



Report of the Committee on

CONSTITUTION AND BYLAWS



Members Present

Julie Spier (TX), *chair*; Ashley Hansen (SD); William Hayes (WA), Mark Klang (NY); and Kayce Shealy (SC).

Others Present

Diane Halvorson, *Executive Committee liaison*; Lemrey “Al” Carter, Melissa Becker, Andrew Funk, Lisa Janso, Neal Watson, Gertrude “Gg” Levine, and Maureen Schanck, *NABP staff*.

The 2025-2026 Committee on Constitution and Bylaws met virtually on April 6, 2026.

Review of the Committee Charge

Chairperson Spier reviewed the committee charge as stated in the NABP Constitution and Bylaws. The charge reads as follows:

Article VI — Amendments

Section 1.

- (a) The Committee on Constitution and Bylaws shall consist of five (5) members appointed annually by the President. The President shall designate a Chairperson from the Committee members who shall preside at the Committee meetings.
- (b) It shall be the duty of the Committee on Constitution and Bylaws to review any proposed amendments to the Constitution and Bylaws, to suggest changes, if any, to such amendments, and to make a Committee recommendation of “pass,” “not pass,” or “no recommendation” to each such proposed amendment.
- (c) Any active member board, the Executive Committee, or the Committee on Constitution and Bylaws may propose amendments to the Constitution and Bylaws of the Association.

Section 2.

- (a) Proposed amendments to this Constitution shall be in writing and delivered to the Executive Director/Secretary of the Association not more than ninety (90), nor less than forty-five (45), days prior to the Annual Meeting. Each such proposed amendment shall be delivered by the Executive Director/Secretary to the Committee on Constitution and Bylaws no less than five (5) days before the Committee on Constitution and Bylaws is convened.
- (b) Amendments to the Constitution proposed by the Committee on Constitution and Bylaws shall be in writing and delivered to the Executive Director/Secretary not less than thirty-five (35) days prior to the Annual Meeting.

Section 3.

- (a) The Executive Director/Secretary shall forward all proposed amendments to each board of pharmacy not less than thirty (30) days before the Annual Meeting of the Association.
- (b) Proposed amendments so received shall be presented at any session of the Annual Meeting. Such amendments shall be presented for consideration at the next succeeding Annual Meeting and for adoption shall require an affirmative vote of two-thirds (2/3) of the total number of active member boards of the Association.



Bylaws Article V

Section 1. Proposed Amendments

- (a) Proposed amendments to the Bylaws shall be in writing and delivered to the Executive Director/Secretary of the Association not more than ninety (90), nor less than forty-five (45), days prior to the Annual Meeting. Each such proposed amendment shall be delivered by the Executive Director/Secretary to the Committee on Constitution and Bylaws no less than five (5) days before the Committee on Constitution and Bylaws is convened.
- (b) It shall be the duty of the Committee on Constitution and Bylaws to review any proposed amendments to the Bylaws, to suggest changes, if any, to such amendments, and to make a committee recommendation to each such proposed amendment.
- (c) Amendments to the Bylaws proposed by the Committee on Constitution and Bylaws shall be in writing and delivered to the Executive Director/Secretary not less than thirty-five (35) days prior to the Annual Meeting.
- (d) The Executive Director/Secretary shall forward all proposed amendments to members of the Executive Committee and all active and associate member boards not less than thirty (30) days prior to the Annual Meeting.

Section 2. Amendment Voting

Any such proposed amendment received in accordance with Section 1 of this Article shall be presented at any session of the Annual Meeting, exclusive of the last session. At any subsequent session of that Annual Meeting, said proposed amendment may be adopted by an affirmative vote of a majority of the total number of active member boards of the Association. Any proposed amendment which shall not receive the vote required herein for adoption must be re-submitted in accordance with Section 1 of this Article before receiving further consideration at a subsequent Annual Meeting.

Review of Previous Reports and Background Information

Chairperson Spier reviewed with committee members the 2024-2025 Committee on Constitution and Bylaws report and the recommendations within. Staff then provided an overview of the Constitution and Bylaws document, emphasizing its role in Association governance regarding matters such as membership, the NABP Annual Meeting, and procedures for Constitution and Bylaws amendments and their submission.

Proposed Constitutional Amendment Regarding the Meeting of the Committee on Resolutions

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendment Regarding the Meeting of the Committee on Resolutions, submitted by the NABP Executive Committee, which was presented during the 121st NABP Annual Meeting held from May 13-16, 2025, and will be discussed and voted on during the 122nd NABP Annual Meeting to be held from May 12-15, 2026.

The Executive Committee proposed the amendment to allow the Committee on Resolutions the option to meet either prior to or during the Annual Meeting.

