

Campaign and Election Regulations for TEA Officers

Introduction

The TEA Constitution, Bylaws, Standing Rules and Board Policies set forth basic requirements for candidates seeking positions as TEA state officers. The purpose of this campaign regulations booklet is to ensure that TEA candidates have all information needed to comply with these requirements. Relevant passages from the TEA Constitution and Bylaws, Standing Rules and Board Policies are quoted where appropriate. Candidates for NEA Director positions must also comply with NEA's Campaign and Election Regulations for NEA Officers. Some of these Regulations are incorporated in this document. In NEA Director elections, NEA's Campaign and Election Regulations for NEA Officers shall supersede TEA governance documents.

Each candidate is responsible for ensuring that all individuals working on behalf of his or her campaign are aware of and abide by these campaign regulations. If any unauthorized or prohibited campaign activity is conducted on behalf of the candidate, the candidate must notify the chairperson of the Election Committee, in writing, within forty-eight (48) hours of knowledge of the prohibited activity.

Any questions regarding the contents of this document should be referred to the Executive Director or his/her designee.

TEA CONSTITUTION ARTICLE X—ELECTIONS

The president, vice president, members of the Board of Directors, state NEA directors, teacher members of the Board of Trustees of the Tennessee Consolidated Retirement System and teacher members of the Local Education Insurance Committee shall be elected by the delegates of the Representative Assembly according to the provisions of the Bylaws. (See Bylaws Article X.)

TEA BYLAWS ARTICLE X—ELECTIONS

SECTION 1. Election Districts: The delegates to the annual Representative Assembly shall elect persons to fill all positions created by the Constitution, with the exception of the STEA president, in the following manner:

- a. The president and vice president shall be elected at-large;
- b. The three administrators shall be elected at-large—one each from the Eastern, Middle, and Western Grand Divisions of the state;

c. The new classroom teacher member, the higher education classroom teacher member, the state special schools member; and the active ESP member shall be elected at-large;

d. The three representatives of the teaching profession on the Board of Trustees of the Tennessee Consolidated Retirement System and the Local Education Insurance Committee shall be elected at-large—one each from the Eastern, Middle, and Western Grand Divisions of the state;

e. The three Black classroom teacher members shall be elected at-large—one each from the Eastern, Middle, and Western Grand Divisions of the state;

f. The state NEA directors shall be elected at-large according to requirements of the National Education Association; and if Tennessee qualifies for three or more NEA directors, at least one position must be filled by an ethnic minority member beginning with the first opening after August 31, 1976;

g. The fifteen TEA classroom teacher district board members shall be elected by the delegates from the respective districts as defined below:

District 1: The first TEA board district shall include all local associations within the counties of Carter, Hawkins, Johnson, Sullivan, Unicoi, and Washington.

District 2: The second board district shall include all local associations within the counties of Blount, Cocke, Greene, Hamblen, Jefferson, and Sevier.

District 3: The third board district shall include all local associations within the counties of Anderson, Campbell, Claiborne, Cumberland, Fentress, Grainger, Hancock, Morgan, Roane, Scott, and Union.

District 4: The fourth board district shall include all local associations within the counties of Knox, Loudon, and Monroe.

District 5: The fifth board district shall include all local associations within the counties of Bradley, Hamilton, McMinn, Meigs, Polk, and Rhea.

District 6: The sixth board district shall include all local associations within the counties of Bledsoe, Cannon, Clay, Coffee, DeKalb, Grundy, Jackson, Marion, Overton, Pickett, Putnam, Sequatchie, Smith, Van Buren, Warren, and White.

District 7: The seventh board district shall include all local associations within the counties of Bedford, Franklin, Moore, Rutherford, Trousdale, and Wilson.

District 8: The eighth board district shall include all local associations within the counties of Giles, Lawrence, Lincoln, Marshall, Maury, and Williamson.

District 9: The ninth board district shall be Metropolitan Nashville.

