Rules of the House of Delegates

Revised September 19, 2004
Rules of the House of Delegates

of the

College of American Pathologists
# Outline Index To Contents

## Rules of the House of Delegates
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<table>
<thead>
<tr>
<th>Index Number</th>
<th>Page</th>
</tr>
</thead>
</table>

## Article I - Preamble

## Article II - Membership

### Section 1: Requirement for membership and terms of office
- (a) Composition of the House
- (b) One-third of House members elected annually
- (c) Three-year terms
- (d) Speaker appoints to fill vacancies

### Section 2: Apportionment
- (a) Annual census
- (b) Apportionment formula

### Section 3: Reapportionment

### Section 4: Nominations
- (a) Self-nomination
- (b) State pathology society endorsement
- (c) No self-nominated candidates or state pathology society in an area
- (d) Federal services nominations
- (e) Residents Forum nominations

### Section 5: Nominations from other nations

### Section 6: Voting for Delegates and Alternates

### Section 7: Delegation Chairs

## Article III - Officers and Steering Committee

### Section 1: Speaker

### Section 2: Vice Speaker

### Section 3: Secretary

### Section 4: Sergeants-at-Arms

### Section 5: Steering Committee
- (a) Composition
- (b) Chair
- (c) Duties and meetings

### Section 6: Term of Office

### Section 7: Succession
- (a) Succession formula
- (b) Simultaneous vacancies in Speaker and Vice Speaker offices
- (c) Simultaneous vacancies in all three officer positions
Article IV - Elections
Section 1: Method of Election
(a) Nominating Committee appointed .............................................................. 4
(b) (1) Composition of committee ................................................................. 4
(2) Limits on Committee membership ............................................................ 4
(3) Candidate selection ............................................................................... 5
(4) Concurrent candidacy in other elections .................................................. 5
(5) Candidate interviews and notification of selection .................................... 5
(6) Nominations by petition ........................................................................ 5
(c) Nominations from the floor ....................................................................... 5
Section 2: Installation
(a) Speaker presents newly-elected to assembled house .................................... 5
(b) When term of office begins ..................................................................... 5
(c) Special election—length of term ............................................................. 5
Section 3: Special Election ................................................................. 5
(a) Speaker and Vice Speaker elections at next regular meeting ...................... 5
(b) Vacancies occurring between regular meetings ....................................... 6

Article V - Procedure of Meetings
Section 1: Meetings
(a) When meetings are held; open/executive sessions .................................... 6
(b) Speaker may call special meetings ........................................................... 6
(c) House members may petition for special meeting .................................... 6
(d) Special meeting call—purpose and agenda .............................................. 6
Section 2: Registration
(a) Delegates/Alternates must register before being seated ....................... 6
(b) Alternates substituting for Delegates ...................................................... 6
(c) Speaker can declare positions vacant and fill by appointment .................. 6
Section 3: Order of business published; late business ..................................... 7
Section 4: Quorum ....................................................................................... 7
Section 5: Vote—majority required; ballots; declaration of outcome .............. 7
Section 6: Privileges of officers and governors of the College ....................... 7
Section 7: Disposition of action—House business taken to Board ............... 7
Section 8: Rules of order
(a) House guided by CAP Constitution, Bylaws, Rules of the House .......... 7
(b) Other parliamentary authority ............................................................... 7

Article VI - Business of the House of Delegates
Section 1: Resolutions
(a) Who may submit resolutions ................................................................. 7
(b) How to submit resolutions .................................................................... 7
(c) Deadline for resolutions; late resolutions ............................................ 8
Section 2: Reference Committees ............................................................... 8
Section 3: Other committees ..................................................................... 8

Article VII - Amendments (to Rules of the House)
Section 1: Necessary majority and advance notice ....................................... 8
Section 2: Introduction and voting ............................................................... 8
Article I - Preamble

The House of Delegates of the College of American Pathologists is to provide representation of the membership of the various states, other geographic areas and special groups. It shall formulate College policies reflecting the needs and wishes of its membership. At regular and special meetings, the House of Delegates shall act as a legislative body of the College by initiating business; considering the reports of the College officers, councils, commissions, committees and officers and committees of the House; and referring its action on to the Board of Governors.

Article II - Membership

Section 1: Requirement for membership and terms of office

(a) The House of Delegates shall be composed of Fellows of the College, elected or appointed, with an equal number of Delegates and Alternate Delegates.

(b) The election of Delegates and Alternate Delegates shall be conducted every third year.

