



New York State Association of REALTORS®, Inc.

## Elected Positions

### NYSAR Treasurer

Applications for this position are accepted until August 31 each year and are reviewed in the preceding year of the term being sought. The Nominating Committee will meet in conjunction with the NYSAR Mid-Winter Business Meetings for the purpose of interviewing candidates. The Nominating Committee will then make their recommendations (as prescribed by the bylaws) to the Board of Directors and each member board by official notice within 30 days of the committee reporting its recommendations, but no later than 60 days in advance of the meeting at which such elections shall be made.

- The officer application must be filled out completely and forwarded to the NYSAR offices; c/o the CEO.
- The application and background check authorization is due August 31 each year. Applications must be received by the NYSAR CEO during a period beginning from the date of the Nominating Committee's formal announcement to the Board of Directors of its recommendation for the ensuing year and ending August 31<sup>st</sup> of that year.
- The applicant must have served on the NYSAR Board of Directors for at least 1 year and be a member in good standing.
- Review of applications and candidate interviews are conducted at a time between January 1 and at least 60 days prior to the annual meeting of the Board of Directors. Candidates will be notified by NYSAR staff with the date and time of the Nominating Committee's meeting as soon as the information is available.
- Endorsement letters for the Treasurer position are not mandatory; however, many candidates acquire them from the local board/associations in the state, personal, professional and business acquaintances. The Nominating Committee will accept unlimited written comments provided to the NYSAR CEO at least seven (7) calendar days prior to the committee's next meeting.
- NYSAR Officers, members of the NYSAR Nominating Committee including alternates and NYSAR staff, may not endorse any candidate for statewide office.
- Candidates for office and/or a candidate's representative(s) are prohibited from contacting NYSAR officers and members of the Nominating Committee including alternates with regards to promoting any candidacy.
- Nominating Committee members including alternates should contact appropriate NYSAR staff and not contact candidates to discuss matters related to the nominating process. Nominating Committee members are permitted to discuss personal or unrelated association business with candidates.
- No candidate for office may also sit on the Nominating Committee.
- Candidates must be informed in writing by the NYSAR CEO that their application has been accepted before they formally announce their candidacy and begin distribution of campaign materials.

## **NYSAR President-Elect**

The Treasurer does not automatically move up to the President-Elect position and must submit an application to be considered. Applications for this position are accepted until August 31 each year and are reviewed in the preceding year of the term being sought. The Nominating Committee will meet in conjunction with the NYSAR Mid-Winter Business Meetings for the purpose of interviewing candidates. The Nominating Committee will then make their recommendations (as prescribed by the bylaws) to the Board of Directors and each member board by official notice within 30 days of the committee reporting its recommendations, but no later than 60 days in advance of the meeting at which such elections shall be made.

- The officer application must be filled out completely and forwarded to the NYSAR offices; c/o the CEO.
- The application and background check authorization is due August 31 each year. Applications must be received by the NYSAR CEO during a period beginning from the date of the Nominating Committee's formal announcement to the Board of Directors of its recommendation for the ensuing year and ending August 31<sup>st</sup> of that year.
- The applicant must have served on the NYSAR Board of Directors for at least 1 year and be a member in good standing.
- Review of applications and candidate interviews are conducted at a time between January 1 and at least 60 days prior to the annual meeting of the Board of Directors. Candidates will be notified by NYSAR staff with the date and time of the Nominating Committee's meeting as soon as the information is available.
- Endorsement letters for the President-Elect position are not mandatory; however, many candidates acquire them from the local board/associations in the state, personal, professional and business acquaintances. The Nominating Committee will accept unlimited written comments provided to the NYSAR CEO at least seven (7) calendar days prior to the committee's next meeting.
- NYSAR Officers, members of the NYSAR Nominating Committee including alternates and NYSAR staff, may not endorse any candidate for statewide office.
- Candidates for office and/or a candidate's representative(s) are prohibited from contacting NYSAR officers and members of the Nominating Committee including alternates with regards to promoting any candidacy.
- Nominating Committee members including alternates should contact appropriate NYSAR staff and not contact candidates to discuss matters related to the nominating process. Nominating Committee members are permitted to discuss personal or unrelated association business with candidates.
- No candidate for office may also sit on the Nominating Committee.
- Candidates must be informed in writing by the NYSAR CEO that their application has been accepted before they formally announce their candidacy and begin distribution of campaign materials.

