# AMENDED AND RESTATED BYLAWS 

August 1, 2020

## ARTICLE I. NAME

The name of this organization shall be the California Association of Latino Superintendents and Administrators (hereinafter referred to as "CALSA" or "the Association" or "the organization" or "the corporation").

ARTICLE II. GOVERNANCE
The bylaws of the Association shall govern the Association's action in all its practices. CALSA will maintain tax exempt status under the Internal Revenue Code and other applicable requirements. Any activities which would deprive CALSA of its tax exemption are prohibited.

## ARTICLE III. MISSION

The California Association of Latino Superintendents and Administrators (CALSA) is a community of diverse educational leaders skilled in addressing the needs of Latino/Latina students and dedicated to increasing the number of highly effective Latino/Latina administrators.

## ARTICLE IV. PURPOSES AND LIMITATIONS

## Section I: General Purposes.

This corporation is a nonprofit public benefit corporation organized under the Nonprofit Public Benefit Corporation Law for public or charitable purposes. This corporation is not organized for the private gain of any person.

## Section II: Specific Purposes.

Within the context of the general purposes stated above, this corporation is organized, and at all times hereafter shall be operated, for the specific purposes stated in its Articles of Incorporation in furtherance of the following goals:

1. Being the recognized state leader in providing strategies to help all education administrators eliminate the achievement gap for Latino/Latina students;
2. Advocating on behalf of Latino/Latina students;
3. Providing mentoring, professional development and career enhancement opportunities to aspiring Latina/Latino Superintendents and Administrators;
4. Working cooperatively with other state and national administrative organizations to promote and advocate quality public education;
5. Providing networking and professional growth and development opportunities for all members of the Association;
6. Providing professional assistance to community groups, Boards of Education, and other leaders in related fields of education;
7. Encouraging research for program improvement;
8. Initiating research and providing data necessary to develop educational programs which meet the educational needs of the community served by the membership; and
9. Exercising any other rights and powers conferred on nonprofit public benefit corporations under the laws of the state of California.

## Section III: Limitations.

This corporation is organized and operated exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code. Notwithstanding any other provision of these bylaws, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation, and the corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code.

No substantial part of the activities of this corporation shall consist of lobbying or propaganda or otherwise attempting to influence legislation, except as provided in Section 501(h) of the Internal Revenue Code of 1986, and the corporation shall not participate or intervene (including publishing or distributing statements) in any political campaign on behalf of or in opposition to any candidate for public office except as provided in such Section 501(h).

The property of this corporation is irrevocably dedicated to the purposes set forth above. No part of the earnings of this corporation shall ever inure to the benefit of any directors or officers of this corporation or to the benefit of any private person.

## ARTICLE V. MEMBERSHIP

## Section I: Corporation Without Members.

a. This corporation shall have no voting members within the meaning of the Nonprofit Corporation Law. The corporation's Board of Directors may, in its discretion, admit individuals to one or more classes of nonvoting members; the class or classes shall have such rights and obligations as the board finds appropriate and which are provided for in these bylaws.
b. Pursuant to Section 5310(b) of the Nonprofit Public Benefit Corporation Law, any action that would otherwise require approval by a majority of all members or approval by the members shall only require approval of the Board of Directors. All rights that would otherwise vest in the members under law shall vest in the directors of this corporation.
c. For the purposes of these bylaws, all references to "members" or "membership" shall be to participants and supporters of CALSA who are accepted as members of CALSA by the appropriate officers and/or officials under the terms established by the Board of Directors in its discretion. Such persons are not considered to be members under the Nonprofit Corporation Law.

Section II: General, Associate, and Affiliate Memberships; Eligibility.
General Memberships shall be open to any Superintendents, Deputy and Assistant Superintendents, and/or school district administrators, including but not limited to program directors, coordinators, Chief Business Officers and Directors of Finance, school site administrators, retirees from these positions, and higher education educators. General Membership shall also be open to aspiring school administrators who have completed a graduate administrative credentialed program or are currently enrolled in such program. Such memberships have voting and other rights as described in these bylaws.

Associate Memberships shall be open to any individual employed as a teacher in a CA public school. Such memberships do not have voting or other rights of the General Membership as described in these bylaws.