District 10: The tenth board district shall include all local associations within the counties of Clarksville-Montgomery, Macon, Robertson, and Sumner.

District 11: The eleventh board district shall include all local associations within the counties of Benton, Cheatham, Decatur, Dickson, Hardin, Henderson, Hickman, Houston, Humphreys, Lewis, McNairy, Perry, Stewart, and Wayne.

District 12: The twelfth board district shall include all local associations within the

counties of Carroll (West Carroll), Chester, Crockett, Fayette, Gibson, Hardeman, Haywood, Henry, Jackson/Madison, Lake, Obion, and Weakley.

District 13: The thirteenth board district shall include all local associations within the counties of Dyer, Lauderdale, Shelby, and Tipton exclusive of the Memphis Education Association.

District 14-15: The fourteenth and fifteenth board district shall be the Memphis Education Association.

h. The Eastern, Middle, and Western Grand Divisions as used by the Association shall conform to the geographic areas of officially designated by the State of Tennessee;

i. The TEA district boundaries shall continue through June 30, 2011. The Board of Directors shall bring a report with recommendations to the 2010 Representative Assembly to cause the districts to be equitably apportioned.

SECTION 2. State Delegates to the NEA Representative Assembly: State delegates to the NEA Representative Assembly shall be elected in keeping with the requirements of the NEA Constitution and Bylaws with the procedure to be determined by the TEA Board of Directors.

SECTION 3. Nominations [also see Standing Rule 12]: Nominations for the positions listed in Article X of the Constitution shall be made by affiliated local associations or upon petition of 50 active members provided that nominations for positions to serve districts shall be made only by affiliated local associations or upon petition of 50 active members within the district to be represented by said nominee. Nominees for any position on the Board of Directors shall be active members of the Association in good standing and must have held membership for three consecutive years. Each nominee shall be certified by the president and secretary of the affiliated local association making said nomination or by petition signed by 50 active members and sent to the executive director of the Association no later than sixty days prior to the date set for the convening of the Representative Assembly. The executive director shall cause to be printed a picture and biographical sketch of each candidate in a publication of the Association that is mailed to every active member at least twenty days prior to the Representative Assembly. Additional nominations for statewide positions may be made by affiliated local associations from the floor of the Representative Assembly at the session designated for nominations. Additional nominations of candidates for district board positions shall be made by affiliated local associations in meetings of the delegates from the respective districts. The incumbent Board members, or in the absence of the incumbent a Board member named by the president, shall preside at these district meetings.

SECTION 4. Withdrawals: An announced candidate or nominee may withdraw at any time prior to the closing of nominations for the respective race by notifying the president or executive director either in writing or personally. Once nominations for a race have

been closed, one cannot withdraw from the ballot.

SECTION 5. Voting: The positions to be filled pursuant to this article shall be voted upon by secret ballot or voting machine only by official delegates to the Representative Assembly. In the event the name of only one nominee is presented, said nominee shall be elected by voice vote.

The district board member will be voted upon by the delegates of the district that said nominee is to serve, but will be voted upon at the same time and manner as the statewide nominees, except that in the event the name of only one nominee is presented, said nominee shall be elected by voice vote at the district meeting. All positions to be filled by election shall be by plurality vote, except state NEA directors shall be according to NEA requirements. In case of tie votes or disputed elections, the Board of Directors shall be empowered to act.

SECTION 6. Election Committee: An Election Committee shall be appointed by the president from the delegates to the Representative Assembly and shall be charged with the duties of verifying candidates, conducting the election, counting the votes, and certifying the results.

