I. NEA STATE DIRECTOR AND ALTERNATE STATE DIRECTOR

(To be elected by all in-service delegates from NYSUT locals representing NEA Active members)
- Elect one (1) NEA State Director to the NEA Board of Directors, 3-year term.
  (The NEA's governance documents provide that the successful candidate for NEA State Director will serve as an ex-officio delegate to the NEA Representative Assembly for all purposes, except nominating candidates for office and voting in elections for NEA officers.)
- Elect one (1) Alternate NEA State Director to the NEA Board of Directors, 3-year term.

A. Term of office:
Three (3) year term commencing Sept. 1, 2024 and concluding Aug. 31, 2027.

B. Eligibility requirements for nomination and candidacy:
All members of NYSUT who hold Active membership in the NEA may nominate a candidate and be a candidate for NEA Director or Alternate Director. To be eligible, candidates must also have two (2) years of Active membership in the NEA by the date of the election.

C. Elector qualifications:
Each credentialed 2024 NYSUT RA in-service delegate who represents NEA Active members shall be eligible to cast a ballot for NEA Director and Alternate NEA Director.

D. Tabulation:
The NEA Director and Alternate Director shall be elected by a secret ballot vote of the qualified electors, pursuant to NYSUT Constitution Article VII §§ 1(c), 1(d) and 4(e) and Bylaw C(1)(b). The candidate for the NEA Director position with the highest vote total shall be declared elected to the NEA Board of Directors. The candidate for the NEA Alternate Director position with the highest vote total shall be declared elected to the NEA Board of Directors Alternate Director position.

II. NEA RA STATE DELEGATES

(To be elected by all in-service delegates from NYSUT locals representing NEA Active members)
- Elect approximately 36 NEA RA State delegates
The exact number of NEA State delegates to which NYSUT is entitled has not yet been officially determined by the NEA. NYSUT's NEA State delegate entitlement will be set by the NEA in late January 2024. The above estimate is subject to modification once the official State delegate entitlement for NYSUT is announced by the NEA.

A. Term of office:
The term of office shall commence as of the close of the 2024 NYSUT Representative Assembly and conclude as of the close of the 2027 NYSUT Representative Assembly.

B. Elector qualifications:
All members of NYSUT who hold Active membership in the NEA may nominate a candidate and be a candidate for NYSUT State delegate to the NEA Representative Assembly.

C. Elector qualifications:
Each credentialed 2024 NYSUT RA in-service delegate who represents NEA Active members shall be eligible to cast a ballot for NYSUT State delegate to the NEA Representative Assembly.

D. Tabulation:
NYSUT State delegates to the NEA Representative Assembly shall be elected by a secret ballot vote of the eligible electors, pursuant to NYSUT Constitution Article VII §§1(c) and (1) (d) and Bylaw C(1)(b). The number of candidates receiving the highest number of votes corresponding to the number of delegate positions necessary to fill NYSUT's entire NEA RA State delegate entitlement, shall be declared elected to the position of NYSUT State Delegate to the NEA Representative Assembly.

III. NEA RA RETIRED DELEGATES

(To be elected by NEA Retired members)

IV. OTHER CAMPAIGN AND ELECTION PROCEDURES

A. Nomination:
Nominating Petitions for all positions listed below.

B. Eligibility requirements for nomination and candidacy:
Each NEA Retired member included in the NEA retiree membership roster as of March 8, 2024, as provided to NYSUT and which resulted in NYSUT's NEA Retired delegate entitlement, shall be eligible to cast a ballot for NYSUT's NEA Retired delegates to the NEA Representative Assembly.

C. Term of office:
The term of office shall commence as of the close of the 2024 NYSUT Representative Assembly and conclude as of the close of the 2027 NYSUT Representative Assembly.

D. Elector qualifications:
Each NEA Retired member included in the NEA retiree membership roster as of March 8, 2024, as provided to NYSUT and which resulted in NYSUT's NEA Retired delegate entitlement, shall be eligible to cast a ballot for NYSUT's NEA Retired delegates to the NEA Representative Assembly.

E. Mailing of ballots:
The ballots for the NEA Retired delegate election will be mailed on or about March 22, 2024, to the eligible electors at their address of record (as of March 8, 2024, at 5 pm.)

F. Tabulation:
NYSUT's NEA Retired delegates to the NEA Representative Assembly shall be elected by a secret ballot mail vote of the electors. The number of candidates receiving the highest number of votes corresponding to the number of delegate positions necessary to fill NYSUT's entire NEA Retired delegate entitlement shall be declared elected to the position of NEA Retired delegate. Alternate NEA Retired delegates shall be the remaining candidates and shall be ranked in the order (highest to lowest) of the number of votes received.