### **NYSAR Appointed NAR Directors**

It shall be NYSAR policy that the NYSAR Executive Committee shall review and select the NYSAR NAR Director(s), and the NYSAR candidate for National Association of REALTORS Vice President for Region 2, at a time and in a manner that the committee shall decide.

The NYSAR President-Elect and Treasurer shall be NYSAR representatives on the National Association of REALTORS® Board of Directors for the length of their term and the Immediate Past President shall be a representative, if a position is available, after provision is made for the President-Elect and Treasurer. The NYSAR Executive Committee will also appoint the small board and medium board representatives to the National Association of REALTORS® Board of Directors.

**NAR candidates, including NYSAR NAR director candidates and Region 2 RVP candidates, cannot contact the Executive Committee members regarding their candidacy or for endorsement and/or vote.**

The NYSAR Executive Committee shall review and select candidate(s) for any and all remaining unfilled NAR Director positions. Applications for NYSAR appointed NAR Directors are accepted up until 2 weeks prior to the Executive Committee's meeting. Candidates will appear before the committee for interviews. NYSAR will accept written endorsements up to 2 weeks before the candidate interviews. Any member in good standing may apply, however they must meet the NAR requirements including the following:

## **NAR BOARD OF DIRECTORS QUALIFICATIONS & PERFORMANCE EXPECTATIONS**

### **Qualifications**

Each applicant must satisfy the following qualifications to serve as an NAR Director:  
Be a REALTOR® member in good standing, actively engaged in the business of real estate.  
Have served in some capacity within NAR Governance, a state or local association, or NAR Institute, Society, or Council.

Complete a written application that includes the following:

- Provide a statement describing their involvement in real estate, why they are seeking a position on the NAR Board of Directors, and what they believe they can contribute in their role.
- Commitment to supporting the [mission](#), [priorities](#), and [core values](#) of NAR.
- Acknowledge that the applicant will fulfill all [duties and responsibilities of the role](#) and abide by [NAR policies](#).

### **Performance Expectations**

Each Director must meet the following performance expectations during their term:  
Complete the At Home with Diversity class, Bias Override: Overcoming Barriers to Fair Housing class, and Fairhaven prior to May 1, 2024.

Execute the NAR Volunteer Service Agreement that includes Director duties, responsibilities, and performance expectations.

Complete an annual orientation and NAR fiduciary refresher module.

Serve on at least one committee, forum, or advisory group to stay informed on key policy positions to act as a local member resource.

Demonstrate leadership and communication skills as well as proficient use of technology and social media.

Review all materials prior to each meeting and fully participate in each meeting from beginning to end.

Forfeit their Director position when they miss two consecutive Board meetings unless the Board of Directors, upon receipt of a written explanation for such absence satisfactory to it, waives this provision.

Resign or be removed from the Board in the event of a violation of fiduciary obligation to NAR or a violation of the NAR conflict of interest or harassment policies.

### **NYSAR Appointed NAR Region 2 Regional Vice President**

NAR's Region 2 contains 3 states; New Jersey, New York, and Pennsylvania. The Region 2 RVP position rotates between the states, and therefore NYSAR must nominate an individual every three years. It is NYSAR policy that the NYSAR Executive Committee shall review and select the candidate for Region 2 NAR Vice President. Applications are accepted up until 2 weeks prior to the Executive Committee's meeting. Candidates will appear before the committee for interviews. NYSAR will accept written endorsements up to 2 weeks before the candidate interviews. Any member in good standing may apply. NAR candidates, including NYSAR NAR director candidates and Region 2 RVP candidates, cannot contact the Executive Committee members regarding their candidacy or for endorsement and/or vote.

### **NAR Required Criteria for Candidates and Elected Officers**

- In order to be deemed eligible to run for NAR Elected Office, a Potential Candidate must meet the required criteria as of June 1st of the year prior to the year in which the Potential Candidate's election would be held:
- No personal bankruptcy pending or discharged within the last 7 year
- No personal foreclosures within the last 7 years
- Credit score at or above 650
- No current delinquent tax filings and/or payments

Please follow this link to keep up-to-date on NAR's elected officer rules and requirements:

<https://www.nar.realtor/national-leadership/campaign-and-election-process-for-nar-elected-office>

NAR RVP election process:

<https://www.nar.realtor/national-leadership/regional-vice-president-election-process>

