

Standard Local Constitution

ARTICLE I

Name

SECTION 1. This local union shall be known as the American Federation of Government Employees, Local No. 1040, AFL-CIO, TSA Dallas-Ft-Worth (DFW), as set forth in its charter. See AFGE National Constitution, Article XIX, Section 1.

SEC. 2. The headquarters and mailing address of this local shall be prescribed in the local's bylaws.

ARTICLE II

Objectives and Methods

SECTION 1. This local does not advocate the overthrow of the Constitutional form of government in the United States. The local does not discriminate with regard to race, creed, color, national origin, sex, age, political affiliation, disability, marital status, sexual orientation, or preferential or nonpreferential civil service status; and is not subject to corrupt influences or influences opposed to basic democratic principles.

SEC. 2. In the event any member(s) of the local is employed within a unit represented by an AFGE national bargaining council, the local shall affiliate with the national council(s). See AFGE National Constitution, Article XXI. The local shall pay dues and/or per capita tax to the national council for those members of the local employed within the unit represented by the council, as may be prescribed by the constitution of the council. See AFGE National Constitution, Article XXI, Section 1.

SEC. 3. This local is a separate, independent organization functioning in conformance with the AFGE National Constitution. Neither the local nor its officers, employees, members, or other persons has the authority to act, nor shall it be deemed to act on behalf of or as agent for the Federation or any of its other affiliates, unless such authority as applicable is expressly granted by the Federation by written authorization of the National President, or by an affiliate by written authorization in accordance with its governing procedures.

ARTICLE III

Membership

SECTION 1. All persons eligible for AFGE membership as prescribed by Article III of the AFGE National Constitution and who come within the local's jurisdiction as defined by its charter shall be eligible for membership in this local. Included in this group are Dallas-Ft-Worth (DFW), Dallas Love (DAL), Tyler (TYR), Gregg County (GGG) and Sheppard (SPS).

ARTICLE IV
Dues and Initiation Fees

SECTION 1. Dues shall be established and adjusted as may be necessary to ensure that they allow adequate funds for the payment of per capita tax and sufficient funds for the operating expenses of the local. See AFGE National Constitution, Article XIX, Section 4(a)(6) and 4(b)(6). Any change in the dues structure shall be accomplished by:

- (a) Majority vote by secret ballot of the members in good standing voting at a general or special membership meeting after reasonable notice of the intention to vote upon such question; or
- (b) By majority vote of the members in good standing voting in a membership referendum conducted by secret ballot.

SEC. 2(a). The local shall establish in its bylaws the amount of its initiation fee and the amount of its membership dues. See AFGE National Constitution, Article XIX, Section 4(a)(4)-4(a)(6) and 4(b)(4)-4(b)(6). Dues may be paid by payroll deduction or by advance payment for such intervals as prescribed by the local: quarterly, semiannually, or annually. If payroll deduction is available, a local may adopt a bylaw requiring payment of dues by this method. The local may establish a separate dues rate for retired members.

SEC. 2(b). Members may be dropped if dues are not paid by Tuesday of the last full workweek of the month, provided, however, that a reasonable amount of time after notice of delinquency is given.

SEC. 2(c). Local representatives, collectors, and shop stewards shall make remittance of all dues and initiation fees collected to the Treasurer within ten days and no later than the Tuesday of the last full workweek of the month.

ARTICLE V
Financial Records and Reporting

SECTION 1. All receipts, checks, and cash disbursements shall be properly recorded and accounted for in the financial records.

SEC. 2. The Treasurer shall sign and the President shall countersign checks covering proper expenditures for the local. In the absence of either the Treasurer or the President, such other officer as prescribed by the local's bylaws may sign in place of the absent officer.

SEC. 3. The officers, agents, shop stewards, or other representatives or employees of this local who handle funds or property thereof shall be bonded in accordance with law and applicable regulations. See AFGE National Constitution, Article XXIV, Section 8.