IV. OTHER CAMPAIGN AND ELECTION PROCEDURES

A. General candidate qualification and nomination procedures for all offices
1. Candidate qualifications:
A candidate is any member in good standing who meets the above candidate eligibility criteria, the nomination requirements for the position and fulfills the requirements listed below.

2. Availability of Nominating Petitions:
Nominating Petitions for all positions may be obtained from the Elections Committee commencing Jan. 2, 2024, by contacting the NYSUT Elections Committee at NYSUT.
A reminder of the January/February 2024 NYSUT United publication of this Notice of Nomination and Election and Campaign & Election Procedures shall also be published in January issues and the February 2nd and 9th issue of the NYSUT Leader Briefing.

VI. CANDIDATES ACCESSING MAILING LABELS AND THE SUBMISSION OF CAMPAIGN STATEMENTS FOR THE “ELECTION ISSUE” OF NYSUT UNITED

Any candidate who completes and submits a valid Nominating Petition to the NYSUT Elections Committee by no later than 5 pm on Monday, Feb. 12, 2024, shall be eligible: (a) to access and affix the mailing labels of eligible electors for campaign purposes at the NYSUT regional office designated by the candidate, and/or (b) to promote their candidacy by submitting a campaign statement for publication in the March/April 2024 NYSUT United “Election Issue.”

A. Elector Mailing Labels

Candidates are eligible to access mailing labels of the applicable delegate constituency (electors) upon so indicating on the Nominating Petition. The applicable delegate mailing labels will be released the week of March 25, 2024. Candidates will be notified by the Elections Committee by email or by phone when the mailing labels are available in the regional office.

Mailing labels and appropriate office space in a common area will be provided to any candidate at the NYSUT regional office designated by the candidate on their Nominating Petition, to affix the mailing labels of eligible electors on materials for campaign purposes. There will be a NYSUT staff person present at all times during which the mailing labels are being affixed to the material. It shall be the sole responsibility of individual candidates to produce their campaign material, supply adequate postage and meet any other requirements of the U.S. Postal Service or other delivery service selected by the candidate, regarding the delivery of such materials. The designated NYSUT regional office shall take all reasonable steps to mail the material or to deliver it to such other delivery service selected by the candidate.

Mailing labels shall not be taken from the regional office, reproduced or otherwise distributed. Candidates shall have the right to accompany NYSUT staff to the location where mailing or delivery to a service takes place, and to observe the mailing or delivery.

All mailing labels are confidential and privileged information and shall not be taken from the regional office, reproduced or shared with anyone. Candidates should contact the Elections Committee at elections@nysut.org if they have not been contacted by the committee regarding mailing labels by March 22, 2024.

Provided, however that in lieu of accessing and affixing mailing labels at a NYSUT regional office, a candidate may use a bona fide outside mailing service to deliver campaign material to eligible electors, pursuant to the following procedures:

i. Such candidate shall notify the NYSUT Elections Committee of the name and contact information for the outside mailing service by listing that information on their Nominating Petition; and

ii. Within 48 hours of receipt of the Nominating Petition or as soon thereafter as practicable, the NYSUT Elections Committee shall contact the candidate, and the outside mailing service using the contact information provided by the candidate, to obtain any written assurance the Committee may require in order to prevent the reproduction or unauthorized distribution of member data.

After the receipt of such written assurances as the NYSUT Elections Committee shall require, the Committee shall arrange for the electronic delivery of data directly to the mailing service.

B. NYSUT United “Election Issue”

The March/April 2024 issue of NYSUT United shall be the “Election Issue” which may be used by a candidate to promote their candidacy free of charge, provided the qualified candidate submits their Campaign Statement and their Nominating Petition, both of which are to be validated by the Elections Committee, by no later than 5 pm on Monday, Feb.
In addition to the uncharged space provided above, a full listing of candidates for the positions of NEA State Director, NEA Alternate State Director, NEA State Delegate and NEA Retired State Delegate will also be published in the “Election Issue” of NYSUT United.

