



RESOLUTION 5

SUBMITTED TO THE 2022 MÉTIS NATION GOVERNING ASSEMBLY

Subject: Elections – MNBC Staff Members
Legislation Affected: MNBC *Constitution, Electoral Act*
Submitted by: *Electoral Act Committee*
Submitted to: MNGA Clerk
Date Submitted: January 20, 2022

BE IT RESOLVED THAT:

The language in the *Constitution* and *Electoral Act* be amended to allow MNBC staff members to be candidates in an election without resigning their position, as follows:

Amend Article 47 of the Constitution as follows:

- A. 47. When nominations close, all candidates holding a salaried position with the MNBC or MNGA *must submit, in writing, notice of a leave of absence.*

Insert the following definition in Article 3 of the *Electoral Act*:

- A. **“Leave of Absence”** means an unpaid leave of absence for a MNBC employee, however, where applicable, an employee may use any accrued annual vacation;
- B. Re-arrange the definitions listed under Article 3 to be in alphabetical order.

Strike the current Article 8.3 (g) of the *Electoral Act* and replace with:

- A. 8.3 (g) If, they are a salaried employee of MNBC:
 - i. Have provided a written notice of intention to stand as a candidate to the CEO of MNBC no later than fifteen (15) days before the close of nominations;
 - ii. At the close of nomination, has provided written notice of a leave of absence to the CEO of MNBC:
 - i. *MNBC will grant the leave of absence for the salaried position;*
 - ii. *The Citizen, if they receive employment benefits as part of their employment with MNBC, is entitled to all their employee benefits while they are a candidate, save for pay.*
 - iii. *If the Citizen is elected, they must resign their position with MNBC within thirty (30) days of the date of the election, and before being sworn into office.*

Insert the following after Article 8.3 (g) of the *Electoral Act*:

- A. 8.3 (h) If, they are currently serving as an independent contractor with MNBC, they have submitted notice of termination of all current contracts at the close of nominations.

Re-number sub-articles of Article 8.3 as needed.