



**APhA**

AMERICAN PHARMACISTS ASSOCIATION

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**2020-21 House of Delegates**  
*Report of the House Rules Review Committee*

**Committee Members**

Tim Tucker, Chair  
Jennifer Adams  
Brooke Clark  
Evan Colmenares  
Alison Knutson

*Ex Officio Members*

Joey Mattingly, Speaker of the House  
Melissa Duke, Speaker-elect

2020-2021  
**APhA House Rules Review Committee Report**

The 2020-2021 APhA House Rules Review Committee (HRRC) consists of the following APhA members and long-time Delegates:

**Tim Tucker, Chair**  
*Huntingdon, TN*

**Jennifer Adams**  
*Meridian, ID*

**Brooke Clark**  
*Tempe, AZ*

**Evan Colmenares**  
*Durham, NC*

**Alison Knutson**  
*Eagan, MN*

**Overall Charge and Duties**

The House Rules Review Committee is appointed each year to review and establish rules and procedures for the conduct of business at each House session (Adopted 1995). The APhA Speaker may assign year-specific charges to the Committee as warranted.

**Review of the APhA House of Delegates Rules of Procedure**

The HRRC met via conference call on April 28, 2020, May 15, 2020, and September 14, 2020 and made the following recommendations.

After thorough consideration, and in conjunction with the feedback received from Delegates, members, and staff, the HRRC unanimously recommends the following revisions to the APhA House of Delegates Rules of Procedure. Note: proposed amendments are in red font and deletions are ~~struck through~~ and proposed additions are underlined. To clarify, rules 7, 10, and 11 are included in this report for background and no amendments are recommended for these three items.

***Rule 1 Delegate Appointment***

All delegates, except APhA Membership Organization delegates, shall be appointed no later than June 1 of each year and will continue to function in that role until May 31 of the following year. APhA Membership Organizations have the flexibility to appoint their delegates based upon their existing processes with a delegate appointment deadline of no later than August 1 or these seats will also be subject to Speaker appointment as described in Rule **23** of the APhA House Rules of Procedure. APhA's student Academy delegates must be appointed no later than November 30.

**Rationale:** Updating the referenced rule number to three instead of two.

## ***Rule 2 Unfilled Delegate Seats***

Unfilled delegate seats of any delegation as defined by APhA Bylaws Article VI, Section 2, Subsection G, shall become inactive if unfilled during **in-person Annual Meeting and virtual both** House sessions for 3 consecutive **House cycles (March – March) years**. This historical information shall be reported annually to the House Rules Review Committee and the APhA Board of Trustees, in addition to being made available to the representative of any delegation being impacted. **The Speaker may issue exceptions to this rule in response to extenuating circumstances in consultation with the House Rules Review Committee. Delegates** **Delegation Coordinators** shall be notified 60 days prior to the inactivation of delegate seats and may petition the Secretary of the House for reappointment of any inactive seats.

**Rationale:** These edits incorporate the tracking of unfilled delegate seats into virtual House sessions to match the current process being conducted for in-person Annual Meeting House sessions. A clause was added to allow the Speaker of the House to issue exceptions during extenuating circumstances (e.g. natural disasters preventing attendance at House sessions). Additionally, “delegates” is being changed to “delegation coordinators” as the communication provided from APhA staff goes to whomever is tasked with assigned a delegation’s delegates and not the delegates themselves.

## ***Rule 3 Speaker Appointment of Unfilled Delegate Seats***

Per APhA Bylaws Article VI, Section 2, subsection A.i, the Speaker may appoint delegates to unfilled delegate seats of Affiliated State Organizations (ASO). The Speaker will give preference to appointing delegates who served the delegation in previous House sessions. The Speaker must select an individual who resides or works within the state represented by the ASO and for which they will represent in the House. This process also applies to delegations who have an inactive delegate seat per APhA Bylaws Article VI, Section 2, subsection G. The Speaker will make a reasonable attempt to notify the ASO executive staff of the Speaker appointment. In the event the ASO has a preferred individual to serve in the House after the Speaker has made the appointment, then the ASO’s choice will take precedence if it is received not less than 30 days prior to **any the first** House session. All individuals appointed under this rule will be seated with their ASO’s delegation, irrespective of whether the ASO or the Speaker appointed them into the seat.

**Rationale:** The modification of “the first” to “any” will not allow this rule to apply to in-person or virtual House sessions. The process for receiving any notifications or appointments from ASO’s will not change regardless of the type of House session that is being held.

