



By-Laws of the Montgomery Amateur Radio Club, Inc.

P. O. Box 3141
Montgomery, Alabama 36109-0141

Adopted for Use on: September 17, 2006

Ratification/Adoption/Signature Page

List all Club Officers and Trustees, their Call-signs and License Classes as of the date of signing.

We, the undersigned, acting in accordance with our duties as club officers, do hereby adopt these By-Laws of the Montgomery Amateur Radio Club, Inc.

Club Officers:

_____ President, Scott W. Poole, W4SPA (Amateur Extra)	_____ Date
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_____ Vice-President, Richard A Seeders Jr., KG4PNL (General)	_____ Date
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_____ Treasurer, Paul St. John, K4APG (Amateur Extra)	_____ Date
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_____ Secretary, Timothy E. Dixon, KG4MIQ (General)	_____ Date
--	---------------

Club Trustees:

_____ Trustee, Lewin E. Nyman, K1AZE (Amateur Extra)	_____ Date
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_____ Trustee, Philip C. Salley, K4OZN (Amateur Extra)	_____ Date
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_____ Trustee, Stuart T. May, WD4JRB (Amateur Extra)	_____ Date
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By-Laws Of The Montgomery Amateur Radio Club, Inc.

In Committee

List all members of the By-Laws Committee, their Call-signs and License Classes.

We, the undersigned, acting in accordance with our committee charter, do hereby present these proposed By Laws to the Board of Trustees of the Montgomery Amateur Radio Club, Inc.

Committee Members:

_____ Chairman, Scott W. Poole, W4SPA (Amateur Extra)	_____ Date
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_____ Member, Karen J. Nyman, KA1BYP (General)	_____ Date
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_____ Member, Lewin E. Nyman, K1AZE (Amateur Extra)	_____ Date
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_____ Member, James V Eiland, Jr., KR4JY (Amateur Extra)	_____ Date
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BY-LAWS OF THE
MONTGOMERY AMATEUR RADIO CLUB, INC.

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ARTICLE 1 **ORGANIZATION**

1.1 NAME

1.1.1) The name of this organization shall be the Montgomery Amateur Radio Club, Incorporated, hereinafter referred to in these By-Laws as *Montgomery Amateur Radio Club*, *MARC*, or the *Club*.

1.2 PURPOSE

1.2.1) *MARC* is incorporated in accordance with the laws of the State of Alabama for the following purposes:

1.2.1.1) To assist and serve others through the use of amateur radio by utilizing our collective skills both in emergency and non-emergency situations in which normal lines of communication are disrupted or otherwise not feasible.

1.2.1.2) To encourage continued education and training for prospective and current amateur radio operators by providing opportunities for both academic and hands-on training.

1.2.1.3) To Encourage research and experimentation with new and existing technologies in an effort to facilitate the advancement of the field of radio communications.

1.2.1.4) To Promote amateur radio by providing opportunities for fellowship among members and other interested persons.

1.2.1.5) To Promote the public awareness of amateur radio and its many contributions to public welfare.

1.3 AFFILIATION

1.3.1) *MARC* is an affiliate of the American Radio Relay League (ARRL)

ARTICLE 2 **MEMBERSHIP**

2.1 MEMBERSHIP APPLICATION

2.1.1) Membership in *MARC* is open to all licensed radio amateurs and to any other individuals with an interest in amateur radio without regard to race, creed, color, sex, sexual orientation, national origin or disabilities of the applicant.

2.1.2) Any person wishing to join the *MARC* may apply for membership by submitting a completed membership application, along with any necessary dues, to any *MARC* officer or by mailing their completed application and dues to the *MARC* mailing address.

2.1.3) Members in the *MARC* shall hold membership based on only ONE of the available membership classifications. (See Paragraph 2.2 below)

2.2 MEMBERSHIP CLASSIFICATIONS

MARC offers the following classifications of membership:

2.2.1) Regular Member: Anyone holding a valid amateur radio operator's license that is issued by the Federal Communications Commission of the United States of America. Any person meeting the requirements for any other category of membership (e.g. Senior or Family member) may choose to maintain a Regular Member in lieu of selecting any one of the other available classifications. Selection to remain a Regular Member is entirely at the discretion of the member. Regular members hold all voting rights and privileges.