SECTION 7. Challenges and Recounts: A request for a recount can be made verbally by the candidate to the chairman of the Election Committee prior to the adjournment of the assembly. A challenge, or a request for a recount after the assembly has adjourned, must be made in writing by a candidate in the race in question to the president or the executive director within thirty (30) days following adjournment. The president and executive director shall establish a time, place, and procedure for the recount. A challenge must contain the specific provisions of the TEA Constitution and Bylaws, Standing Rules, or Election Committee policy which was allegedly violated. The Executive Committee shall review all challenges and rule upon them. The decision of the Executive Committee shall be provided in writing to each candidate involved in the challenged election. Any candidate in the challenged election may appeal the decision of the Executive Committee to the Board of Directors by filing a written request to the president within thirty (30) days of receipt of the decision of the Executive Committee. The decision of the Board shall be final. For a challenge to merit being sustained, the election being declared void, and a vacancy declared, its validity must be established and clear evidence must show that the outcome of the election could have been significantly altered or reversed. In the event a challenge is sustained and a vacancy is declared such shall be filled according to Article VI of the Constitution or Article VII of the Bylaws. Any Board member whose election is challenged shall not participate in the decision on the challenge.

SECTION 8. Optional Election Procedure: A board district comprised of only one local association shall have the option of electing its board member according to the procedure set forth in this Article, or it may establish a plan whereby the board member shall be elected by vote of all members in said district. Such plan shall be submitted for

approval by the president and executive director of the Association no later than ninety (90) days prior to the date set for the convening of the Representative Assembly. The president and executive director shall notify the local association in writing of the approval or disapproval of the plan no later than 14 days after its receipt. The plan shall include a procedure for nominations, campaigning, publicity, secret ballot voting, vote tabulation, challenges, and recounts. The board member elected shall be announced at the Representative Assembly and shall take office on July 1 next. Said board member shall be subject to all applicable provisions of the Constitution and Bylaws. This section shall not apply to filling vacancies as defined in Bylaws Article VII, Section 2.

Election-Related Standing Rules of the TEA Representative Assembly

RULE 8. Elections Procedures

The nomination, campaign, and election of candidates to TEA offices and teacher members on the Tennessee Consolidated Retirement System Board of Trustees and Local Education Insurance Committee shall be governed by the provisions of Bylaws Article X.

RULE 9. Candidate Publicity

1. Candidates for any election established by the TEA Constitution may have their photographs, biographical statements, and platforms printed in the Representative Assembly issue of a TEA publication, provided such candidates have been officially nominated and have provided pictures (preferably black and white), biographical and/or platform material to the executive director at least sixty (60) days prior to the date set for the convening of the Representative Assembly.

2. Biographical and/or platform information shall be typewritten, double spaced, in narrative form. Names of organizations shall be written in full. The editors reserve the right to edit for length. Biographical and/or platform information submitted by candidates for TEA president and vice president shall not exceed 550 words. Biographical and/or platform information submitted by candidates for other Association offices and candidates for the teacher members of the Tennessee Consolidated Retirement System Board of Trustees and the Local Education Insurance Committee shall not exceed 260 words.

3. TEA shall not accept paid advertising for candidates for TEA office.

4. Upon written request, the TEA shall furnish a candidate the names and addresses of delegates to the next Representative Assembly as they become available, and the available names and addresses of local association presidents and other leaders. TEA will not provide e-mail addresses of Tennessee Education Association members to

candidates. Candidates for TEA office may have one campaign related e-mail sent to delegates, local association presidents and other leaders by providing the Executive Director with e-mail-ready copy sixty days prior to the convening of the Representative Assembly.

5. Candidates seeking election to statewide positions may have one piece of campaign literature (not to exceed 8½" x 11") included in material mailed to delegates prior to the Representative Assembly at which the election will take place. Said literature must be provided to the executive director at least sixty (60) days prior to the date set for the convening of the Representative Assembly.

RULE 10. Campaigning at Representative Assembly

1. Campaigning may be carried on outside the main arena or Representative Assembly floor, except within 25 feet of the polls during the balloting.

2. No political demonstrations shall be held on the Assembly floor or in the spectator area.

3. Materials bearing the name or slogan of a candidate, including pins, buttons, ribbons, stickers and hats, may be worn, but not distributed or sold, on the Assembly floor, or in the spectator area during any session of the Representative Assembly, with the following restrictions.