## ***Rule 4 Delegates and Voting***

At **the first each** session of **a meeting of** the House of Delegates, the Secretary shall report the number of **accredited authorized** delegates who shall then compose the House of Delegates. Each delegate shall be entitled to one (1) vote. No delegate shall act as proxy of another delegate nor as delegate for more than one (1) association or organization. **During in-person House sessions,** a member registered as an alternate may, upon proper clearance by the **Secretary of the House Credentials Committee,** be transferred from alternate to delegate at any time during the continuance of business. **meetings. During virtual House sessions, a member registered as an alternate may, upon proper clearance by the Secretary of the House, be transferred from alternate to delegate if the request is provided at least 24 hours prior to the scheduled virtual session meeting time. Only authorized Delegates shall have access to voting technology during House sessions.**

**Rationale:** “Credentials Committee” is being updated to “Secretary of the House” to match current operations as the operations of the former Credentials Committee were transferred to the Secretary of the House. The rest of the additions are to incorporate virtual House sessions into this rule. Any changes from alternate to delegate must be provided to APhA Staff within 24 hours of the virtual House session.

#### ***Rule 5 Delegate Identification***

Each delegate is required to wear a delegate ribbon attached to the convention name badge while seated in **a an in-person** session of the House of Delegates. **Only authorized delegates will receive access to the virtual platform to vote during virtual House sessions and must display their first and last name within the virtual platform. Any APhA member will be allowed access to observe any House session, in-person or virtual.**

**Rationale:** This rule has been modified to reflect the wearing of Delegate ribbons during in-person sessions only and clarification that only authorized delegates will receive access to any virtual platform technology. The last sentence is being added to clarify that any APhA member can observe any House session, but will not have access to vote, whether it is in-person or virtual.

#### ***Rule 6 Consideration of Committee Reports***

**The order for consideration of Committee Reports and recommendations in any House of Delegates session agenda shall be determined by the Speaker in consultation with the Secretary of the House.** The House shall receive **any Committee Reports prior to Committee Open Forums or Webinars and any session where debate on a Committee Report would occur. The Policy Reference Committee and New Business Review Committee shall consider Delegate input received through open forums, webinars, and other communication means and will develop recommendations for consideration by the House on each whole numbered statement or recommendation, and consider the recommendations of each Association Policy Committee on each whole-number section of a Policy Committee report during the first session of the APhA House of Delegates at each Association Annual Meeting. During House sessions,** the Committee chair will recommend adoption of policy statements **and recommendations** and preside over the debate. Action on the report will be governed by Robert’s Rules of Order (current edition).

Debate in **any the first** session of the House **may will** be time limited, **as designated by the Speaker.** If the Speaker, the Committee chair, or any delegates feel additional debate on the policy statement is warranted, the item may be carried over to an open hearing **or a future session of the House, at which the Policy Reference Committee will preside.** The remaining items requiring action will be brought back **for final consideration at the next House session as “Unfinished Business”.** ~~**to the final session of the House of Delegates for action. The Policy Reference Committee may recommend adoption, referral, rejection, or amendments to the original Policy Committee report. Action requires a majority vote.**~~

**Rationale:** Modifications to this rule clarify the Speaker’s role in setting an agenda for any House session and provide guidance on how to address items of business from various Committees in an efficient manner, whether during an in-person or virtual House session.

### ***Rule 7 Privilege of the Floor***

Only delegates may introduce business on the floor of the House of Delegates. Any individual that is duly recognized by the Speaker and/or the House may have the privilege of the floor in order to address the delegates during a session of the House of Delegates. Any individual may present testimony during an open hearing.

### ***Rule 8 Nomination and Election of Speaker-elect***

The House of Delegates Committee on Nominations shall consist of five delegates, including the Chair, and shall be appointed by the Immediate Past (nonincumbent) Speaker of the House of Delegates, and that Committee shall meet preceding the **House session at which election-related activities shall occur, first session of the House of Delegates at the Association Annual Meeting** to select candidates for the office of Speaker-elect of the House of Delegates.

Elections for Speaker-elect will occur every even-numbered year. Only two candidates for the office of Speaker-elect of the House of Delegates shall be nominated by the Committee on Nominations, and this report shall be presented **prior to the House session at which election-related activities shall occur at the first session of the House of Delegates.** No member of the Committee on Nominations shall be nominated by that Committee. All candidates examined by the Committee shall be notified of the results as soon as possible after the nominees have been selected by the Committee on Nominations.

