

COUNCIL OF REPRESENTATIVES MEETING

51st Biennial Conference
National Association of the Deaf
July 2-7, 2012
Louisville, Kentucky

Monday, July 2, 2012: Session I

President Bobbie Beth Scoggins called the Council of Representatives (CR) meeting to order at 1:22PM welcoming all participants to the 51st NAD Conference: “Nothing about us, without us”.

Delegate Check-in: Michael Berger, Credentials Chair, reported that out of 134 registered delegates, there were 98 present which included affiliates:
Region I: 25; Region II: 24; Region III: 23; Region IV: 26.

President Scoggins introduced Judith Gilliam, Conference Chair, and recognized Howard Rosenblum, at his first conference as NAD’s Chief Executive Officer.

President Bobbie Beth Scoggins reviewed standing rules and prior minutes with delegates, which resulted in the following motions:

CR 2012-01: William Gordon (AL) moved to accept Council of Representatives 2010 Minutes as presented (CARRIED).

CR 2012-02: (Harvey Corson, CT) Moved to accept the Council of Representatives Standing Rules as corrected (CARRIED).

CR 2012-03: (Joshua Beckman, NJ) Moved to adopt Region Caucus Standing Rules as presented (CARRIED).

CR 2012-04: (Larry Devenny, AZ) Moved to adopt the Agenda as presented (CARRIED).

President Scoggins appointed to the Council of Representatives Review Team of the Conference Minutes the following individuals: Elvia Guillermo (Region I), Jenny Buechner (Region II), Lynn Null (Region III), Larry Devenny (Region IV), and Alyce Reynolds (Affiliates).

President Scoggins announced Appointed Board member Kirsten Poston and Region I Board representative Margie English as Co-Chairs of the Steering Committee.

Appointed to the Steering Committee were the following individuals: David Nelson (Region I); Scot Pott (Region II), Tim Wood (Region III), Larry Devenny (Region IV); Thomas Green (Affiliates).

President Scoggins announced delegates will receive Diversity Training by the Diversity Strategic Team: Melissa Draganac-Hawk, and Kirsten Poston, co-Chairs along with team members: Richard McCowin, and Sheri A Farinha. Vice President Chris Wagner joined the team’s presentation for the Conference.

NAD CEO Howard Rosenblum presented an update on the 2010 Conference Priorities. President Scoggins shared that the updates to the 2010 Conference Priorities will be posted on the NAD website.

President Scoggins introduced past Presidents, Libby Pollard and Andy Lange, and announced their role during the Conference as Parliamentarians. Pollard and Lange reviewed parliamentary procedures with the delegates.

The Council of Representatives recessed at 5:15PM

Tuesday, July 3, 2012 - Session II

President Scoggins started the meeting at 8:36AM

Delegate check-in: Michael Berger, Region II Representative and Credentials Chair, reported that out of 134 registered delegates, there were 112 in attendance as follows: Region I: 26; Region II: 20; Region III: 23; Region IV: 21; Affiliates: 22.

President Scoggins reviewed the standing rules for Council of Representatives again. Council of Representatives deliberated on the standing rules and priority setting.

CR 2012-05: (David Reynolds, CA) Moved to revise the CR Standing Rules - specifically #8: CR will vote on 10 motions and choose top 5 priorities (CARRIED).
CR 2012-06: (James Potter, MN) Moved to recess for 15 minutes (CARRIED).

Tuesday, July 3, 2012 - Session III

President Scoggins resumed the meeting at 1:10PM.

Delegate Check-in: Michael Berger, Credentials Chair, reported that out of 134 registered delegates, there were 101 in attendance as follows: Region I: 21; Region II: 21; Region III: 18; Region IV: 18; Affiliates: 23.

President Scoggins introduced interim Executive Director, Matthew O'Hara, and the National Interpreter Certification (NIC) Task Force Chair, Gino Gouby, to provide a presentation, "Repairing Confidence in the NIC Credential" with respect to qualified sign language interpreters.

State of the NAD: President Scoggins presented the State of NAD and also gave remarks about her three terms as President of the NAD, women who made history, and her accomplishments, ending with "NAD is here to stay!"

President Scoggins invited special guest WFD President Colin Allen, to provide remarks to the NAD Delegation to thank NAD for hosting WFD's 100th Board meeting at the

conference. President Scoggins thanked Donaldda Ammons and Nancy Bloch for their support with hosting the WFD Board.

Reports from Board standing committees were provided: Finance Committee by Treasurer Mike Michner, Chair; Development Committee by Region IV Representative Julie Rems Smario, Chair; Governance Committee by Vice President Chris Wagner, Chair; Public Policy Committees by Alexis Kashar, Chair; Membership Committee by Region I Representative Margie English, Chair; and Youth Strategic Team by Tawny Holmes, Chair.

President Scoggins introduced the Elections Committee: Richard McCowin, Astrid Goodstein and past President Gertrude Galloway, Chair. Galloway explained the election rules and process.

Presentation by Ron Stern, President of the Conference of Educational Administrators of Schools and Programs for the Deaf (CEASD) - Encouraged the CR to attend his plenary to learn more about the Child First Campaign.

John Evans, Region IV Representative, presented the Andrew J Foster Award to Dr. Roz Rosen.

Julie Rems Smario, Region IV Representative and Christopher Patterson, Region III Representative, presented the Knights of Flying Fingers Awards to the following individuals: Chuck Baird, posthumous; Ella Elkins; Dr Hank Klopping; Julie Bourne Lockhart, Kim Bianco Majeri; Lissette Molina Wood, and Michelle Rathswohl.

President Scoggins asked for and obtained by consensus a recess for all to attend the Opening Ceremonies. Council of Representatives recessed at 3:10PM.

Wednesday, July 4, 2012 ~ Session IV

President Scoggins called the meeting to order at 8:55AM.