(c) The terms of all Delegates and Alternate Delegates elected from any geographic area or appointed to a federal service delegation (Army, Navy, Air Force, Public Health Service and Veterans Affairs) shall be three years. Delegates or Alternate Delegates appointed to fill a vacant elective seat shall serve only the remaining portion of a term. Delegates and Alternates shall be eligible for re-election. Delegates and Alternates shall represent only their federal service or the geographic entity of their principal office. Upon removal of the Delegate's or Alternate's principal office to another state, district, territory, commonwealth or province, or separation from the federal service, the term shall be forfeited.

(d) Upon vacancy due to death, retirement, resignation, move from the area represented or separation from active federal service, the Speaker shall appoint a successor fulfilling the above requirements to complete the term.

Section 2: Apportionment

(a) The Executive Vice President will conduct an annual census on January 1, of the number of Fellows of the College of American Pathologists in each state, district, territory, commonwealth or province. The results of this census shall be certified to the Speaker and to the Secretary.

(b) Each state, district, territory, commonwealth or province shall be represented by one Delegate and Alternate Delegate for each fifty fellows of the College or any fraction of that number. Each federal service shall be represented by one Delegate and Alternate Delegate. States, districts, territories, commonwealths or provinces with more than one Delegate may divide themselves into geographic areas with each Delegate and Alternate elected to represent an area. Where there are a large number of College members in a designated area, it may be necessary to have more than one Delegate and Alternate to represent that area. The Delegate and Alternate must have their principal place of practice in the area which they represent.
Section 3: Reapportionment
Reapportionment of membership shall not deny to any Delegate or Alternate Delegate, elected or appointed to a term of office, the right to complete that term.

Section 4: Nominations
(a) All Fellows of the College shall have the opportunity to nominate themselves for election as a Delegate.

(b) A list of all self-nominated Fellows from each geographic area will be forwarded to the pathology society of the appropriate state, district, territory, commonwealth or province for their endorsement of the candidates. If a state, district, territory, commonwealth or province is represented by more than one organized pathology society, each society may submit their endorsement. These societies may nominate additional candidates for election as a Delegate. Any society not responding by the published deadline may lose their opportunity to endorse candidates.

(c) If there are no self-nominated candidates for a geographic area, and there is no properly organized or functioning pathology society in an area, the Speaker of the House shall directly nominate, or cause to be nominated, one or more Fellows of that geographic area.

(d) The federal services shall be forwarded the names of any interested Fellows in their service and shall be invited to recommend candidates for appointment.

(e) The Residents Forum shall be invited to nominate candidates for appointment of a Resident Delegate and Resident Alternate Delegate for a one-year term.

Section 5: Nominations from other nations
Fellows in other nations shall have the right to organize and to nominate Delegates and Alternate Delegates upon petition to the Board of Governors. When recognized, these national groups shall participate in elections and be entitled to proportional representation in a manner similar to states, districts, territories, commonwealths and provinces.

Section 6: Voting for Delegates and Alternate Delegates
Votes shall be cast by a secret mail ballot by Fellows practicing in a geographic area. After nominations have been made and the headquarters office properly informed of the endorsements by the societies, the Executive Vice President shall provide written ballots to all Fellows eligible to vote no later than twenty-eight weeks prior to the CAP’s Annual Meeting. Ballots should be returned to the Executive Vice President for tabulation of results within six weeks.

In accordance with the apportionment for each geographic area, those Delegates who receive the greatest amount of votes shall be the elected Delegates for that area. Those with next greatest amount of votes shall fill the Alternate positions for that area.
Section 7: Delegation Chairs
In any state, district, territory, commonwealth or province with more than one Delegate, a Delegation Chair shall be elected by vote of the members of the respective delegation. The respective delegation shall notify the national office of the College of the election results prior to the next Fall Meeting. The Chair of a Delegation will be responsible for seeing to the attendance of that Delegation and shall serve as the official contact between the Delegation and the College headquarters office.

Article III - Officers and Steering Committee

Section 1: Speaker
The principal officer of the House of Delegates shall be the Speaker who will preside at meetings, maintain order and decorum and appoint committees of the House as set forth in these rules. The Speaker shall issue the official call for meetings. The Speaker shall transmit all resolutions and refer actions of the House to the Board of Governors. The Speaker shall have the right to vote only in the case of a tie.

Section 2: Vice Speaker
The Vice Speaker shall be an officer of the House and shall act as the principal officer of the House in the absence of the Speaker. The Vice Speaker shall assist in the duties of the Speaker, and shall have the responsibility of overseeing the delegation chairs.

Section 3: Secretary
The Secretary shall be an officer of the House, shall be responsible for all records of the House of Delegates and shall ensure that all pertinent business is accurately and promptly recorded.

Section 4: Sergeants-at-Arms
Two Sergeants-at-Arms shall be officers of the House and shall assist the Speaker in maintaining order and in seeking members for a vote if a quorum is not present. They will act as a credentials committee for the admission of Delegates or Alternate Delegates to the floor of the House.