- Posters or other material may not be distributed or posted within the main Assembly at any time or in any way that would impede the flow of traffic or the conduct of assembly business.
- Use of the TEA, NEA or UEP logo on campaign materials is prohibited.
- No campaign materials supporting a candidate may be worn or displayed in the voting area.
- All printed campaign material must include identification of source and sponsorship.

4. A public disclosure of campaign expenditures in accordance with Board policies shall be made at the Assembly prior to the adjournment of the session at which nominations are made.

RULE 11. Campaign Expenditures

A public disclosure of campaign expenditures in accordance with Board policies shall be made at the Assembly prior to the adjournment of the session at which nominations are made. A reporting form shall be given to candidates in advance of the Representative Assembly. Maximum campaign expenditures for TEA offices shall be:

President: \$3,000	Vice President: \$3,000
Other statewide officers: \$1,500	District officers: \$750

RULE 12. Nominations

1. Nominations shall take place at the first general session of the Representative

Assembly.

2. All nominations shall be made by Active members of the Association. Those making nominations are not required to be delegates.

3. Nominations shall be made from the floor of the Representative Assembly and shall be limited to the nominator's name and association and the nominee's name and association.

4. Nomination acceptance speeches for positions of president and vice president shall be limited to four (4) minutes. Nomination acceptance speeches for positions on the Board of Directors filled by statewide vote of the Assembly, NEA Directors, and members of the Tennessee Consolidated Retirement System Board of Trustees and Local Education Insurance Committee shall be limited to three (3) minutes. Acceptance speeches of nominees elected by acclamation shall be limited to one-half the time allotted for the office sought. If a nominee cannot be present to accept the nomination, a member designated by the nominee may speak on his or her behalf for the same amount of time allowed the nominee.

RULE 13. Board District Meetings

1. The TEA Board district meetings at the Representative Assembly shall be used for nominations and speeches of candidates seeking the position of district Board member from their respective districts. *The incumbent Board members, or in the absence of the incumbent a Board member named by the president, shall preside at these district meetings.*

2. Display and distribution of materials on behalf of said candidates shall be acceptable at these meetings.

3. Statewide candidates (or their representatives) shall not be introduced, shall not speak, and shall not distribute materials at these Board district meetings.

4. The Standing Rules which govern the Representative Assembly shall also govern the Board district meetings held for the purpose of nominating district Board members. The TEA Board of Directors is also authorized to develop any other necessary rules to insure the orderly procedures of these meetings.

RULE 14. Voting

1. The names of the candidates shall be placed on the ballot in alphabetical order.

2. The date, location, and voting time shall be established by the Board of Directors.

3. Each candidate for office may designate in writing or verbally one (1) poll watcher for each team counting votes of said candidate. Poll watchers shall be provided a badge, ribbon, or some other designation to be worn while they are in the vote counting areas. Poll watchers may raise questions or register a complaint with the Elections Committee chairperson, staff members assigned to the Elections Committee, or with the TEA president. Poll watchers shall abide by the rules of the Elections Committee and

shall not release the results of any election prior to the release by the Elections Committee.

4. The votes received by each candidate shall be announced by the Elections Committee chairperson when the election results are announced. In any election in which the top two (2) contenders are separated by five (5) or fewer votes, the votes shall be recounted before any announcement of results is made.

5. NEA directors shall be elected in a secret ballot election by a majority of those voting. If a majority vote is not achieved, a runoff election shall be held between the candidates receiving the first and second highest number of votes.

6. Challenges of accuracy or improper procedure registered by the poll watchers shall be made prior to the announcement of election results. Challenges by the candidate should be made prior to the close of the Representative Assembly. However, a candidate may officially register a challenge any time within thirty (30) days after adjournment of the Representative Assembly. All challenges shall be made to the Elections Committee chairperson, except that those challenges made after adjournment of the Representative Assembly shall be made to the TEA president.