Delegate Check-in: Michael Berger, Credentials Chair, reported that out of 134 registered delegates, there were 98 in attendance as follows: Region I: 20 Region II: 23 Region III: 21 Region IV: 14 Affiliates: 20.

Reports were presented from: the Diversity Strategic Team by Appointed Board members and Co-Chairs Melissa Draganac-Hawk and Kirsten Poston; Membership Committee by Region I Representative and Chair Margie English; Vision 2020 Strategic Plan by Region IV Representative John Evans and NAD CEO Howard Rosenblum; and Bylaws Committee by Chair Joseph Riggio.

President Scoggins recognized the presence in CR of all past Presidents and former Board members, and then asked for a quiet moment to honor past Presidents who are no longer with us, Dr. Larry Newman, Dr. Larry Forrestal, and Dr. Robert (Bob) Sanderson.

President Scoggins and Judith Gilliam, Region III Board member, presented the NAD-RID Outstanding Service to Interpreting award to: the NAD-RID Task Force founders, Ben Soukup, past President of NAD and Janet Bailey, former President of the Registry of Interpreters of the Deaf (RID).

Accessibility Awards presented by Sheri A Farinha, Secretary, to: TDI, Institute for Public Representation, and CPC (Computer Prompting and Captioning Company).

President Scoggins discussed scheduling and plans of afternoon caucuses with the delegates.

CR 2012-07: (Kat Vogtmann, MI) moved that an open General Forum be done from 1:00 PM to 3:00 PM with all members, instead of the scheduled caucuses, to allow all members the opportunity to discuss all conference priorities and reduce them to top ten. (CARRIED)

CR 2012-08: (Harvey Corson, CT) moved that any of the ongoing priority proposals having to do with HQ operations, should be categorized as “ongoing status”, thus not be considered for Priority voting and any remaining proposals be what the General Forum consider and vote on, in order to produce the top 5 priorities for CR to adopt. (CARRIED)

CR 2012-09: (Larry Devenny, AZ) moved that the Council of Representatives postpone the steering committee report until 1:00PM to allow the steering committee time to remove priority motions that are “ongoing” and then have the remainder discussed at the General Forum. (CARRIED)

CR 2012-10: (Glynnis Crane-Emerson, NH) moved to recess to allow the steering committee time to do their work as specified in CR-2012-07. (CARRIED)

Council of Representatives recessed at 12:15PM

Friday, July 6, 2012 Session V

President Scoggins called the meeting to order at 8:30AM

Delegate Check-in: Michael Berger, Credentials Chair, reported that out of 134 registered delegates, there were 96 in attendance as follows:

Region I: 19 Region II: 20 Region III: 21 Region IV: 16 Affiliates: 20

CR 2012-11: (Harvey Corson, CT) moved that Council of Representatives adopt the three (3) 2012-2014 Conference mandates requiring NAD HQ’s immediate focus (CARRIED).

The Official 2012-2014 Conference Mandates (3) are as follows:

1. Priority Code: 2012-KY-PUB-005

2012-2014 Mandate: Educate Housing Urban Development on Culturally Acceptable Housing - ASL Inclusive

Mandate: Educate the Department of Housing and Urban Development (HUD) on Culturally Acceptable Housing for Deaf People to be ASL Inclusive - NAD shall advocate for government agencies to allow Deaf people who use American Sign Language (ASL) to be considered a cultural and linguistic group that qualifies to live together with low-income housing and/or senior housing assistance.

Vision 2020: Objective 1.3; Objective 2.3

2. Priority Code: 012-KY-PUB-025

2012-2014 Mandate: Informed Decision-making and Language Deprivation

NAD shall set up a Headquarters Ad-Hoc Committee to develop model state and federal legislation to prevent language deprivation.

Vision 2020 Objective 1.1; Objective 1.2; Objective 1.3; Objective 2.1; Objective 3.2

3. Priority Code: 2012-KY GOV-005

2012-2014 Mandate: Accountability Task Force

NAD shall establish a seven-member Accountability Task Force (five members from regions/affiliates and two members from the NAD Board, with each member appointed by the five regions/affiliates to define process and success and to develop a way of measuring the progress and completion of the NAD priorities.

Vision 2020 Objective 4.1; Objective 4.5.

CR 2012-12: (David Reynolds, CA) moved for the Council of Representatives to adopt as the official 2012-2014 top five (5) priorities as ranked by the General Forum (CARRIED).

The Official 2012-2014 Conference Top Priorities (5) are as follows:

1. Priority Code: 2012-KY-PUB-002

2012-2014 Priority: Establishment of an Employment Task Force

NAD shall, through coordination or partnership with other organizations, take the lead in establishing an employment task force for the Deaf and Hard of Hearing individuals in the United States, including a National Employment Resource Center for the Deaf and Hard of Hearing.

General Forum Ranking: 1 (109 Votes).

Vision 2020: Objective 3.2; Objective 3.3; Objective 4.4.

2. Priority Code: 2012-KY-DEV-001

2012-2014 Priority: National Leadership Training Program

NAD shall work with Bummy Leadership Institute (BLI) and California State University, Northridge to resume leadership training following the model of National Leadership Training Program at CSUN and College of Professional Studies and Outreach (CPSO) at Gallaudet University.

General Forum Ranking: 2 (91 Votes).

Vision 2020: Objective 3.2; Objective 3.4; Objective 4.4.

3. Priority Code: 2012 KY-PUB-014

2012-2014 Priority: Mental Health Services

NAD shall research and develop a tool kit for state associations, affiliates, and allies as well as place a call to action for full-time Mental Health Services Coordinators for the Deaf/Hard of hearing in each state.

General Forum Ranking: 3 (83 Votes).

Vision 2020: Objective 1.3.

4. Priority Code: 2012-KY-PUB-001

2012-2014 Priority: Legislative Training

NAD shall make it a priority to institute a training program in the legislative process, legislative priorities and legislative relationship building for state associations and members.

