

## **Report From the ACS Council Meeting Held on March 30, 2011**

The Council of the American Chemical Society met in Anaheim, CA on Wednesday, March 30, 2011 from 8:00am until approximately 10:45am in the Grand Ballroom of the Hyatt Regency Orange County Hotel. The meeting opened with a moment of silence in respect for the Councilors who have passed away since the last Council meeting. The minutes of the Council meeting held in Boston, MA in August 2010 were approved and Dr. Carolyn Ribes was confirmed as the Vice-Chair of the Council. Additional key items from the meeting are as follows:

### **Nominations and Elections**

*President-Elect:* The Committee on Nominations & Elections (N&E) had identified four nominees for the office of 2012 ACS President-Elect. They are as follows: Judith L. Benham (a former Chair of the ACS Board of Directors; Dennis Chamot (a current member of the ACS Board of Directors); Diane Grob Schmidt (a current member of the ACS Board of Directors ); and Marinda Li Wu (a current member of the ACS Board of Directors ). The four nominees answered questions at the Town Hall meeting that was held on Sunday and each gave a three minute presentation at the Council meeting. Council voted to select Dennis Chamot and Marinda Li Wu as the final two candidates who will appear along with any petition candidates on the ballot in the fall.

N&E also developed interim guidelines for the use of audience response devices (clickers) at Council meetings to capture votes.

### **Other Elections**

The Committee on Nominations and Elections announced the results of the election to select candidates from the list of nominees to represent District III and District VI on the Board of Directors for the term 2012-2014. Nominees for District III included Susan B. Butts, Pat N. Confalone, David J. Lohse, and Judith A. Summers-Gates. Nominees for District VI included G. Bryan Balazs, Bonnie A. Charpentier, Carlos G. Gutierrez, and Victor J. Hrubby. By mail ballot, the Councilors from these districts selected Pat N. Confalone and David J. Lohse as District III candidates; and Bonnie A. Charpentier and Carlos G. Gutierrez as District VI candidates. Ballots will be mailed on or before October 10 to all members in District III and District VI for election of a Director from each District.

The Committee on Nominations and Elections also announced the selection of the following candidates for Directors-at-Large for a 2012-2014 term: Ken B. Anderson, William F. Carroll, Jr., Charles E. Kolb, and Barbara A. Sawrey. The election of two Directors-at-Large will be conducted in the fall. Ballots will be mailed to the Council on or before October 10, 2011.

### **Change in Committee Charter Charge**

The Committee on Committees put forth a recommendation to change the wording of the Charge of the Committee on Technical Affairs as a result of the 2009 disbandment of the ACS Division of Chemical Technicians. The ACS Committee on Technical Affairs (CTA) met in Boston last fall and voted to accept new language for the ACS Constitution & Bylaws regarding CTA's mission. Council voted and approved the request that the term "chemical technicians" be replaced by "Applied Chemical Technology Professional," a term that is considered more accurate and is widely used.

### **ACS Dues for 2012**

Council voted and accepted the recommendation from the Committee on Budget and Finance with regard to the 2012 membership dues (an increase of \$2.00 - from \$146 to \$148). The increases to ACS dues are based upon an escalator defined in the ACS Bylaws (Bylaw XII, Section 3,a). The dues are calculated by multiplying the base (current) rate "by a factor which is the ratio of the revised Consumer Price Index for Urban Wage Earners and Clerical Workers (Service Category) for the second year previous to the dues year

to the value of the index for the third year previous to the dues year, as published by the United States Department of Labor, with the fractional dollar amounts rounded to the nearest whole dollar”.

Base rate 2011: \$146.00

Change in the Consumer Price Index, Urban Wage Earners, Services Category:

December 2010 CPI-W Services: 257.382

December 2009 CPI-W Services: 254.519

Change in CPI-W Index: 1.125%

2012 Dues, fully escalated: \$146.00 x 1.01125 = \$147.64

2012 Dues, Rounded: \$148.00

### **Change in Name of Local Section**

Council voted to accept the petition of the Northeast Oklahoma Section to change its name to Northern Oklahoma Section. This is a result of a recent merger of the North Central Oklahoma Section and its territories into the Northeast Oklahoma section. The proposed change more closely reflects the combined territories of the two sections.

### **Change in Calculation of Division Allocations**

The Divisional Activities Committee (DAC) recommended that there be no change to the procedure that is currently used to distribute the Divisional Allotment (which is 9% of dues) among the Divisions. The current procedure was approved by Council in 2008 (see page 7). Council voted and accepted the recommendation.