7. All ballots, credentials, stubs, registration books, and other election records shall be kept for one year after the election. Thereafter, only a record of the election results shall be kept.

8. As soon as feasible after the results of the elections are certified, all business of the Assembly shall be suspended as results are reported to the Assembly.

9. The Assembly shall not adjourn until the results of the elections are certified and reported; however, the Assembly may recess pending receipt of the elections report.

RULE 15. Distribution of Materials

General distribution of any type of printed material in the assembly building or adjacent areas shall be subject to the approval of the president or executive director or their designees. Identification of source and sponsorship shall be on printed materials.

Election-Related Procedural Policies of the TEA Board of Directors

TEA REPRESENTATIVE ASSEMBLY - 3700 SERIES

3701 Philosophy

The Board of Directors of the Tennessee Education Association acknowledges the value of members seeking and actively campaigning for TEA offices. Furthermore, the Board accepts its responsibility in formulating policies that will:

1. Make it easy for members to seek office.
2. Stimulate interest in TEA elections.
3. Provide opportunities for candidates to equitably, fairly, and efficiently pursue TEA offices at the least possible expense.
4. Help members become adequately informed.

The following policies are designed to carry out this philosophy in all elections stipulated in the TEA Constitution and Bylaws, including the teacher members of the Tennessee Consolidated Retirement System Board of Trustees and the Local Education Insurance Committee.

3702 **Exclusions**

The following organizations are excluded from these policies but may choose to use these policies as a guideline:

1. Local education associations.
2. Regional education associations.
3. Groups holding meetings not sponsored by the TEA.

3703 **TEA Meetings Other Than the Representative Assembly**

Candidates for positions to be filled by election at the next TEA Representative Assembly are welcome to attend any TEA-sponsored workshops, leadership conference, or other meeting. Upon request by the candidate, the presiding official of any such TEA-sponsored function shall introduce the candidate, but the candidate shall not use the meeting time to address the participants relative to his/her candidacy and shall not distribute materials during the meeting or in the meeting room. 7/79

3704 **TEA Building**

Candidates or their supporters may pass out materials when attending meetings at the TEA headquarters, but no campaign materials shall be posted in or on the TEA Building. 7/79

3705 **TEA Representative Assembly Delegate Briefing Sessions**

1. Candidates or their representatives may attend the TEA staff-conducted meetings for briefing delegates to the TEA Representative Assembly.
2. Each candidate may be introduced by name and the office being sought.
3. Candidates or their representatives may distribute materials only before or after the meeting. Candidates or their representatives desiring to address the delegates may be allotted two minutes at the discretion of the presiding officer. 7/79

3706 **Representative Assembly Action on Campaign Expenditure Limits**

In an effort to hold campaign expenditures to a level that will allow any affiliate to adequately support a candidate, the following maximum expenditures have been established by the Representative Assembly:

1. President: \$3,000
2. Vice President: \$3,000
3. Other statewide officers: \$1,500
4. District officers: \$750

The above limits are placed upon the total of the candidate's travel expenses and actual cost of posters, handouts, or other materials either from donations or personal funds given to the candidate or to his/her campaign. A public financial disclosure shall be made at the Representative Assembly prior to the opening of the polls. (See [Policy No. 3707](#)) The enforcement of this policy is contingent upon each delegate being appropriately influenced by the public disclosure of expenditures.

3707

Candidate's Report of Expenditures

All candidates for TEA offices shall comply with a financial disclosure and reporting procedure established by the 1977 Representative Assembly. The reporting form shall be given to candidates in advance of the Representative Assembly. The reporting period shall begin when funds are first expended for any campaign travel or materials. The report shall be completed, signed, and presented to the Internal Organizational Needs Committee prior to the nominations for officers. The ION Committee chairperson shall report the total of expenditures to the Representative Assembly.

