

**KENTUCKIANA TARTAN BORDER COLLIE CLUB, INC.**

**CONSTITUTION**

**As amended October 21, 2001**

**ARTICLE I Name and Objectives**

- Section 1 The name of the Club shall be the Kentuckiana Tartan Border Collie Club, Inc.
- Section 2 The objectives of the Club shall be:
- a. to encourage and promote quality in the breeding of purebred Border Collies, emphasizing the breed's natural herding ability as well as soundness;
  - b. to do all in its power to protect and advance the interests of the breed by encouraging sportsmanlike competition at dog shows, obedience trials, herding tests and trials, tracking tests, and agility trials;
  - c. to conduct sanctioned and licensed specialty shows and matches, obedience trials, herding tests and trials, tracking tests, and agility trials under the rules and regulations of the American Kennel Club.
- Section 3 KTBCC shall not be conducted or operated for profit and no part of any profits or remainder of residue from dues or donations to the Club shall inure to the benefit of any member or individual.
- Section 4 The members of the Club shall adopt and may from time to time revise such Bylaws as may be required to carry out these objectives.

**BYLAWS**

**ARTICLE I Membership**

- Section 1 Eligibility. Membership shall be open to all persons who subscribe to the objectives of this Club. There shall be four types of membership as described below:
- a. Individual. Regular membership shall be open to all persons 18 years of age or older who subscribe to the purpose of this Club and who are in good standing with the American Kennel Club. This membership is for individuals. This membership shall be given all rights and privileges as

stated in the Bylaws, including the right to hold office, and allows one (1) vote.

- b. Household. This membership is available to household members who are in good standing with the American Kennel Club. Members 18 years or older shall be given all rights and privileges as stated in the Bylaws, including the right to hold office, and allows two (2) votes.
- c. Lifetime Individual. Lifetime individual membership is available for persons who have given twenty (20) years of service to the club. There are no dues associated with this membership. This membership shall be given all rights and privileges as stated in the Bylaws, including the right to hold office, and allows one (1) vote.
- d. Honorary. Honorary membership shall be open to all persons who have made a significant contribution to the Border Collie and/or the Kentuckiana Tartan Border Collie Club. This membership provides no rights or privileges nor voting privileges as stated in the Bylaws.

Section 2 Dues. Membership dues may be changed from time to time by a majority vote of those present at a Club meeting, but shall not increase to more than \$50.00 per year. Dues are payable on or before the last day of May each year. Neither Honorary nor Lifetime members shall pay annual dues. No member may vote whose dues are not paid for the current year. Members who join KTbcc subsequent to December 31 of each year shall be paid for the remainder of that year and the next calendar year. During the month of April the Treasurer shall send to each regular member, separately or included with the KTbcc newsletter, a statement of his/her dues for the ensuing year. If the dues notice is included in the newsletter, it shall be clearly indicated on the front page of the newsletter.

Section 3 Election to Membership. Each applicant for membership shall apply on a form as approved by the Board of Directors and which shall provide that the applicant agrees to abide by the Constitution, Bylaws, Code-of-Ethics, and the rules of the American Kennel Club. The application shall state the name, address and phone number of the applicant and it shall carry the endorsement of one (1) member in good standing. Accompanying the application, the prospective member shall submit dues payment for the current year.

All applications are to be filed with the Secretary. Each application is to be read at a meeting of the club and published in the next newsletter. At the Club meeting following publication, each application is to be read, and the application voted upon by secret ballot. Affirmative votes of 75% of the members present shall be required to elect the applicant. The Board of Directors, or its membership committee if this function has been delegated, may make recommendations on each application.

Applicants for membership who have been rejected by the Club may not re-apply within six months after such rejection.