Section 5: Steering Committee
(a) A Steering Committee, composed of the officers of the House and two Delegates elected at large, shall act as an executive committee, conducting House business during the interval between House meetings.

(b) The Speaker shall serve as chair of this committee.

(c) The Steering Committee shall assist in preparing the agenda and in carrying out the activities of the House. It shall meet prior to each general meeting of the House and may meet at any time on the call of the Speaker.
Section 6: Term of Office
The Speaker, Vice Speaker, Secretary, the two Sergeants-at-Arms, and the two Members-at-Large of the Steering Committee shall be elected for a term of two years, in even numbered years, at the Fall Meeting of the House and in the manner provided for in these rules. Only duly-qualified Delegates may serve as officers and Steering Committee members. Members of the Steering Committee shall be eligible for re-election. The tenure of each office shall be no more than two (2) full terms. Appointment for election to a partial term of office shall not be a consideration of such tenure.

Section 7: Succession
(a) If the Speaker dies, resigns, is removed from office or is otherwise unable to serve, the Vice Speaker shall assume the office, responsibilities, and duties of the Speaker and serve for the remainder of the unexpired term. If any other officer of the House dies, resigns, is removed from office or is otherwise unable to serve, a successor shall be appointed by the Speaker from the elected members of the Steering Committee to serve for the remainder of the unexpired term. Vacancies occurring in the position of Member-at-Large to the Steering Committee shall be filled by appointment by the Speaker for the duration of term.

(b) If the offices of the Speaker and Vice Speaker are simultaneously vacant, the Secretary of the House shall assume the office, duties and responsibilities of the Speaker. At the next meeting of the House of Delegates, the unexpired terms of the Speaker and the Vice Speaker shall be filled by election or special election as appropriate.

(c) In the event of the simultaneous vacancies of the offices of Speaker, Vice Speaker and Secretary, the President of the College of American Pathologists shall appoint a temporary presiding officer from the remaining members of the Steering Committee, to conduct the business of the House until such vacancies are filled by election or special election as appropriate.

Article IV - Elections
Section 1: Method of Election
(a) During the first quarter in even-numbered years, the Speaker shall appoint a Nominating Committee to serve until the Fall Meeting at which time the Steering Committee elections will be held.

(b) (1) The nominating committee shall be composed of five (5) Delegates or Alternate Delegates who will consider candidates, as prescribed herein, for vacancies in the offices of the House and/or House Steering Committee positions.

(2) With the exception of the Nominating Committee chair, Delegates and Alternate Delegates are eligible to serve on the Nominating Committee no more than once every three years. The Speaker of the House shall choose the House Nominating Committee Chair from the membership of the previous Nominating Committee. No one may serve as Chair on two successive Nominating Committees.
(3) The Nominating Committee may select eligible candidates as it deems necessary to ensure balanced representation of the House of Delegates. The geographic distribution, practice patterns, and sub-specialties of candidates should be taken into account. The Nominating Committee should strongly consider candidates who have actively participated in House functions and deliberations.

(4) Delegates not concurrently seeking election as officers or governors of the College are eligible for consideration by the House of Delegates Nominating Committee. A Delegate who seeks nomination to a House office shall waive all rights under Article V, Section 2, Item B of the CAP Constitution to seek nomination, appointment, or election to the Board of Governors during the concurrent period of House nominations and elections.

(5) The Nominating Committee may at its discretion interview candidates for any position. If it determines to interview any candidate for a position, it shall interview all candidates for that position. If the Committee determines to hold in-person interviews for a position, the College shall pay the reasonable expenses of each candidate for that position. The Nominating Committee will report its slate of candidates to the Speaker of the House, all members of the House, and the President of the College, 120 days prior to the Fall Meeting. The Chair of the Nominating Committee will notify candidates of its selection.

(6) Additional nominations for House office may be made by signed petition of at least twenty (20) Delegates or Alternates submitted to the Executive Vice President no later than ninety (90) days before the Fall Meeting of the House of Delegates. Candidates seeking nomination by petition shall be qualified as in Article IV, Section I (b) (4) above.

(c) The Delegates shall have the opportunity to nominate additional candidates from the floor at the Fall Meeting.

Section 2: Installation
(a) Upon the determination of the elected candidates for office, the Speaker shall present the newly-elected officers and Members-at-Large of the Steering Committee to the House.

(b) The term of office of those elected shall begin at the time of adjournment of the Fall Meeting of the House.

(c) In the event of a special election, the term of office of those elected will begin upon election and will continue until the next regularly scheduled election.