Affiliate Memberships shall be open to State and National Educational Associations and to Business Partners who support the goals of the organization. Such memberships do not have voting or other rights of the General Membership as described in these bylaws.

## Section III: Membership Dues.

Annual dues cover membership for the period from July 1st to June 30th. All dues shall be payable on or before June 30th of each year and monitored by the Executive Director.

Annual membership dues shall be based on membership type: General Membership, Associate Membership, Affiliate/Business Partner Membership, and Affiliate / State and

National Educational Associations. The CALSA Board shall periodically issue a statement regarding annual membership due amounts based on membership type.

Annual membership dues shall be reviewed by the Board annually.
CALSA reserves the right to increase the annual membership dues and to determine the percentage of dues, if any, to be paid to each local/regional chapter per the number of registered chapter members.

## Section IV: Charter Memberships.

The California Association of Latino Superintendents and Administrators values the contributions and leadership commencing in 1989 of four charter members. Life time charter membership is designated to the following persons: Dr. Fernando Elizondo, Dr. Robert Aguilar, Dr. Elisa Sanchez, and Dr. Roberto Flores.

## Section V: Corporate Partnerships.

The California Association of Latino Superintendents and Administrators values corporate partnerships because such partnerships enable Association membership to keep informed about the current educational marketplace and enhance the quality of the Association's programs and mission. Affiliate/Business Partner Membership is available to Corporate Partners.

The Board reserves the right to select Corporate Partners that are most likely to assist CALSA achieve its goals and to terminate any such partnerships at any time. Corporate Partners shall be defined as any corporation or business entity that supports the goals of the organization. Corporate Partners shall be entitled to those privileges specified in their agreement with CALSA.

## Section VI: Local/Regional Chapters.

Beginning July 2020, CALSA will recognize Local/ Regional Chapters for the purpose of allowing more engagement amongst members, to increase local and regional mentoring and support, and expand CALSA's growth and efforts at local and regional levels. As Chapters are formed and approved, they will be given a Chapter Number, and each will be recognized as "CALSA - Chapter (\#\#): Area Served".

Chapters must abide and adhere to these Bylaws. The CALSA Board will prepare and periodically amend a Chapter Operations Manual, setting forth requirements for establishment of a Chapter, Model Chapter Bylaws, financial obligations, and other Chapter requirements. Chapters must adopt the Model Chapter Bylaws or other bylaws that better reflect the Chapter's goals and procedures, provided such bylaws or subsequent amendments do not violate or attempt to nullify the operations of these Bylaws with regard to rights, benefits, and obligations of CALSA members, Chapters, Board Directors, and/or Officers.

A Chapter may be formed in any city or region in California where 10 or more CALSA members reside or are in the service of a public $\mathrm{K}-12$ school district and is not within 30
miles of another registered Chapter. Chapters must maintain a minimum number of CALSA State memberships to remain active depending on the Chapter's location; low density areas must maintain a minimum of 10 memberships and highly populated areas must maintain a minimum of 20 memberships. Additional Chapters exceeding 50 members within a 30 mile radius may be approved at the discretion of the CALSA Board of Directors.

A Chapter may generate and solicit funds for the benefit of the Chapter's efforts that are consistent with CALSA State's mission and purpose, under the direct oversight of CALSA State. Chapters shall use CALSA State's tax exempt identification number, submit annual budgets, periodic updates, and be subject to CALSA State's audit process. Chapters may only establish a banking account, (savings and checking) through CALSA's banking institution. CALSA must have access to review statements, and transact within those accounts to ensure security and transparency for CALSA members. Chapters may not seek or establish credit in their names or the name of CALSA. Specific generation of funds through fundraising or dues collection is permitted as set forth in the Chapter Operations Manual. Fundraising efforts must be coordinated through CALSA State to maintain accounting of and management of relationships with existing CALSA State sponsors and supporters.

Chapters will be overseen generally by a CALSA Statewide Regional Director. Chapter officers will be required to provide periodic updates on Chapter events and activities, finances, and to present topics or request from CALSA through their Statewide Regional Director. Chapters are encouraged to invite their Regional Director to attend their events and activities.