SEC. 4. In order for the bond to be effective, the local shall file with the National Secretary-Treasurer a copy of its annual audit in the format prescribed by Article XXIV, Section 8(d) of the

AFGE National Constitution.

SEC. 5. All books, records, and financial accounts at all times shall be open to the inspection of the national officers or accredited representative of the National Executive Council and any duly authorized and accredited representative of the local. See AFGE National Constitution, Article XXIV, Section 9.

ARTICLE VI
Elected Officers

SECTION 1(a). The general officers shall be elected by the total membership and shall constitute the Executive Board of this local, and shall consist of the President, Treasurer, and Secretary and such others as the local's bylaws may prescribe. The local may adopt a bylaw combining the offices of Treasurer and Secretary.

SEC. 1(b). Other elected officers of this Local who are elected solely by the members of their respective unit/area and who are considered part of the Local Executive board with the exclusion of acting on behalf of any general officer during his/her absence from the Board or from filling any vacancy on the Executive Board shall consist of:

(DAL) - Dallas Love –Vice President

No documents shall be signed by a Vice President without the written consent of the President or Executive Board of the Local. They will also attend monthly membership meetings of the Local.

Stewards in Tyler, Gregg County, and Sheppard will be appointed by the Executive Board of the Local. Each Steward shall be in charge of organizing at their respective airport; handle grievances and appeals of the members of their respective airport as assigned by the Chief Steward of the Local. Stewards will also keep the membership apprised of the status of issues affecting members at their respective airports. No documents shall be signed by a Steward without the written consent of the President or executive Board of the Local. They will also attend monthly membership meetings of the Local.

(TYR) - Tyler - Steward

(GGG) - Gregg County - Steward

(SPS) - Sheppard - Steward

SEC. 2. It shall be the duty and obligation of all local officers and all other official representatives of the local, whether elected or appointed, to support, advance, and carry out all provisions of the AFGE National Constitution, the standard local constitution and bylaws, official policies of the Federation and, to the extent not inconsistent with the foregoing, all official policies of the local. See AFGE National Constitution, Article XX, Section 2.

SEC. 3. The President shall be the executive officer of this local; he or she shall exercise general supervision over the affairs of the local and see that other officers comply with the responsibilities of their office and constitutional duties; comply with the National and standard local Constitutions; keep the membership apprised of the goals and objectives of the Federation; serve as an ex-officio member of all committees except the Election Committee, Audit Committee, and committee of investigation, or trial committee when he or she is bringing the charges or is directly or indirectly involved in the matter which gave rise to the charges; automatically serve by virtue of election to office as a local delegate to the district caucus, council meetings, the AFGE National Convention, and such other meetings participated in by this local as the local may be entitled; preside at all local meetings; and sign all documents pertaining to the office. If the President is unable to perform his or her regular duties because of sickness, leave, TDY, or for some other legitimate reason, he or she shall delegate the responsibilities of that office to the officer designated in the local's bylaws as provided for in Section 4 of this Article.

SEC. 4. The Executive Vice President shall assist the President in performing the duties of that office; chairs the organizing committee efforts of the local. If the President is absent from a local meeting the Executive Vice President will preside. In the absence of the Executive Vice President, a president pro tempore will be chosen by the members in attendance at the meeting. The Executive Vice President is an automatic delegate to district caucuses, council meetings, and other meetings participated in by this local, as the local may be entitled to, and/or the National Convention.

SEC. 5. The Vice President shall assist the President in performing the duties of that office; it shall be the duty of the Vice President to help regulate and implement their contract, handle grievances and appeals of members) as assigned) by President in all the outlining airports that come under the jurisdiction of the Local. No documents shall be signed by the Vice President without consent of the President or Executive Board.

