

Constitution  
Of  
Blue River Valley Amateur Radio Society

ARTICLE I Name and Offices

Section 1 Name. The name of the Organization shall be Blue River Valley Amateur Radio Society.

Section 2 Principal Office. The principal office of the Organization shall be located in Indiana, at a site to be determined from time to time by the Executive Committee.

ARTICLE II PURPOSES

The Organization shall be a 501(c) (3) not-for-profit corporation organized for the following charitable purposes.

1. To educate and increase the proficiency of its members in the science of radio communications.
2. To provide for the dissemination of information among its members concerning scientific advancement and progress in the field of radio communications.
3. To organize and train units of licensed radio amateurs capable of maintaining radio communication as a public service, particularly during periods of emergency or disaster.
4. To conduct periodic classes in radio science for persons seeking an amateur radio license or for those seeking to upgrade their current license.
5. To encourage and sponsor experimental activities in radio communication and electronics to the end that skills and experience gained in amateur radio will further the application of these sciences to benefit the public at large.
6. To promote the elevation of standards of practice and ethics in the conduct of amateur radio communications.

ARTICLE III MEMBERSHIP

Section 1 Qualifications. Membership in the Organization shall be open to all persons who are interested in amateur radio communication, as further described in Part 97 of the United States Federal Communications Commission's Regulations. Prospective members shall submit a written application to the Treasurer of the Organization on a form that shall be adopted from time to time by the Organization.

Section 2 There will be five (5) types of membership.

1. Full Membership, as used herein, is a member who has a valid amateur radio license. Such a person may vote, hold office, and pay yearly membership dues.
2. Associate membership is an unlicensed person, who is a member without the privilege of voting or holding office and who pays yearly membership dues.
3. Student Membership is a licensed or unlicensed person who is currently a student in grades 1<sup>st</sup>-12<sup>th</sup>, who will not have voting rights, and who is not eligible to hold office and does not pay membership dues.
4. Lifetime Membership, as used herein, is any full member who has been recommended to the Executive Committee for Lifetime Membership by any full member of the Society. This status is intended to be an exceptional honor, in recognition of especially meritorious and distinguished contributions of the nominee to the Organization. The recommending full

member is to submit in writing to the Executive Committee the reasons behind the nomination for Lifetime Membership. The Executive Committee will then consider the recommendation and decide whether to pass it on to the full Membership for a vote or to decline the recommendation. Once voted on by the Membership and approved, a Lifetime Member shall pay no dues and shall retain all the privileges of Full Membership. Executive Committee members are not eligible.

5. Honorary Membership, as used herein Is an unlicensed person who has been nominated by the Executive Committee. This status is intended to be an exceptional honor, in recognition of especially meritorious and distinguished contributions of the nominee to the Society. A majority vote at the meeting is required to confer this status. An Honorary member will not have voting rights, is not eligible to hold office, and does not pay membership dues.

Section 3 Dues, Membership in the Organization shall be fee-based, requiring the payment of dues, as established from time to time by the Organization. Membership will be for a period of one-year (Jan1-Dec31). Termination of membership either by resignation or expulsion will not constitute a cause for refund of dues paid.

Section 4 Voting, only members of the Organization who hold a current amateur radio license and who have fully paid their dues (lifetime members excepted) may vote on any matter that requires a vote of the Members. There must be a quorum present before any voting can take place. Unless otherwise specified a simple majority of those Members present, qualified to vote, and voting shall be sufficient to pass any matter presented to the Members.

Section 5 Quorum, one fifth of the total Society membership shall comprise a quorum.

Section 6 Meetings, there shall be a regular meeting on the 3<sup>rd</sup> Monday of every other month. The annual meeting will be in January. An Executive meeting will be held on the 1<sup>st</sup> Monday of every month except on holidays. If a holiday falls on the regularly scheduled day, there shall be no meeting to replace it. There shall be other special meetings as directed by the President.

The Organization reserves, as needed or requested to meet at other times and locations. If a change of a meeting's place or time is to occur, then it shall be the responsibility of the Executive Committee to make this fact known to the membership, by inclusion on the Organization web site, announcement in the Organization newsletter, and/or any other relevant means.

#### ARTICLE IV OFFICERS

Section 1 Categories of Officers, the officers of the Organization shall consist of a President, a Vice President, a Secretary, and a Treasurer. No person may hold more than one office concurrently.

Section 2 Election and Terms of Office. The Members shall elect the Officers at the Annual Meeting in January. Officers shall be elected for a term of one year. All officers may serve consecutive terms without limitation.

Section 3 Vacancies. Any vacancy occurring in any office of the Organization by death, resignation, or removal may be filled for the unexpired portion of the term by action of the Executive Committee or by special meeting.

Section 4 The elected officers will compose the Executive Committee.

Section 5 501(c) (3) Status. The Executive Committee shall ensure the Organization does not engage in any activity that will jeopardize the Organization's federal tax exemption.

Section 6 Duties and Powers. Subject to the limitations set forth in this document, the activities and affairs of the Organization shall be conducted and exercised by the Executive Committee which has the following duties and power:

1. To develop and determine policies which govern the Organization.
2. To develop and monitor the Organization's programs, financial policies, and budgets.
3. To assure the Organization's financial stability and support it and its fundraising efforts.

Section 7 Officers may be removed from office for cause, upon written petition of six (6) or more members being presented to the Executive Committee. After investigation the petition will be voted on by the Executive Committee. The Membership will be notified of the decision at the next meeting.

#### ARTICLE V OFFICERS DUTIES

The President shall preside at all meetings of this Organization and conduct the same according to the rules adopted. The President shall enforce due observance of this Constitution and By-Laws, decide all questions of order, sign all official documents adopted by the Organization. The president shall perform all customary duties pertaining to the office of President and shall appoint all trustee(s) and committees.

