

BYLAWS OF THE NATIONAL CERTIFICATION FOR EDUCATIONAL DIAGNOSTICIANS BOARD OF DIRECTORS

Approved by the
National Certification for Education Diagnosticians Board of Directors
May 18, 2007

CHANGES PROPOSED BY THE BY-LAW AND STANDING RULES COMMITTEE ON MARCH 19, 2009.

SECTION 1. PURPOSE AND ASSUMPTIONS

These Bylaws are predicated upon the assumption that quality control for Educational Diagnosticians lies predominantly with the individual and with the profession. Certification is viewed as an endorsement from the professional body upon its own who qualify, necessitating continual growth, and encouraging higher and uniform standards from colleges and universities to enable their graduates to meet the requirements.

SECTION 2. DEFINITIONS

(A) "Board" means the National Certification for Educational Diagnosticians Board of Directors (herein known as the Board).

(B) "Educational diagnostic service" means the:

(1) Diagnosis, assessment, measurement, or prediction of how a person's perception, motivation or cognition affects his or her learning abilities

(2) Use of evaluation tests, methods, tools, or instruments in making an intellectual, perceptual, psycho linguistic, gross/fine motor, social or academic assessment of a person's abilities

(3) Evaluation of data and information about a person's learning abilities

(4) Development, review, change or termination of a person's educational program.

(C) "Nationally Certified Educational Diagnostician" (herein known as NCED) means a person who performs an educational diagnostic service and holds a current Certification from the Board.

(D) "Certificate" means Certification by the Board.

(E) "Meeting" shall include all formats for meetings where Board members interact in a live setting such as face-to-face, teleconference, conference call,

webinar, Wimba, Blackboard, or other platform for distance interaction. All other formats (e.g. email) shall follow the rules as set forth in Section 6.

(F) "Executive Session" means a closed meeting of the voting members of the Board.

SECTION 3. BOARD

The NATIONAL CERTIFICATION FOR EDUCATIONAL DIAGNOSTICIANS BOARD OF DIRECTORS is created.

SECTION 4. MEMBERSHIP OF THE BOARD

(A) Directors on the Board must meet the following qualification criteria:

- (1) Be a member of the Council for Exceptional Children (CEC) Council for Educational Diagnostic Services (CEDS) in good standing.
- (2) Hold the NCED credential
- (3) Be a practicing Educational Diagnostician, supervisor of Educational Diagnosticians, trainer of Educational Diagnosticians, or other professional whose main responsibilities is related to the field of Educational Diagnosticians.
- (4) Reflect the diversity of the of the Educational Diagnosticians served

(B) Nominations and the appointment date for open Director vacancies on the Board will be advertised through methods to include, but are not limited to:

- (1) NCED website and newsletters
- (2) Professional organizations websites, newsletters, and journals

(C) To be nominated as a Director, the individual must submit the following information for consideration to the Board President no later than 30 calendar days prior to the posted appointment date:

- (1) Professional vita
- (2) Two (2) letters of recommendation

(D) Directors will be appointed by a majority vote of the Board with the vote to occur prior to July 1 of the specified year.

(E) The current president of CEDS, if not already a voting member of the Board shall serve as an ex-officio, non-voting member of the Board.

SECTION 5. TERMS

(A) Directors will serve one (1) three-year term (i.e., three consecutive years) on the Board

(B) At the end of their appointment, Directors must rotate off the Board for at least one (1) year before being nominated and considered for re-appointment to the Board for another three-year term.

(C) A three-year term of office for a Director begins July 1 of the first year of appointment to the Board and ends June 30 of the third year of appointment.

(D) Three (3) Directors completing their three-year term will rotate off the Board each year while three (3) new Directors will be installed to the Board each year, thereby ensuring infusion of the Board with fresh, new perspectives that are relevant to the profession of educational diagnosis and simultaneously permitting preservation of the historical foundations of the NCED program and important, previously adopted policies and procedures.

(E) Any vacancy in the membership of the Board occurring otherwise than by expiration of a term of office shall be temporarily filled by Board appointment by the President of the Board, and permanently filled at the next regularly scheduled election for that position in the manner described in Section 4.

SECTION 6. OFFICERS/MEETING/QUORUM

(A) The Board annually shall elect a President, Vice President, Treasurer, and Secretary and such other officers and committee chairmen from its membership as the Board deems appropriate.

(B) The Board shall meet at least twice each year. The Board may meet at other times as provided by Board rule, and the President shall call a meeting if requested to do so by a majority of the membership of the Board.

(C) Five voting members of the Board constitute a quorum.

(D) Only those Board members in actual attendance may vote or be considered in determining a quorum except as specified in Section 6F.

(E) The Board will function in Executive Session in considering review, approval, or rejection of applications for registration, employment, or any other matter involving an individual's privacy.

(F) The President or his/her designee may poll the Board and the Board may act by means other than live interactive meeting (e.g. electronically, by phone, mail) with a 2/3 majority prior approval by the Board.

SECTION 7. EXECUTIVE DIRECTOR/STAFF

(A) The Board may employ an Executive Director who performs administrative duties as directed by the Board.

(B) The President or the Executive Director, with the approval of the Board, may employ staff members or retain consultants as necessary.

SECTION 8 PROHIBITED ACTS

A person may not hold himself or herself out as a Nationally Certified Educational Diagnostician unless the person has a current Certificate issued under these Bylaws.