SEC. 6. The local shall prescribe in its bylaws that the Treasurer or Secretary (or such other officer as the local may establish) shall assist the President in performing the duties of that office. If the President is absent from a local meeting, the officer so designated will preside. In the absence of the President and the officer so designated to assist him or her, a chair will be chosen by the members from among those in attendance.

SEC. 7. The duties of the Treasurer shall be to maintain a bookkeeping system as prescribed by the National Secretary-Treasurer; make a financial report at each regular meeting; keep an up-to-date roll of the members; receive all monies and/or dues paid into the local and receipt thereof; keep records of all transactions; deposit money in the bank to the credit of the local; make regular monthly reports to the NST, which includes furnishing names and addresses of all new members or members who have severed their affiliations with the local and furnishing notification of changes in members' addresses; forward per capita tax to the National Headquarters in accordance with the requirements of the AFGE National Constitution (For regular locals per capita tax is payable before the end of each month, and all monies owed the Federation must be forwarded to the NST not later than the 20th day of the following month. See AFGE National Constitution, Article XXIV, Section 5(a). For insured locals per capita tax is

payable in advance to the NST before the first day of each month. See AFGE National Constitution, Article XXIV, Section 5(b.); and perform additional duties and responsibilities as outlined in the AFGE *Financial Officers Manual*. Disbursements for payment of current bills (other than per capita tax, and approved budgeted expenditures) shall be approved by the local.

SEC. 8. The Chief Steward shall have the responsibility of assuring that an adequate number of trained stewards are available in the local to meet the representation requirements; direct the assignment of stewards; to organize in cooperation with the organizing directives of the Executive Board, as well as to maintain a communication link between the membership and the local Executive Board and finally makes sure that the Steward keeps up with time limits of their assigned cases.

SEC. 9. The duties of the Recording Secretary shall be to keep a complete record of the minutes of all meetings; maintain all election related documents (including copies of those pertaining to nominations, notices of meetings, and the minutes of any meetings, all of which must be sealed and preserved for one year after the election unless the records are requested by higher authority in the election appeal process or are still relevant), see AFGE National Constitution, Appendix A, Part I, Section 5(j); keep up-to-date the official copy of the bylaws of the local; conduct correspondence when directed by the President; and send out notices of meetings when required.

SEC. 10. No officer or agent of the local shall engage in any business or financial activities with or on behalf of this local which conflict with his or her fiduciary obligation to the local.

ARTICLE VII
Election Procedures

SECTION 1. The local's elections shall be conducted in accordance with the AFGE National Constitution and Appendix A thereof. Officers shall be elected for such terms as prescribed by the local's bylaws. No term shall exceed three years.

SEC. 2(a). In accordance with Appendix A, Part I, Section 1(e) of the AFGE National Constitution, the minimum qualifications for candidacy to local office are that a member must:

- (1) Be a member in good standing;
- (2) Be a member for one year of an AFGE local, immediately preceding the closing of the nomination process. This requirement does not apply to newly created locals; and
- (3) Not be a member in any labor organization not affiliated with the AFL-CIO.

See AFGE National Constitution, Appendix A, Part I, Section 1(e).

SEC. 2(b). Candidates shall not run for more than one office in the same local election; however, candidacy as a delegate shall not be considered to be covered by this provision.

SEC. 2(c). No person who is identified with corrupt influences or who is affiliated with the Communist party or other totalitarian movements may serve as an officer of the local.

SEC. 3. The local shall conduct its elections by mail ballot.

SEC. 4. In the case of a vacancy in the office of President the Executive Vice President shall fill the office for the unexpired term. Vacancies in any other office unless otherwise prescribed by the local's bylaws shall be filled for the unexpired term by appointment by the Executive Board and approved by the membership at the next regular membership meeting.

ARTICLE VIII *Executive Board and Committees*

SECTION 1. The Executive Board shall meet at the call of the President.

SEC. 2. It shall be the duty of the Executive Board to devise and initiate such actions as may be necessary in the interim between the local's meetings, but such actions shall not be inconsistent with the objectives of the Federation and shall be subject to local approval.