Nominations may then be made from the floor **at the first session of the House of Delegates** by any delegate immediately following the presentation of the Report of the Committee on Nominations. Candidates **must have been interviewed by the House of Delegates Committee on Nominations to be eligible to be** nominated from the floor **must submit biographical data to the Secretary of the House not less than 24 hours after the announcements of the slate, prior to the start of the final session of the House of Delegates in order to qualify as a candidate.**

All candidates must be an APhA Member as defined in Article III, Section 2, of the APhA Bylaws, and a seated delegate in the House of Delegates. **During in-person House sessions,** candidates will be introduced **at the first session of the House of Delegates** and permitted to speak to the House for no more than two (2) minutes **following announcements of the slate of candidates.** Candidates will then be permitted to address the House for a maximum of three (3) minutes at the **House session at which election-related activities shall occur, second session prior to voting on the candidates by the House.** Candidates shall be listed in alphabetical order on the ballot regardless of whether they were slated by the Committee on Nominations or nominated from the floor of the House. A majority vote of delegates present and voting is required for election. If no majority is obtained on the first ballot, a second ballot shall be cast for the two candidates who received the largest vote on the first ballot. If electronic voting mechanisms are available, then the election shall be conducted utilizing the technology, with the results not publicly displayed. **During extenuating circumstances where a vote for Speaker-elect cannot occur during an in-person House session, the Speaker and Secretary of the House, in consultation with the House Rules Review Committee, may recommend alternative methods to collect vote tallies.**

If a vacancy occurs in the office of Speaker, the vacancy process detailed in Article VI, Section 5, of the APhA Bylaws shall be followed.

**Rationale:** This language is being modified to incorporate the potential role of virtual House sessions as related to Speaker-elect voting processes. Additionally, in the event that an in-person vote for speaker-elect cannot occur, as seen in 2020, a clause has been recommended to allow the Speaker and Secretary of the House to work with the House Rules Review Committee to establish alternative methods to conduct voting in a secure manner.

***Rule 9 Amendments to Resolutions***

All amendments to **Policy** Committee recommendations or New Business **Item Statements Resolutions** shall be submitted in writing, **handwritten or provided electronically**, to the Secretary **through a designated process confirmed by the Speaker for each House session, on a form provided to delegates.** There are no secondary amendments or “friendly” amendments. The Speaker will rule any delegates out of order who express a desire to make a secondary amendment or “friendly” amendment.

**Rationale:** This rule is being modified to reflect any Committee recommendation or statement that could have an amendment submitted and also notes that the process for submitting amendments will be defined by the Speaker at the beginning of each House session as virtual and in-person House sessions will have different processes for submitting amendments.

***Rule 10 Rules of Order***

The procedures of the House of Delegates shall be governed by the latest edition of Robert’s Rules of Order, provided they are consistent with the APhA Bylaws and the House of Delegates Rules of Procedure.

***Rule 11 Amendments to House of Delegates Rules of Procedure***

Every proposed amendment of these rules shall be submitted in writing and will require a two-thirds vote for passage. A motion to suspend the rules shall require an affirmative vote of two-thirds of the total number of delegates present and voting.

***Rule 12 Grammar/Punctuation Corrections***

The House shall allow the APhA Speaker and staff to the APhA House to make grammar and punctuation corrections to adopted House policy immediately after the conclusion of **the any** House session. To ensure that these corrections do not inadvertently change the meaning of the adopted policy statement, the current sitting APhA House Rules Review Committee will review and approve the corrected statements.

**Rationale:** This rule is being modified to broaden without question where this rule applies. Changing “the” to “any” implies that these changes could occur after in-person or virtual sessions.

***Rule 13 New Business***

**The New Business Review Committee shall consist of 7 delegates, including the Chair, and are appointed by the Speaker. The Committee members should be present for open forum sessions held in-person or virtually. After reviewing feedback providing from APhA members, the Committee will meet in executive session to develop recommendations on assigned New Business Items.**

New Business Items are due to the Speaker of the House no later than 30 days before the start of

**any the first House of Delegates session where regular action on New Business items (not urgent items) are scheduled to take place.**

An urgent item can be considered, without a suspension of the House rules, if presented to the Speaker, with necessary background information, at least 24 hours prior to the beginning of **the first session of the any House session.** Urgent items are defined as matters that, due to the nature of their content, must be considered by the House outside of the normal policy processes. The House leadership (Speaker, Speaker-elect [when present], and Secretary) will evaluate submitted urgent items based on the timely and impactful nature of the presented item and determine if the urgent item is to be approved as New Business. The House shall then be informed **during the first House session** of any approved urgent items to be considered by the House **as soon as is possible by the Speaker.** Approved urgent items shall be **included considered** with other New Business Items and discussed during the New Business Open Hearing **if one is scheduled to take place.** Appropriate action will **then** be recommended by the New Business Review Committee in the same manner as other New Business Items **and acted upon during the second House session.** Urgent items denied consideration by House Officers may still be addressed by the House with a suspension of House rules at the House session where New Business will be acted upon.

