



Brotherhood of Maintenance of Way Employees Division of the International Brotherhood of Teamsters

Freddie N. Simpson
President

Perry K. Geller, Sr.
Secretary-Treasurer

December 29, 2010

ALL BMWED LOCAL LODGE
SECRETARY-TREASURERS

LEGISCONV
2011

Dear Brothers and Sisters:

Re: 2011 State Legislative Convention

Article XII, Section 3 of the National Division Bylaws governing State Legislative Boards and legislative activities requires that your Local Lodge elect, **at a Regular or Special Meeting held between January 1 and June 30, 2011**, a Local Legislative Representative to serve as a member on the Legislative Board in your respective state to represent the lodge in legislative matters.

The Legislative Department intends to provide training for the first time State Legislative Directors-elect during Fall 2011. In order to achieve this goal, I am requesting your immediate attention to conducting the local elections. Doing so will enable the scheduling of the State Legislative Board Conventions as soon as possible after July 1, 2011.

A Vice Legislative Representative should also be elected to take the place of the Local Legislative Representative in the event that he or she is unable to carry out their respective duties. Advance written notice to the members of your lodge advising them of the time, date and place of election is necessary. The Local Legislative Representative and Vice Legislative Representative are elected to serve a four-year term to take effect January 1, 2012.

ELIGIBILITY REQUIREMENTS

In addition to the requirements governing BMWED Legislative Boards under Article XII of the National Division Bylaws, nominees for the position of Local Legislative Representative or Vice Legislative Representative must meet the eligibility requirements of Article II, Section 4(a)(1) of the IBT Constitution which reads in part:

“To be eligible for election to any office in a Local Union, a member must be in continuous good standing in the Local Union in which he is a member and in which he is seeking office, and actively employed at the craft within the jurisdiction of such Local Union, for a period of twenty-four (24) consecutive months prior to the month of nomination for said office, and must be eligible to hold the office if elected.”

Therefore, anyone who seeks to be nominated and elected must have twenty-four (24) consecutive months of “continuous good standing.” In general, “continuous good standing” means the timely payment of dues for each of the 24 months prior to the month of nomination with no late or missing payments during the applicable 24 month period.

For newly chartered local lodges in existence for less than 24 months, the eligibility requirements of Article II, Section 4(b) of the IBT Constitution shall apply:

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“In newly chartered Local Unions which have been in existence for less than twenty-four (24) months, a candidate for Local Union office must be a member and in continuous good standing in such Local Union and must have worked under its jurisdiction as a member for at least half of the period of time since the Local Union was separately chartered by the International Union.”

Any member who **at the time of nomination** for the position of Local Legislative Representative or Vice Legislative Representative, **must be a resident and registered and/or qualified voter of the state from which elected to serve.** These requirements shall also apply to the position of State Legislative Director and Assistant State Legislative Director at the time of nomination to the position.

NOTE: Please note that the Local Legislative Representative and Vice Legislative Representative must be members of the lodge they represent and residents of the state in which elected to serve. A lodge having membership in two or more states may elect a Local Legislative Representative in each of such states. For example, a lodge having membership in both Ohio and Michigan could elect a Local Legislative Representative in Michigan and a Local Legislative Representative in Ohio. If needed, additional credential forms will be furnished upon request.

NOTIFICATION TO THE NATIONAL DIVISION

As soon as your lodge has concluded its election, you are to notify the National Division President of the results, giving names and addresses of the Local Legislative Representative and the Vice Legislative Representative-elect, together with all other pertinent information. A three-copy credential form is enclosed for this purpose. **Please make sure all copies are fully completed in accordance with the instructions.**

The original credential (White) is to be given to the Local Legislative Representative and the two copies (Yellow and Pink) should be forwarded to the Brotherhood's Washington, D.C. office. A pre-addressed return envelope with postage is enclosed.

Should you have any questions in connection with the foregoing, please contact Leon R. Fenhaus, Director of Government Affairs in the Washington, D.C. office. The telephone number is (202) 508-6448.

In solidarity,



President

Enclosure

cc: ND President's Office
ND Secretary-Treasurer's Office
All National Division and System Officers
All State and Assistant State Legislative Directors
Mr. Leon R. Fenhaus, Director of Government Affairs