General Forum Ranking: 4 (75 Votes).

Vision 2020: Objective 3.2; Objective 3.4; Objective 4.4.

5. Priority Code: 2012-KY-GOV-002

2012-2014 Priority: Restore State Association Coordinator

NAD shall restore State Association Coordinator at HQ at any cost.

General Forum Ranking: 5 (74 Votes).

Vision 2020: Objective 3.4; Objective 3.3; Objective 4.1; Objective 4.3.

Council of Representatives discussed what to do with the remaining priority proposals. CR-2012-13: (Larry Devenny, AZ) moved to rescind CR-2012-KY-PUB-028 (CARRIED).

CR 2012-14: (Harvey Corson, CT) moved that the remaining priority proposals ranked “next highest” at the General Forum, be adopted by the CR and categorized to show, “Ongoing”, “HQ Operations”, or “referred to next administration’s Bylaws Committee” (CARRIED).

The remaining priority proposals sent from the General Forum and adopted by Council of Representatives (CR2012-14) are as follows:

1. Priority Proposal: Expand Captioning Access

NAD shall work to expand captioning access including Internet videos, video games, phone applications, and other future mediums where captioning access may be needed that have voiced dialogue, lyrical music and sound effects.

Vision 2020: Objective 1.3.

Outcome: Ongoing 2010 Priority #3 Federal Legislation on Visual Technologies

2. Priority Proposal: Education/EHDI

NAD shall make it a priority to focus on strengthening and ensuring access to appropriate placements under the IDEA law with parts C and B and ensuring that deaf schools are protected as the LRE and as part of the continuum of educational placements.

Vision 2020: Objective 1.1; Objective 1.2.

Outcome: Ongoing. 2010 Priority #1 Protect Schools for the Deaf

3. Priority Proposal: Functional Equality

NAD shall ensure that all services in the United States be equally accessible to all Deaf people as well as to hearing people about moving displays such as used in gas stations, department stores, fast food services, etc. that the Deaf cannot easily see.

Vision 2020: Objective 1.3; Objective 2.2.

Outcome: Ongoing. 2010 Priority #3 Federal Legislation on Visual Technologies

4. Priority Proposal: National ASL Content Standards

NAD shall inspire and coordinate with community stakeholders, state associations and legal staff to lobby and work with their respective state legislature and department of education to adopt the national ASL standards to improve ASL instruction in Deaf Education and foster deaf student achievement.

Vision 2020: Objective 1.2; Objective 1.3; Objective 1.4; Objective 2.1; Objective 3.2; Objective 3.4.

Outcome: Ongoing. 2010 Priority #2 ASL-English Bilingualism

5. Priority Proposal: Parental Sign Language Instruction Programs

NAD shall ensure that parents of deaf children receive instruction in American Sign Language by developing lesson plans and materials for language instruction specialists and maintaining a directory of approved ASL instructional programs.

Vision 2020: Objective 1.1; Objective 1.2; Objective 1.3; Objective 3.2.

Outcome: Ongoing. 2010 Priority #11 Parental Sign Language Strategies

6. Priority Proposal: Lobby to Change EHDI Oversight to U.S. Department of Education

NAD shall lobby to move Early Hearing Detection and Intervention (EHDI) oversight from the Centers for Disease Control to the U.S. Department of Education, Office of Special Education and Rehabilitative Services (OSERS).

Vision 2020: Objective 3.1; Objective 3.3.

Outcome: Ongoing. 2010 Priority #8 Federal EHDI Oversight

7. Priority Proposal: National Early Intervention Strategy Team

NAD shall establish a National Early Intervention Strategy Team, which would be composed of up to 10 members composing of up to two NAD board members and one American Society of Deaf Children (ASDC) representative along with community members that are experts in the early intervention (and language acquisition) field. This task force would be responsible for analyzing the current landscape (politics, legal, and financial) of the early intervention field and developing working plans for strategic mobilization.

Outcome: Ongoing. 2010 Priority #4B Early Intervention

8. Priority Proposal: National Education Strategy Team
NAD shall establish a National Education Strategy Team, which would be composed of up to 10 diverse members composing of up to two NAD board members and one CEASD representative along with community members that are known experts in the education field. This task force would be responsible for analyzing the current landscape (politics, legal, and financial) of the education field and developing working plans for strategic mobilization.

Vision 2020: Objective 3.1; Objective 3.3.

Outcome: Ongoing. 2010 Priority #1 Protect Schools for the Deaf

9. Priority Proposal: Vocational Rehabilitation

NAD shall work with Vocational Rehabilitation to ensure that deaf individuals have the right to choose VR support from within their state, rather than be forced to travel long distance to receive services.

Vision 2020: Objective 2.2; Objective 2.3.

Outcome: Ongoing. 2010 Priority #12 RSA-Funded Deaf Services Center

10. Priority Proposal: NAD Partnering with CAID / State Deaf Associations to Save Deaf Schools

NAD shall partner with state associations and with teacher organizations such as the Convention of American Instructors of the Deaf (CAID) to act as strong advocates to save the deaf schools.

Vision 2020: Objective 1.2.

Outcome: Ongoing 2010 Priority #1 Protect Schools for the Deaf

11. Priority Proposal: Civil Rights Coalition

NAD shall establish National civil rights coalition with other National Deaf associations.

Vision 2020: Objective 1.3; Objective 3.1.

Outcome: Ongoing. 2010 Priority #4A Human Rights

12. Priority Proposal: Shared Action Alert System for State Associations
NAD shall work with state associations to develop Action alerts system so that the community is more directly involved and aware of legislative efforts affecting the deaf community. Electronic Action Alerts are a great way for NAD and State the SA's through electronic links to a shared web site system.

Vision 2020: Objective 3.1; Objective 3.4; Objective 4.1; Objective 4.2.