SEC. 3. Expenditures by the Executive Board in excess of \$500 per month must have prior approval of the local's members either as authorized by the budget approved by the local or by separate vote of the local's members. All expenditures authorized by the Executive Board will be reported in writing at the next regular meeting of the local. Upon request a copy of such report will be made available to any member in good standing of the local.

SEC. 4. The Executive Board shall prepare an annual budget subject to the membership's approval, which shall ensure at a minimum that the local's revenues are sufficient to meet its financial obligations.

SEC. 5. Standing and special committees may be established in the manner prescribed by a local's bylaws.

ARTICLE IX *Delegates*

SECTION 1. Delegates, alternate delegates, and proxy delegates to the AFGE National Convention, district caucus, and council meetings must be elected by name and in accordance with applicable provisions of the AFGE National Constitution. See AFGE National Constitution, Article VI, Article VIII and Appendix A, Part I, Section 6.

SEC. 2. The local's President and the Vice President for Dallas Love if elected to that office shall serve as a delegate to the AFGE National Convention, district caucus, council meetings, and such other meetings at which the local is entitled to representation. If the local is entitled to additional delegates, the additional delegates shall be elected by an election called for that

purpose, unless the local's bylaws prescribe that the local's other officers shall serve as delegates by virtue of election to their office. In filing a vacancy without an election, only a person who is appointed or succeeds from a position in which the person was a delegate by virtue of election to the office may be a delegate by virtue of office in the new position.

ARTICLE X
Offenses, Trials, Penalties, Appeals

SECTION 1. All offenses, trials, penalties, and appeals shall be accomplished in accordance with the AFGE National Constitution. See AFGE National Constitution, Article IX, Section 5 and Article XXIII.

ARTICLE XI
Bylaws

SECTION 1. The local shall establish bylaws, establishing among other things the frequency and location of regular meetings, provisions for calling special meetings, a regular order of business, provisions for a quorum, the date, manner and location of nominations and elections, and other operating procedures of the local.

SEC. 2. No bylaw shall conflict with the provisions of the AFGE National Constitution, this constitution or, if applicable, the constitution of a national bargaining council.

SEC. 3. Bylaws shall be adopted and amended only after a one month notice to the local's membership and by two-thirds vote of members, either present at a membership meeting and voting, with provision for absentee vote, or by mail ballot. Such bylaws do not require NEC approval. Locals shall send a copy of their bylaws, the notice and membership meeting minutes to the district office.

SEC. 4. Copies of this constitution and the local's bylaws shall be available upon request to the Secretary to all members in good standing of the local.

AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES

LOCAL 1040 BYLAWS

Section 1. The headquarters of the local is 510 Airline Drive, Coppell, Texas 75019.

The mailing address is P.O. Box 610425, Dallas, Texas 75261-0425.

Section 2.(a) Regular meetings of the local shall be held on the third Wednesday of the month.

(b) The meetings shall be held at a time and place selected by the local.

Section 3. Special meetings may be called by the president, two-thirds vote of the Executive Board or upon written petition of at least ten percent (10%) of the membership. Five (5) days written notice of the specific purpose of the meeting must be given to the membership. No business other than that specified in the notice will be discussed.

Section 4. Only members of the local in good standing shall be allowed to vote.

Section 5. The regular order of business will be:

- (a) Roll call of officers
- (b) Reading of the minutes of the previous meeting
- (c) Report of financial condition by local treasurer
- (d) Reports of committees
- (e) Unfinished business
- (f) New business
- (g) Comments for the good of the local
- (h) Adjournment

Section 6. A quorum of this local shall consist of seven. A quorum of any committee shall consist of a majority of the members thereof.

Section 7. Unless otherwise specified by law (e.g., secret ballot election or dues) or by constitution, all questions before the local will be decided by vote of the members present first by voice vote, then by a showing of hands.