The meeting of the Committee on Resolutions currently takes place on site at the NABP Annual Meeting the afternoon prior to the First Business Session. Given the number of events required to



take place prior to the First Business Session of the Annual Meeting, there is a limited time frame in which the committee is able to meet. Additionally, due to the timing of the meeting, committee members are required to travel to the Annual Meeting early, in some cases, a full day earlier, to arrive in time for the start of the committee meeting. Allowing the option to meet either prior to or during the Annual Meeting provides more flexibility in terms of membership on the committee, as well as more options for scheduling the committee meeting. Additionally, the option to meet prior to the Annual Meeting provides time and cost efficiencies.

Committee members discussed the proposed amendment and agreed that it was practical to allow more flexibility for this committee.

RECOMMENDATION 1:

A motion was made and passed to recommend “Pass” on Proposed Constitutional Amendment Regarding the Meeting of the Committee on Resolutions. (Motion by Hayes, Second by Klang)

Article IV — Officers, Committees, and Their Duties

Section 6.

[...]

- (c) The Committee on Resolutions will meet prior to or during the Annual Meeting of the Association to give due consideration of resolutions submitted to the Association, check against duplication or contradiction with past resolutions or policy adopted by this Association, refer all resolutions concerning examination procedures not previously so referred by the Executive Director/Secretary to the Advisory Committee on Examinations for report before submitting same to the Association, and put resolutions in proper phraseology and form before submitting them to the Association. All resolutions shall be submitted to the Association for consideration, with a committee recommendation to “pass,” “not pass,” or “no recommendation.”

[...]

Proposed Constitutional Amendments Regarding Active Member Board Responsibilities and Interstate Practice

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendments Regarding Active Member Board Responsibilities and Interstate Practice, submitted by the Executive Committee, which was presented during the 121st NABP Annual Meeting held from May 13-16, 2025, and will be discussed and voted on during the 122nd NABP Annual Meeting to be held from May 12-15, 2026.

The Executive Committee proposed these amendments to clarify the purpose of NABP related to the provision of licensure and registration services, delineate the responsibilities of active member boards related to the use of licensure and registration services, and recognize and facilitate the implementation of interstate license portability.



The purpose of the Association was revised for clarification and to modernize language. It was noted that some states may use “registration” terminology rather than “licensure.” Additionally, the focus on the “pharmacist” was updated to “individuals in the practice of pharmacy” to encompass licensure and registration services for other individuals, such as pharmacy technicians, if needed.

NABP is in the process of developing an interstate practice model to further enhance license portability. This model will be an option available to active member state boards of pharmacy in addition to the Electronic Licensure Transfer Program® (eLTP). The interstate practice model will not replace eLTP, and active member boards may decide whether to adopt it. To facilitate the implementation of the interstate practice model, the definition of active member boards was updated to recognize interstate practice and clarify active member boards’ obligation to adhere to the Constitution and Bylaws, reporting requirements, and use of NABP licensure and registration services.

The proposed constitutional amendments align with the Bylaws amendments passed at the 2025 Annual Meeting.

Committee members discussed the proposed amendment and agreed with its logic, as well as the importance of maintaining consistency with the Bylaws.

RECOMMENDATION 2:

A motion was made and passed to recommend “Pass” on Proposed Constitutional Amendments Regarding Active Member Board Responsibilities and Interstate Practice. (Motion by Shealy, Second by Klang)

Article II — Purpose

The purpose of the Association is to provide for interstate and interjurisdictional licensure and registration services for individuals in the practice of pharmacy ~~transfer in pharmacist licensure,~~ based upon a uniform minimum standard of ~~pharmacist~~ education and uniform legislation; and to improve the standards of ~~pharmacist~~ education, licensure, registration, and practice by cooperating with State, National, and International Governmental Agencies and Associations having similar objectives.

Article III — Membership, Definitions, Voting, and Districts

Section 1.

[...]

- (c) Active member boards shall be those member boards that have formally approved and adhere to the Constitution and Bylaws of the Association, that report licensure and disciplinary data to the NABP Clearinghouse, and that require ~~the use of the NABP Clearinghouse~~ licensure and registration services for all candidates for the purpose of transferring licensure ~~both into and out of the~~ to and/or interstate practice in a state or jurisdiction as provided by the Bylaws of this Association.

[...]



Proposed Constitutional Amendment Regarding the Role of the Committee on Resolutions

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendment Regarding the Role of the Committee on Resolutions, submitted by the Executive Committee, which will be presented during the 122nd NABP Annual Meeting to be held from May 12-15, 2026, and voted on during the 123rd NABP Annual Meeting in May 2027.

