

**COMMUNITY HEALTH SERVICES COMPONENT BYLAWS
APPROVED BY PROVINCIAL EXECUTIVE OCTOBER 22, 2019**

File No. 4480-280

1. NAME

(a) This component shall be known as the B.C. Government and Service Employees' Union Community Health Services component hereinafter referred to as the "component."

(b) The component shall consist of all union members within the bargaining units, as defined under the relevant labour legislation or as assigned by the provincial executive and covered by the Community Health Services component under the terms of the constitution and bylaws of the B.C. Government and Service Employees' Union.

2. HEADQUARTERS

The headquarters of the component shall be established in accordance with Article 2 of the union's constitution.

3. OBJECTS

The objects of the component shall be:

(a) To unite all members of the component in a single, democratic organization capable of acting on their behalf;

(b) To provide assistance to bargaining units and bargaining councils in their negotiations and to conduct all other matters relevant to the component.

4. MEMBERSHIP

Pursuant to Article 4 of the constitution, employees of employers in British Columbia who are certified with the union or have voluntary recognition collective agreements with the union, are eligible for full membership in the union by filling out an "application for membership" card.

5. INITIATION FEE

An initiation fee, if prescribed by law, shall be payable to the union.

6. LOCAL BYLAWS

The bylaws of the local shall be consistent with the bylaws of the component and with the bylaws and constitution of the union, and if inconsistent with the constitution of the union, the constitution shall be paramount.

7. LOCALS

(a) A local shall be formed and designated in each of the areas coinciding with the geographic boundaries of an area pursuant to Clauses 5.3 and 5.5 of the union's constitution, as described in Appendix A of these bylaws.

(b) The geographic boundaries of a local may only be changed pursuant to the policy adopted by the union's provincial executive and contained in Appendix B of these bylaws.

8. MEETINGS

(a) For the purpose of meetings "component" shall be defined as the component executive as per section 1(c)(i)(ii)(iii) and (iv) of the union's bylaws and contained in the constitution.

- (b) Component meetings shall be held as determined by the vice president, or at the request of the representatives of 30% of the locals of the component.
- (c) Fourteen clear days' written notice shall be given of component meetings with the exception of an urgent situation.
- (d) Component executive meetings shall be held at least quarterly at the call of the vice president.
- (e) The table officers of the component executive shall meet at the call of the vice president to conduct normal business of the component executive, between executive meetings.
- (f) Each local should meet as often as necessary but in any event not less than twice a year. Such meetings shall be at the call of the local chairperson.
- (g) The order of business at component executive meetings may be:
 - 1. Call to order
 - 2. Reading of minutes
 - 3. Business arising from minutes
 - 4. Communications
 - 5. Convention report
 - 6. Provincial executive report
 - 7. Financial report
 - 8. Reports of officers and committees
 - 9. Reports of local chairpersons
 - 10. Affiliation reports (CLC, NUPGE, BCFL, labour council)
 - 11. Unfinished business
 - 12. Nominations, elections and installation of officers
 - 13. New business
 - 14. Good and welfare
 - 15. Adjournment
- (h) As soon as possible and not more than 30 days after the date of the annual meeting, the treasurer of the component shall forward to the president an audited financial statement of the books of the component.
- (i) As soon as possible and not more than 30 days after the date of the triennial elections, the component vice president shall forward to the president a list of the officers and executive of the component.

9. ELECTIONS

- (a) The local nominating period shall be at least 30 clear days before the date set for local elections for the purpose of nominating candidates for all executive positions in the local for the ensuing three-year term. The component may approve the election by the locals of local officers other than the chairperson, 1st vice chairperson and treasurer on a sectoral basis to be elected by members employed in said sectors. The component shall encourage locals to designate one member-at-large position to be filled by a young worker representative. (Young workers are defined as 29 years of age or younger). The notice of nomination shall be issued before January 31 of that year but not before January 1 as per section 1(e) of the constitutional bylaws.
- (b) (i) The chairperson of each local shall sit on the component executive as of right. Additional members shall be elected to the component executive by the local executive from the local executive on a per capita basis. One for the first 650 members or major part thereof who shall be the chairperson of the local and one for each additional 650 members or major part thereof to a maximum of five inclusive of the local chairperson. One component executive member position may be designated for a young worker representative chosen by the component executive.

