

RULE 23: Drug Recognition Experts Section (Revised 10-23-2010)

Section 1: Purpose of the Section, General Officers, and Duties

(a) The Drug Recognition Expert (DRE) Section shall be established and operated in accordance with the IACP constitution, rules and objectives as an integral part of the association, and this section shall serve as a coordinating body between the several and separate state chapters of DREs. It shall be the responsibility of this section, through its officers, to serve as a resource and respond to the views and needs of the section membership.

(b) The General Chair shall be the presiding officer at all section meetings; represent the section in all official matters; appoint all officers not elected, regional coordinators, standing and special committees, and fill all vacancies for the remainder of the term of office; supervise all subcommittees; and, prepare an annual report.

(c) The First Vice Chair, Second Vice Chair, and Third Vice Chair, in the order of their ascendancy, shall assist, advise and consult with the General Chair. The Vice Chairs shall assist, advise and consult with their respective regional coordinators, and prepare an annual report to be consolidated with the annual report of the General Chair and presented to those present and voting at the annual meeting. In the absence of the General Chair, the Vice Chairs, in order of ascendancy, shall preside.

(d) The Secretary shall be the designated association staff officer and Section Staff Advisor and will prepare, transmit, or maintain such division correspondence, reports, records, files, rosters, moneys, and perform such related duties as may be designated by proper authority.

(e) The General Chair, First, Second and Third Vice Chairs shall be elected by a majority of those present and voting at the annual meeting.

Section 2: Membership

(a) Membership in this section shall be open to all active and associate members of the association in good standing who are either current or previously certified DREs or have a professional interest in the Drug Recognition Expert program and/or procedures that support traffic safety efforts and the mission of the DRE Section.

(b) Membership in this section may be revoked for due cause.

1. Due cause may include, but is not limited to, conduct, actions or correspondences of the member that are in conflict with the mission of the DRE Section, bring discredit to the DRE Section, or do not promote traffic safety efforts.

(c) The following process will be utilized for revocation of membership.

1. Any member of the DRE Section may request the removal of another DRE Section member for due cause.

2. The request for removal will be made in writing to the DRE Section General Chair. The request should include the reasons for the requested removal, a detailed description of any incidents/actions to be reviewed, and any supporting documentation, if any.

3. The General Chair will appoint a committee of three (3) DRE Section members, which will include at least one Vice Chair, who will serve as the committee's chair. The appointed committee will be charged with reviewing the requested removal of the DRE Section member. The committee may conduct additional inquiries into the allegations to ensure that a full review of the request and information is conducted. At the conclusion of the review, the committee will make a recommendation to the General Chair to continue or to stop the removal process.

4. If the recommendation is to "stop" the removal process the General Chair will generate a letter to the subject member, explaining that a request was made for that member's removal

from the DRE Section. The letter should include a summary of the complaint. The name of the member requesting the removal will not be included.

5. If the recommendation is to "proceed" with the removal process the General Chair will generate a letter to the subject member. The letter should include a summary of the complaint, a summary of the review by the appointed investigatory committee, and the intent to remove the subject member from the DRE Section, and notification that voting status has been suspended pending a vote of the full DRE Section membership.

6. The subject member may respond in writing to the General Chair and voluntarily withdraw from the DRE Section. If the subject member does not voluntarily withdraw, at the next DRE Section meeting, the General Chair will present a review of the requested removal and allow discussion. A vote of all present members will be taken to remove or not remove the member.

7. A subject member who voluntarily withdraws, or is removed from the DRE Section by vote of the DRE Section members, will retain membership in the Association.

Section 3: Voting

Except as otherwise provided in the Bylaws, each DRE Section member shall have full voting privileges on each matter upon which members have voting rights. In the event of a tie vote, the General Chair will cast the tie-breaking vote.

1. Any member of the section who has a financial, personal, or official interest in, or conflict (or appearance of a conflict) with any matter pending before the DRE Section of such nature that it prevents or may prevent that member from acting on the matter in an impartial manner, shall offer voluntarily to be excused and will refrain from discussion and voting on said item. In issues where it is questionable if a conflict of interest does actually exist, the General Chair will make a final decision as to whether or not the member is to refrain from the discussion and voting.