Section 4 Termination of Membership. Membership may be terminated, with no fees or moneys refunded, in the following ways:

- a. by resignation. Any member in good standing may resign from the Club upon written notice to the Secretary; but no member may resign when in debt to the Club. Dues obligation are considered a debt to the Club and they become incurred on the first day of the fiscal year.
- b. by lapsing. A membership will be considered as lapsed and automatically terminated if such member's dues remain unpaid 45 days after the first day of the fiscal year; however, the Board may grant an additional 60 days grace to such delinquent members in meritorious cases. In no case may a person be entitled to vote whose dues are unpaid.

Those members who dues are in danger of lapsing must be notified via written notice of this condition by the Treasurer.

- c. by expulsion. A membership may be terminated by expulsion as provided in Article VI of these bylaws.

## **ARTICLE II Meetings and Voting**

Section 1 Club Meetings. Meetings of the Club shall be held a minimum of six (6) times per year, within the Greater Louisville, Kentucky area at such hour and place as may be designated by the Board of Directors. Written notice of such meeting shall be mailed by the Secretary at least ten (10) days prior to the date of the meeting. The quorum for such meetings shall be twenty percent (20%) of the members in good standing.

Section 2 Special Club Meetings. Special Club meetings may be called by the President, or by a majority vote of the members of the Board who are present and voting at any regular or special meeting of the Board; and shall be called by the Secretary upon receipt of a petition signed by five members of the Club who are in good standing. Such special meetings shall be held in the Greater Louisville, Kentucky area at such place, date, and hour as may be designated by the person or persons authorized herein to call such meetings. Written notice of such a meeting shall be mailed by the Secretary at least five (5) days and not more than fifteen (15) days prior to the date of the meeting, and said notice shall state the purpose of the meeting, and no other Club business may be transacted thereat. . The quorum for such meetings shall be twenty percent (20%) of the members in good standing.

Section 3 Board Meetings. Meetings of the Board shall be held within the Greater Louisville, Kentucky area at such hour and place as may be designated by the

Board a minimum of six (6) times per year. Written notice of each such meeting shall be mailed by the Secretary at least five (5) days and not more than ten (10) days prior to the date of the meeting. Any such notice shall state the purpose of the meeting and no other business shall be transacted thereat. A quorum for such a meeting shall be a majority of the Board.

Section 4 Special Board Meetings. Special meetings of the board may be called by the President; and shall be called by the Secretary upon receipt of a written request signed by at least three (3) members of the board. Such special meetings shall be held in the Greater Louisville, Kentucky area at such place, date, and hour as may be designated by the person authorized herein to call such meeting. Written notice of such meeting shall be mailed by the Secretary at least five (5) days and not more than ten (10) days prior to the date of the meeting. Any such notice shall state the purpose of the meeting and no other business shall be transacted thereat. The quorum for such a meeting shall be a majority of the board.

Section 5 Voting. Each member in good standing whose dues are paid for the current year shall be entitled to one vote at any meeting of the Club at which he is present. Proxy voting will not be permitted at any Club meeting or election.

### **ARTICLE III            Directors and Officers**

Section 1 Board of Directors. The Board shall be comprised of the officers, the immediate Past-President and two (2) other persons all of whom shall be members in good standing and all of whom shall be elected, with the exception of the Past-President, for one-year terms at the Club's annual meeting as provided in Article IV and shall serve until their successors are elected. The Past-President serves in an advisory capacity only and has no vote in Board decisions. General management of the Club's affairs shall be entrusted to the Board of Directors.

Section 2 Officers. The Club's officers, consisting of President, Vice President, Secretary and Treasurer shall serve in their respective capacities both with regard to the Club and its meetings and the Board and its meetings.

a. The President shall preside at all meetings of the Club and of the Board, and shall have the duties and powers normally appurtenant to the office of President in addition to those particularly specified in these Bylaws.

b. The Vice-President shall have the duties and exercise the powers of the President in case of the President's death, absence or incapacity.

c. The Secretary shall keep a record of all meetings of the Club and of the Board and of all matters of which a record shall be ordered by the Club; shall have charge of the correspondence, notify members of meeting, notify new members of their election to membership, notify officers and directors of their election to office, keep a roll of the members of the Club

with their addresses, and carry out such other duties as are prescribed in these Bylaws.

