

SUBMITTED BY: ANDY SCHWARTZ & HARVEY MARS

The Local 802 membership VOTED DOWN the amendment below at the membership meeting of Feb. 4, 2026.

ARTICLE I DUTIES OF OFFICERS

Section 5. Duties of the Executive Board.

(d) (1) The President's seat, the Recording Vice-President's seat, the Financial Vice-President's seat or a member's seat on the Executive Board shall be declared vacant in the event of death, resignation, or if found guilty of violating the Constitution, Bylaws, Rules, Regulations or Orders of the Local or of the American Federation of Musicians, after due process of law (except as specified in Article V Section 7, paragraphs (k),(l) and (m); **and the penalty for the violation is the officer's removal from office** or upon failure to attend four consecutive meetings of the Board without being excused by the Executive Board; or upon failure to attend two consecutive meetings of the Local without being excused by the Executive Board; and such vacancy, except in the event of death, resignation or removal of the President and covered under Article I, Section 2 of the Bylaws, shall be filled by the Executive Board for the balance of the unexpired term **or by a special election pursuant to Article VI if the vacancy is caused by the removal of any or all of the titled officers: President, Recording Vice-President's and/or the Financial Vice-President.**

(2) Any officer whose seat has been declared vacant because of a bylaw conviction that resulted in a penalty that was not specifically removal from office and/or expulsion from membership shall be restored to their seat immediately upon enactment of this bylaw amendment. Any individual who has been appointed to fill the vacant seat for the remainder of that officer's term shall be restored to their previous position within the Local, if any.

ARTICLE VI

ELECTIONS

~~Section 5. No member of this Local shall run for, hold, or continue in any elective office, serve on any committee, or hold or continue in any appointed office for a period of two years from the date of conviction for violation of any portion of the Constitution or Bylaws of this Local or the American Federation of Musicians the membership should decide otherwise unless by a two-thirds vote of those voting at a duly convened membership meeting with regard to any particular member.~~

ARTICLE VIII

AMENDMENT AND CONSTRUCTION OF BYLAWS

Section 8. Article and Section Headings

Article and Section Headings contained within these bylaws shall not be determinative of the meaning, application and interpretation of the language contained in those Articles and Sections.