The Executive Committee proposed this amendment to ensure that resolutions presented to the membership for discussion and vote do not present a conflict with the mission of NABP.

The proposed amendment introduces a new responsibility for the Committee on Resolutions, in giving “due consideration of resolutions submitted to the Association,” to check against not only “duplication or contradiction with past resolutions,” but also, “conflict with the mission” of NABP.

The committee agreed that the language is appropriate and that no resolutions may conflict with the NABP mission.

RECOMMENDATION 3:

A motion was made and passed to recommend “Pass” on Proposed Constitutional Amendment Regarding the Role of the Committee on Resolutions. (Motion by Shealy, Second by Hayes)

Article IV — Officers, Committees, and Their Duties

Section 6.

[...]

- (c) The Committee on Resolutions will meet during the Annual Meeting of the Association to give due consideration of resolutions submitted to the Association, check against duplication or contradiction with past resolutions and conflict with the mission of or policy adopted by this Association, refer all resolutions concerning examination procedures not previously so referred by the Executive Director/Secretary to the Advisory Committee on Examinations for report before submitting same to the Association, and put resolutions in proper phraseology and form before submitting them to the Association. All resolutions shall be submitted to the Association for consideration, with a committee recommendation to “pass,” “not pass,” or “no recommendation.”

[...]

Proposed Constitutional Amendment Regarding Executive Committee Composition

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendment Regarding Executive Committee Composition, submitted by the Kansas State Board of Pharmacy, which will be presented during the 122nd NABP Annual Meeting to be held from May 12-15, 2026, and voted on during the 123rd NABP Annual Meeting in May 2027.



The Board proposed this amendment to establish representation thresholds to ensure a balanced range of perspectives and help the Executive Committee remain reflective of the diverse professional and regulatory environments across the pharmacy landscape.

The proposed amendment would introduce new “representation thresholds” to the Executive Committee, including limiting to two the number of individuals from the same board of pharmacy who may serve as members and officers on the Executive Committee, limiting to six the number of board of pharmacy members who may serve as members on the Executive Committee, and limiting to one the number of individuals from the same company or non-governmental organization who may serve as members on the Executive Committee. It would also trigger the Executive Committee election process in the event that the representation thresholds would be or are exceeded.

The committee discussed the prevalence of these situations occurring and determined that such occurrences are rare. Given the infrequency of the issue arising, committee members considered the proposed amendment unnecessary. While the committee considered keeping the proposed new Subparagraph (c)(iii), limiting Executive Committee members to no more than six board members, the committee agreed that the proposed amendment as a whole may be too prescriptive, as well as logistically difficult to implement. The committee was also hesitant to limit opportunities to run for an Executive Committee position, given the scarcity of candidates seeking these roles.

RECOMMENDATION 4:

A motion was made and passed to recommend “Not Pass” on the Proposed Constitutional Amendment Regarding Executive Committee Composition. (Motion by Klang, Second by Hansen)

Article IV — Officers, Committees, and Their Duties

Section 2.

- (a) The business, property, and affairs of this Association shall be managed and conducted by an Executive Committee consisting of the following:
 - (i) the immediate Past President of the Association, who shall serve for a term of one (1) year as Chairperson and shall be a non-voting officer (except to break a tie vote);
 - (ii) the remaining officers of the Association;
 - (iii) eight (8) members, each to serve three (3) year terms. In order to provide for staggered elections, each year either two (2) or three (3) candidates will be elected for three (3) year terms; and
 - (iv) an Executive Director, who shall serve as Secretary and as an ex officio member of the Executive Committee
- (b) The eight Executive Committee members shall originate from each of the eight Districts.
- (c) The following representation thresholds shall apply to the Executive Committee at all times:
 - (i) There shall be no more than two (2) individuals from the same state board serving as members or officers of the Executive Committee.
 - (ii) There shall be no more than six (6) board administrative officers serving as



members on the Executive Committee at all times.

- (iii) There shall be no more than six (6) board members serving as members of the Executive Committee.
- (iv) There shall be no more than one (1) board member employed by, affiliated with, or representing the same company, corporation, or other non-governmental business entity serving as a member of the Executive Committee.
- (v) The Executive Committee election process set forth under Article IV, Section 2(i) or, as applicable, Article IV, Section 1(f) applies when the representation thresholds would be or are exceeded.

[...]

Proposed Constitutional Amendment Regarding Executive Committee Member Eligibility

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendment Regarding Executive Committee Member Eligibility, submitted by the Kansas State Board of Pharmacy, which will be presented during the 122nd NABP Annual Meeting to be held from May 12-15, 2026, and voted on during the 123rd NABP Annual Meeting in May 2027.