Section 3: Special Election
(a) A special election to elect a Speaker and Vice Speaker shall be held at the next regularly scheduled House of Delegates meeting if both offices become simultaneously vacant and if no regularly prescribed election has been scheduled. The nominees for each office shall be named by the nominating committee, appointed in conformity with Article IV, Section 1.
(b) Should such vacancies occur between regularly scheduled meetings of the House of Delegates, notification of such special election shall be in conformity with Article IV, Section 1. If such simultaneous vacancies occur within thirty (30) days of the next regularly scheduled House of Delegates meeting or during the House of Delegates meeting, the requirement for thirty (30) days advance notice by the nominating committee shall be waived provided the House is given the maximum notification practical.

Article V - Procedure of Meetings

Section I: Meetings
(a) The House of Delegates shall meet in conjunction with the Stated Annual Meeting of the College of American Pathologists and may hold a second meeting during spring each year. Meetings of the House shall be open to all CAP members. However, the House may hold executive sessions.

(b) The House of Delegates may be called for special meetings by the Speaker.

(c) Upon petition of thirty members of the House, the Speaker shall notify the Board of Governors and shall call a special meeting of the House within a period of sixty days, said meeting to be held by interactive technology or in the same general area in which the headquarters office of the College of American Pathologists is located.

(d) The purpose and agenda of such special meetings shall be submitted with the call.

Section 2: Registration
(a) Before being seated at any session, each Delegate or Alternate shall present credentials and be recognized by the credentials committee.

(b) When a Delegate is unable to attend a specified session, an Alternate from the Delegation will substitute for that Delegate. Only duly elected Delegates or Alternates may be seated at any session of the House of Delegates unless the Executive Vice President of the College has been given due notice by the Chair of said delegation, of emergency substitution at that assembly, seven (7) days prior to the meeting. Only Fellows of the College are eligible for such emergency substitution. In the event that the Delegate or Alternate from the Residents Forum is not able to participate in a given meeting, the Residents Forum Executive Committee may designate an appropriate replacement from among the Junior Members in accordance with the above procedure.

(c) If a Delegate's seat is not filled by either the Delegate or an Alternate for two consecutive meetings, the Speaker shall declare the position vacant and fill the vacancy by appointing a Fellow of the College under the provision of Article II. Section 1(d).
Section 3: Order of business
The official order of business of the House will be published in the Delegates' agenda book. The introduction of new business at the meeting will require a two-thirds majority vote.

Section 4: Quorum
Representation at the meeting by a majority of current delegations shall constitute a quorum.

Section 5: Vote
Unless otherwise specified in these rules, all questions proposed for consideration by members of the House of Delegates shall be determined by a majority of votes of those present and eligible to vote. Unless a matter is determined by ballot, a declaration by the presiding officer that a resolution has been carried shall be sufficient evidence of the fact.

Section 6: Privileges of officers and governors of the College
Officers of the College, members of the Board of Governors and Past Presidents of the College shall have all privileges of the House but may not hold House office, vote or serve on committees.

Section 7: Disposition of action
All resolutions, actions and reports of the House of Delegates shall be presented by the Speaker to the Board of Governors at its next regular meeting. If a Speaker is unable to act, the Vice Speaker or Secretary shall carry out this duty.

Section 8: Rules of order
(a) The House of Delegates shall be guided in its actions by the Constitution and Bylaws of the College of American Pathologists and these rules of the House of Delegates.

(b) When not in conflict with these rules or the Constitution and Bylaws of the College, the standard for parliamentary procedure accepted by the College shall govern the conduct of the meetings of the House.

Article VI - Business of the House of Delegates

Section 1: Resolutions
(a) Resolutions may be submitted by any Delegate or member of the Board of Governors.

(b) The Resolution must be in written form and must be in the hands of the Speaker or submitted to the Executive Vice President of the College not later than the published deadline three weeks prior to the House meeting.
(c) The Steering Committee will review all resolutions submitted later than the published deadline to determine whether they shall be presented to the House. Late resolutions will be referred for consideration by the House only when they are:
1. accepted by two-thirds consent, or
2. of an urgent nature, or
3. submitted by the Board of Governors, or
4. submitted by the Residents Forum.

Section 2: Reference Committees
The Speaker, for each meeting of the House of Delegates, may appoint from the House, reference committees to hold hearings and make recommendations on House business.

Section 3: Other committees
The Speaker may appoint such additional committees as are needed from time to time to conduct the business of the House.

Article VII - Amendments

Section 1:
These rules may be amended on the approval of two-thirds of the members of the House registered for any meeting and present and voting, provided that written notice of the proposed changes is given to Delegates at least thirty days prior to the House meeting.

Section 2:
Amendments to the rules must be introduced at the beginning of the meeting and must lie on the table until the last item of business at which time they shall be submitted to a vote.