Outcome: Ongoing 2010 Priority #9 One Stop Resource & Action Center

13. Priority Proposal: Promotion of ASL Standardization and Usage in Pre-K to 12 Educational Programs
NAD shall establish a task force that will better evaluate school performance of Deaf students who are using ASL in all educational programs in the country. NAD needs to focus primarily on the issue of children who are either overlooked or forced into a speaking and hearing based system that is effective for a small minority of students. If the school programs cannot effectively provide ASL to

children, NAD should assist in creating a model that will help improve ASL education in a bilingual way to ensure that all children receive effective communication in their educational programs.

Vision 2020: Objective 1.1; Objective 2.3; Objective 3.1; Objective 2.1.

Outcome: Ongoing. 2010 Priority #2 ASL-English Bilingualism

14. Priority Proposal: Removal of Deaf Truck Drivers' Licensing Barriers NAD shall work with the US Department of Transportation to remove the following regulations from USDOT/ FMCSA: 391.11(2), 391.41(b)(11), and 391.43(EARS) from all Class A drivers.

Vision 2020: Objective 2.2; Objective 2.3.

Outcome: Ongoing (10+years).

15.. Priority Proposal: Advocacy Committee: Bioethical Rights The permanent advocacy committees shall be added to the structure of NAD. Each advocacy committee in their area of expertise can concentrate on the specialized issues that are vital to the Deaf community.

Vision 2020: Objective 2.3; Objective 1.1; Objective 1.2; Objective 1.3

Outcome: Ongoing. This committee exists under the Public Policy committee.

16. Priority Proposal: Freedom of Information on CI

NAD shall work on gathering information and stats regarding Cochlear Implants from the medical profession, including stats on success and failures of those implanted.

Vision 2020: Objective 1.1; Objective 1.2; Objective 3.

Outcome: Ongoing. 2010 Priority #7 National Data Resource Center

17. Priority Proposal: D/HH Mainstreaming School Programs

NAD shall make it a priority to ensure that all mainstreaming school programs hire Deaf/HH qualified applicants who teach D/HH pupils in the mainstreaming school programs. Hiring Deaf/HH teachers will improve pupils' education and communication.

Vision 2020: Objective 1.2.

Outcome: Ongoing. 2010 Priority #2 ASL-English Bilingualism

18. Priority Proposal: VRS

NAD shall establish "watchdog" to ensure VRS providers to have all VRS interpreters that are qualified and they are met eligibility requirements for quality interpreting on TV screen.

Vision 2020: Objective 1.3; Objective 2.1.

Outcome: Referred to NAD HQ operations.

19. Priority Proposal: Spanish Language in NAD website

NAD shall add written Spanish translation to all website content.

Vision 2020: Objective 2.2; Objective 4.2.

Outcome: Referred to NAD HQ operations.

20. Priority Proposal: 40-Hour Privilege Training for NAD Board and Staff

NAD board members and staff need to take an 40-hour privilege training after the NAD conference to become allies of marginalized people in the Deaf community.

Vision 2020: Objective 2.2; Objective 4.5.

Outcome: Referred to NAD HQ operations.

21. Priority Proposal: Deaf Culture and History Section

NAD shall rescind the 2010 Priority motion to change the name of the Library Friends Section to the Deaf History and Culture Section.

Vision 2020: Objective 5.1.

Outcome: President cited this item not a proposal, therefore, out of order, referred to NAD HQ for follow-up with the Section.

22. Priority Proposal: National Member Delegate

NAD shall have representatives for National Members on the Board and proportional representation of National Members as delegates at the NAD conference.

Vision 2020: Objective 2.2; Objective 4.2.

Outcome: Referred to Bylaws committee.

23. Priority Proposal: Proxy Vote during Elections

NAD shall provide proxy votes to all NAD members by email or mail. All NAD members who must be at least one year of NAD membership is qualified to vote.

Vision 2020: Objective 4.1; Objective 4.5.

Outcome: Referred to the Bylaws committee.

23. Priority Proposal: Election (Update the NAD's Voting System)

NAD shall amend bylaws to allow NAD regular members to vote independently of their delegates.

Vision 2020: Objective 2.2; Objective 4.2; Objective 4.5.

Outcome: Referred to the Bylaws committee.

PROPOSED AMENDMENTS TO NAD BYLAWS: President Scoggins asked delegates to vote on the proposed amendments to the NAD Bylaws, as listed in the Delegates Manual. By consensus, the Council of Representatives determined which of the following proposals passed or failed:

Proposed Amendment 1:

ARTICLE TWO. Object.

§ 2.01 Object. The object of the Association shall be to preserve, protect, and promote the civil, human, and linguistic rights of deaf (DELETE: and hard of hearing) individuals in the United States.

Rationale: NAD does not include the word "Hard of Hearing" in its organizational name. Also the term "Deaf and Hard of Hearing" does not include those people who prefer other name labels, such as deaf blind and hearing loss. The word "DEAF" is defined as "partially or wholly lacking or deprived of the sense of hearing" in the Webster's dictionary. In this case, deaf refers to various hearing levels.

Council of Representatives by Consensus: FAILED

Proposed Amendment #2

ARTICLE TWO. Object. § 2.02 Membership.

§ 2.02 Membership. The Association shall be a federation of State Association and Organizational Affiliates of, by, and for deaf (DELETE: and hard of hearing people) in working towards its objectives.” The Association shall also offer other categories of membership.

Rationale: NAD does not include the word "Hard of Hearing" in its organizational name. Also the term “Deaf and Hard of Hearing” does not include those people who prefer other name labels, such as deaf blind and hearing loss. The word “DEAF” is defined as “partially or wholly lacking or deprived of the sense of hearing” in the Webster’s dictionary. In this case, deaf refers to various hearing levels.

Council of Representatives by Consensus: FAILED

Proposed Amendment #3

ARTICLE THREE. Membership. § 3.02 (a) (3) Honorary Members.

§ 3.02 Individual Membership.