Campaign Expenditures Reporting Form

Name of Candidate: _____

*Office Sought:

_____ TEA President

_____ TEA Vice President

_____ TEA Board (statewide election)

_____ TEA Board (district election)

_____ T-PACE Executive Council

_____ NEA Director

_____ Teacher Member, Tennessee Consolidated Retirement System

_____ Teacher Member, Local Education Insurance Committee

Expenditures

****Travel Expenses**

Travel expenses at the actual cost to the candidate \$ _____

Campaign Materials

Handouts (includes actual cost of printing and postage or other method of delivery) \$ _____

Total Expenditures \$ _____

Additional Information

The following information is requested to help the Association determine if changes in the campaign expenditure reporting process should be made. It is to be used for internal purposes only and is not for public distribution.

a. Food \$ _____

b. Lodging \$ _____

c. Phone \$ _____

d. Rental and Catering Costs \$ _____

e. Other \$ _____

Source of Funds [Candidates *for NEA Director see NEA SR 12(E)(1)*]

Was any local association dues money used in your campaign?

Yes _____ No _____ If yes, how much? \$ _____

I, _____, certify that the above information is complete, true and correct to the best of my knowledge and belief.

(Signature of Candidate)

* Refer to appropriate office for maximum expenditure allowed:

1. President: \$3,000
2. Vice President: \$3,000
3. Other statewide officers: \$1,500
4. District officers: \$750

** Travel expenses shall include actual cost of plane, bus, or other fares plus actual cost of gas and oil for automobile transportation regardless of whether the candidate travels in his/her car or is transported by another person. Expenses of persons traveling in behalf of a candidate shall not be charged against the candidate. 7/79, 8/80, 12/91, 10/92

3708 Release of List of Voters

Upon written request of a governing body of a local affiliate within thirty (30) days after the adjournment of a Representative Assembly, a list of those who voted in the election from that affiliate shall be provided the body requesting the information. 10/79

3709 Opening Sealed Ballot Boxes

When an election is completed and the counted ballots and other appropriate materials are sealed in the ballot box, the box shall be stored in the TEA headquarters building for twelve (12) months. The box shall be opened only under the supervision of the TEA President and Executive Director. However, each candidate whose election information is contained in said box or his/her designee shall be offered the opportunity to be present if the box is opened. 7/79

3710 Drawings or Door Prizes as Campaign Expenses

The definition of "handouts" as used in the report of expenditures of candidates for TEA positions does not include drawings or door prizes; therefore, it is not necessary to report such drawings or door prizes as expenses under that particular section of the report. 1/82

3713 Challenges, Recounts and Alleged Violation of Campaign Rules

1. Challenges and recounts shall be handled pursuant to Bylaws Article X- Elections.
2. Alleged violations of Campaign Rules shall be submitted in writing to the Executive Director by any member/local affiliate.
3. Upon receipt of an alleged violation, the Executive Director will conduct an investigation and report to the Executive Committee the name of the person/persons filing the complaint, his/her findings and recommendations for action by the Executive Committee up to and including disqualification of the candidate. If either the candidate or the member filing the complaint is a sitting member of the Executive Committee, they must recuse themselves from the meeting during the Executive Committee's discussion and vote on the matter.
4. Pursuant to Bylaws Article X, Section 7, any candidate may appeal such actions of the Executive Committee to the TEA Board of Directors. Appeals to the Board of Directors under these provisions must be filed with the president within thirty (30) days of receipt of the Executive Committee's action. The decision of the Board shall be final.
5. Steps for addressing any alleged violation of campaigning rules at the Representative Assembly:

Level 1 – Simple error, not flagrant violation

- (1) At the direction of the Executive Committee, the Executive Director will notify the candidate to correct the problem to the extent possible.