Section 4: Nominations and Elections

(a) A Committee on Nominations shall meet, during the annual conference but prior to the annual meeting of the section, to select for presentation to the membership of the section at the annual meeting nominees for general officers. In addition to the nominations by the committee, any voting section member may submit a nomination from the floor at the annual meeting and move for action by the membership. Each of the general officers must represent a different one of the four regions of the section. No two officers may be from any one region.

(b) The Committee on Nominations shall, for the purpose of electing the general officers, assure the membership that proper representation by the nominees is divided continuously into four regions as follows: Region I (California, Arizona, Alaska, Hawaii, Oregon, Washington, Idaho, Montana, Wyoming, Nevada, New Mexico, Utah, British Columbia, Alberta, Saskatchewan and Manitoba; Region II (Colorado, Indiana, South Dakota, Illinois, Wisconsin, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, and North Dakota); Region III (New York, Virginia, Ohio, Connecticut, Delaware, Maryland, Maine, New Jersey, Massachusetts, Vermont, Rhode Island, Pennsylvania, New Hampshire and the District of Columbia, and Ontario, Quebec, New Brunswick, Nova Scotia, Prince Edward Island and Newfoundland); and, Region IV (Florida, Texas, Kentucky, Alabama, Arkansas, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Oklahoma, Tennessee and West Virginia).

(c) To assure perpetual continuance of regional representation in the general offices, as each general officer concludes a term of office (one year) and is succeeded by the next elected general officer, the region represented by the then Past General Chair shall be declared vacant and subject to nomination and election for the office of Third Vice Chair. Each general officer, General Chair, First, Second and Third Vice Chair, shall hold said office for a term not to exceed one year. Thereafter, each officer shall be elevated to the next highest office within the provisions of Sections 1(e), 3 and 4 of this rule.

(d) The term of any of the elected general officers shall automatically terminate 60 days after retirement, resignation or demotion from service as a certified DRE or separation for any reason from regular and active police service. Should, at any time, an office become vacant, the next ranking chair will automatically serve in that capacity until the next annual meeting at which time it will be declared vacant and subject to election. The immediate Past General Chair shall serve for one year as the Executive Assistant to the section officers.

(e) The General Chair, or Acting General Chair if it was the office of General Chair that was vacated, shall appoint an individual qualified for membership in the section, and representing the same region as the first vacated office to assure regional representation as set forth in this section, to fill the unexpired term of the Third Vice Chair. Upon expiration of the term, the office shall be declared vacant and subject to election. The individual serving in the acting capacity may seek office subject to the provisions of this section.

Section 5: Committees

Committees may be appointed by the General Chair from time to time as conditions warrant for the investigation of matters particularly relevant to the section. A subcommittee may be, according to the wishes of the General Chair, of a permanent or temporary nature.

Section 6: Resolutions

Resolutions favorably voted on by the section at its annual and/or mid-year meeting(s), and which are in the mutual interest of the IACP, shall be submitted for approval to the Advisory Committee for Highway Safety, Executive Committee, Board of Officers, or Executive Director, if in accordance with approved Association policy.

Section 7: Amendments

Amendments to this rule shall be voted on at the annual meeting and/or mid-year meeting(s), and passed by a majority vote of those in attendance. Before any amendment shall take effect, it shall be approved by the Executive Committee of this Association as provided by the constitution.

Section 8: Meetings

(a) The section will meet at least once at the Association's annual meeting and the General Chair, with the assistance of the Vice Chairs and Secretary, will determine the program and agenda prior to the section meeting(s).

(b) The General Chair may call a midyear meeting anywhere in the United States.

(c) A quorum consists of those member states at the annual meeting or any called meeting of the DRE Section.

Section 9: Membership Dues

Annual section membership dues shall be determined by resolution of the section membership at the annual meeting.

Section 10: Sergeant-at-Arms

The section General Chair may, at their discretion, appoint a Sergeant-at-Arms who shall not have voting power.

Section 11: Rules

The General Chair may adopt rules for this section not inconsistent with the above provisions.