## ARTICLE VI. DIRECTORS AND OFFICERS

## Section I: Board of Directors; Number and Powers.

Except as specified for the period from or about July 10, 2020 to July 10, 2021, generally, the authorized number of directors shall be twelve (12) until changed by an amendment to these bylaws and shall consist of the four (4) Executive Officers, (Immediate Past President, President, President Elect, Vice President until July 10, 2021, appointed Vice President of Finance beginning July 10, 2020), the six (6) Statewide Regional Directors, the appointed Directors of the CALSA's Mentoring Program, and Women's Leadership Network. Subject to the provisions of the California Nonprofit Public Benefit Corporation Law and subject to any limitations in the Articles of Incorporation and these bylaws, the corporation's activities and affairs shall be managed and all corporate powers shall be exercised by or under the direction of the Board of Directors. The Board may delegate the management of the activities of the corporation to any person or persons, management company, or committee however composed, provided that the activities and affairs of the corporation shall be managed and all corporate powers shall be exercised under the ultimate direction of the Board.

In the event that the total number of voting directors is an even number (not the number of voting members at a meeting) where an action item of the Board results in aa tie, the President's vote shall serve as the tie breaker. In the event that the total number of
voting members is odd, where an action item of the Board results in a tie, the President's vote shall not serve as a tie breaker. The Board instead may table the item to another meeting where an odd number of voting members are present and can meet to reconsider action on the item.

## Section II: Officers; Eligibility.

Executive Officers: Effective July 1, 2020, the officers of the Association shall be President, President-Elect, Vice President until or about July 10, 2021, and Immediate Past-President, and the appointed Vice President of Finance, collectively referred to as (the "Executive Officers"). The President-Elect shall also serve as the corporation's Treasurer. The office of Vice President shall expire with the election and installation of officers in or about July 2021.

Effective July 1, 2020, the Board shall appoint a Vice President of Finance to serve a two-year term. The Office of Vice President of Finance shall be appointed by the majority of the Board and not elected by the general membership.

Persons interested in the offices of President-Elect, President and Past President must be prepared for a six (6) year commitment. Until its expiration in or about July 2021, the Vice President automatically succeeds to the President-Elect position The PresidentElect automatically succeeds to the President position. The President automatically succeeds to the Past-President position. A candidate for election to an Executive Office must be a General Member in good standing for at least two (2) years, and the candidate must serve at least one (1) year as a Board Member before taking office as an Executive Officer.

Secretary: The Executive Officers shall appoint a person to act as the corporation's Secretary, who may or may not be a member of the Association. The duties of the Secretary shall include to keep or cause to be kept, at such place as the Board may designate, a book of minutes of all meetings, proceedings, and actions of directors and committees of directors. The minutes of each meeting shall state the time and place the meeting was held; whether it was annual, regular, or special; if special, how it was called or authorized; the names of those present at board and committee meetings; and an accurate account of the proceedings. If the Secretary is unable to be present, the secretary or the presiding officer of the meeting shall designate another person to take the minutes of the meeting.

## Section III: Board Eligibility.

To be eligible to be nominated, appointed, or elected to the Board of Directors, an individual must be a General Member in good standing for at least one (1) year and reside in or be employed in the service of a public K-12 school district operating within the state of California. No director may simultaneously hold more than one elected or appointed (or combination thereof) position on the Board. A director may assume certain duties of another position, for a limited duration of time, as may be approved by a majority of the Board. Should a candidate or appointee be elected or recommended
for final appointment to more than one position, such person will be given no less than three (3) days to select the position he/she wishes to hold.

## Section IV: Duties of the Executive Officers and Other Board Members.

President: The President shall preside at all meetings of the Association and may sign all letters, cosign all checks, and sign reports and other communications to the Association membership. It shall also be the President's responsibility, in conjunction with the other Executive Officers to compile and set the agenda for all Association meetings.

The President shall perform all duties incidental to the office of the President and such other duties as may be prescribed by the Board. The annual Summer Institute is a major responsibility of the President. The President shall appoint an eligible CALSA representative to serve on ACSA's State-wide Superintendent Committee. Effective upon the election in July 2021, the President's duties shall also include overseeing and coordinating committee assignments and their reports to the Board.

Immediate Past-President: The Immediate Past-President shall serve as historian. Additionally, he/she creates the slate of Board candidates for presentation and election, unless otherwise determined by the Board of Directors. The monitoring of the Statewide Regional Directors is a major responsibility of the Immediate Past-President.