(a) Regular Members. Regular membership status in the Association shall be conferred to residents of the United States, upon payment of annual dues.

(3) Honorary Members. Honorary membership status shall be conferred by biennial national conference resolution or by the Board of Directors to individuals in recognition of distinguished service to the Association. Honorary members are (DELETE: not) eligible to vote or hold office.

Rationale: We should not deprive NAD members of their right to vote or hold office; otherwise they will decline the honor when asked.

Council of Representatives by Consensus: FAILED

Proposed Amendment #4

ARTICLE THREE. Membership. § 3.01 (e) Sections.

§ 3.01 Organizational Membership.

(e) Sections. The Association shall, within its corporate structure and criteria, allow for the formation of Sections to (DELETE: focus on) (ADD: advise the Board of Directors of the Association on) specific areas of interest consistent with the overall aims of the Association.

Rationale: The Association noticed a duplication regarding the purposes and conflicting roles of these sections and the purposes of Organizational Affiliates as well as Professional Organizations.

Council of Representatives by consensus: FAILED

Proposed Amendment #5

ARTICLE THREE. Membership. § 3.01 (f) (3) Organizational Affiliates.

§ 3.01 Organizational Membership. (f) Organizational Membership Fees.

(3) Organizational Affiliates. Required organizational membership fees for Organizational Affiliates, (ADD: either as a whole or by category,) shall be determined by the Board of Directors of the Association.

Rationale: There is a need to recognize government affiliate fees as a separate category. This amendment grants the Board of Directors the flexibility to apply the same membership fee across all categories under "Organizational Affiliates" or by category. The Government Affiliate is categorized as an Organizational Affiliate.
Council of Representatives by Consensus: PASSED

Proposed Amendment #6

ARTICLE THREE. Membership. § 3.01 (f) (6) Junior NAD Chapters. (NEW) ARTICLE THREE. Membership. § 3.02 (b) Junior NAD Members.

§ 3.01 Organizational Membership. (f) Organizational Membership Fees.

(ADD: (6) Junior NAD Chapters. Required chapter membership fees for Junior NAD Chapters shall be determined by the Board of Directors of the Association.

§ 3.02 Individual Membership.

(b) (DELETE: Junior NAD Members. Junior NAD membership status shall be conferred to individuals who are Junior NAD chapter members, upon payment of annual dues.)

(DELETE: (c), (ADD: (b) International Members. International membership status shall be conferred to individuals who do not reside in the United States, upon payment of annual dues. International members shall not vote or hold office.

(DELETE: (d), (ADD: (c) Individual Membership Fees. Required individual membership fees for Regular, Senior, (DELETE: Student) (ADD: Youth) (DELETE: Junior NAD), and International members shall be determined by the Board of Directors of the Association. (Refer to Form 7)

Rationale: There is a need to amend the bylaws in order to recognize Junior NAD Chapter fees as a separate category. This proposed amendment will also replace Junior NAD individual membership fees with Junior NAD Chapter fees.

Council of Representatives by Consensus: PASSED

Proposed Amendment #7

ARTICLE THREE. Membership. § 3.02 (a) (2) Student Members. ARTICLE § 3.02 Individual Membership.

(a) Regular Members. Regular membership status in the Association shall be conferred to residents of the United States, upon payment of annual dues.

(2) (DELETE: Student) (ADD: Youth) Members. (DELETE: Student) (ADD: Youth) membership status shall be conferred to individuals (DELETE: enrolled full time at secondary or post secondary programs,) (ADD: aged 18 to 30 years upon payment of annual dues.)

(d) Individual Membership Fees. Required individual membership fees for Regular, Senior, (DELETE: Student) (ADD: Youth), Junior NAD, and International members shall be determined by the Board of Directors of the Association. (refer to Form 6)

Rationale: This amendment is consistent with youth membership requirements set at ages 18–30 by the World Federation of the Deaf (WFD), of which NAD is an International Member.

Council of Representatives by Consensus: PASSED

Proposed Amendment #8

ARTICLE FOUR. Board of Directors. § 4.05 Candidacy Requirements.

§ 4.05 Candidacy Requirements.

The Election Committee shall receive completed candidacy forms, requisite background information, and proof of membership (ADD: of a State Association and/or member-based Organizational Affiliate) from prospective candidates for Officer and Regional Board Member positions no later than thirty (30) days prior to the biennial national conference to verify candidacy requirements. Names of official candidates shall be posted prior to the conference. If there are no prospects for a particular position, the Election Committee shall receive candidacy documents prior to the start of the Council of Representatives meeting. There shall be no nominations from the floor.

Rationale: This bylaw amendment will allow members from either State Association or member-based Organizational Affiliates to enter the NAD leadership pipeline. This proposed amendment would also further bring more balance to diversity on the board as a whole. Membership with NAD should not be limited to only State Associations. Member-based Organizational Affiliates with similar missions and/or goals should be given an opportunity to hold office within the NAD organizational structure.

Council of Representatives by Consensus: PASSED

Proposed Amendment # 9

ARTICLE FOUR. Board of Directors. § 4.17 Indemnification

§ 4.17 Indemnification. The Association shall indemnify any (DELETE officer, regional and appointed) Board members (DELETE and) (ADD: or) employees of the National Association of the Deaf against expenses actually incurred by such person in connection with the defense of any civil action, suit, or proceeding in which such (DELETE: officer, Board member, or employee, in which such) person is made a party by reason of being or having been such (DELETE: officer,) Board member or employee, (DELETE: in which such person) (ADD: and) is found to be not liable. Such indemnification shall not be deemed exclusive or any other rights to which such (DELETE: officer,) Board member or employee may be entitled under any bylaw, agreement, vote of the Board of Directors, or otherwise.

Rationale: Simplify. "Officers, regional, and appointed Board members" means the same thing as "Board members".

Council of Representatives by Consensus: PASSED

Proposed Amendment #10

ARTICLE FIVE. Meetings. § 5.01 (e) (3) and (5)

§ 5.01 Biennial Meetings.