C. Caucus slate campaign statements

Organizations wishing to be identified by the Elections Committee as a caucus under the Campaign and Election Procedures and thereby be eligible to have a caucus identified separate and apart from the uncharged space provided in Subdivision B above. The cost of that purchased space will be based upon the NYSUT United’s standard advertisement house rates and policy. Please note that candidates may NOT purchase additional space as part of or to extend the uncharged space provided for in Subdivision B above. In addition, any caucus that has submitted a validated Caucus Notification Form by no later than 5 pm on Monday, Feb. 12, 2024, may purchase one ad in the NYSUT United “Election Issue” at the reduced rate of 25% of the standard advertising house rates. Any additional ad or ads purchased by a caucus shall be at full cost. Any candidate interested in purchasing additional space must provide the copy to be published in the March/April 2024 NYSUT United “Election Issue” to NYSUT United Editor (united@nysut.org) by no later than 5 pm on Monday, Feb. 12, 2024. Additional information regarding the NYSUT United’s standard advertising house rates and policy may be obtained by telephoning the NYSUT United at 800-342-9810.

VII. STATEWIDE OFFICE NOMINEES’ FORUM

Nominees for NEA Director, NEA Alternate Director, and NEA State Delegates (“statewide offices”) shall be given the opportunity to speak to the RA delegates during a Nominees’ Forum. To be eligible to participate in a Nominees’ Forum for any of the statewide offices, a candidate must complete and return the Statewide Offices’ Nominees’ Forum Participant Request Form to the Elections Committee by no later than 5 pm on Feb. 12, 2024. The time allocated shall be divided equally among the nominees for the same position. The order of speaking shall be determined by lot. Groups of nominees may pool their time. Candidates may withdraw their participation in the Nominees’ Forum at any time. An announcement will be made during General Session #1 as to whether there will be a Statewide Offices Nominees’ Forum conducted at the conclusion of such General Session.

VIII. CAMPAIGNING AT THE REPRESENTATIVE ASSEMBLY

Campaign material shall not be distributed on the Representative Assembly Convention Floor or as otherwise limited by the Rules of Procedure for the 2024 Representative Assembly, as approved by the Board of Directors and as adopted by the delegates at the 2024 Representative Assembly. Campaigning at the NYSUT Representative Assembly shall end on May 3, 2024, at 12:45 pm. Pursuant to Article VIII (1) (f) of the NYSUT Constitution, the NYSUT Elections Committee shall have the authority to resolve any and all issues or disputes involving any election.

IX. STAFF RESTRICTIONS, CAMPAIGN CONTRIBUTIONS & LIMITED CANDIDATE SERVICES

NYSUT staff members are prohibited by law from campaigning for any candidate except on the staff member’s own time and provided that no union or employer funds or other resources are used for such electioneering. No candidate should request any campaign assistance from any NYSUT staff member.

No portion of dues money or union resources at the local, state or national level shall be used, directly or indirectly, to promote the candidacy of any person for any elected office. Contributions may be received by a candidate only from individual persons or groups of individuals. No employer whatsoever (including, but not limited to, other unions, commercial firms, non-profit organizations, law firms, and businesses) may contribute money, goods, services, or anything of value, to promote directly or indirectly, the candidacy of any person for any elected office.

In conducting their election campaign, no candidate or anyone acting on behalf of a candidate shall utilize any funds, facilities, equipment, stationery, supplies or resources (including, but not limited to, computers, email systems, computer networks, electronic media, telephones, supplies, photocopiers or fax machines) which are financed by, owned or leased by NYSUT (except as provided below), or any of its national or local affiliates.

NYSUT through its Elections Committee will (subject to availability, e.g. NYSUT is not obliged to purchase equipment if not otherwise available) make limited services equally accessible to all candidates and caucuses (the cost of which incurred by NYSUT is to be paid by NYSUT). The exclusive limited services which will be made equally available by the Elections Committee to candidates and caucuses are as follows: (a) use of a table with chairs, in the vicinity of the convention hall for campaigning; (b) meeting space totaling not more
than three (3) hours during the entire period of the Representative Assembly (Friday–Saturday); and (c) photocopying; provided that NYSUT is fully compensated for all costs incurred by NYSUT (as determined, in writing, by NYSUT) for the limited services utilized, and provided further that such services are available. All candidates and caucuses shall have equal access to receive all such limited services, and all reasonable requests will be honored, subject to the above qualifications. No alcohol, food, or refreshments will be permitted in any meeting space made available to candidates by the Elections Committee. Any candidate who is endorsed by a caucus shall be ineligible to receive individual candidate services under these provisions whenever the caucus receives such services. Should either a candidate or a caucus wish to utilize any of these limited services, the Services Request Form (and additionally, in the case of a caucus, a proper Caucus Notification Form) shall be completed, signed, received and validated by the NYSUT Elections Committee, all by not later than 5 pm April 21, 2024.