The Vice-President will assist the President on any Society matter and fill in for the President at regular meetings when the President is absent. The Vice-President will serve as ex-officio voting member of all committees.

The Secretary shall keep a record of the proceedings of all meetings, keep a roll of members, carry on all correspondence, and read communications at each meeting. The Secretary shall execute such other duties as assigned by the President. At expiration of the term, the Secretary shall turn over all possessions belonging to the Organization to the successor.

The Treasurer shall receive and provide receipt for monies paid to the Organization and shall keep an accurate account of all monies received and expended. The Treasurer shall pay no bills without communications with other officers. Any expenditure of \$500 or more must have approval by the membership in a regular meeting. Accounts of the Organization shall be audited each year by an auditing committee.

The Club Trustee (appointed by the President) shall authorize the use of the Organization call sign, be accountable for Organization equipment, provide continuity relating to changes in Executive Committee members, maintain such records as are necessary, and correspond with any regulatory governmental agencies. The Trustee shall hold an Extra Class license.

The repeater Trustee shall hold a Technician class license or higher.

The Trustee(s) will have final say only in the aforementioned Organization matters and shall submit a report as necessary.

#### ARTICLE VI EXPULSION OF MEMBER

Any full member may move to expel a member, stating just cause, by sending notification to the Secretary. The Executive Committee will review the notification for clarity, contact involved individuals as necessary, and send a written notice of such motion to each voting member prior to the next regularly called meeting, at which time the motion shall be voted upon by ballot. The member whose expulsion is under consideration is entitled to address the Society prior to voting. The defense is expected to be in general form of an appeal or a statement of the case for the person being considered for expulsion. This expulsion motion requires a nine-tenths majority of members present and voting to pass.

#### ARTICLE VII OTHER PROVISIONS

1. The fiscal year of the Organization shall Commence on January 1<sup>st</sup> of each year and end on December 31<sup>st</sup>.
2. Non-Discrimination the Organization shall not discriminate based on gender, race, color, religion, national origin, income, sexual orientation, or marital status.

## ARTICLE VIII LIMITATIONS ON AUTHORITY

Section 1 Private Inurement. No part of the net earnings of the Organization shall inure to any member of the Organization not qualifying as exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, nor to any Officer of the Society, nor to any other private person, excepting solely such reasonable compensation for the Society shall pay for services actually rendered to the Organization or allowed by the Organization as a reasonable allowance for authorized expenditures incurred on behalf of the Organization.

Section 2 Political Activity and Lobbying. No substantial part of the activities of the Organization shall constitute the carrying on of propaganda or otherwise attempting to influence legislation or any initiative or referendum before the public, and the Organization shall not participate in, or intervene in (including by publication or distribution) any political campaign on behalf of, or in opposition to, any candidate for public office.

Section 3 Non-exempt activities. The Organization shall not carry on any activities not permitted for a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 as now enacted or hereafter amended.

## ARTICLE IX AMENDMENTS

This Constitution or By-Laws may be amended (Changed) in a regularly called meeting. Any member may submit changes in writing to the Secretary, to be reviewed by the Executive Committee. All members will be notified in writing 30 days prior to the meeting date of the proposed amendment or change. It must be voted on and passed by a two-thirds majority by the membership present, providing the meeting quorum has been met.

## ARTICLE X DISSOLUTION

In the event of the termination of the existence of the Organization for any cause whatsoever, all assets and property over and above whatever may be required by the payment of just debts and obligations shall be vested in another organization structured and operated for a similar qualified exempt purpose under section 501(c)(3) of the Internal Revenue Code, as amended. The Executive Committee must bring this transfer to a meeting that was duly called for this purpose and a vote must be taken and the motion must be approved by three-fourths majority of members present, to pass.

## BY LAWS

The President shall preside at all meetings of this Club and conduct the same in according to the rules adopted. He/She shall enforce due observance of this constitution and By-Laws, decide all questions of order, sign all official documents adopted by the club, and none other. The President shall perform all customary duties pertaining to the office of the President and shall appoint all committees.

### Order of Business

1. Call to order
2. Introduction of Guest (s)
3. Reading of minutes of previous meeting (s)
4. Treasurer Report
5. Reading of Correspondence
6. Reports of Committees

7. Unfinished old Business
8. New Business
9. Announcements
10. Adjournment

SECTION 1 No rules, regulations or by laws shall be adopted which are contrary to this Constitution.

SECTION 2 The President will appoint a nominating committee in November for the election of new officers. Nominations will also be accepted from the floor at the time of election, and anyone nominated from the floor must be present or have consented prior to accepting the position if elected. The election is to be held at the regular January meeting.

SECTION 3 It shall be the duty of the Secretary to keep the Constitution and By-Laws of the Organization and to have the same with him/her at every regular and special meeting. The Secretary shall cause all amendments, changes, and additions to be noted thereon and shall permit same to be consulted by any member upon request. The Secretary also shall read minutes of prior meeting and have available all correspondence at regular meetings.

SECTION 4 The Treasurer shall give a report of the monetary status at each meeting including expenses, income, and current balances.

SECTION 5 Committees in existence at the time of installation of new Officers (January) will be suspended and new committees can be appointed by the new President.

SECTION 6 All members will be notified by phone, radio, website, email or mail of all activities such as meetings, Field Day, VHF contest etc. Committees will be appointed for each event, if deemed necessary by the President.

SECTION 7 Nets will be established on 2 meters and/or 440MHZ once a week under the direction of the Executive Board.

President Larry Hill

Secretary John Walker

This Constitution and Bylaws was ratified in a regular club meeting on 16 July 2018 at 7:00PM and was in effect at close of the meeting.

9/16/2019