### **Themes for Future National Meetings**

The Multidisciplinary Program Planning Group (a subcommittee of the Divisional Activities Committee) has recommended the themes for upcoming national meetings in 2014. For the spring national meeting in Dallas it will be “Chemistry of Power and Advanced materials and for the Fall meeting in San Francisco it will be “Chemistry on a Crowded Planet.

### **Support for Non-Councilor Committee Members**

The Council Policy Committee (CPC) has approved a program to reimburse non-councilors for committee participation at 50% of the Councilor reimbursement level. Committees that currently reimburse are not affected and will continue according to their own reimbursement guidelines. Committee chairs and other interested parties will be consulted and further informed later this year. The program will be presented to the Committee on Budget and Finance to be considered for future implementation.

### **2010 Financial Results**

The Committee on Budget and Finance gave a summary of the ACS 2010 Financial results. Revenues totaled \$463.7 Million dollars (\$2.4 Million over budget). Net from Operations was \$23.8 million, or \$11.9 million favorable to budget. As of December 31, 2010 the Society has unrestricted net assets of \$130.5 Million. This does not meet the financial goal of \$180 million in unrestricted net assets. However, it represents a significant growth from the \$60 million that existed at the end of 2008. The favorable 2010 finances resulted largely from cost containment initiatives and lower-than-budgeted salaries and fringe benefits as well as from strong performances in investments and in the information services (CAS and Publications).

## **Member Statistics**

Membership recruitment efforts were exceptionally successful in 2010. It is particularly impressive that due to efficiencies in recruiting efforts, the net cost to recruit the more than 25,000 new members decreased from \$122 per member in 2008 to \$67 in 2010 despite increases in costs for postage and printing. The official membership number for 2011 stands at 163,111 – the highest number since 2003. Membership totals since that time are as follows:

2003:	159,332
2004:	158,127
2005:	158,422
2006:	160,491
2007:	160,052
2008:	154,024
2009:	161,783
2010:	163,111

## **2011 Spring National Meeting Attendance**

The attendance at the 2011 spring national ACS meeting in Anaheim, CA totaled 14,047, broken down as follows: Regular Attendees, 7,336; Students, 4,682; Guests, 333; Exhibitors, 1,097; Exhibit Attendees only, 599. The total attendance at this meeting was about 4,000 less than the spring 2010 meeting in San Francisco, CA, but was about 3,300 higher than the 2009 spring meeting that was held on Salt Lake City, UT (total attendance 10,668). Spring meeting attendance since 2004 is as follows:

2004: Anaheim, CA:	14,141
2005: San Diego, CA:	15,385
2006: Atlanta, GA:	12,546
2007: Chicago, IL:	14,520
2008: New Orleans, LA:	13,454
2009: Salt Lake City, UT:	10,668
2010: San Francisco, CA:	18,076
2011: Anaheim, CA:	14,047

The spring national meeting in 2021 will be held in San Antonio, TX.

## **Job Market for Chemists**

The poor job market for chemists was a major theme throughout all of the reports given at Council. As of 2009 the unemployment rate for chemists was 3.9% and is assumed to be higher this year. A major issue is the length of time of unemployment. 50% of those identified as being unemployed have been without a job for an extended period of time – some for two years or more.

The job fair at the spring national meeting had 795 job seekers and 39 employers looking to fill 182 positions. Because employers have fewer jobs to offer they are not coming to national meetings. As a result, ACS is holding virtual job fairs. The first one was held in November 2010 with 2,513 job seekers, 26 employers and 196 open positions. Another virtual job fair will be held in 2011.

ACS is working to promote and support entrepreneurship, with the goal of creating more jobs here in the United States. They are forming a single unit that will offer affordable help to entrepreneurs; they will increase advocacy at the state and federal level to improve the business environment; they will partner with academia to promote career pathways; and they will increase public awareness of the value of early-stage entrepreneurship.

## **Petition to Charter Two New International Chemical Sciences Chapters**

Council voted to accept the request from the International Activities Committee (IAC) to approve the charter of two new international chemical sciences chapters: The Shanghai International Chemical Sciences Chapter and the Thailand International Chemical Sciences Chapter. Both petitions were signed by ACS members in good standing and residing in the territory. The applications met all of the requirements of the ACS Constitution and Bylaws (Bylaw IX). Proposed operation budgets were submitted and they do not include allotments of Society funds. The ACS Board of Directors has authorized these actions and now having received Council approval, the Chapters will begin operation.