SECTION 9. CERTIFICATE APPLICATION

An Applicant for a NCED certificate must meet all of the following criteria:

(A) Be at least 25 years of age

(B) Complete a program acceptable to the Board in the field of educational diagnostic services at an educational institution approved by the Board or the equivalent as determined acceptable by the Board

(C) Have a minimum of two years of full-time teaching experience

(D) Be certified by the applicant's State of Licensure/Certification as an Educational Diagnostician, or the equivalent thereof as determined by the Board

(E) Have two school years of full-time experience acceptable to the Board as an Educational Diagnostician

(F) Submit to the Board a completed application form prescribed by the Board and such other information as the Board may require

(G) Comply with standards of conduct and competency adopted by the Board

(H) Pay to the Board an examination fee set by the Board. The application fee will cover certifying the validity of the application materials. Following approval of the materials, the applicant will be sent a code number which will be used for examination registration.

(I) Demonstrate mastery of the examination at the standard for acceptable performance set by the Board

(J) Be a member in good standing of CEC-CEDS

SECTION 10. EXAMINATION

(A) The Board shall conduct an examination of applicants for Certificates at least once each year at a time and place designated by the Board

(B) The Board shall prescribe the content of the examination to test the knowledge of each applicant about the principles and procedures of educational diagnostic services.

(C) The Board shall determine standards for acceptable performance on the examination.

(D) An applicant who fails the examination is entitled to be re-examined according to procedures specified in the Standing Rules

SECTION 11. NATIONAL CERTIFICATION

(A) The Board shall issue a Certificate to a person who complies with the Certificate application requirements under Section 9 of these Bylaws, and pays a registration fee set by the Board.

(B) The Board will set the expiration dates of Certificates and requirements for renewal.

SECTION 12. CERTIFICATE RENEWAL

(A) A person may apply to renew an unexpired Certificate by submitting to the Board, before the expiration date of the Certificate, a completed application form prescribed by the Board and a renewal fee set by the Board.

(B) A person may apply to renew an expired Certificate that has been expired for less than three years by submitting to the Board a completed application form prescribed by the Board and a late renewal fee set by the Board.

(C) A person whose Certificate has been expired for three or more years may not renew the Certificate. The person may obtain a new Certificate by complying with the requirements and procedures for obtaining an original Certificate.

SECTION 13. INACTIVE CERTIFICATION

(A) The Board shall declare a Certificate inactive if requested to do so by the holder. Upon the surrender of the Certificate, the holder is entitled to a refund of any registration fees paid by him or her prorated from the date of inactivation.

(B) After a Certificate is declared inactive, the Certificate holder may not hold himself or herself out to be a Nationally Certified Educational Diagnostician and is not required to pay a renewal fee for the inactive Certificate.

(C) The Board shall reactivate a Certificate within three years of the date of the Certificate if the holder pays a reactivation fee set by the Board and meets the Board's competency requirements applicable to other Nationally Certified Educational Diagnosticians.

SECTION 14. DENIAL, SUSPENSION, AND REVOCATION OF A NATIONAL CERTIFICATION

(A) The Board may deny, suspend, or revoke a Certificate after notice and an opportunity for a hearing is given to the applicant for or holder of the Certificate. Upon suspension or revocation of a Certificate, the holder shall surrender the Certificate to the Board.

(B) The Board shall adopt rules establishing the grounds for denial, suspension, or revocation of a Certificate.

(C) The Board shall adopt rules for appeal of its decisions.

SECTION 15. RULES AND FORMS

The Board shall adopt rules and prescribe forms necessary to carry out these Bylaws.

SECTION 16. FEES

The Board shall set the fees required by these Bylaws so that the funds derived from the payment of the fees are sufficient for the administration of these Bylaws and so that unnecessary surplus funds are not accumulated.

SECTION 17. STANDARDS OF CONDUCT

The Board shall adopt standards of conduct for applicants for and holders of Certificates. These Standards of Conduct will be consistent with those held by CEC-CEDS.

SECTION 18. STANDARDS OF COMPETENCY

The Board shall adopt standards of competency and professional growth for applicants and holders of Certificates. These Standards of Competency will be consistent with those held by the CEC-CEDS

SECTION 19. ADVISORY COMMITTEES

The Board may appoint advisory committees to assist the Board in administering its duties under these Bylaws.

SECTION 20. ANNUAL REPORT

Not later than ninety (90) days after the end of each Board fiscal year, the Board shall make public a report of the activities of the Board during the preceding fiscal year.

SECTION 21. ROSTER OF NATIONALLY CERTIFIED PERSONS

The Board shall prepare each year a roster of Nationally Certified Educational Diagnosticians. The roster is public information.

SECTION 22. DISPLAY OF NATIONAL CERTIFICATION

A Nationally Certified Educational Diagnostician shall display the Certificate in an appropriate manner at his or her principal place of business.

SECTION 23. CURRENT ADDRESS OF NATIONALLY CERTIFIED PERSON

A Nationally Certified Educational Diagnostician shall keep the Board informed of his or her current principal business and home address.

SECTION 24. AMENDMENTS OF THESE BYLAWS

Proposals for amendments shall be submitted to the Board by way of a committee appointed by the President, written petition signed by two-thirds of the members of the Board, or by way of a written petition signed by a majority (51%) of the currently Nationally Certified Educational Diagnosticians. The Board shall, within six months of receipt of written petition, cause to be disseminated to all Nationally Certified Diagnosticians, the proposed amendment or amendments. The Board shall designate the manner and the limit of response time. The amendment or amendments shall become effective upon a two-thirds majority vote of those Nationally Certified Educational Diagnosticians voting within the designated time.

SECTION 25. DISSOLUTION

In the event of the dissolution of this organization, the Board, after discharging all liabilities of the organization, shall donate the remaining assets to the CEC-CEDS.