If due to unforeseen circumstances (e.g. scheduling, equipment limitations or unavailability), the Elections Committee determines that any of the above described limited services need to be revised or modified, all eligible candidates and caucuses that have timely submitted the Services Request Form shall be promptly notified by the Elections Committee of the change. In such event, the Elections Committee will take reasonable means and measures to arrange comparable services so that there is no disparate treatment among any of the candidates, recognizing that if any costs are incurred by NYSUT in making alternate arrangements available, such are to be borne by the requesting candidates and/or caucus(es).

The cost of all services received by every candidate and every political caucus shall be reimbursed to NYSUT within thirty (30) days of the candidate’s or caucus’ receipt of NYSUT’s written statement of services.

X. ROLE AND AUTHORITY OF ELECTIONS COMMITTEE

Pursuant to Article VIII (1) (f) of the NYSUT Constitution, the NYSUT Elections Committee shall have the authority to resolve any and all issues or disputes involving any election and to interpret and apply these Campaign and Election Procedures. The NYSUT Elections Committee shall be empowered to modify the foregoing procedures and timelines in the event of extenuating or unforeseen circumstances, or the requirements of either law or NYSUT’s affiliates. Notification will be provided in the event there is a material change in these procedures or timelines.

XI. CONDUCTING ELECTION

All elections shall be conducted in accordance with the following instructions, and those provided by the NYSUT Elections Committee.

A. Time and date of elections

To be eligible to vote at the NYSUT Representative Assembly a delegate must be registered by 4 pm on May 3, 2024, and must be present at their assigned voting locations on May 3, 2024, by 4:15 pm. Any delegate not at their assigned voting location by the deadline will not be able to vote. Instructions on voting, distribution of ballots and voting will begin at each voting location promptly on May 3, 2024, at 4:15 pm.

B. Voting tabulation and election reporting

Write-in votes will not be counted nor be part of any tabulation. The Elections Committee will use all reasonable efforts to make the certified election results available to candidates requesting such information, before any results are announced during the following General Session, provided the candidate has provided to the Election Committee, in advance, their valid cell telephone number, another telephone number, or an email address. If possible, the certified election results will be announced by the Elections Committee during the General Session held following the tabulation of votes and the Elections Committee’s certification of the election.

All candidates will receive official notification of the certified election results from the Election Committee as soon as practicable. The certified election results and vote total per candidate will be reported in the next available NYSUT United and posted at nysut.org. However, roll call voting by delegates will not be released for any secret ballot elections. Observers of the tabulation process shall be afforded the opportunity to receive the results either electronically or in writing after the candidates have been notified of the results.

C. Runoff procedure

In the event of a tie vote in an election to fill a vacancy in the position of NEA State Director, NEA Alternate State Director, and/or NEA State Delegate, a run-off election or run-off elections will be held until such time as a candidate or candidates receive the highest number of votes for each vacant position as prescribed herein.

In the event that a run-off election or run-off elections need to be held for a statewide office, the run-off election or run-off elections will be held Saturday, May 4, 2024, at a time to be announced at the beginning of General Session #2.

D. Observers

Candidates may observe or designate an observer(s) to observe the voting and tabulation process. Observers need not be elected delegates or alternates to the Representative Assembly. Observers may observe the voting and/or tabulation process subject to the following conditions:

1. Voting: Any candidate may observe or designate an observer(s) to observe the voting process at each polling location.
2. Tabulation: Any candidate may observe or designate an observer for the tabulation process. The Chair of the NYSUT Elections Committee retains the right due to logistical concerns to limit the number of observers in the tabulation room, however, every candidate for election shall have the right to have at least one observer in the tabulation room.

Each candidate must register the name of each observer with the NYSUT Elections Committee before 3:45 pm on May 3, 2024. Observers are required to show photo identification to a representative of the NYSUT Elections Committee and each observer will be issued a special observer badge that must be displayed at all times during the voting and tabulation process. No observer will be allowed to observe voting or enter the tabulation room without the special observer badge.

XII. Forms & Information

Forms and information are available from: NYSUT Elections Committee, 800 Troy-Schenectady Road, Latham, NY 12110-2455; Phone 800-342-9810; or by email request to elections@nysut.org.

Items available as specified within the Campaign and Election Procedures from the NYSUT Elections Committee are listed below and will be available on and after Jan. 2, 2024. (This is not an order form.)

Nominating Petition for:
- NEA Director
- NEA Alternate Director
- NEA State Delegate
- NEA Retired Delegate

Candidate and Caucus Services Request Form
Caucus Notification Form
Completed forms must be returned to the NYSUT Elections Committee as specified above.