2.2.2) Life Member: Anyone meeting the conditions for Regular Membership AND who has attained the age of 70 years or older during the current membership year. In other words, a Regular Member or Senior Member is eligible for Life membership on January 1st of the year of his or her 70th birthday. Life members receive all the rights and privileges contained with Regular membership.

2.2.3) Senior Member: Anyone meeting the conditions for Regular membership AND who has attained the age of 65 years or older during the current membership year. In other words, a Regular Member is eligible for senior membership on January 1st of the year of his or her 65th birthday. Senior members receive all the rights and privileges contained with Regular membership.

2.2.4) Associate Member: Associate membership is available to anyone interested in amateur radio communications AND who does not hold a valid amateur radio license issued by the Federal Communications Commission of the United States of America. Associate Members may not vote, hold an elected office, or serve on the Executive Board. Associate Members may however, serve on committees.

2.2.5) Family Member: Anyone meeting the conditions of Regular or Associate membership AND who shall also reside at the same address as an existing Regular Member in good standing of the *MARC*. At least ONE member of the household shall be a Regular Member of the *Club* in order for any other member of the same household to apply for Family membership. Licensed Family Members shall have the same status as Regular Members and unlicensed family members shall have the same status as Associate Members.

2.2.6) Honorary Member: Any person may be granted an honorary membership in the *Club* by

a two-thirds affirmative vote of the membership present at any regular *Club* meeting.

ARTICLE 3 **VOTING CLASSIFICATION**

3.1 VOTING CLASSIFICATIONS

There shall be two classifications of voting rights consisting of:

3.1.1) Voting Member: all members in good standing that hold a current valid amateur radio operators license issued by the Federal Communications Commission of the United States of America AND are either Regular, Senior, Life, licensed Family, or licensed Honorary members shall be Voting Members.

3.1.2) Non-Voting Member: all members not holding a valid amateur radio operator's license. This will generally be, but is not limited to, Associate Members and Honorary Members not holding a valid amateur radio operator's license.

ARTICLE 4 **DUES AND ASSESSMENTS**

4.1 MEMBERSHIP DUES

4.1.1) Membership dues, in an amount determined by the Executive Board and approved by a majority of the voting membership present, shall be assessed annually and are payable during the renewal period of January 1st through the last day of the month of February. The Executive Board may assess reduced rates for members who are classified as Senior, Life, or Family members. Persons for whom payment of dues would constitute a hardship, at the discretion of the Executive Board, shall be exempt from payment of dues. The Executive Board shall take up deduction or elimination of dues on a case-by-case basis. Honorary members shall be exempt from payment of *Club* dues.

4.2 PRORATING OF DUES

4.2.1) Dues for new members that have not been a member during the preceding fiscal year shall be prorated from the date of application based on a quarterly basis according to the following schedule:

<u>From</u>	<u>To</u>	<u>% of applicable dues</u>
Jan 1 ^{sat}	Mar 31 st	100
Apr 1 st	Jun 30 th	75
Jul 1 st	Sep 30 th	50
Oct 1 st	Dec 31 st	25

4.3 NON-PAYMENT OF DUES

4.3.1) Failure to pay *Club* dues within the membership renewal period, as defined in Article 4, Paragraph 4.1 of these By-Laws, shall be considered cause for removal from the *Club* membership rolls. Members removed for non-payment of dues shall be reinstated to their previous membership status upon full payment of all applicable dues for the current fiscal year.

4.4 ANNUAL DUES REMINDER

4.4.1) A notice of delinquency shall be mailed to all members of the *Club* not renewing by March 1st of the year. The intent of this notice is to remind members their dues are past due. The notice will consist of a reminder letter, a membership application, and a return addressed envelope. Notices will be mailed to all individuals who have been paying members within the past three (3) years unless a specific reason exists for which the notice should not be sent (e g.: death or has moved out of the area). The source for this membership information shall be the *Club's* membership database. Reminder notices shall be mailed no later than March 31st of each year.