- (ii) Where a bargaining council has been established pursuant to Clause 12(c) of these bylaws, the chairperson of the bargaining council shall sit on the component executive as of right.
- (c) Component elections shall be held triennially in May on a date to be fixed by the component executive.
- (d) Table officers to be elected at component elections are a vice president, 1st vice chairperson, 2nd vice chairperson, 3rd vice chairperson, treasurer, recording secretary and additional officers as required. These officers shall be elected for a three-year term by a vote of the component executive from among the component executive.
- (e) Where a member is elected component vice president and represents a local entitled to only one component executive member, that local shall be entitled to one additional member. This additional member of the component executive shall be entitled to all voting rights of membership except voting in the component table officer elections.
- (f) The staff member assigned to the component shall be a member ex-officio of the component executive.
- (g) In all cases, except for the election of officers at the triennial convention, the candidate(s) receiving the most votes will be declared elected as per section 2(d) of the constitutional bylaws.
- (h) There shall be no "plumping." Where vacancies in office exist and more than one seat is to be filled, the membership will be clearly instructed as to how many vacancies are to be filled and the number of candidates they must vote for. Where practical, this information will be contained on the ballot.
- (i) In the case of nominations for local executive positions, a nomination form shall be made available to all members so that any member may nominate or be nominated for local office. The nomination forms will be provided by the area office as per section 2(c) of the constitutional bylaws. All candidate names on the ballot will be in random order. In accordance with the BCGEU constitution and bylaws, bylaw section 2(g), all elections for local officers are by referendum. No interim local officer elections will be held during the eight months previous to the triennial local officer elections without consulting the component vice president and without a minuted decision by the local executive.
- (j) *Steward elections*
 - (i) Steward elections will be held every three years, starting in September of the year prior to the year in which local elections are held. Stewards will serve for three-year terms.
 - (ii) The local executive will determine the appropriate number of stewards for their local at a common worksite or, if there is no shared worksite, by employer and geographic location. The number of stewards will be determined prior to the opening of nominations for election in September.
 - (iii) The local executive may not assign less than one steward per worksite, or per 100 members, whichever is greater.
 - (iv) Stewards at common worksites with more than 100 members will be encouraged to form steward committees and elect amongst themselves a lead steward for the purpose of holding regular meetings to discuss matters particular to the worksite that may arise from time-to-time.
 - (v) Nominations, balloting and voting for stewards is the same process as outlined in (g), (h) and (i) above.

(k) *Election Dispute Procedure*

A. A member of a local, eligible to cast a ballot in a local election, who alleges there has been an irregularity in the election procedure and wishes to challenge the election, may do so by advising the vice president of the component, in writing, stating the reason(s) and the alleged irregularity.

Where the local election being challenged is the same local as the component vice president, the president shall appoint an alternate to investigate the complaint.

B. The written challenges must be received by the vice president of the component within 10 calendar days of the results of the election being published. The balloting committee shall retain all ballots cast in a local election in safekeeping for a minimum of 30 calendar days of the results of the election being published.

C. The vice president, upon receiving a complaint as per (A) and (B) above, shall investigate the matter. If, in the opinion of the vice president, there has been an irregularity, they shall order another ballot in respect to the election where the irregularity has occurred. The vice president's decision shall be final subject to the right of the member alleging the irregularity appealing to the provincial executive through the president.

D. For the purposes of this procedure an irregularity shall be defined as any variance which may have affected the result of the election.

10. QUORUM

Two-thirds of the component executive shall constitute a quorum at component executive meetings.

11. ATTENDANCE

Absence of a component executive member from two consecutive meetings without just cause shall constitute grounds for dismissal from the component executive.

12. NEGOTIATIONS

(a) *Local bargaining units*

(i) Where negotiations are conducted at the local bargaining unit level, a bargaining unit negotiating committee shall be elected from the members of the bargaining unit.

(ii) The committee shall consist of not more than three members. If additional members are required, the bargaining unit shall request approval for additional members from the component.

(iii) Each local bargaining unit shall elect a negotiating committee, one of whom shall be chairperson, and that chairperson, together with the staff member assigned to the negotiations, will co-chair the committee. A local bargaining unit negotiating committee may be authorized to elect the chairperson from amongst its members.

Where local bargaining unit members are spread beyond one single geographic location, a referendum system of nominations and elections shall be utilized.

(b) *Sectoral Agreement*

(i) A sectoral agreement committee shall be elected from among the representatives of local bargaining units affected by the sectoral agreement.

(ii) The members of the committee shall elect a chairperson from amongst themselves, who shall also be chair of the negotiating committee.