President-Elect: The duties of the President-Elect shall be to represent the President, to substitute for the President during his/her absence, and to perform such other duties as may be assigned by the President. The annual Focus On Results Symposium is a major responsibility of the President-Elect. Effective July 20, 2020, the PresidentElect's duties shall also include coordinating the activities for the CALSA Mentorship Program and CALSA Women's Leadership Network with their respective Directors.

Effective upon the appointment of a Vice President of Finance, the President Elect shall confer with the Vice President of Finance to receive regular information on the organization's budget and financial records.

Vice President: The duties of the Vice President shall be to oversee and coordinate committee assignments and their reports to the Board and assume other assignments as requested by the President. Oversight of the CALSA Mentoring Program and its budget is a major responsibility of the Vice President. (This office will cease to exist following the installation of officers in July 2021.)

Vice President of Finance: The duties of the Vice President of Finance shall be to maintain and oversee the day to day financial obligations of the organization, the duties include, coordinating satisfaction of obligations with the Executive Director. The Vice President of Finance shall keep and maintain, or cause to be kept and maintained, adequate and correct books and records of account of the properties and transactions of the organization. The Vice President of Finance shall deposit, or cause to be deposited, all moneys and other valuables in the name and to the credit of the organization with such depositories as may be designated by the Board. The Vice President of Finance shall disburse the funds of the organization as may be ordered by
the Board and shall render to the President and Directors an account of all of the organization's transactions and of the financial condition of the organization. The Vice President of Finance shall perform and act as the corporate Treasurer for the organization.

The Vice President of Finance shall have access to all organization financial records and accounts and shall oversee any duties and responsibilities related to Local/Regional Chapter finances, including, but not limited to, collection of State membership dues and distribution of approved membership funding to the Local/Regional Chapters. The Vice President of Finance shall confer periodically with the President Elect to provide regular information on the organizations budget and financial records. The Vice President of Finance shall coordinate the preparation of the budgets for the CALSA Mentoring Program and Women's Leadership Network with the respective Directors of those programs. The Vice President of Finance shall assume other assignments and duties as requested by the Board.

Statewide Regional Directors: The Statewide Regional Directors will be responsible for soliciting members and coordinating a minimum of one regional membership reception annually. The Regional Directors shall serve as liaisons between Local/Regional Chapters and CALSA State, oversee their initial organization, and may attend Local/Regional Chapter events as Representatives of CALSA State Board.

Director of CALSA's Mentoring Program: The Director of CALSA's Mentoring Program shall coordinate and be the administrator of CALSA's Mentoring Program. The Director will coordinate with and report all activities to the President-Elect. The Director shall provide updates and coordinate the preparation of the program's budget with the Vice President of Finance. The Director's selection and defined scope of duties and responsibilities shall be memorialize by way of a written agreement setting forth the terms and conditions as deemed acceptable to the Board.

Director of CALSA's Women's Leadership Network: The Director of CALSA's Women's Leadership Network shall coordinate and be the administrator of CALSA's Women's Leadership Network. The Director will coordinate with and report all activities to the President-Elect. The Director shall provide updates and coordinate the preparation of the program's budget with the Vice President of Finance. The Director's selection and defined scope of duties and responsibilities shall be memorialize by way of a written agreement setting forth the terms and conditions as deemed acceptable to the Board.

## Section V: Election and Term of Office.

The Board, through the Executive Director if one is appointed, will notify the General Membership to submit nominations or statements of interest for Board positions and other positions in the Association prior to the start of the General Membership meeting held at the Summer Institute each year. Nominations or statements of interest to serve as a Board member may be submitted to the Board at any time.

The Board will present its nominations to the General Membership for approval. Elections shall be held at the General Membership meeting or a special meeting designated by the Board of Directors, or by other means as determined by the Board, for example, an electronic or mail ballot.

Executive Officers: The term of office for the President, President-Elect, Vice President (until or about July 1, 2021), and Immediate Past-President shall be for two (2) years and will begin at the conclusion of the Summer Institute. Effective July 1, 2020, with the approval of these Bylaws, the current Executive Officers shall remain in office one (1) more year to complete a (2) year term. In addition, with the installation of new officers in or about July 1, 2021, the office of Vice President shall cease to exist.

