

- - - - AMENDED - - - -

Bylaw 3: Officers and Personnel

(a) Election. The Commission annually shall elect from among its members a chair, vice chair, treasurer, and four other members of the Executive Committee who shall serve for terms of one year, such term to coincide with the fiscal period of July 1 to June 30 of the following year, and until their successors are elected and qualified; except that, when the annual meeting is held after June 30, the term shall begin immediately and shall run until the following June 30 or until successors are elected and qualified, whichever shall be the later. Such elections shall be held at the annual meeting of the Commission.

(b) Policy. It is the policy of the Commission that its chair, vice chair, treasurer and members of the Executive Committee shall be chosen on the basis of their ability to serve the Commission, without regard to geographic considerations, regional distribution, or the states which they represent on the Commission. Officers and other Executive Committee members shall be eligible to succeed themselves.

(c) Vacancies. In the event of the death, resignation, or inability to serve for any reason of the chair, vice chair, or treasurer, the vacancy in any such office shall be filled as follows:

1. A vacancy in the office of chair shall be filled by the vice chair, who shall be chair until the next election of officers.
2. A vacancy in the office of vice chair or treasurer shall be filled for the unexpired term by the Executive Committee no later than its next meeting following the occurrence of the vacancy. If the chair finds that the vacancy in the office of treasurer is interfering with the efficient financial management of the Commission, he or she may appoint a member of the Commission to serve as acting treasurer or may assign the duties of the treasurer to the Executive Director until the vacancy is filled pursuant to this paragraph. If not already a member of the Executive Committee, an acting treasurer shall be a member of the Executive Committee during the time when he or she is so acting.
3. Subject to the provisions of paragraphs 1 and 2 above, any vacancy on the Executive Committee or in any office shall be filled as soon as possible. The chair shall appoint members to fill such vacancies until the next meeting of the Executive Committee, at which time the Executive Committee will vote on filling the vacancy for the remainder of the term established by subparagraph (a).

(d) Chair. The chair shall preside at all meetings. He or she shall appoint such committees as may be necessary and shall act as an ex officio member of each such committee, except that his or her presence or absence shall not be counted in determining any quorum requirement therefor. Nothing in this paragraph shall prevent the Commission from providing by resolution for the establishing and functioning of any particular committee or committees which it believes to be appropriate or from specifying a different method of selection therefor.

(e) Vice Chair. The vice chair shall perform the duties of the chair in the event that the chair is unable to perform them by reason of illness, absence or any cause.

(f) Alternates. Alternates to the individual commissioners shall be selected and shall serve as may be provided pursuant to Article VI.1.(a) of the Compact. However, no alternate shall be recognized as such or permitted to perform any of the duties of an alternate unless there has been filed with the Commission a written communication from and subscribed by the appropriate appointing authority fully identifying the alternate and setting forth such information as may be necessary to enable the Commission to determine his or her entitlement to act for a commissioner. No alternate shall be entitled to vote if his or her principal is present. In the absence of the chair and vice chair, the alternate to the chair shall preside at meetings of the Commission; or, in the absence of the chair’s alternate, the vice chair’s alternate shall preside. In the absence of all of the foregoing, members of the Commission who are present shall select a presiding officer from among their number. Subject to the limitations contained in this paragraph, an alternate, in the absence of his or her principal, shall represent his or her state to the same extent as his or her principal. Any attorney general, designee or other counsel who, pursuant to Article VI.1.(a) of the Compact, is entitled to attend meetings of the Commission without vote, may be selected as an alternate and, if so selected, shall have all of the powers of an alternate when acting in that capacity, including the power to vote.

(g) Executive Director. The executive director shall be selected by the chair with the approval of the Executive Committee and shall serve at the pleasure of the chair and Executive Committee. The executive director shall be in general administrative charge of the affairs of the Commission. Subject to any directions given by the Commission and within its policies, he or she shall hire, promote, supervise, discharge, and fix the duties of members of the Commission staff. The executive director shall prepare the annual report required by Article VI.1.(l) of the Compact in time for it to be submitted to the members on or before December 31 and transmitted to the governors and legislatures of the party states as soon as practicable thereafter. In addition, the executive director shall have such other duties as are conferred upon him or her elsewhere in these bylaws and by action of the Commission. During any time when the Commission does not have an executive director, the chair may act as such on a temporary basis or may select an acting executive director.

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Bylaw 3: Officers and Personnel

(a) Election. The Commission annually shall elect from among its members a ~~chairman~~ chair, vice ~~chairman~~ chair, treasurer, and four other members of the Executive Committee who shall serve for terms of one year, such term to coincide with the fiscal period of July 1 to June 30 of the following year, and until their successors are elected and qualified; except that, when the annual meeting is held ~~in July~~ after June 30, the term shall begin immediately and shall run until

the following June 30 or until successors are elected and qualified, whichever shall be the later. Such elections shall be held at the annual meeting of the Commission.