ARTICLE 5 FISCAL YEAR

5.1 PERIOD OF FISCAL YEAR

5.1.1) The *MARC* fiscal year shall be from January 1 through December 31.

ARTICLE 6 ELECTIONS

6.1 ELECTION AND TERMS OF OFFICE

6.1.1) Officers and Executive Board members described in these by-laws shall be elected annually at the regularly scheduled *Club* meeting in November. The terms of the officers shall be for one year and Trustee shall be for 3 years from January 1st through December 31st. One of the three Trustee positions shall expire each year.

6.2 NOMINATIONS

6.2.1) The presiding officer at the regularly scheduled *Club* meeting in October shall open the floor for nominations. Nominations will be taken from the floor for all elected officers and the one Trustee whose term expires on December 31. The nominations shall remain open after the October meeting is adjourned and shall continue during the November meeting. After any and all nominations have been received from the floor during the November *Club* meeting, the presiding *Club* officer at the November meeting shall close the nominations. Elections shall immediately follow the closing of the nominations.

6.3 NOTICE OF ELECTION

6.3.1) A notice specifying the date, time, and place of the election shall be announced in the *Club* newsletter and/or via electronic mail. This notice of election shall be sent no later than ten (10) days prior to the date of the election.

6.4 ELECTION PROCEDURE

6.4.1) The presiding *Club* officer shall run the election.

6.4.2) Balloting shall be done by secret written ballot.

6.4.3) A candidate shall be elected to an office or a Trustee seat by a simple majority of votes cast.

6.4.4) If there is only one candidate for an office or Executive Board seat, that candidate shall be declared elected by a voice vote of the members present without objection.

6.4.5) The secretary shall count votes cast at the election and shall then inform the current President and the members present at the election meeting of the results of the election.

6.4.6) The results shall be printed in the next available issue of the *Club* newsletter and/or on the *Club*'s web site.

6.4.7) The newly elected officers and Executive Board members shall be installed in accordance with these by-laws.

ARTICLE 7 OFFICERS

7.1 OFFICERS

7.1.1) The officers of the *Club* shall be President, Vice-President, Secretary, Treasurer and Publicity Officer.

7.2 TERM OF OFFICE

7.2.1) The term of the officers (Article 7, Paragraph 7.1.1) shall be for one (1) *Club* fiscal year (Article 5, Paragraph 5.1.1).

ARTICLE 8 EXECUTIVE BOARD

8.1 COMPOSITION

8.1.1) The Executive Board shall be composed of the *Club* Officers (Article 7, Paragraph 7.1.1) and four (4) other Trustees not holding an elected office concurrently.

8.1.2) The President from the previous fiscal year, based on his (or her) approval, shall automatically be elected for one of the four Trustee positions. The fourth trustee position may only be filled by the immediate past president. If the immediate past president does not wish to fill the Trustee position reserved for him or her, it shall remain vacant.

8.1.3) The qualifications for election to the Executive Board are that the individual must be a voting member of *MARC* and must meet at least one of the following criteria:

(a) Served as an elected officer of the *Club*.

(b) Been a voting member of the *MARC* for the three most recent consecutive fiscal years.

8.2 CHAIRMAN OF EXECUTIVE BOARD

8.2.1) The President shall preside over all Executive Board meetings.

8.3 VOTING RIGHTS

8.3.1) All members of the Executive Board shall be entitled to vote on any matter properly brought before the Executive Board unless otherwise prohibited within these by-laws.

8.4 DUTIES

The Executive Board shall conduct all business of the *Club* not otherwise delegated by the by-laws.

8.5 MEETINGS

8.5.1) The Executive Board shall meet when needed but not less than quarterly.

8.5.2) All meetings of the Executive Board will be open to all *Club* members in good standing except as provided in this Paragraph 8.5.3.

8.5.3) In cases where the Executive Board is to discuss matters specified in Article 19 (Removal from Office) or Article 20 (Expulsion from Membership) the Chairman shall have the authority to close at his sole discretion such meeting to anyone not a member of the Executive Board for the duration of such discussion. This authority is given to the Chairman to allow for the protection of confidentiality and privacy of the *Club* members.