Section 8. The time allowed for debate of any particular issue before the local and the time allowed for speeches will be three minutes. The time allowed for debate may be extended by a majority of those present and voting.

Section 9. The general officers of this local who comprise the Executive Board are as

follows:

President	Executive Vice President
Vice President-Dallas Love	Recording Secretary
Treasurer	

NOTE: For officers other than president, treasurer, or secretary (whose duties are prescribed by the standard local constitution, Article VI), if the local decides to establish other offices, its bylaws should reflect the duties to be performed by each, none of which should conflict with the duties prescribed in Article VI.

Section 10. The Executive Vice President shall assist the president in the performance of the duties of that office. See standard local constitution, Article VI, sections 3, 4.

Section 11. In the case of a vacancy in the office of the president, the Executive Vice President shall fill the office for the unexpired term. See standard local constitution, Article VIII, Section 4.

Section 12. A sergeant-at-arms shall be appointed by the president. The sergeant-at-arms shall ensure that no one enters the meetings without proper authority; assist the presiding officer in the maintenance of order; welcome and introduce guests; see that each member's presence is recorded in a log; provide a roll to call should the recording of individual votes be necessary and perform other duties as may be assigned by the presiding officer.

Section 13. Nomination of officers shall be held in September and elections and installation shall be held in October after proper notice to local members. A quorum is not required for nominations and elections. See AFGE National Constitution, Appendix A, Part I, Section 3. Candidates shall not run for more than one elected office; however, the running as a delegate shall not be in conflict with an elected officer position. A runoff election, if necessary, shall be held at the same meeting.

Section 14. An Election Committee shall be elected by majority vote of local members present and voting at a meeting preceding the start of the nomination procedure. See AFGE National Constitution, Appendix A, Part I, Section 2.

Section 15. All officers will be administered the "Oath of Union Officers" contained in the AFGE national Constitution upon their installation in office. Officers shall serve for two year terms. (Note: Terms shall not exceed three years from installation.)

Section 16. The current edition of Robert's Rules of Order shall govern the proceedings of all meetings of the local, when not inconsistent with provisions of the standard local constitution, the AFGE National Constitution or these by-laws.

Section 17. The local's delegates to the National Convention, district caucus and national council meetings, after proper notice to the local's members (see AFGE National Constitution, Appendix A, Part I, Section 3), shall be elected at a meeting of the local, excepting the local's

President and Vice President-Dallas Love who if elected to that office serves by virtue of office. At that or a subsequent meeting, the local shall vote the authorization of funds for the delegates' attendance at the National Convention, caucuses or council meetings. See AFGE National Constitution, Appendix A, Section 6.D.

Section 18. Such committees as may be established by the local shall be comprised of members appointed by the president subject to the approval of the Executive Board (except for the Election Committee) or elected by the local's members. See Section 14 of these bylaws.

Section 19. A chief steward and such other stewards as may be necessary shall be appointed by the Executive Board.

Section 20. The initiation fee for members shall be \$1.00. See AFGE National Constitution, Article XIV, Sections 7(a)5 and 7(b)5.

Section 21. The dues shall be \$15.00 full time and \$10.00 part time. The amount for retired members shall be \$25.00 per year.

NOTE: The AFGE National Constitution at Article XIV, Sections 7(a)7 and 7(b)7 and the standard local constitution at Article IV, Section 1 require that each local establish and maintain a dues level high enough to allow adequate funds for the payment for the per capita tax and to provide sufficient funds for the operational expenses for the local. It is strongly recommended that each local consider as a minimum dues level an amount such that biweekly dues are at least equal to monthly per capita. Locals are also encouraged to adopt a bylaw which prescribes that the local's dues shall be automatically increased by the amount, if any, by which the National Convention increases the per capita. See standard local constitution, Article IV, Section 1 and Article XI, Section 3.