- (iii) The chairperson of the negotiating committee and the staff representative assigned shall act as co-chairs at the bargaining table.
- (c) *Bargaining Councils*
- (i) Bargaining councils may be established with the approval of the component or provincial executive, in accordance with the following:
- where there is a sectoral agreement; or
 - where there is a possibility of achieving a sectoral agreement; or
 - where there are significant province-wide bargaining units such as crown corporations or agencies.
- (ii) A bargaining council shall consist of representatives from each of the bargaining units determined to be of like occupations, industry or service.
- (iii) Where a bargaining unit is a member of a bargaining council, the bargaining unit chairperson shall sit as of right on the bargaining council and one additional bargaining unit representative shall be elected if the membership of the bargaining unit exceeds 15% of the bargaining council membership.
- (iv) There shall be no more than two representatives elected from each bargaining unit to sit on the bargaining council.
- (v) The bargaining council representatives shall elect a chairperson and a recording secretary.
- (vi) The chairperson of each bargaining council shall sit on the component executive.
- (vii) The bargaining council will be responsible for developing sectoral agreements for that council and developing strategies to achieve that sectoral agreement.
- (viii) If a member of a bargaining council is unable to attend a meeting, the component may permit another member of that bargaining committee to attend in their place and have full voting privileges.
- (ix) Where the bargaining council chair is unable to attend a scheduled bargaining council meeting, the recorder shall act as chair. The recorder, while acting as chair, shall appoint a recorder.
- (d) The president shall be a member ex-officio of any negotiating committee established pursuant to these bylaws.
- (e) In the event any negotiating committee conducts themselves contrary to the policies of the union, the executive committee shall have the right to remove the committee members until the negotiations are complete.

All elections for negotiating committees shall be conducted no more than six months, but not less than three months, prior to the expiry of the agreement.

13. GRIEVANCE PROCEDURE

- (a) The component table officers shall be consulted on interpretive grievances.
- (b) No member will discuss any grievance with a supervisor without notifying their steward.
- (c) Grievances will be processed according to the provisions of the collective agreement involved and standard forms provided by the union will be used.

14. FINANCING

- (a) The component will be financed through a portion of monthly union dues determined by the provincial executive pursuant to Clause 10.7 of the union's constitution.
- (b) The component shall be responsible for the funding of their locals and may do so through an imprest account system.
- (c) There shall be a standing component finance committee which shall consist of the treasurer as chairperson and two other members of the component executive as members. This committee will periodically examine the accounts of the locals and shall investigate all reported irregularities.
- (d) The locals may be financed through an imprest account in an amount to be determined by the component's financial policy. Such funds are to be expended according to guidelines set by the component executive, ie., day-to-day affairs of the local. Other expenditures deemed necessary by the local must be first approved by the component finance committee.
- (e) An account in a chartered bank or credit union shall be established by each local with the treasurer as signing officer and the vice president or 1st vice chairperson as the other signing officer.
- (f) On the last day of every month each local treasurer shall forward a "local statement," with receipts outlining the manner in which monies have been spent during the previous month, to the component treasurer, and the local shall then be reimbursed.
- (g) The treasurer shall remit to the president approved quarterly financial statements not later than 30 days after the quarter in question.
- (h) The component's financial policy shall conform to the union's financial policies as outlined in the BCGEU financial manual.
- (i) In the event of irregularities, the treasurer shall refer the matter to the finance committee, the financial controller and the treasurer of the union for appropriate action.

15. RULES OF ORDER

Rules of order and procedure shall be those contained in Roberts' Rules of Order Revised where not inconsistent with the constitution and bylaws of the union.

16. TABLE OFFICERS

- (a) The fiscal year of the component and locals shall end on the last day of December of each year.
- (b) Their respective officers shall act for the component and local between meetings.
- (c) If a component office becomes vacant during the term of the office, a replacement shall be elected from among the executive at the call of the vice president or 1st vice chairperson if the vice president office is vacant.
- (d) It shall be the duty of the vice president to preside at all meetings of the component executive and to exercise supervision over component affairs.
- (e) The vice president of the component shall sit as a member of the provincial executive of the union. If the component has more than 7,500 members, the component shall determine a second representative to the provincial executive. The second representative will be elected by the voting members of the component executive from among the table officers willing to stand for election.

(f) It shall be the duty of the 1st vice chairperson to act in the absence of the vice president and to assist the vice president in the discharge of the duties of the chair. In the absence of the vice president and the 1st vice chairperson, the 2nd vice chairperson shall so act.

(g) It shall be the duty of the recording secretary to keep the minutes of the component and to render such other services as directed by the component executive. A copy of the minutes of component meetings shall be forwarded to the president.