8.5.4) The Executive Board shall also have the power to consider matters by electronic or postal means that arise between quarterly meetings. As to such interim matters, a vote of seven members of the Executive Board shall constitute the equivalent of a majority vote of an Executive Board meeting quorum.

8.6 REPORT OF MEETINGS

8.6.1) Following each Executive Board meeting, the presiding officer shall provide a report to the *Club* membership at the next regular *Club* meeting. This report will include at a minimum a summary of any actions taken by the Board unless otherwise specified in these bylaws

ARTICLE 9 OFFICER OR ELECTED BOARD MEMBER VACANCY

9.1 OFFICER VACANCY

9.1.1) Should any *Club* office (except that of President) or Trustee seat be vacated for any reason, the position shall be filled by any eligible *Club* member who shall be voted upon and approved by a simple majority of the entire remaining Executive Board. This person shall serve the remainder of the current term and then the normal election procedure shall be followed as described within these by-laws.

9.2.2) Should the President's office be vacated, the Vice-President shall immediately resign that office, become President for the remainder of the current term, and immediately assume the duties of the President. Any eligible member whom shall be voted upon and approved by a simple majority of the entire remaining Executive Board shall fill the Vice-President's position. This person shall serve the remainder of the current term and then normal election procedure shall be followed as described within these by-laws.

ARTICLE 10 DUTIES OF OFFICERS

10.1 PRESIDENT

10.1.1) The President shall preside at all *Club* meetings and shall vote only in the case of tie in which case he or she will cast the deciding vote.

10.1.2) The President shall be an ex-officio member of all *Club* committees.

10.1.3) The President may, from time to time, delegate to others the authority to act as *Club* spokesperson or representative of the *Club*, but shall retain the ultimate authority to act as the primary spokesperson and representative of the *Club* in all cases.

10.2 VICE-PRESIDENT

10.2.1) The Vice-President shall serve as membership chairman, solicit and encourage

new members, accept membership applications, and maintain the *Club* membership roster.

10.2.2) The Vice-President shall assist the President in the performance of the President's duties.

10.2.3) Should the President be unable to continue in office because of sickness, death, becoming incapacitated, or through the office becoming vacant, the Vice-President shall assume the office in accordance with the procedures described in these by-laws.

10.2.4) The Vice-President shall preside over all *Club* functions in the stead of the President should the President not be able to do so.

10.3 SECRETARY

10.3.1) The Secretary shall maintain the official and accurate record of all *Club* meeting minutes and attendance. This includes general member meetings, officer and Executive Board meetings. Keep originals or copies, as appropriate, of all correspondence relating to *Club* business.

10.3.2) The Secretary shall keep a copy of all amateur radio licenses issued to the *Club*.

10.3.3) The Secretary shall keep a list of the current name, address, and telephone number of all trustees of the various *Club* radio systems. This is required should communications with the U.S. Government agencies or other parties be required concerning the *Club's* radio systems.

10.3.4) The Secretary shall maintain the copies of the current Articles of Incorporation and by-laws of the *Club* and any amendments relating to these items.

10.3.5) The Secretary may write official correspondence for the *Club*, answer official

letters, and shall keep the file of correspondence of the organization regardless of the author thereof.

10.3.6) The Secretary shall keep and maintain an accurate and up-to-date list of all *Club*-owned, leased, or borrowed equipment.

10.3.7) The Secretary shall, upon completion of their term of office, turn over all materials and documents to the incoming Secretary in a timely manner.

10.4 TREASURER

10.4.1) The Treasurer shall receive and disburse all *Club* funds as directed by the Executive Board, committee chairpersons, or the *Club* membership in accordance with the procedures described within these by-laws.

10.4.2) The Treasurer shall maintain a checking account in the name of the Montgomery Amateur Radio Club, Incorporated for deposit of funds and payment of normal disbursements.

10.4.3) The Treasurer shall maintain and keep accurate, current, and detailed records of all financial transactions to which the *Club* is a party.

10.4.3) The Treasurer shall set-up and maintain an effective system to track budget status and projected budget conditions so as to alert the President as to any potential financial shortfalls that may occur.

10.4.5) The Treasurer shall provide, as requested, to the Executive Board or the President a detailed and complete listing of receipts, expenditures, receivables, and liabilities.