(e) Council of Representatives. Delegates to the Council of Representatives shall conduct official business during the biennial national conference. The Council of Representatives shall be composed of the following:

(3) Non Profit Organizational Affiliate Representatives. The council of Representatives shall include one (1) delegate from each (DELETE: bona fide local, state, and national) (ADD: recognized) Non Profit Organizational Affiliate of the Association, which meets eligibility criteria set forth by the Board of Directors. (DELETE: Further, Non- Profit Organizational Affiliates which meet eligibility criteria set forth by the Board of Directors shall have proportionate representation in the same manner as provided for State Association Representatives.)

Section Representatives. The Council of Representatives shall include one (1) delegate from each Section of the Association.

Rationale: This proposed amendment does two things by removing the ambiguity associated with the definition of the words “bona fide” and making it clear that these eligibility criteria are referred to in the Board of Directors’ Policy Manual. Currently, there is no minimum membership requirement to send a delegate to the Council of Representatives from each Section, so this amendment proposes a minimum number of members for a delegate.

Council of Representatives by Consensus: FAILED

Proposed Amendment #11

ARTICLE SIX. Committees

(ADD: § 6.03 All committee chairs and members must be listed and accessible and All committees shall be required to file regular, monthly reports to the membership on the progress of that committee.)

Rationale: No one knows who is on any given committee or what any given committee is doing. In order to advance the cause of the NAD, it is important that such committees be visible, accessible, and accountable.

Council of Representatives by Consensus: FAILED

Proposed Amendment #12

ARTICLE FOUR: Board of Directors

§ 4.16 Chief Executive Officer.

The Board of Directors shall be empowered to appoint a Chief Executive Officer to serve as the chief administrative officer of the Association. The Chief Executive Officer shall report to the (ADD: Board) of the Association and shall serve as a non-voting ex-officio member of the Board.

Rationale: The CEO of any American Corporation will report to the Board, but not to a president of the Board. There are four elected members of the board, where there are 14 in total and the true function of the Board is clearly spelled out in the existing Bylaws.

Council of Representatives by Consensus: FAILED

Proposed Amendment #13

Referral: Proposed Bylaws Amendment referred to the Bylaws Committee by the Council of Representatives convened at 2010 NAD Biennial Conference in Philadelphia, PA. This proposal was referred to the Bylaws Committee for its recommendation on whether the ENTIRE Board of Directors should have a staggered term instead of limiting the staggered terms to its Regional Board Members.

Council of Representatives by Consensus: FAILED

CR 2012-14: (Jim Brune, CA) moved to refer Proposal #10 back to Bylaws committee (CARRIED).

CR 2012-15: (Harvey Corson, CT) moved to refer proposal #11 to Bylaws Committee (CARRIED).

CR 2012-16: (Joshua Beckman, NJ) moved to reconsider the referral of proposal #11 to bylaws committee (CARRIED).

CR 2012-17: (Nathan Ammons, AZ) moved to amend proposal #11 to state quarterly reports instead of monthly (CARRIED).

CR 2012-18: (Joshua Beckman, NJ) moved to accept § 6.03 as amended: "All committee chairs and members must be listed and accessible and All committees shall be required to file quarterly reports to the membership on the progress of that committee" (CARRIED).

CR 2012-19: (Glynnis Crane-Emerson, NH) moved to adopt the proposed bylaw amendments passed by consensus, except proposal #11 (CARRIED).

CR 2012-20: (Harvey Corson, CT) moved that the Council of Representatives accept Proposal #11 as amended: § 6.03 All committee chairs and members must be listed and accessible. All committees shall be required to file regular, quarterly reports to the membership on the progress of that committee after reporting to the President and the Board (2/3 voted Aye - CARRIED).

The Official 2012 Bylaw Amendments adopted by Council of Representatives are as follows:

1. ARTICLE THREE. Membership. § 3.01(f)(3) Organizational Affiliates.

§ 3.01 Organizational Membership. (f) Organizational Membership Fees.

(3) Organizational Affiliates. Required organizational membership fees for Organizational Affiliates, (ADD: either as a whole or by category,) shall be determined by the Board of Directors of the Association.

2. ARTICLE THREE. Membership. § 3.01(f)(6) Junior NAD Chapters.

(f) Organizational Membership Fees.

(ADD: (6) Junior NAD Chapters. Required chapter membership fees for Junior NAD Chapters shall be determined by the Board of Directors of the Association).

§ 3.02 Individual Membership.

(DELETE: (b) Junior NAD Members. Junior NAD membership status shall be conferred to individuals who are Junior NAD chapter members, upon payment of annual dues.)

(DELETE: (c), (ADD: (b) International Members. International membership status shall be conferred to individuals who do not reside in the United States, upon payment of annual dues. International members shall not vote or hold office.

(DELETE: (d), (ADD: (c) Individual Membership Fees. Required individual membership fees for Regular, Senior, (DELETE: Student) (ADD: Youth) (DELETE: Junior NAD), and International members shall be determined by the Board of Directors of the Association.

3. ARTICLE THREE. Membership. § 3.02(a)(2) Student Members. Regular Members.

Regular membership status in the Association shall be conferred to residents of the United States, upon payment of annual dues.

(2) (DELETE: Student) (ADD: Youth) Members. (DELETE: Student) (ADD: Youth) membership status shall be conferred to individuals (DELETE: enrolled full time at secondary or post-secondary programs,) (ADD: aged 18 to 30 years upon payment of annual dues.)

(d) Individual Membership Fees. Required individual membership fees for Regular, Senior, (DELETE: Student) (ADD: Youth), Junior NAD, and International members shall be determined by the Board of Directors of the Association.

4. ARTICLE FOUR. Board of Directors. § 4.05 Candidacy Requirements.

§ 4.05 Candidacy Requirements.