Vice President of Finance: The Vice President of Finance shall be selected and appointed by the Board to serve a term of not more than two (2) years without a formal review and action by the Board to extend his/her appointment for another term. Following the approval of these revised Bylaws the Board will appoint a Vice President of Finance.

Statewide Regional Directors : The Statewide Regional Directors shall serve a two (2) year term. There shall be one (1) representative in each of the following six (6) regions:

| Region | Description by Counties |
| :---: | :--- |
| 1 | San Francisco, San Mateo, Santa Clara, Contra Costa, Alameda, |
| Bay Area | Mendocino, Sonoma, Napa, Marin, Solano |
| 2 | Sacramento, Yolo, Alpine, Lake, Colusa, Glenn, Sutter, Butte, Yuba, <br> Sacramento / <br> Sierras <br> 3 |
| Del Norte, Trinity, Humboldt, Tehama, San Joaquin |  |
| Central Valley | Stanislaus, Amador, Calaveras, Tuolumne, Merced, Mariposa, |
| 4 | San Benito, Monterey, San Luis Obispo, Santa Barbara, Ventura, |
| Central Coast | Santa Cruz |
| 5 | Los Angeles |
| Los Angeles |  |
| 6 | San Diego, Orange, Imperial, Riverside, San Bernardino |
| San Diego / |  |
| Inland Empire |  |

Director of CALSA's Mentoring Program: The Director of CALSA's Mentoring Program shall be selected and appointed by the Board to serve a term of not more than two (2) years without a formal review and action by the Board to extend the Director's appointment for another term.

Director of CALSA's Women's Leadership Network: The Director of CALSA's Women's Leadership Network shall be selected and appointed by the Board to serve a term of not more than two (2) years without a formal review and action by the Board to extend the Director's her appointment for another term.

If, before the installation of the Board, the person duly elected or appointed to a position is unable to assume the position for any reason, including but not limited to personal reasons, change in eligibility to serve as a director, death, or verified disability, the existing Board shall then appoint any person who is eligible to serve in the position. The appointment may be made by the Board through any reasonable process including but not limited to direct appointment, appointment of the candidate who received the next highest number of votes in the election, or call for a special election, which such election shall take place with at least 10 days advance notice to the General Membership prior to the election, or a secret ballot election of the Board.

## Section VI: Additional Officers.

The Board may create additional Vice President Officer and Director positions as deemed necessary.

Section VII: Removal.
Any director elected or appointed may be removed by a two-thirds (2/3) vote of the Board if, in the reasonable judgment of the Board, the best interests of the Association would be served thereby.

## Section VIII: Vacancy.

A vacancy in any position because of death, resignation, removal, disqualification or otherwise may be filled by the Board by appointment. The appointment may extend to the end of the term of office or may be made for a portion of the remaining term of office; the appointment may be submitted to the General Membership. The Board may also leave a vacant position unfilled.

## ARTICLE VII. BOARD ADVISORS AND CONSULTANTS

## Section I: Board Advisors.

The Board of Directors may appoint "Advisors" to the Board, who shall serve at the pleasure of the Board. Generally these Advisors are considered volunteers and/or probono service providers. However, the Board may secure and retain their paid professional services as may be necessary and based on express written terms and conditions deemed acceptable to the Board. These Advisors may attend Board meetings but shall not exercise any rights, privileges or powers of a Board member. These Advisors may include, but are not limited to the following:

Legislative Advisor: This individual shall be responsible for monitoring education legislation relevant to Latina/Latino students and provide timely reports to the Executive

Director. The position may be appointed by the Board and serve at the discretion of the Board.

Scholarship Program Advisor: This individual will supervise and coordinate the implementation of CALSA's scholarship program as directed by the Board.

Marketing and Fund Raising Advisor: This individual shall advise the Board and oversee and implement plans for marketing CALSA's programs and member services and plans for CALSA's general fund raising efforts.

Legal Advisor: The Board may appoint an attorney or law firm to provide legal advice or representation to the organization.

