



# TEAMSTERS UNITED

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Proposed Changes to the IBT Constitution  
Submitted by Fred Zuckerman  
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## *Changes in bold and italics*

Deletions ~~struck through~~

### **Article IX, Section II General Executive Board – Duties and Powers – Mergers**

*This proposal is intended to protect Local Unions from forced mergers, while providing a method for the review of unusual circumstances raised by the General Secretary-Treasurer and to allow the Joint Council with jurisdictional responsibility to respond accordingly.*

All mergers of subordinate bodies shall be subject to approval by the General Executive Board, and no such merger shall be effectuated until such approval has been obtained. In the event the Executive Boards of two or more subordinate bodies agree to merge, the merging Local Union shall conduct a vote of its membership, after reasonable notice, to approve the merger proposal. Upon ratification of the merger agreement by the members of the merging Local Union, the involved Local Unions shall notify the General Secretary-Treasurer of the merger proposal and provide a copy of the merger agreement, if any.

The General Secretary-Treasurer shall notify the involved Joint Council of the proposed merger and solicit its recommendation prior to submitting the merger request to the General Executive Board for its approval.

~~The General Executive Board shall also have the power to merge Local Unions and other subordinate bodies. In exercising its discretion, the General Executive Board shall specify the terms and conditions of the merger, taking into consideration such circumstances as the financial conditions, jurisdiction, location, and such other factors as appear appropriate in connection with the Local Unions and other subordinate bodies involved. In the event the General Executive Board determines that it would be in the best interest of the International Union and the members of the involved subordinate bodies to merge two or more Local Unions, the General Executive Board shall conduct a referendum vote for the members of the Local Union that may be merged provided, however, that the Local Union is currently capable of servicing the membership and fulfilling its obligations as the bargaining representative. No vote need be conducted if a Local Union is not capable of performing its representational functions, due to its financial conditions or where an emergency situation exists within the Local Union. In those circumstances, The General Secretary-Treasurer shall attest to a Local Union's adverse financial condition and/or the~~

~~emergency situation that requires merger and report such to the General Executive Board. The General Secretary-Treasurer may, at his discretion, report such situation to the involved Joint Council and solicit its recommendation. The General Executive Board shall approve any such merger prior to its effectuation.~~

***No forced merger of Local Unions shall take place without a secret ballot referendum vote in the affirmative, with 30 days' notice to the membership, of each affected Local Union. This requirement shall apply in full force if a Local Union is in trusteeship. No merger of Local Unions shall take place without the approval of the Executive Board of each affected Local Union.***

***No bargaining units or groups of members shall be moved from one Local Union to another without a referendum vote of the affected members, and the approval of the Executive Board of each affected Local Union. This provision shall not apply in the case of changes of operations, company mergers or relocation of units.***

***In the event the General Executive Board determines that it would be in the best interest of the International Union and the members of the involved subordinate bodies to merge two or more Local Unions because a Local Union is not capable of performing its representational functions, due to its financial conditions or where an emergency situation exists within the Local Union and the affected Executive Board refuses to approve a merger, the General Secretary-Treasurer shall attest to a Local Union's adverse financial condition and/or the emergency situation that requires merger and report such to the Joint Council holding jurisdiction in the affected area. The Joint Council shall conduct a secret ballot referendum of the combined executive boards of their affiliated Local Unions seeking approval of the merger. The General Executive Board shall approve any such merger only if so approved within the Joint Council. This language shall supersede any language to the contrary in this section.***