**Applications for NAR Elected Office must be submitted between March 1 through June 1, therefore NYSAR will conduct candidate interviews at the Executive Committee meeting in conjunction with the Mid-Winter Business Meetings every 3 years.**

## IMPORTANT DATES TO REMEMBER

Date	Item
February 2025	Nominating Committee Meeting (recommending 2026 officer positions)
August 31, 2024	2026 Treasurer and President-Elect applications due
July 31, 2024	NAR Director allocation date
August 2024 (exact date TBD)	NAR Director applications due
August 2024 (exact date TBD)	Executive Committee review and select NAR Directors (if positions are available)
October 2, 2024	BOD Meeting – officer positions approval
November 11, 2024	NAR BOD and Delegate Body Meeting
March 1-June 1	NAR RVP applications due

### For questions or more information, contact:

Duncan MacKenzie, NYSAR CEO; [dmackenzie@nysar.com](mailto:dmackenzie@nysar.com), 518-463-0300 x200

Ali Mann, NYSAR Director of Governance & Board Relations; [amann@nysar.com](mailto:amann@nysar.com), 518-463-0300 x203

## NYSAR Bylaws

### ARTICLE IV - OFFICERS

#### SECTION 1. OFFICER TITLES & DUTIES:

- A. **PRESIDENT:** The President of this Association shall preside at meetings of the Association and of the Board of Directors. The President shall have power to appoint all committees of this Association and the power to dissolve all committees except those specified in these Bylaws.

The President shall have the right to call special meetings of the Association and of the Board of Directors and shall serve as the Delegate for member boards of the Association at the Annual Delegate Body meeting of the National Association of REALTORS®. The President, with the Treasurer, shall sign on behalf of the Association such contracts as have been authorized by the Board of Directors or the Executive Committee.

The President shall perform such other duties as are provided by these Bylaws and as are incident to the office. The President shall also designate that the Treasurer or Chief Executive Officer (CEO) may sign official communications of the Association and notices of meetings. Such designations may be changed from time to time at the sole discretion of the President.

- B. **PRESIDENT-ELECT:** The President-Elect shall perform the duties of the President in the event of their absence or disability, and shall perform such duties as may be enjoined by the Board of Directors. In the absence of unforeseen events, the President-Elect shall succeed to the Presidency immediately upon the position of President becoming vacant without an additional election.

- C. **TREASURER:** The Treasurer shall serve as Chairperson of the Budget and Finance Committee and also perform the usual duties incident to the office. The Treasurer shall receive all the funds of the Association, and deposit them in such depository or institution as may be approved by the Directors. The Treasurer shall prepare and present at meetings of the Board of Directors, a full and specific financial report detailing the income, expenses and investments of the association.

The Treasurer shall keep regular books of account and shall have preserved and filed all vouchers for the payment of money. The Treasurer shall have the accounts of the Association and its divisions audited at least annually by a Certified Public Accountant approved by the Board of Directors and shall facilitate a presentation to the Board of Directors by the CPA; such presentation shall detail the finances of the Association. Questions may be addressed to the CPA by any

member of the Board of Directors. The Treasurer shall immediately, upon expiration of their term of office, turn over to the successor Treasurer all books, vouchers, money, and property of the Association in their possession. The Treasurer shall give such bond for the faithful performance of their duties as may be prescribed by the Board of Directors, said bond to be paid for by the Association.

The Treasurer, with the President, shall sign on behalf of the Association such contracts as have been authorized by the Board of Directors. The Treasurer will only be eligible for one (1) re-election.

- D. IMMEDIATE PAST PRESIDENT: The Immediate Past President shall serve as an officer of the Association in the year immediately following the year served as President. The Immediate Past President shall serve as the Chairperson of the Nominating Committee. In addition to the other duties set forth in these bylaws or Association policy the President may assign duties to the Immediate Past President including but not limited to travel, attendance at Realtor functions and various other duties. If the Immediate Past President accepts those duties assigned by the President, NYSAR will reimburse the Immediate Past President for necessary travel and expenses pursuant to NYSAR's reimbursement policy. In the event of a vacancy, the position will not be filled.

#### SECTION 2. TERM OF OFFICERS:

- A. The elective year shall be January 1 to December 31.
- B. The President, President-Elect, Treasurer, and Immediate Past President shall each serve a term of one year.