Delegates wishing to amend existing APhA policy on topics not covered within the Policy Committee or Policy Review Committee agenda may submit proposed policy statements through the New Business Review Process. Restatements of existing policy are discouraged **and should be included only as background information.**

The New Business Review Committee's report to the House of Delegates shall include one of the following recommended actions for each New Business Item considered:

- (a) Adoption of the New Business Item
- (b) Rejection of the New Business Item
- (c) Referral of the New Business Item
- (d) Adoption of the New Business Item as amended by the committee
- (e) No action

The New Business Review Committee's recommendations will be addressed by the House of Delegates in the following order:

1. New Items submitted by the Policy Review Committee
2. General New Business Items
3. Urgent New Business Items

If the New Business Review Committee recommends no action on a New Business Item, the Speaker of the House shall place the New Business Item before the House of Delegates for consideration and action. Each whole-numbered statement within the New Business Item shall be considered separately. Consideration of the New Business Item in its entirety requires suspension of House rules.

**New Business Items can be considered at a virtual session of the House of Delegates at the discretion of the Speaker, in accordance with these rules of procedure. Debate on new business items in a virtual session will be time limited. At the Speaker's discretion, proposed New Business items may be referred to the next session of the House for further deliberation.**

**Rationale:** New Business Items should primarily be considered during in-person House sessions, but the modifications to this rule allow for urgent and regular new business items to be considered during virtual sessions at the discretion of the Speaker. Additionally, the composition of the committee is being formally included, similar to the rule on the Committee on Nominations, to maintain continuity from year to year.

#### ***Rule 14 Policy Review Committee***

**The Policy Review Committee shall consist of 7-10 delegates, including the Chair, and are appointed by the Speaker. The Committee members should be present for open forum sessions held in-person or virtually.** The Policy Review Committee shall meet annually and review any policy that has (1) not been reviewed or revised in the past 10 years; (2) policy related to statements adopted in the most recent House session; and (3) if applicable, contemporary issues identified by the Speaker.

The House shall receive and consider the recommendations of the House Policy Review Committee to archive, rescind, retain, or amend existing policy ~~at each Association Annual Meeting~~. A singular motion to archive, rescind, retain, or amend all such existing policy, with limited debate, shall be in order. Items identified by the Policy Review Committee as needing amendment shall be reviewed by the Committee and Speaker of the House to determine that the amendment does not change the intent of the original policy and included in a separate section of the Policy Review Committee report provided to delegates ~~at the Annual Meeting~~. Any substantive amendments or those that change the intent of the original policy should be submitted by the Policy Review Committee to the New Business Review Committee for consideration.

**If the Policy Review Committee Report is considered in a Virtual House of Delegates session the debate will be time limited. At the Speaker's discretion recommendations of the Policy Review Committee may be referred to the House of Delegates session for further deliberation.**

**Rationale:** The composition of the committee is being formally included, similar to the rule on the Committee on Nominations, to maintain continuity from year to year. Additionally, the statement noting the charges of the committee and how often they meet has been added to the first paragraph for better flow of the rule. The other modifications to this rule apply to the addition of virtual House sessions.

#### ***Rule 15 Policy Reference Committee***

The House of Delegates Policy Reference Committee shall consist of the chair of the Policy Committee, two ~~to three~~ members of the Policy Committee, and three or four new members appointed by the Speaker of the House ~~of Delegates~~. **Members of the Committee must be delegates and should be present for open forum sessions held in-person or virtually.** The Policy Reference Committee **shall consider Delegate comments received through open forums, webinars, and other communication means and meet in executive session to will hear comments during the first session of the House of Delegates and the Open Hearing of the Policy Committee at the Association Annual Meeting and** issue their **report and recommendations prior to the House session where those recommendations would be considered by the House.** ~~Final Report of the House of Delegates.~~

**Rationale:** The composition of the committee is being updated to even out perspective



from the Policy Committee compared to new members on the committee. The other modifications to this rule apply to the addition of virtual House sessions.

**Rule 16 Virtual House of Delegates**

**As defined by APhA Bylaws Article VI, Section 7, the House of Delegates, at the discretion of the Speaker, may conduct electronic meetings prior to the regular meeting of the House, in accordance with these House Rules of Procedure. The Secretary of the House must notify Delegates at least 30 days prior to any virtual session.**