Level 2 – Willful/unethical violation

- (1) At the direction of the Executive Committee, the Executive Director will warn/reprimand the candidate – further violation could lead to censure or disqualification.
- (2) The candidate must correct the problem to the extent possible after communicating with the Executive Director.
- (3) There will be an announcement from the podium of the Representative Assembly that the candidate has violated the campaign rules.

Level 3 – Continuing Violation

- (1) At the direction of the Executive Committee, the Executive Director will notify the candidate of the Executive Committee's determination that the violation has continued.

(2) The Executive Committee shall recommend to the Representative Assembly that either:

- (a) The candidate be censured;
- (b) The candidate be disqualified.

(3) Delegates to the Representative Assembly shall vote on the Executive Committee's recommendation, by secret ballot, as soon as possible after receipt of the Executive Committee's recommendation.

6. Steps for addressing alleged violations of campaign rules after the Representative Assembly
- a. Results of the investigation by the Executive Director will be reported to the Board of Directors.
 - b. The Board of Directors may:
 - (1) Censure;
 - (2) Declare the election null and void and call for a new election;
 - (3) Rule the position vacant, disqualify the member, and call for a new election.

3714 Use of the TEA Logo on Campaign Material

Candidates for TEA and NEA office may not use the TEA's logo on campaign materials.

NEA State Director Election Regulations

E. CAMPAIGNS

1. Campaign Period

A state association may determine the length of the campaign period, but in no event may the state association limit the campaign period to less than one year.

A state association may limit or prohibit campaign activity during the business meetings of its state representative assembly. However, a state association may not deny candidates an opportunity to engage in campaign activity at an association event where the election of state director takes place.

When a new director position is established, the campaign period will extend from the date the position is officially authorized until the election to fill the position is completed.

2. Campaign Revenue and Expenses

(a) No money or resources of NEA, an NEA affiliate, a labor organization, an employer, or any entity created or controlled by any of the above, shall be used to promote the candidacy of any person for an NEA office. *NEA Standing Rule 12.E.1.*

b) No candidate or a candidate's representative or supporters may use money, goods, services, or anything of value given directly or indirectly by a labor organization (including NEA and its affiliates) or an employer (including school districts, commercial firms, and businesses) to promote any candidacy for NEA office. Only contributions received from individuals or groups of individuals may be used for that purpose.

(c) The following procedure shall apply in regard to elections for NEA office that do not take place at the Representative Assembly: Using forms provided by the Committee on Constitution, Bylaws, and Rules, each candidate for state, retired, or student director shall file a final report of campaign revenues and expenses with the state association president, the President of NEA-Retired, or the chairperson of the NEA Advisory Committee of Student Members, as the case may be, or his or her designee. Such report must be filed no later than thirty (30) days following certification of the result of the election, and a copy of the report shall be submitted to NEA together with the notice of certification of the result of the election. *NEA Standing Rule 12.E.3.*

(d) Campaign expenditures include, but are not limited to, items used to solicit voluntary contributions. The purchase of any item(s) for an auction, giveaway, or similar activity by a candidate for NEA director for the purpose of fundraising will be reported as a campaign expenditure. The amount collected from such activities will be reported as campaign revenue.

(e) Candidates may use campaign contributions that they have collected for any lawful purpose, except the following:

- Making contributions to other candidates or members who have expressed an intent to become candidates for elective office in NEA or its affiliates; and
- Making contributions to candidates for office in another labor organization.

3. Campaign Materials

Campaign materials shall mean any document, electronic transmission, object, or other material that has the purpose or effect of promoting the candidacy of an individual for NEA office, and shall include, by way of illustration and without limitation, billboards, newspaper advertisements, audiotapes, videotapes, emails, brochures, position papers, buttons, pins, articles of clothing, candy, and posters. *NEA Standing Rule 15.G.*

As a general rule, all campaign materials must carry an identification of their source and sponsorship. For example, signs, banners, brochures, t-shirts and other clothing must contain such identification. In some cases, however, carrying such an identification would be impossible or impracticable, *e.g.*, where the item is too small, such as a small pin or a small piece of candy. In such cases, the items in question must be distributed

from a table or booth, or placed in some type of container, which clearly indicates that the campaign is their source or sponsorship.