10.4.7) The Treasurer shall provide a summary accounting of the *Club* treasury to the membership once per month at a regularly

scheduled *Club* meeting. The books shall be accessible to any bona-fide *Club* member to inspect. No information concerning *Club* financial status shall be given outside normal *Club* channels without the express permission of the President. No document shall leave the possession of the Treasurer without the express permission of the President.

10.4.8) The Treasurer shall assist other authorized parties in a timely manner, as required, with any audits or reviews of *Club* books, tax issues, and other issues that may arise. Questions regarding how to handle these items shall be directed to the Executive Board.

10.4.9) The Treasurer shall at the completion of the term of office turn over all materials and information to the incoming Treasurer in a timely manner.

10.4 PUBLICITY OFFICER

10.4.1) The Publicity Officers shall be responsible for obtaining publicity and recognition for all *Club* functions and activities.

ARTICLE 11 **MARC COMMITTEES**

11.1 COMMITTEES

11.1.1) All committees, both standing and interim, are expected to operate and to serve *MARC* in a manner consistent with the stated purpose of *MARC* as specified in Article 1 of these By-Laws. All committee chairpersons serve at the request and the will of the *Club* President.

ARTICLE 12 **CLUB RECORDS**

12.1 RECORD KEEPING

12.1.1) All records of *MARC* shall be safeguarded and stored in a manner appropriate

to and befitting their importance, status and value.

12.1.2) *Club* records shall not be disseminated or distributed to anyone or any organization unless specifically authorized by the President or the Executive Board.

ARTICLE 13 **REVIEWS**

13.1 FINANCIAL REVIEWS

13.1.1) Periodically, no more than every 3 years, the *Club* shall appoint an audit committee whose charter it is to conduct an internal audit of the *Club's* financial records and report their finding to the membership during a regular *Club* meeting. The Executive Board will determine the level of the audit.

ARTICLE 14 **BUDGETS AND EXPENDITURES**

14.1 ADOPTION OF THE BUDGET

14.1.1) In January, after the new officers are installed, a meeting will be held by the new Executive Board to review the status of the *MARC* funds and the financial transactions of the past year. In this meeting a proposed budget will be prepared for presentation to the general membership.

14.1.2) At the January or February meeting of the *Club's* members, the President or his/her designee shall submit the proposed budget to the *Club* members for the calendar year. This proposed budget should show the income and expenses for the past year as well as the expected expenses for the current year. The proposed budget shall be voted upon by the membership allowing for agreed upon modifications at that meeting. The budget will be considered accepted by a simple majority vote of those members present.

14.2 PRESIDENTIAL DISCRETIONARY SPENDING AUTHORITY

14.2.1) The purpose of the Presidential Discretionary Spending Authority is to allow the *Club* President the ability to spend a limited amount of money, without any *prior* approval, as necessary to conduct the business of the *Club*.

14.2.2) The *Club* President shall have the authority to spend a limited amount of funds as he or she sees fit in the normal conduct of the *Club's* business.

14.2.3) The specific amount of the Presidents discretionary account shall be reviewed and revised, as necessary, at least annually at the Executive Board's January Budget meeting. The Executive Board may review the account and make any necessary adjustments more often if it deems it appropriate.

14.2.4) The President shall, upon making any expenditure from his or her discretionary account, must report to the membership, at the next regularly scheduled *Club* meeting as to the specifics of the expenditure.

14.2.5) Upon disclosure, by the President of an expenditure of funds from the Presidential account, the membership present at that meeting is compelled to either approve or disapprove the expenditure. Upon approval, by the membership, of the legitimacy of expenditures by the President, from the Presidential Spending account, the membership may vote to reinstate the discretionary fund to its full amount.

14.2.6) If there is a question of the legitimacy of expenditure or expenditures, the membership may vote to suspend the President's spending authority until the next meeting of the Executive Board. At the next Executive Board meeting, the board must discuss and decide upon an appropriate action.

ARTICLE 15 **QUORUMS**

15.1 QUORUM

15.1.1) A quorum of the Executive Board shall consist of at least five (5) members of the board.