## **Bylaw Changes for Consideration Only**

There is one Bylaw changes on the agenda and it is for Council consideration only: It will be voted on at the fall Council meeting in Denver, CO.

## **Petition on Position Statements**

The ACS Constitution makes it clear that any position statement that expresses the position of the Society as a whole requires the approval of the Board of Directors. ACS Bylaws (Bylaw IX) regulate the issuance of position statements by any "Society Body" other than the Board. These bodies include Local Sections, Divisions and presumably, ACS Committees. As currently written, Bylaw IX could potentially conflict with the Board Regulations governing position statement development. This petition is intended to allow for a clear and consistent position statement development process for the Society.

This petition seeks to amend Bylaw IX so as to assure that: The Board of Directors has primacy in issuing position statements that establish policy for the full Society, and that Society bodies other than the Board may issue statements on issues that fall solely in their jurisdiction so long as they do not impair other Society bodies' ability to do the same.

The financial implications of the petition are being assessed. The Committee on Constitution and Bylaws finds the petition to be legal and consistent with other provisions of the Society's documents. However they believe that there are a number of ambiguities that impact the ability of the proposed language of the petition to achieve its intended purpose and recommend that they be addressed prior to Council vote.

## **Actions of the Board of Directors**

### *The Board's Committees, Advisory Boards and Working Groups*

The Board of Directors received reports from the Committees on Professional & Member Relations (P&MR), Grants and Awards (G&A), and Planning, along with its Executive Committee.

The Committee on Grants and Awards presented the Board with a screened list of nominees for the 2012 Priestley Medal and the 2012 Award for Volunteer Service to the ACS. The Board **VOTED** to approve the screened lists, and will now vote on, and announce, the winners of these two awards after its June meeting. On the recommendation of G&A, the Board **VOTED** that Regulation III, Section 13, paragraph 2 (and related language) be removed from the Charter, Constitution, Bylaws and Regulations (Bulletin 5) of the American Chemical Society, because effective January 1, 2011, the ACS Petroleum Research Fund no longer provides a 1% allocation to the ACS Green Chemistry Institute®.

The Chair briefed the Board on items arising from the Executive Committee meeting, including agreement of the Board's role at the Leadership Institute and attendance at various other conferences and events.

On the recommendation of the Board Logistics and Training group, the Board agreed to change the group's name to the Board Operations and Technology Team. Several topics were presented with regard to improving the effectiveness of Board operations.

The Board received a thorough report from the Presidential Task Force on Innovation in the Chemical Enterprise: New Technologies for the Society, New Jobs for Chemists. The Board heard the task force

report recommendations on how ACS could help entrepreneurs create U.S. jobs for chemists. The Board reached consensus in support of the next steps outlined by the task force. The recommendations from this report will be sent to all Councilors.

#### *Strategic Issue: ACS Worldwide Strategy*

At this meeting, the Board continued its discussion of a Society Worldwide strategy as a follow-up to the strategic issues retreat in January, and is also involving the Planning Committee in a more thorough review to engage other members and stakeholders in these discussions. The Board plans to wrap up its ACS Worldwide strategy discussions by year-end.

#### *Plan for a Financial Planning Conference*

Every three to five years, the Board, with the Committee on Budget and Finance, holds a conference to discuss in greater detail the Society's finances and its financial objectives. In Anaheim, the Board was briefed on the preliminary plans and desired outcomes for the 2011 Financial Planning Conference, to be held in June. The theme for this conference is "Ensuring the Society's Financial Sustainability and Growth in a Period of Extraordinary Change."

#### *The Executive Director/CEO Report*

The Executive Director/CEO and several of her direct reports updated the Board on the activities of CAS (Chemical Abstracts Service), the ACS Publications Division, and the Society's General Counsel. The General Counsel report included an update on the ACS vs. Leadscope litigation. ACS' appeal, which is supported by several prominent Ohio organizations and the Ohio Attorney General, has been accepted by the Ohio Supreme Court, and is under review by that body. As a follow-up to the Publications report, the Board **VOTED** to approve three editor reappointments to ACS journals.

#### *Compensation of Society Executive Staff*

The Board received a report from its Committee on Executive Compensation and **VOTED** to approve several actions relative to compensation for the Society's Executive staff. The compensation of the Society's Executive staff receives regular review from the Board.

#### *Other Society Issues*

The Board received a report from the President-Elect on plans and priorities during his presidential year. The Board also reviewed and discussed the presidential succession budget - particularly in light of increasing international and domestic travel demands.