## Section II: Board Consultants.

The Board may also contract with paid "Consultants" for services as determined by the Board, based on express written terms and conditions deemed acceptable to the Board. These Consultants may attend Board meetings but shall not exercise any rights or privileges of a Board member. These Consultants may include, but are not limited to the following:

Marketing and Recruitment Consultant: Such Consultant will be retained to organize, coordinate and/or staff membership recruitment and other organization marketing events and activities.

Fund Raising Consultant: The Board may appoint one or more fund raising coordinators to oversee and implement fund raising which may be focused on a particular activity, such as the CALSA Golf Tournament, or on more than one activity.

## ARTICLE VIII. EXECUTIVE DIRECTOR

Executive Director: An Executive Director or Co-Executive Directors may be appointed by the Board. The Executive Director(s) shall serve at the pleasure of the Board and have such powers and responsibilities as may be determined by the Board. The Executive Director(s) shall receive a formal review and evaluation annually with formal action by the Board at least every two years to determine whether to extend the appointment. The duties of the Executive Director(s) shall include but are not limited to the following:
a. Serve as an ex-officio member, without power to vote, of the Board and of all committees of the Association unless expressly not included on a committee by action of the President or the Board;
b. Take custody of and establish a repository for all official documents and records of the Association except the records that re necessary for the current year operations by Executive Officers, the Board, or committees of the Association and provide reasonable access to such documents and records as necessary for the Board;
c. Organize and conduct, or cause to be organized and conducted, all meetings of the Association, the Board, conferences and other events as directed by the Board;
d. To assist and to advise the Executive Officers, Board, committees, and members in the conduct of the Association and to facilitate achievement of the goals and purposes of the Association; and
e. Hire and supervise staff as positions are approved by the Board.

## ARTICLE IX. MEETINGS

## Section I: Regular Meetings.

The Board of Directors shall meet when feasible at the Superintendents' Symposium in Monterey (January), the Leadership Summit (November) and special designated state wide events, e.g., Legislative day in March, and at an annual General Membership meeting at the Summer Institute.

## Section II: Special Meetings.

In addition to the regular meetings, the Board of Directors may set up special meetings if called by the President, or by a majority vote of the Executive Officers. The ACSA Conference in November shall be a special presentation/workshop for perspective administrators/superintendents, and may be convened as a regular meeting.

## Section III: Notice of Meetings.

General Members will be notified of all General Membership meetings. Members of the Board will be notified of regular and special meetings of the Board. Any change in the established date, time or location requires notice. Each member shall be notified not less than five (5) days before the date of such meeting. Notice may be executed by reasonable means, including email.

## Section IV: Quorum.

The presence of a majority of the Board, of which two (2) persons must be Executive Officers, shall be required in order to constitute a quorum necessary for the transaction of the business of the Association. Directors may also attend by other appropriate means approved by the Board, such as video or audio conferencing.

## Section V: Conduct of Meetings.

All regular and special meetings of the Association shall be conducted in accordance with Robert's Rules of Order in accordance within the appropriate adaptation thereof. Robert's Rules of Order may also be waived by a majority of those in attendance at the meeting.

## ARTICLE X. COMMITTEES

## Section I: Standing and Special Committees.

The Board of Directors may establish and abolish such standing and special committees as it may desire. No standing or special committee may exercise the authority of the Executive Officers of the Association.

## Section II: Membership.

Unless otherwise determined by the Board of Directors in its decision to establish a committee, the President of the Association shall appoint members to the various committees.

## Section III: Vacancy.

A vacancy in the membership of any committee may be filled in the same manner as provided in the case of a regular appointment.

## ARTICLE XI. CONTRACTS

The Association will solicit requests for proposals for contract work that needs to be completed by the Association.

## ARTICLE XII. AMENDMENTS

An amendment to the Association's bylaws requires a simple majority vote of the Board of those present and voting at any special or regular meeting of the Board, providing the proposed amendment(s) shall have been presented at the previous regular meeting or in writing to every Board member at least two (2) weeks before the meeting at which the amendment is to be acted upon. In the event that a provision of these bylaws is invalidated, the balance of the bylaws will remain in full force and effect.

Adopted: January 29, 1999
Amended: January 30, 2002
Amended: April 16, 2003
Amended: January 29, 2004
Amended: December 2, 2004
Amended: January 31, 2008
Amended: November 6, 2008
Amended: November 6, 2009
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