointed Council (Voting Members). b. EANGUS State President

As Reads:

b. EANGUS State Representative

Change to read:

b. Enlisted Corp Representative

3. **Justification:**

NGAM does not have any authority to place a member on the EANGUS Board, nor does the state have a requirement to provide a member to serve as a Liaison between NGAM and EANGUS. The position was inappropriately titled based on the expectations of the position. The position was designed to provide an enlisted perspective and vote, regardless of the disposition of the elected body of NGAM. The title of the position has caused some confusion with the National Organizations and has been requested to be changed to align more closely with the official role for the state. The title of this position has also caused further confusion internally. NGAM has an elected structure that designates a president and two vice presidents, the current title of the position has allowed for disposition of roles and responsibilities.

4. **Submitted by:** NGAM Bylaws Committee



NGAM National Guard Association of Michigan

1. Amendment 2022-004, Article IV- Executive Council: Pertaining to the composition of the executive council, ex-officio members, TAG Representative and SEL Representative.
2. **Article IV- Executive Council- Composition of the Executive Council.** 3. Ex-Officio Members (Non-Voting). g. TAG Representative h. SEL Representative

As Reads:

g. TAG Representative

h. SEL Representative

Change to read:

DELETE: g. TAG Representative

h. SEL Representative

3. **Justification:**

The TAG Representative position was carried over from the previous version of the bylaws. During the revision in 2021, the SEL Position was added to create equity for the officer and enlisted corps' highest positions. The positions were established to ensure that both leaders had a connection to the NGAM board, for both knowledge and insight. Neither of the positions have been filled and have not been needed in recent years due to established relationships between NGAM and the MING.

4. **Submitted by:** NGAM Bylaws Committee



NGAM National Guard Association of Michigan

1. Amendment 2022-005, Article V- Elections, Appointment, Tenure, and Removal from the Executive Council: Pertaining to the removal process from the executive council.

2. **Article V- Elections, Appointment, Tenure, and Removal from the Executive Council- Removal from the Executive Council.**

As Reads:

Removal from the Executive Council. Tenure in office is terminated, provided sufficient cause has been presented, by a vote of the Executive Council at a called Special Executive Council Meeting. The procedure for removal shall be:

1. An Executive Council member may be removed from office by a two-thirds vote of the Executive Council.
2. The Executive Council member who is the subject of the termination request shall be given notice at least fifteen (15) days prior to the vote.
3. The Executive Council member has the right to represent themselves before the council and make a case for their position. They will not be a part of any vote calling for their recusal.
4. The Executive Council's decision shall be final. Executive Council members approved for removal are immediately removed from their position.
5. Removed Executive Council members are deemed ineligible to run for any future council position.
6. All correspondence, including the original filing of complaint, notes, minutes, and determination of the committee will remain confidential indefinitely.

Change to read:

CHANGE: **Removal from the Executive Council for Elected Positions.** Tenure in office is terminated for elected positions, provided sufficient cause has been presented, by a vote of the Executive Council at a called Special Executive Council Meeting. The procedure for removal shall be:

1. An Executive Council member may be removed from office by a two-thirds vote of the Executive Council.
2. The Executive Council member who is the subject of the termination request shall be given notice at least fifteen (15) days prior to the vote.



NGAM National Guard Association of Michigan

3. The Executive Council member has the right to represent themselves before the council and make a case for their position. They will not be a part of any vote calling for their recusal.

4. The Executive Council's decision shall be final. Executive Council members approved for removal are immediately removed from their position.

5. Removed Executive Council members are deemed ineligible to run for any future council position.

6. All correspondence, including the original filing of complaint, notes, minutes, and determination of the committee will remain confidential indefinitely.

Removal from the Executive Council for Appointed Positions. Tenure on the council is terminated for appointed members of the council following these procedures:

1. If the delegation of which the appointed council member represents formally asks the council to remove their appointed representative, that member is removed from their position without vote or debate. The delegation should have an appropriate replacement before the next regularly scheduled board meeting, at which time the Executive Council will swear in the replacement representative.

2. If the appointed council member was placed on the board via a presidential appointment and the Executive Council accepted that presidential appointment via a majority vote, removal of that representative must be done through a recommendation of the NGAM President and accepted by a majority vote of the Executive Council. A replacement representative through a presidential appointment must be a separate vote. The presidential appointed member being removed must be given at least 5 days' notice prior to the vote, has the right to represent themselves prior to the vote, but will not be allowed to vote on their removal.

3. The Executive Council's decision shall be final. Appointed Council members approved for removal are immediately removed from their position.

4. Removed Appointed Council members are not deemed ineligible to run for any future council position.

5. All correspondence, including the original filing of complaint, notes, minutes, and determination of the committee will remain confidential indefinitely.

3. **Justification:**

The bylaws have a clear path to removal for elected officials but does not distinguish this process for those who are appointed to represent a specific delegation. Those appointed positions are typically entrusted by the delegation that they represent and without some clarification, the current



NGAM National Guard Association of Michigan

bylaws can be legally interpreted that the appointing authority does not have the authority to remove their representative, for any reason, without the same procedures as an elected official. This procedure also presents itself for appointed positions that are a result of a presidential appointment.

4. **Submitted by:** NGAM Bylaws Committee