#### SECTION 3. LINE OF SUCCESSION DURING ELECTED TERM:

- A. In the event of the President's inability to complete the term of office as elected, the succession shall be:
  - 1. President-Elect
  - 2. Treasurer
- B. In the event of the inability of the President-Elect or Treasurer to serve in their respective office as required by these Bylaws, a special meeting of the Nominating Committee shall be called for the purpose of selecting qualified members to fill the existing vacancies subject to their election thereto by the Directors. Such election to be held at the next regularly scheduled business meeting of the Association or in the discretion of the Executive Committee, at a special meeting of the Board of Directors at a date, time and place to be determined.

SECTION 4. QUALIFICATIONS FOR OFFICERS: All candidates for an Officer position must be a NYSAR member in good standing and have at least one year of service on the NYSAR Board of Directors.

#### SECTION 5. ELECTION OF OFFICERS:

- A. The election of Officers for the ensuing year shall take place at the Annual Meeting of the Board of Directors.
- B. Candidates for President-Elect or Treasurer seeking the Nominating Committee's recommendation must submit a typed completed application, utilizing a process as the Chief Executive Officer determines is appropriate, that is provided by NYSAR with the signature of the candidate to the Chairperson of the Nominating Committee in care of the NYSAR CEO. Applications will be marked CONFIDENTIAL. Applications must be received by the NYSAR CEO during a period beginning from the date of the Nominating Committee's formal announcement to the Board of Directors of its recommendation for the ensuing year and ending August 31 of that year. After the

date of August 31<sup>st</sup>, the NYSAR CEO has 1 week to review submitted applications. Upon being notified by the NYSAR CEO of any issue with the application, the candidate will have 1 week to remedy any such issues. Thereafter, the NYSAR CEO will notify applicants whether their application has been accepted.

- C. Individuals seeking the office of Treasurer or President-Elect not receiving the recommendation of the Nominating Committee may petition to be placed on the ballot only if they have submitted a new completed application at least thirty (30) days prior to the Annual Meeting of the Board of Directors, and have the endorsement of not less than one-third of the Member Boards. The petition and completed application must be submitted to the NYSAR CEO at least thirty (30) days prior to the Annual Meeting of the Board of Directors. Notification of any eligible petition would be made to each member of the Board of Directors at least twenty (20) days prior to the Annual Meeting. At the sole discretion of the presiding Officer, the election of any Officer shall be by either/or 1. signed paper ballot, 2. a show of hands, 3. voice vote, 4. electronic vote, or 5. utilizing a process as the presiding officer determines is appropriate. In any case where there are two (2) or more nominees for one office, and candidate who receives the majority of all votes cast shall be declared elected. In the absence of a majority, when there are three or more nominees, the nominee with the fewest votes will be eliminated from the ballot and a new vote taken. This process shall continue until one of the last two remaining candidates receives a majority of all votes cast. No proxy vote is permitted.
- D. NYSAR Officers, members of the NYSAR Nominating Committee including alternates and NYSAR staff, may not endorse any candidate for statewide office.
- E. Candidates for office and/or a candidate's representative(s) are prohibited from contacting NYSAR Officers and members of the Nominating Committee including alternates with regards to promoting any candidacy.
- F. Nominating Committee members including alternates should contact appropriate NYSAR staff and not contact candidates to discuss matters related to the nominating process. Nominating Committee members are permitted to discuss personal or unrelated Association business with candidates.
- G. No candidate for office may also serve as a member of the Nominating Committee.

SECTION 6. REMOVAL OF OFFICERS: In the event that an Officer is deemed to be incapable of fulfilling the duties for which elected, but will not resign from office voluntarily, the Officer may be removed from office under the following procedure:

- A. A petition requiring the removal of an Officer and signed by not less than one-third of the voting Directors shall be filed with the President, or if the President is the subject of the petition, with the next-ranking officer, and shall specifically set forth the reasons the individual is deemed to be disqualified from further service.
- B. Upon receipt of the petition, and not less than twenty (20) days nor more than forty-five (45) days thereafter, a special meeting of the voting Directors shall be held, and the sole business of the meeting shall be to consider the charge against the Officer, and to render a decision on such petition.
- C. The special meeting shall be conducted by the President unless the President's continued service in office is being considered at the meeting. In such case, the next-ranking officer will conduct the meeting of the hearing by the Directors. Provided a quorum is present, a three-fourths vote of Directors present and voting shall be required for removal from office.