(b) Policy. It is the policy of the Commission that its ~~chairman chair~~, vice ~~chairman chair~~, treasurer and members of the Executive Committee shall be chosen on the basis of their ability to serve the Commission, without regard to geographic considerations, regional distribution, or the states which they represent on the Commission. Officers and other Executive Committee members shall be eligible to succeed themselves.

(c) Vacancies. In the event of the death, resignation, or inability to serve for any reason of the ~~chairman chair~~, vice ~~chairman chair~~, or treasurer, the vacancy in any such office shall be filled as follows:

1. A vacancy in the office of ~~chairman chair~~ shall be filled by the vice ~~chairman chair~~, who shall be ~~chairman chair~~ until the next election of officers.
2. A vacancy in the office of vice ~~chairman chair~~ or treasurer shall be filled for the unexpired term by the Executive Committee ~~at no later than~~ its next meeting following the occurrence of the vacancy. If the ~~chairman chair~~ finds that the vacancy in the office of treasurer is interfering with the efficient financial management of the Commission, he ~~or she~~ may appoint a member of the Commission to serve as acting treasurer or may assign the duties of the treasurer to the Executive Director until ~~an election to fill~~ the vacancy is ~~held filled~~ pursuant to this paragraph. If not already a member of the Executive Committee, an acting treasurer shall be a member of the Executive Committee during the time when he ~~or she~~ is so acting.
3. Subject to the provisions of paragraphs 1 and 2 above, any vacancy on the Executive Committee or in any office shall be filled as soon as possible. The ~~chairman chair~~ shall appoint members to fill such vacancies until the next meeting of the Executive Committee, at which time the Executive Committee ~~shall elect members to fill those vacancies until the next meeting of the Commission votes on filling the vacancy for the remainder of the term established by subparagraph (a).~~

(d) ~~Chairman Chair~~. The ~~chairman chair~~ shall preside at all meetings. He ~~or she~~ shall appoint such committees as may be necessary and shall act as an ex officio member of each such committee, except that his ~~or her~~ presence or absence shall not be counted in determining any quorum requirement therefor. Nothing in this paragraph shall prevent the Commission from providing by resolution for the establishing and functioning of any particular committee or committees which it believes to be appropriate or from specifying a different method of selection therefor.

(e) Vice ~~Chairman Chair~~. The vice ~~chairman chair~~ shall perform the duties of the ~~chairman chair~~ in the event that the ~~chairman chair~~ is unable to perform them by reason of illness, absence or any cause.

(f) Alternates. Alternates to the individual commissioners shall be selected and shall serve as may be provided pursuant to Article VI.1.(a) of the Compact. However, no alternate shall be recognized as such or permitted to perform any of the duties of an alternate unless there has been filed with the Commission a written communication from and subscribed by the appropriate appointing authority fully identifying the alternate and setting forth such information as may be necessary to enable the Commission to determine his or her entitlement to act for a commissioner. No alternate shall be entitled to vote if his or her principal is present. In the absence of the ~~chairman~~ chair and vice ~~chairman~~ chair, the alternate to the ~~chairman~~ chair shall preside at meetings of the Commission; or, in the absence of the ~~chairman's~~ chair's alternate, the vice ~~chairman's~~ chair's alternate shall preside. In the absence of all of the foregoing, members of the Commission who are present shall select a presiding officer from among their number. Subject to the limitations contained in this paragraph, an alternate, in the absence of his or her principal, shall represent his or her state to the same extent as his or her principal. Any attorney general, designee or other counsel who, pursuant to Article VI.1.(a) of the Compact, is entitled to attend meetings of the Commission without vote, may be selected as an alternate and, if so selected, shall have all of the powers of an alternate when acting in that capacity, including the power to vote.

(g) Executive Director. The executive director shall be selected by the ~~chairman~~ chair with the approval of the Executive Committee and shall serve at the pleasure of the ~~chairman~~ chair and Executive Committee. The executive director shall be in general administrative charge of the affairs of the Commission. Subject to any directions given by the Commission and within its policies, he or she shall hire, promote, supervise, discharge, and fix the duties of members of the Commission staff. ~~He~~ The executive director shall prepare the annual report required by Article VI.1.(l) of the Compact in time for it to be submitted to the members on or before ~~November 30~~ December 31 and transmitted to the governors and legislatures of the party states ~~prior to the first day of January next following as soon as practicable thereafter~~. In addition, the executive director shall have such other duties as are conferred upon him or her elsewhere in these bylaws and by action of the Commission. During any time when the Commission does not have an executive director, the ~~chairman~~ chair may act as such on a temporary basis or may select an acting executive director.

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