- d. The Treasurer shall collect and receive all moneys due or belonging to the Club. Moneys shall be deposited in a bank designated by the Board, in the name of the Club. The books shall at all times be open to inspection of the Board and a report shall be given at every meeting of the condition of the Club's finances and every item of receipt or payment not before reported; and at the annual meeting an accounting shall be rendered of all moneys received and expended during the previous fiscal year. The Treasurer shall be bonded in such amount as the Board of Directors shall determine.

Section 3 Vacancies. Any vacancies occurring on the Board or among the officers during the year shall be filled until the next annual election by a majority vote of all the then members of the Board at its first regular meeting following the creation of such vacancy, or at a Special Board Meeting called for that purpose; except that a vacancy in the office of President shall be filled automatically by the Vice-President and the resulting vacancy in the office of Vice-President shall be immediately filled by a majority vote of all the then members of the Board, and a vacancy in the office of Past-President shall not be filled until the next annual election.

#### **ARTICLE IV The Club Year, Annual Meeting, Elections**

Section 1 Club Year. The Club's fiscal year shall begin on the first day of May and end on the last day of April.

The Club's official year shall begin immediately at the conclusion of the election at the annual meeting and shall continue through the election at the next annual meeting.

Section 2 Annual Meeting. The annual meeting shall be held in the month of April at which Officers and Directors for the ensuing year shall be elected by secret ballot from among those nominated in accordance with Section 4 of this Article. They shall take office immediately upon the conclusion of the election and each retiring officer shall turn over to the successor in office all properties and records relating to that office within thirty (30) days after the election.

Section 3 Elections. The nominated candidate receiving the greatest number of votes for each office shall be declared elected. The nominated candidates for other positions on the Board who receive the greatest number of votes for such positions shall be declared elected.

Section 4 Nominations. No person may be a candidate in a Club election who has not been nominated. During the month of January, the Board shall select a Nominating Committee consisting of three members and two alternates, not more than one of

whom may be a member of the Board. The Secretary shall immediately notify the committeemen and alternates of their selection. The Board shall name a Chairman for the Committee and it shall be such person's duty to call a committee meeting which shall be held on or before February 15.

- a. The Committee shall nominate one candidate for each office and position on the Board, and, after securing the consent of each person so nominated, shall immediately report their nominations to the Secretary in writing.
- b. Upon receipt of the Nominating Committee's report, the Secretary shall notify each member in writing of the candidates so nominated a minimum of two (2) weeks before the March meeting.
- c. Additional nominations may be made at the March meeting by any member in attendance provided that the person so nominated does not decline when their name is proposed, and provided further that if the proposed candidate is not in attendance at this meeting, the proposer shall present to the Secretary a written statement from the proposed candidate signifying willingness to be a candidate. No person may be a candidate for more than one position.

**ARTICLE V Committees**

- Section 1 The Board may each year appoint standing committees to advance the work of the Club in such matters as specialty shows, obedience trials, herding tests and trials, tracking tests, and agility trials, trophies, annual prizes, membership and other fields which may well be served by committees. Such committees shall always be subject to the final authority of the Board. Special committees may also be appointed by the Board to aid it on particular projects.
- Section 2 Any committee appointment may be terminated by a majority vote of the full membership of the Board upon written notice to the appointee; and the Board may appoint successors to those persons whose services have been terminated.

**ARTICLE VI Discipline**

- Section 1 American Kennel Club Suspension. Any member who is suspended from the privileges of the American Kennel Club automatically shall be suspended from the privileges of this Club for a like period.
- Section 2 Charges. Any member may prefer charges against a member for alleged misconduct prejudicial to the best interests of the club or the breed. Written charges with specifications must be filed in duplicate with the Secretary together with a deposit of \$25.00 which shall be forfeited if such charges are not sustained by the board following a hearing. The Secretary shall promptly send a copy of the

charges to each member of the Board or present them at a Board Meeting, and the Board shall first consider whether the actions alleged in the charges, if proven, might constitute conduct prejudicial to the best interests of the Club. If the Board considers that the charges do not allege conduct which would be prejudicial to the best interests of the Club it may refuse to entertain jurisdiction. If the Board entertains jurisdiction of the charges it shall fix a date of a hearing by the board not less than three (3) weeks nor more than six (6) weeks thereafter. The Secretary shall promptly send one copy of the charges to the accused member by registered mail together with a notice of the hearing and an assurance that the defendant may personally appear in his own defense and bring witnesses if he wishes.