Production and distribution by a candidate or a candidate's designee of campaign materials as defined in this document constitutes a campaign activity, and actual expenses thus incurred must be reported as such.

4. Content of Materials

When the candidate pays both production and dissemination costs and an affiliate merely serves as the conduit for transmitting the material to members and/or delegates, the candidate retains full and final authority over the content of the material as well as its size, shape, weight, length, and so forth.

When an affiliate pays for production and/or dissemination of materials in whole or in part, the affiliate reserves the right to reject any materials that could expose it to legal liability or that are not in its best interests.

Any material, the production and/or distribution costs of which are paid for in whole or in part by an affiliate, must be informational in nature. Such materials will be restricted to factual statements expressing a candidate's view on issues or providing biographical information. Statements or messages will be limited to objective facts and will not include subjective statements about candidates, will not contain testimonials, and will not include explicit or implicit references to or comparisons with other candidates or their campaign themes. Statements or messages may contain factual information about the candidate and the office being sought (for example, "I am a candidate for the office of NEA State Director") but may not include an exhortation to vote for the candidate (for example, "Elect John Doe as NEA State Director" or "Vote for John Doe.")

Any printed material for which an affiliate pays production and/or distribution costs must contain some text; it may not consist exclusively of photos or artwork.

F. ELECTIONS

1. Election of NEA State Directors

A majority vote of those voting shall be necessary to elect an NEA Director. Except as otherwise provided in Article V of the Constitution, members of the Board of Directors shall be elected by secret ballot for each individual office (i) by the Active NEA members within each state or (ii) by the NEA members elected to serve as delegates to the state representative body, but only if all Active NEA members in the state who meet all other relevant requirements are eligible to vote for and serve as delegates to the state representative body. Retired directors shall be elected by secret ballot for each individual office by the duly elected retired delegates to the NEA Representative Assembly. Student directors shall be elected by duly elected student delegates to the NEA Representative Assembly.

NEA Bylaw 5-1.

State directors will be elected through one of the procedures described below.

a. Election by Active NEA members within the state (at-large election)

An at-large election shall be conducted in one of the following ways:

(1) The state affiliate may send a mail ballot to all NEA Active members working within the state.

(2) The state affiliate may send the ballots for all NEA Active members to each local to conduct the election.

(3) The state affiliate may convene a general membership meeting in one or more locations and invite all members eligible to vote to attend. The latter procedure is permissible only if it would reasonably expect the attendance of all members eligible to vote.

State directors elected at-large (by all Active members in the state) shall serve as ex officio delegates to the NEA Representative Assembly with full voting rights. The ballot should state that the successful candidates(s) will serve as both NEA director(s) and delegate(s) to the NEA Representative Assembly.

b) Elections by a state or other representative body

(1) NEA Active members elected to serve as delegates to a state representative body may elect the state director(s), provided all NEA Active members in the state are eligible to vote for and serve as delegates to the state representative body.

(2) Election to the Board of Directors by the Active NEA members elected to serve as delegates to the state representative body shall constitute election to the Representative Assembly for all purposes except voting in elections for Association officers. *NEA Constitution, Article III, Section 3.b.*

**Compiled and edited by the 2010 TEA ION Committee: Erick Huth, chairperson, Metropolitan Nashville EA; Sandra Boyd, Memphis EA ; Mike Brown, Robertson County EA; Donna Camper, Bristol City EA ; Barbara Fisher, Lebanon City EA; Sandra Henry, Shelby County EA; Leisa Lusk, Washington County EA; Cassie Sebastian, Hamilton County EA; Danny Weeks, Robertson County EA; Florence Wright, Memphis EA; Earl Wiman, TEA President; Al Mance, TEA Executive Director.*