The Election Committee shall receive completed candidacy forms, requisite background information, and proof of membership (ADD: of a State Association and/or member-based Organizational Affiliate) from prospective candidates for Officer and Regional Board Member positions no later than thirty (30) days prior to the biennial national conference to verify candidacy requirements. Names of official candidates shall be posted prior to the conference. If there are no prospects for a particular position, the Election Committee shall receive candidacy documents prior to the start of the Council of Representatives meeting. There shall be no nominations from the floor.

Rationale: This bylaw amendment will allow members from either State Association or member-based Organizational Affiliates to enter the NAD leadership pipeline. This proposed amendment would also further bring more balance to diversity on the board as a whole. Membership with NAD should not be limited to only State Associations. Member-based Organizational Affiliates with similar missions and/or goals should be given an opportunity to hold office within the NAD organizational structure.

5. ARTICLE FOUR. Board of Directors. § 4.17 Indemnification

The Association shall indemnify any (DELETE: officer, regional and appointed) Board members (DELETE: and) (ADD: or) employees of the National Association of the Deaf against expenses actually incurred by such person in connection with the defense of any civil action, suit, or proceeding in which such (DELETE: officer, Board member, or employee, in which such) person is made a party by reason of being or having been such (DELETE: officer,) Board member or employee, (DELETE: in which such person) (ADD: and) is found to be not liable. Such indemnification shall not be deemed exclusive or any other rights to which such (DELETE: officer,) Board member or employee may be entitled under any bylaw, agreement, vote of the Board of Directors, or otherwise.

6. ARTICLE SIX. Committees

(ADD: § 6.03 All committee chairs and members must be listed and accessible. All committees shall be required to file quarterly reports to the membership on the progress of that committee after reporting to the President and the Board).

President Scoggins asked NAD CEO to share with the Council of Representatives the list of proposed resolutions.

National Black Deaf Advocates (NBDA) thanked NAD President Scoggins for the Resolution regarding apology to Black Deaf people and presented her with a flower.

Council of Representatives recessed for lunch at 12:10PM.

July 6, 2012 Session VI

President Scoggins called the meeting to order at 3:21PM

Delegate Check-in: Michael Berger, Credentials Chair, reported that out of 134 registered delegates, there were 128 in attendance as follows: Region I: 21; Region II: 27; Region III: 22; Region IV: 23; Affiliates: 35.

President Scoggins asked Council of Representatives to address and vote on the resolutions presented prior to the break.

CR 2012-22: (Harvey Corson, CT) moved to amend 2012-RES-003 to add the following language: Be it further resolved, that NAD acknowledges the concerns within the Deaf community created by the Daugaard situation and that NAD acknowledges the concerns addressed by the Deaf community about diversity, inclusiveness and privilege; and, Be it resolved, that NAD will continue to foster relationships with public officials who have the experience and understanding of inclusiveness and diversity related to the Deaf Community (CARRIED).

CR- 2012- 23: (Alyce Reynolds, CA) moved for the Council of Representatives to adopt the 2012 resolutions as a whole (CARRIED).

Official 2012 Conference Resolutions are as follows:

1. Title: Denial of Equal Rights to Deaf Women and Black Deaf Individuals

Code: 2012-RES-001

Whereas, prior to 1965, the National Association of the Deaf (NAD) did not give female members the right to vote;

Whereas, prior to 1965, NAD did not give individuals who are black any right to membership and any right to vote;

Whereas, prior to 1965, the NAD through its Board and its members through this denial oppressed deaf women and deaf black individuals;

Whereas, since 1965, the NAD has never recognized or formally shown regret for this denial and oppression to individuals on the basis of gender and race, and such recognition and regret is long overdue;

Therefore, let it be resolved that the NAD acknowledges and expresses sincere remorse and regret for the detrimental effects of its discriminatory exclusion of deaf women from voting privileges and discriminatory exclusion of deaf black individuals from membership and voting privileges.

Resolved, this is a call to action for the NAD including the Board, staff, all members and affiliates of our association, to remember this shameful history and ensure it is never again repeated.

Resolved, the NAD and all its members and affiliates shall work to ensure that discrimination against any individual will never be tolerated in any type or form, to educate ourselves about our privileges and accept others as our equal; and to correct any form of oppression.

2. Title: Diplomas for Black Deaf Graduates of the KY School for the Deaf

Code: 2012-RES-002

Whereas, approximately seventy-five (75) black deaf students completed the twelfth grade at the Kentucky School for the Deaf between the years of 1930 and 1955;
Whereas, these black deaf students were refused their high school graduation diplomas despite having completed their courses at the Kentucky School for the Deaf between the years of 1930 and 1955;

Whereas, the Kentucky Association of the Deaf began efforts to correct this injustice;
Whereas, the Kentucky Association of the Deaf with its allies, the Kentucky Commission on the Deaf and Hard of Hearing and the Kentucky Education and Workforce Development Cabinet, successfully advocated for the recognition and reversal of this error;

Whereas, upon receiving notice of this grievous error, the Kentucky Department of Education, which governs the Kentucky School for the Deaf, took steps to correct this grievous wrong of withholding high school graduation diplomas from these individuals;
Whereas, in August of 2011, the Kentucky Department of Education conferred diplomas upon these individuals who had graduated from the Kentucky School for the Deaf;
Whereas, the National Association of the Deaf wishes to recognize the efforts of all who made amends for decades of injustice and provided upon seventy-five individuals by ensuring the receipt of long denied graduation diplomas.

Therefore, let it be resolved, the National Association of the Deaf acknowledges the accomplishments of the black deaf students at the Kentucky School for the Deaf between the years of 1930 and 1955; and

Therefore, the National Association of the Deaf commends the conscientious decision of the Kentucky Department of Education to correct this grievous injustice, and praises the diligent efforts of the Kentucky Association of the Deaf to bring recognition to those black deaf individuals who attended the Kentucky School for the Deaf between the years of 1930 and 1955. Special thanks are accorded to the Kentucky Commission on the Deaf and Hard of Hearing and the Kentucky Education and Workforce Development Cabinet for their significant assistance on this critically important matter.