Section 3 Board Hearing. The Board shall have complete authority to decide whether counsel may attend the hearing, but both complainant and defendant shall be treated uniformly in that regard. Should the charges be sustained, after hearing all the evidence and testimony presented by complainant and defendant, the Board may by a majority vote of those present reprimand or suspend the defendant from all privileges of the Club for not more than one year from the date of the hearing. And, if it deems that punishment insufficient, it may also recommend to the membership that the penalty be expulsion. In such case, the suspension shall not restrict the defendant's right to appear before his fellow members at the ensuing Club meeting which considers the Board's recommendation. Immediately after the Board has reached a decision, its finding shall be put in written form and filed with the Secretary. The Secretary, in turn, shall notify each of the parties of the Board's decision and penalty, if any.

Section 4 Expulsion. Expulsion of a member from the club may be accomplished only at a meeting of the club following a board hearing and upon the board's recommendation as provided in Section 3 of this Article. Such proceedings may occur at a regular or special meeting of the club to be held within 60 days but not earlier than 30 days after the date of the board's recommendation of expulsion. The defendant shall have the privilege of appearing in his own behalf, though no evidence shall be taken at this meeting. The President shall read the charges and the board's finding and recommendation, and shall invite the defendant, if present, to speak in his own behalf if he wishes. The members shall then vote by secret ballot on the proposed expulsion. A 2/3 vote of those present and voting at the meeting shall be necessary for expulsion. If expulsion is not so voted, the board's suspension shall stand.

**ARTICLE VII      Amendments**

- Section 1      Amendments to the constitution and bylaws may be proposed by the Board of Directors or by written petition addressed to the Secretary signed by twenty percent of the membership in good standing. Amendments proposed by such petition shall be promptly considered by the Board of Directors and must be submitted tot he members with recommendations of the Board by the Secretary for a vote within three (3) months of the date when the petition was received by the Secretary.
- Section 2      The constitution and bylaws may be amended by a two-thirds secret vote of the members present and voting at any regular or special meeting called for the purpose, provided the proposed amendments have been included in the notice of the meeting and mailed to each member at least two weeks prior to the date of the meeting.

**ARTICLE VIII      Dissolution**

- Section 1      The Club may be dissolved at any time by the written consent of not less than two-thirds of the members. In the event of the dissolution of the Club other than for purposes of reorganization whether voluntary or involuntary or by operation of law, none of the property of the Club nor any proceeds thereof nor any assets of the Club shall be distributed to any members of the Club but after payment of the debts of the Club, its property and assets shall be given to a charitable organization for the benefits of dogs selected by the Board of Directors.

**ARTICLE IX      Order of Business**

- Section 1      At meetings of the Club, the order of business, so far as the character and nature of the meeting may permit, shall be as follows:

- Roll Call
- Minutes of last meeting
- Report of President
- Report of Secretary
- Report of Treasurer
- Reports of committees
- Unfinished business
- New business
- Election of Officers and Board (at annual meeting)
- Election of new members
- Announcements
- Adjournment

Section 2 At meetings of the Board, the order of business, unless otherwise directed by majority vote of those present, shall be as follows:

Reports of committees  
Unfinished business  
New business  
Adjournment

**ARTICLE X Parliamentary Authority**

Section 1 The rules contained in the current edition of Robert's Rules of Order, Newly Revised, shall govern the Club in all cases to which they are applicable and in which they are not inconsistent with the bylaws and any other special rules of order the Club may adopt.