The Board proposed this amendment to require an Executive Committee member to remain eligible as a board member or administrative officer of an active member board during their elected term and sets forth the process for replacement in the event the member becomes ineligible.

Currently, once elected or appointed, an Executive Committee member is allowed to complete their term, regardless of whether their position on an active member board ends.

The committee discussed the proposed changes and agreed that if an Executive Committee member's term on a board of pharmacy expires and they served on a board of pharmacy in good standing, they should be permitted to keep their position on the Executive Committee. The committee also noted that the increased turnover among members could result in a longer overall learning curve for the Executive Committee and that holding another election to fill a vacant seat on the Executive Committee would result in additional work for staff.

RECOMMENDATION 5:

A motion was made and passed to recommend "Not Pass" on the Proposed Constitutional Amendment Regarding Executive Committee Member Eligibility. (Motion by Hayes, Second by Klang)

Article IV — Officers, Committees, and Their Duties

Section 2.

[...]

- (c) (i) Any individual elected to serve on the Executive Committee under Section 2(a)(iii) of this Article IV or appointed by any other provision of this Constitution must be currently serving as a member or as an administrative officer of an active



member board of this Association at the time of nomination and election or appointment. ~~Once elected or appointed, the individual will be allowed to complete his or her term of office even if he or she is no longer currently serving as a member or an administrative officer of an active member board subject, however, to 2(c)(ii) of this Article.~~ If, at any point after election or appointment, a member is no longer serving as a member or an administrative officer of an active member board, or the term of service expires, the member may continue to serve until the next Annual Meeting, at which time a successor will be duly elected to serve the remaining term.

- (ii) If an active member board becomes an associate member board or is no longer a member of NABP, a vacancy shall immediately occur in any Executive Committee position held by a member or an administrative officer from such board.
- (iii) No individual elected to the Executive Committee pursuant to Section 2(c)(i) of this Article shall serve more than two (2) consecutive three (3) year terms.

[...]

Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements

Chairperson Spier reviewed with committee members the Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements, submitted by the Kansas State Board of Pharmacy, which will be presented during the 122nd NABP Annual Meeting to be held from May 12-15, 2026, and will be voted on during the 123rd NABP Annual Meeting in May 2027.

The Board proposed the amendment to require that candidates for Executive Committee officer and member positions, at the time of election, must have a current, unexpired term on their board of pharmacy.

The committee considered the proposed revisions and agreed with some but not all of them. Specifically, the committee agreed that if a candidate was currently serving on a board “in good standing” at the time of the election, that status should be sufficient to allow them to run for a position on the Executive Committee even if their board of pharmacy term has expired. Members agreed that the Executive Committee may benefit from the experience of members who have served several years on a board of pharmacy.

The committee agreed with the addition of the phrase, “in good standing,” and decided to propose a new constitutional amendment to keep this language but eliminate the other proposed changes.

RECOMMENDATION 6:

A motion was made and passed to recommend “Not Pass” on the Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements, and to create an Alternate Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements, on which the committee recommends “Pass.” (Motion by Shealy, Second by Klang)



Article IV — Officers, Committees, and Their Duties

Section 3.

- (a) The election for open officer and member positions on the Executive Committee shall take place at the Annual Meeting. At the time of election, aAny candidate:
 - (i) must be currently serving, in good standing, on an active member board ~~as a member or as the administrative officer of an active member board~~ an administrative officer or as a member with a term of service that has not expired;
 - (ii) must not, in addition to their board of pharmacy activities, currently serve as an officer, official, or staff member for any national or state pharmacy organization; and
 - (iii) must not have a conflict of interest with the purpose, mission statement, and operation of NABP.

[...]

Alternate Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements

The Alternate Proposed Constitutional Amendment Regarding Executive Committee Election Eligibility Requirements was submitted by the Committee on Constitution and Bylaws as an alternative to the amendment proposed by the Kansas State Board of Pharmacy. The alternate amendment will be presented during the 122nd NABP Annual Meeting to be held from May 12-15, 2026, and will be voted on during the 123rd NABP Annual Meeting in May 2027.

The committee proposed the alternate amendment to require that all candidates for Executive Committee officer and member positions, at the time of election, must be currently serving on their board of pharmacy in good standing.

Article IV — Officers, Committees, and Their Duties

Section 3.

- (a) The election for open officer and member positions on the Executive Committee shall take place at the Annual Meeting. At the time of election, aAny candidate:
 - (i) must be currently serving, in good standing, as a member or as the administrative officer of an active member board;
 - (ii) must not, in addition to their board of pharmacy activities, currently serve as an officer, official, or staff member for any national or state pharmacy organization; and
 - (iii) must not have a conflict of interest with the purpose, mission statement, and operation of NABP.

[...]