3. Title: NAD Invitation to Governor Daugaard

Code: 2012-RES-003

Whereas, Governor Daugaard of South Dakota was invited to speak to the NAD Assembly to share his experiences as a child of deaf adults (CODA) and his insights into strategies for effective community advocacy in the Deaf community;

Whereas, the Governor regretfully declined the invitation due to the conflict in his schedule;

Therefore, be it resolved, that the NAD hopes that there will be another opportunity for such interaction.

Be it further resolved, that NAD acknowledges the concerns within the Deaf community created by the Daugaard situation and that NAD acknowledges the concerns addressed by the Deaf community about diversity, inclusiveness and privilege; and

Be it resolved, that NAD will continue to foster relationships with public officials who have the experience and understanding of inclusiveness and diversity related to the Deaf Community.

4. Title: Recognition of Bobbie Beth Scoggins Service as NAD President

Code: 2012-RES-004:

Whereas, Bobbie Beth Scoggins has served the National Association of the Deaf (NAD) for many years in many capacities;

Whereas, Bobbie Beth Scoggins has served the NAD as a Board Member for Region II from 2004 to 2006;

Whereas, Bobbie Beth Scoggins has served the NAD admirably and with excellence as the President of the NAD for six years from 2006 to 2012;

Whereas, the NAD wishes to express its gratitude and appreciation to Bobbie Beth Scoggins for her dedication and service;

Therefore, let it be resolved that the NAD recognizes the extraordinary dedication and unyielding commitment of Bobbie Beth Scoggins to the NAD and the deaf and hard of hearing community, and expresses its gratitude and appreciation for her contributions.

NAD CEO presented appreciation resolutions to Chair David Karem, Kentucky Board of Education, for taking action to award diplomas to all African Americans who were enrolled at the Kentucky School for the Deaf in the mid-20th century, but did not receive recognition for graduation; and to Sharon White, President, Kentucky Association of the Deaf for her hard work and dedication to host the 51st NAD Conference.

The following award presentations took place: Randall McClelland Award presented by Melissa Draganac-Hawk, Appointed Board member, to Dr Beth Benedict; Spirit of NAD Award presented by President Scoggins to Astrid Goodstein; NAD CEO Award presented by Howard Rosenblum to Alexis Kashar; and NAD President's Award presented by Bobbie Beth Scoggins to Virginia Moore, Executive Director, KY Commission on Deaf and Hard of Hearing.

NAD President Scoggins, WFD President Colin Allen, and Turkish Federation of the Deaf President announced together that the three countries officially signed the contract for the 17th World Federation of the Deaf conference to take place in Istanbul, July/Aug 2015.

President Scoggins recognized and praised Paul Singleton, who fundraised during the election breaks with all in attendance, and raised \$12,600 in pledges.

Virginia Moore then presented a gift to President Scoggins on behalf of the Kentucky Commission on Deaf and Hard of Hearing, and the NAD Board, a sculptured and painted horse by artist Susan Dupree, to thank her for all her hard work.

Elections Committee Report: Past President and Elections Chair, Gertrude Galloway presided over the elections. She then provided the Council of Representatives with the slate for the Elections for 2012-2014 as follows:

President: Sheri Farinha, and Christopher Wagner.

Vice President: Melissa Draganac-Hawk

Secretary: Kirsten Poston, and Sean Gerlis

Treasurer: Philippe Montalette

Region I: Steve Lovi, and Al Sonnenstrahl

Region II: Mike Berger

Region III: Larry Evans

Region IV: David Reynolds

Elections Chair Gertrude Galloway informed the Council of Representatives that the ballot would start with Region IV, and move up through the positions of the elected officers with the vote on the President position being last. Counters of any ballots cast for vote by paper will be Chair and past President Gertrude Galloway, Astrid Goodstein, and Richard McCowin.

CR-2012-KY-24: (Chris Kaftan, MD) moved that Council of Representatives recess for 10 minutes right after the candidates for President Speeches took place (CARRIED).

President Scoggins called the meeting to order at 5:32PM.

Delegate Check-in: Michael Berger, Credential Chair reported out of 134 registered delegates, there were 129 in attendance: Region 1: 21; Region II: 23; Region III: 24; Region IV: 24; Affiliates 37.

Sharon White President of KYAD board presented WFD with a special recognition to thank them for coming to Kentucky for each board member, in addition to presents to WFD from Kansas Association of the Deaf, Minnesota Association of the Deaf, Indiana Association of the Deaf, and Illinois Association of the Deaf. Sharon White also presented appreciation certificates by the honorable order of the Kentucky Colonels to CEO Howard Rosenblum, COO Shane Feldman, and each NAD board member.

Elections Committee Chair, Gertrude Galloway, reminded the delegates that ballots cast are in the order from bottom up, uncontested positions can be accepted by acclamation, leaving the remainder of the election to vote on the positions of Secretary and President.

Results of the elections are as follows: Region IV: David Reynolds, CA (by acclamation); Region III: Larry Evans, TX (by acclamation); Region II: Mike Berger, IL (by acclamation); Region I: Steve Lovi, NY (by majority vote); Treasurer, Philippe Montalette, UT (by acclamation); Secretary, Kirsten Poston, MD (by majority vote); Vice

President, Melissa Draganac-Hawk, PA (by acclamation); President: Christopher Wagner, FL (by majority vote).

President Emeritus Merv Garretson (FLA) administered the Oath of Office for all Board members.

President Scoggins adjourned the Council of Representatives meeting at 6:33PM

Submitted to Reviewers August 8, 2012
Submitted to NAD Board, August 28, 2012

By,

Sheri A. Farinha,
2010-2012 Secretary
NAD Board of Directors