(h) It shall be the duty of the treasurer to establish an account in a chartered bank or credit union and to deal with all component funds and to issue receipts and issue all cheques and prepare necessary financial statements and to render such other services as may be directed by the component executive. The vice president, treasurer and 1st vice chairperson shall be signing officers of such an account. All disbursements shall require the signatures of at least two signing officers. The component executive can vote to appoint the 2nd vice chairperson and recording secretary as additional signing officers at any time.

17. CONVENTIONS

(a) Pursuant to Article 8 of the constitution, delegates to the union's triennial constitutional convention shall be elected from each local's membership on the following basis: the chairperson of each local within a component shall be a delegate for the first 100 members or part thereof and the local may elect one additional delegate for each additional 200 members or major part thereof.

(b) When a local elects its delegates to the triennial constitutional convention, nominations shall exceed the number of delegates to be elected by at least two. The unsuccessful candidates shall be regarded as alternate delegates ranking in accordance with the number of votes received by them.

(c) (i) The component executive shall approve or disapprove all resolutions submitted by the locals to conventions of organizations to which the BCGEU is affiliated.

(ii) Approved resolutions to BCGEU conventions will be submitted to headquarters as per Clause 8.4 of the constitution. Locals must submit resolutions to the component at least 90 days prior to convention to be considered.

(d) Delegates to conventions of the Canadian Labour Congress and the BC Federation of Labour shall be selected by the component executive after delegate entitlement and allocation has been determined by the provincial executive.

18. GENERAL

(a) No agreements contrary to the bargaining unit collective agreements or the general policy of the union shall be entered into by this component, its locals, bargaining units, bargaining councils or any of its members. This component and its locals shall not affiliate with any other organization without express written authority from the provincial executive.

(b) Members wishing to charge other member(s) with a breach of duty of the constitution and bylaws shall do so pursuant to Article 7 of the union's constitution.

(c) These bylaws may be altered or amended by a majority vote of those members of the component executive present at a meeting, providing that notice of motion has been served to each component executive at least 14 days prior to the meeting.

(d) For the purpose of these bylaws, the number of members in a local shall be that number provided by headquarters for the purpose of determining convention delegate entitlement. In special circumstances, that number can be adjusted by majority vote of the component executive.

(e) These bylaws and subsequent amendments must be submitted to the constitution & structure committee for recommendation to the executive committee and to the provincial executive for approval.

APPENDIX A

Local boundaries(a) **Region 1 - Vancouver Island**

- (1) *Victoria and vicinity*, consisting of that part of Vancouver Island from ~~Chemainus~~ **Mill Bay** south including the lower Gulf Islands of Saltspring, Mayne, Galiano, Saturna and Pender.
- (2) ~~Courtenay~~ **Nanaimo** and vicinity, consisting of the remainder of Vancouver Island and the mainland coast north of Jervis Inlet as far as Owikeno Lakes.

(b) **Region 2 - Lower Mainland/Fraser Valley**

- (3) *Vancouver and vicinity*, consisting of the area north of the South Arm of the Fraser River inland as far as Golden Ears Park and north to Jervis Inlet and Pemberton.
- (4) *Langley and vicinity*, consisting of the area south of the South Arm of the Fraser River to the Pitt River and the Fraser Valley and Canyon to include Lytton. Eastward the area includes Manning Park.

(c) **Region 3 - Southern Interior**

- (5) *Kamloops and vicinity*, which includes the area centred at Kamloops and includes Lillooet, the North Thompson to Blue River and east to Revelstoke.
- (7) *Kelowna and vicinity*, which includes the Okanagan Valley from Enderby to the US border and also includes Princeton.
- (8) *Cranbrook and vicinity*, which includes the Kootenays east of the Rogers Pass and the Salmo-Creston summit.
- (9) *Nelson and vicinity*, which includes the West Kootenays from Midway and Galena Bay and includes the area east of the Monashee Pass and Crawford Bay.

(d) **Region 4 - Northern**

- (6) *Williams Lake and vicinity*, which includes the large central plateau centred at Williams Lake and including Clinton, Ocean Falls, Quesnel and the Bowron Lakes.
- (10) *Ft. St. John and vicinity*, which centres at Dawson Creek, includes the Peace River country east of Pine Pass and the Alaska Highway to Lower Post.
- (11) *Prince George and vicinity*, including that area west to Fraser Lake.
- (12) *Terrace and vicinity*, including the northwest part of the province to Burns Lake and the Haida Gwaii.