The Board **VOTED** to ratify several consent actions taken since its December meeting, including editor appointments, an appointment to the Board Committee on Executive Compensation, and a reappointment to the Governing Board for Publishing.

#### *The Society's International Activities*

The American Chemical Society and the Federation of Asian Chemical Societies (a federation of 28 chemical societies of countries and territories in the Asia Pacific) agreed to a three-year collaboration alliance characterized by mutual benefits, impact, and commitment to cooperation in service to chemical scientists, engineers and professionals represented by the respective organizations. The signing of this memorandum of understanding took place during a special ceremony at the Board's regular session.

The Board also received reports from several international guests representing the following scientific societies: the Chemical Society for Canada, the Latin American Federation of Chemical Associations, the German Chemical Society, the International Union of Pure and Applied Chemistry (IUPAC), the Mexican Chemical Society, the Royal Society of Chemistry (RSC), and the Federation of Asian Chemical Societies.

Respectfully submitted April 2, 2011

CINF Councilors

Bonnie Lawlor  
Andrea Twiss-Brooks

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## **DAC Procedure for Distribution of Division Allotments (Approved 2008)**

The procedure is as follows:

Each Division receives a base allotment, plus a dollar value per each dues paying member and divisional affiliate as of December 31 of the second preceding year. The total Divisional Allotment is divided into four parts. The total base allotment fraction is 12.5% of the Divisional Allotment. The total per-Member allotment is also 12.5% of the Divisional Allotment. This amount is divided by the total number of Division Members (counting every Division to which a member belongs) and then each Division is given a share for each of its Members. The Innovative Grant Allotment is set at 10% of the Divisional Allotment. Finally, 65% of the Divisional Allotment is set aside for the Divisional Programming Allotment.

### *Base Allotment:*

This is calculated as follows: The total number of Divisions is determined and divided into the total funds available for distribution of the base allotment. The result is the base allotment (base allotment =  $(0.125 \times \text{Divisional Allotment}) / (\text{Number of Divisions})$ ).

### *Per Member Allotment:*

This is calculated as follows: The total number of Members who can be identified as Members of Divisions is determined and divided into the total funds available for distribution as Per-Member Allotment. The result is the per-Member allotment (per-Member allotment =  $(0.125 \times \text{Divisional Allotment}) / (\text{total number of Division Members})$ ). Members belonging to multiple Divisions are counted for each Division to which they belong).

### *Innovative Grant Allotment:*

Innovative Grants moneys are distributed by DAC based upon proposals from the Divisions for innovative programs. The procedures for soliciting and selecting proposals are decided upon by DAC.

### *Program Allotment:*

The Program Allotment is distributed to each Division according to the following formula:

Attendance at oral sessions: 50%  
# members at meeting: 25%  
# posters presented: 25%

The distribution of attendance money is determined as follows:

Class I Division (less than 2,000 members): Full credit for attendance at the oral session with the highest reported attendance for the Division for each half-day of the national meeting; no credit for subsequent concurrent sessions.

Class II Divisions (2,000 – 3,499 members): Full credit for attendance at the two oral session with the highest reported attendance for the Division for each half-day of the national meeting; no credit for subsequent concurrent sessions.

Class III Divisions (3,500 or more members): Full credit for attendance at the three oral session with the highest reported attendance for the Division for each half-day of the national meeting; no credit for subsequent concurrent sessions.

For all Divisions, counts for all off-peak programming (Sunday, Wednesday, Thursday and all evenings) are doubled.

Co-sponsored sessions, but no co-listed ones, are considered to be sessions of every co-sponsoring Division. All co-sponsoring Divisions receive full credit for co-sponsored sessions.

The total number of “attendance units” is divided into the total funds available for distribution based on attendance, and the attendance payouts are calculated for each Division based on its number of “attendance units.”

The distribution of the moneys based upon the number of Division Members registered at the two national meetings is determined as follows:

The total number of registrants who can be identified as Members of Divisions is determined and divided into the total funds available for distribution based on the number of members registered. The Division members registered payout is then calculated. Members belonging to multiple Divisions are counted for each Division to which they belong.

The distribution of the poster paper money is determined as follows:

The total number of poster papers presented by the Divisions at the two national meetings is determined and divided into the total funds available for distribution based on the number of poster papers. The poster paper payout for each Division is calculated. Posters presented more than once are to be counted only once. For this reason and to simplify the tasks of counting and calculation, posters presented at events such as SciMix and AEI are excluded from the calculation. Cosponsored poster sessions are considered to be poster sessions of every co-sponsoring Division. All co-sponsoring Divisions receive full credit for co-sponsored papers.