15.1.2) A quorum at any regularly scheduled *Club* meeting shall consist of the voting members present.

15.2 ABSENCE OF QUORUM

15.2.1) In the absence of a quorum, no action taken by the Executive Board shall be valid.

ARTICLE 16 **CLUB LICENSE TRUSTEE**

16.1 REQUIREMENT

16.1.1) As required by FCC rules (Title 47, Part 97) governing Amateur Radio, The Montgomery Amateur Radio *Club* shall designate a "Trustee" who will hold the *Club* station license grant. This Article is intended to supplement the FCC rules and should it be determined that this Article is in conflict with FCC rules the FCC rules will prevail.

16.2 QUALIFICATIONS

16.2.1) The *Club* License Trustee shall be a member in good standing of *MARC* and shall maintain a valid amateur radio license of the highest class currently issued by the Federal Communications Commission.

16.3 SELECTION OF TRUSTEE

16.3.1) In the event the current Trustee of record no longer meets the requirement of this Article or the Trustee is no longer willing or able to serve as trustee; the *Club* Executive Board shall select a new trustee. The *Club* Secretary will

ensure that all appropriate records are updated in accordance with the Federal Communications Commission rules and regulations in force at the time of selection.

ARTICLE 17 **NON-PROFIT CORPORATION**

17.1 NON-PROFIT CORPORTION

17.1.1) The Montgomery Amateur Radio *Club* is a non-profit corporation and will not have or issue shares of stock. No dividend will be paid, and no part of the income of this corporation will be distributed to its members, trustees, or officers.

17.2 LOANS TO TRUSTEES, OFFICERS OR MEMBERS

17.2.1) The Montgomery Amateur Radio *Club* shall make NO loans to any of its trustees, officers, or members

17.3 RIGHTS AND INTERESTS IN ASSETS

17.3.1) No member, officer, or trustee shall have any vested right, interest, or privilege in or to the assets, functions, or affairs of *MARC*, or any right interest, or privilege which may be transferable or inheritable, or which will continue if his or her membership ceases.

ARTICLE 18 **DISSOLUTION OF THE CLUB**

18.1 DISSOLUTION PROCEDURE

18.1.1) Upon dissolution of the Corporation or the forfeiture of the Charter of the Corporation, the Executive Board shall have the power to dispose of the assets of the Corporation after

paying, or making provisions for payments, of all liabilities of the Corporation. The Executive Board shall distribute or dispose of the assets of the Corporation by transferring or conveying such assets, or the proceeds of the sale, to another corporation or organization which is organized and operated exclusively for charitable, educational, or scientific purposes. In the event the Executive Board fails to or is unable to distribute such assets in accordance with the provisions of this Section, any member may petition a court of appropriate jurisdiction to assume jurisdiction over the assets and accomplish a distribution in accordance with the intent and purpose of this section.

ARTICLE 19 **REMOVAL FROM OFFICE**

19.1 CAUSES FOR REMOVAL

19.1.1) The Executive Board may recommend the removal of any *Club* officer or Trustee for any of the following reasons:

- (i) Poor meeting attendance without good reason.
- (ii) Failure to pay dues within the period in which dues are to be paid.
- (iii) Gross misconduct as determined by a majority of the Executive Board in the performance of official duties.
- (iv) Behavior that brings discredit to himself/herself or to the *Club* such as an FCC license suspension, or other civil or criminal action.

19.1.2) Any officer or Executive Board member removed from their office or board seat retains membership within the *Club* unless expelled from the *Club*. Should such expulsion from the *Club* be deemed necessary, and then expulsion shall be handled as specified in Article 20 (Expulsion from Membership).

19.2 PROCEDURES FOR REMOVAL

19.2.1) At the next executive Board meeting, the matter of removal from office of a *Club* officer or Trustee must be taken up before any other business may be conducted. The Executive Board members shall vote (except for the accused officer) upon the removal action and a simple majority of the Executive Board members present shall cause the motion to carry and the accused officer shall be removed from office effective immediately.

19.2.2) Any vacancies resulting from this procedure shall be filled in accordance with Article 9 (Officer or Elected Board Member Vacancy) of these by-laws.