APPENDIX B**Union policy regarding changing of local boundaries**

The provincial executive at its regularly scheduled meeting held March 16, 1978 adopted the following procedure for the changing of local boundaries. This policy has been adopted in response to the change in the constitution and the commitment made at the 1977 BCGEU Convention to provide a method by which locals could alter their boundaries to better serve the needs of the membership.

1. The local wishing to change its boundaries shall serve the appropriate component with a notice of motion containing the reasons why the request is being made, and reasonable proof that the proposed change is endorsed by the majority of the local membership affected.
2. The motion referred to in (1) above must provide the component with specific information on the change requested, including a description of the proposed new boundaries.
3. The component, after considering the foregoing motion and hearing the views of the other local(s) affected, will refer the matter to the constitution & structure committee with a recommendation for or against the change.
4. The constitution & structure committee, upon receiving a request for a local boundary change endorsed by the appropriate component, will have the committee secretary obtain a joint report from the area representatives concerned.
5. After considering all available information, the constitution & structure committee will make the appropriate recommendations to the provincial executive for action.

This policy has been formulated not to discourage locals from changing their boundaries, but to ensure that the rights and wishes of all the members concerned are fully protected. The provincial executive considers the changing of local boundaries to be an important matter, and a great deal of care must be taken before any binding decisions are made.

All locals considering changing their boundaries should pay special attention to the section of the policy which requires proof that the membership affected are involved in the decision and have an opportunity to have their views heard.

APPENDIX C

The component shall establish the following committees whose members will be appointed by the component chairperson:

- 1. Bylaws committee: Component vice president (chairperson)
Two executive members
- 2. Finance committee: Treasurer (chairperson)
Two executive members

The component may establish the following committees whose members will be appointed by the component chairperson:

- 1. Resolutions committee: 1st Vice chairperson (chairperson)
Three executive members
- 2. Any other committees deemed necessary.

Ad hoc committees

- 1. Membership Recording secretary (chairperson)
Three executive members
- 2. Occupational health & safety Chairperson
Two executive members
- 3. Women's committee
- 4. ECCO – Education/Communications

APPENDIX D**Component executive - duties of the table officers****1. VICE PRESIDENT**

- (a) It shall be the duty of the vice president to preside at all meetings of the component executive and to exercise supervision over component affairs.
- (b) The vice president shall chair the component bylaws committee.
- (c) The vice president shall sit as a member of the provincial executive and serve on committees as appointed by the president of the union.
- (d) The vice president shall represent the component at conventions of the union and other organizations to which the union is affiliated.

2. 1st VICE CHAIRPERSON

- (a) It shall be the duty of the 1st vice chairperson to act in the absence of the vice president and to assist the vice president in the discharge of the duties of the chair.
- (b) The 1st vice chairperson shall chair the component resolutions committee.
- (c) Shall perform such other duties as assigned by the vice president.

3. TREASURER

- (a) It shall be the duty of the treasurer to establish an account in a chartered bank or credit union and to deal with all component funds, to issue receipts and issue all cheques and prepare necessary financial statements and to render such other services as may be directed by the component executive and required by the financial manual.
- (b) The treasurer shall arrange for the annual audit of the component's finances and shall submit financial statements as per Clause 4.2 of the financial manual. The treasurer shall be responsible for the handling of the component's correspondence.
- (c) The treasurer shall forward to the president, within 30 days of the annual meeting, a list of the officers and executive of the component.
- (d) The treasurer shall chair the component finance committee.

4. 2nd VICE CHAIRPERSON

- (a) It shall be the duty of the 2nd vice chairperson in the absence of the vice president and 1st vice chairperson to assume the chair and discharge the duties of the chair according to the bylaws.
- (b) Such other duties as might be assigned by the vice president.

5. 3rd VICE CHAIRPERSON

- (a) It shall be the duty of the 3rd vice chairperson in the absence of the vice president, the 1st vice and the 2nd vice chairperson to assume the chair and discharge the duties of the chair according to the bylaws.
- (b) Such other duties as might be assigned by the vice president.

6. RECORDING SECRETARY

- (a) It shall be the duty of the recording secretary to keep the minutes of the component and to ensure that all members of the component executive receive an attested copy of the minutes following each component executive meeting.
- (b) The recording secretary shall chair the component membership committee.
- (c) Assume such other responsibilities as assigned by the vice president.

Approved by the component executive on May 29, 2019

Approved by the provincial executive on October 22, 2019