ARTICLE 20

EXPULSION FROM MEMBERSHIP

20.1 EXPULSION OF A MEMBER

20.1.1) Any member who willfully and knowingly violates any of the *Club's* practices and procedures and/or violates the FCC rules, Part 97, which results in suspension or revocation of that member's FCC license or results in a finally adjudicated monetary forfeiture to the US Government shall be liable for expulsion from the *MARC*. After final adjudication and completion of expulsion proceedings, any member, officer, or appointee shall be removed from the membership rolls of the *MARC*. Upon expulsion from the *MARC*, any member, officer, or appointee shall immediately turn over any and all records, assets, equipment, and information belonging to, or necessary for the continuing activities of the *MARC*. Once a member is expelled, re-admittance to *Club* membership shall only occur upon a unanimous affirmative vote of the entire Executive Board of the *Club*.

20.2 PROCESS OF EXPULSION

20.2.1) The Executive Board shall determine if there is sufficient evidence and if the infraction

raises to the level that necessitates expulsion from the *Club*. These matters shall be handled on a case-by-case basis and by simple majority vote of the Executive Board.

20.2.2) If the Executive Board votes to expel, the accused member must be notified of the accusation of misconduct by certified mail, return receipt requested.

20.2.3) Once the Executive Board has made its report to the *Club* members, the accused member may make a rebuttal of the accusation against him (or her). If the accused member does not present a rebuttal within ninety days of the report of the Executive Board to the *Club*, the accused member's membership shall be terminated.

20.2.4) When the accused member has finished making his (or her) rebuttal, the members of the *Club*, by a two-thirds majority vote of the quorum, may adopt the recommendations of the Executive Board. If the Executive Board's recommendations are not adopted, the accusation or accusations of misconduct made against the accused member shall be declared null and void.

20.2.5) An Officer or Trustee MUST first be removed from his or her office before expulsion proceeding can commence.

ARTICLE 21

PARLIAMENTARY AUTHORITY

21.1 PARLIAMENTARY AUTHORITY

21.1.1) The rules contained in "Robert's Rules of Order Revised" shall govern in all cases to which they are applicable, and in which they are NOT inconsistent with these by-laws.

ARTICLE 22
AMMENDMENTS TO THE BY-LAWS

22.1 AMENDMENT PROCEDURE

22.1.1) Any voting *Club* member may submit a proposed amendment to these by-laws at any regular meeting of the *Club*. Such proposals must be written, signed by five voting members of the *Club*, and must be given to the *Club* officer presiding at the regular meeting, who shall in turn give it to the President.

22.1.2) At the next meeting of the Executive Board, the President shall present the proposed amendment to the Board, which will then discuss it and recommend either adoption or rejection of the proposed amendment, including in the recommendation the reasons for adoption or rejection. A decision on a recommendation may be postponed until the next meeting of the Board if the Board feels that additional investigation is required.

22.1.3) At the first regular meeting of the *Club* following the decisive meeting of the Board, the officer presiding at the meeting shall present to the *Club* the Board's recommendation on the proposed amendment to these by-laws. The only action the *Club* may take at this time is to set a date, time, and place at which a vote on the proposed amendment shall occur.

22.1.4) The Secretary shall convey copies of the proposed amendment and supporting comments from its creators, and the Executive Boards' recommendations and comments on the proposed amendments to the *Club* newsletter editor for incorporation into the next *Club* newsletter. The newsletter shall also announce the date, time, and place of the vote on the submitted amendment.

22.1.5) At the meeting of the *Club* at which the vote on the proposed amendment shall occur, a two-thirds majority vote of the quorum present

in favor of the proposed amendment is required to adopt the amendment.

By-Laws Of The Montgomery Amateur Radio Club, Inc.
Appendix A – Amendments

The purpose of this appendix is to record all amendments to these by-laws.

For all amendments, record the amendment number, the date the amendment is adopted, its author(s) and sponsors, file the original, and attach a copy of the amendment as presented to these by-laws.

- For a new article or paragraph, record the new wording and annotate as NEW.
- For a deletion, record the previously worded section and record as DELETED.
- For a modification, record the old and the new wording and record as CHANGED.