

EAST TENNESSEE COLLIE CLUB

CONSTITUTION

ARTICLE 1

NAME AND OBJECTIVES

SECTION 1. The name of the Club shall be East Tennessee Collie Club.

SECTION 2. The objectives of the Club shall be:

- (a) to encourage and promote quality in the breeding of pure-bred Collies and to do all possible to bring their natural qualities to perfection.
- (b) to urge members and breeders to accept the standard for the breed as approved by The American Kennel Club as the only standard of excellence by which the Collie shall be judged.
- (c) to urge members and breeders to adhere to the Code of Ethics as set forth by the Collie Club of America.
- (d) to do all in its power to protect and advance the interests of the breed by encouraging sportsmanlike conduct at dog shows, obedience trials, herding trials and agility trials.
- (e) to conduct sanctioned and licensed specialty shows, obedience trials, herding trials, and agility trials under the Rules and Regulations of The American Kennel Club.

SECTION 3. The Club shall not be conducted or operated for profit and no part of any profits or remainder or 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 by-laws as may be required to carry out these objectives.

BY-LAWS

ARTICLE 1

Membership

SECTION 1. Eligibility. There shall be two types of membership:

- (a) Members; open to all persons 18 years of age and older who are in good standing with The American Kennel Club and who subscribe to the purposes of this Club. While membership is to be unrestricted as to residence, the Club's primary purpose is to be representative of the breeders and exhibitors in its immediate area.
- (b) Junior Members; open to all persons between the ages of 10 and 18 who subscribe to the purposes of this Club.

SECTION 2. Dues. Membership dues shall not exceed \$20 per year.

- (a) Member \$10.00 per year.
- (b) Junior member \$2.50 per year.

All dues payable on or before the first day of February each year.

During the month of November the Treasurer shall send to each member a statement of his dues for the ensuing year. No member may vote whose dues are not paid for the current year.

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 these constitution and by-laws and the rules of The American Kennel Club. The application shall state the name, address, telephone number, occupation, breed and interest, (breeder, exhibitor, obedience, herding, agility, rescue, service dogs or dog owner) and shall carry the endorsement of two members 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 and each application is to be read at the first meeting of the Club following its receipt. At the next club meeting the application will be voted upon and affirmative votes of 3/4 of the members present and voting at that meeting shall be required to elect the applicant.

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

SECTION 4. Termination of membership.

Memberships may be terminated:

- (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 obligations are considered a debt to the Club and they become incurred on the first day of each fiscal year.
- (b) By Lapsing. A membership will be considered as lapsed and automatically terminated if such member's dues remain unpaid 90 days after the first day of the fiscal year; however, the Board may grant an addition 90 days of grace to such delinquent members in meritorious cases. In no case may a person be entitled to vote at any club meeting whose dues are unpaid as of the date of that meeting.
- (c) By Expulsion. A membership may be terminated by expulsion as provided in Article 4 of these by-laws.

ARTICLE 2

Meetings and Voting

SECTION 1. Club Meetings. Meetings of the club shall be held within the greater Knoxville, Tennessee area in each month, at such hour and place as may be designated by the Board of Directors. Written notice of each 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 Board who are present and voting at any regular or special meeting of the Board; or shall be called by the Secretary upon receipt of a petition signed by five (5) members of the Club who are in good standing. Such special meeting shall be held 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 a meeting shall be twenty percent (20%) of members in good standing.

SECTION 3. Board Meetings. Meetings of the Board of Directors shall be held on alternate months in the Greater Knoxville area at such hour and place as may be designated by the Board.

Written notice of each such meeting shall be mailed by the Secretary at least five (5) days prior to the date of the meeting. The quorum for such a meeting shall be a majority of the Board.

SECTION 4. Special Board Meetings. Special meetings of the Board of Directors may be called by the President, or called by the Secretary upon written request signed by at least three (3) members of the Board. Such Special Board Meetings must be held within the greater Knoxville, Tennessee area and shall be held 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, and said 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. Such Special Board Meeting shall not be open to the general club membership.

SECTION 5. Voting. Each member in good standing 18 years of age or older, 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 3

Directors and Officers

SECTION 1. Board of Directors. The Board of Directors shall be comprised of the President, Vice-President, Secretary, Treasurer and five (5) other persons all of whom shall be members in good standing and all of whom shall be elected for a one-year term at the Club's annual meeting as provided in Article 4 and shall serve until successors are elected.

General management of the Club's affairs shall be entrusted to the Board of Directors.

SECTION 2. Officers. The Club's officers, consisting of the 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 by-laws.
- (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. He shall have charge of the correspondence, notify members of meetings, 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 by-laws.
- (d) The Treasurer shall collect all moneys due or belonging to the Club. He shall deposit the same in a bank designated by the Board, in the name of the Club. His books shall at all times be open to inspection by the Board and shall report to them at every meeting the condition of the Club's finances and every item of receipt or payment not before reported; and at the annual meeting he shall render an account of all moneys received and expended during the previous fiscal year.
- (e) The office of Secretary and Treasurer may be held by the same person in which case the Board shall be comprised of the officers and six 6) other persons.

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 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 filled by the Board.

ARTICLE 4

The Club Year, Annual Meetings, Elections

SECTION 1. Club Year. The Club's fiscal year shall begin on the 1st day of January and end on the 31st day of December. 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 January at which Officers and Directors for the ensuing year shall be elected by secret written 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 his 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 other nominated candidates for the remaining positions on the Board who receive the greatest number of votes for each such position shall be declared elected.

SECTION 4. Nominations. No person shall be a candidate in a club election who has not been nominated. During the month of August the Board shall select a Nominating Committee consisting of three members and one alternate, not more than one of whom shall be a member of the Board. The Secretary shall immediately notify the committeemen and alternate of their selection. The Board shall name a Chairman for the Committee and it shall be his duty to call a committee meeting which shall be held on or before the first day of October. The Committee shall nominate one candidate for each office and one candidate for each of the remaining positions on the nine (9) member Board, and after securing the consent of each person so nominated, shall report their nominations to the Secretary, in writing, on or before the fifteenth (15) day of October. Upon receipt of the Nominating Committee's report, the Secretary shall, at least two weeks prior to the November meeting, notify each member, in writing, of the candidates so nominated. Additional nominations may be made at the November meeting by any member in attendance provided that the person so nominated does not decline when his name is proposed, and provided further that if the proposed candidate is not in attendance at this meeting, his proposer shall present to the Secretary a written statement from the proposed candidate signifying his willingness to be a candidate. No person may be a candidate for more than one position, and additional nominations which are provided for herein may be made only from among those members who have not accepted a nomination of the Nominating Committee. Nominations cannot be made at the annual meeting or in any manner other than as provided in this section.

ARTICLE 5

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 Trials, Agility Trials Trophies, annual prizes, membership and other fields which may well be served by such 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 appointed may be terminated by a majority vote of the full membership of the Board upon written notice to

the membership; and the Board may appoint successors to those persons whose services have been terminated.

ARTICLE 6

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 \$10 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 interest of the Club or the breed. If the Board considers that the charges do not allege conduct which would be prejudicial to the best interests of the Club or the breed 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 a hearing and an assurance that the defendant may personally appear in his own defense and bring witnesses if he wishes.

SECTION 3. Board Hearings. 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 majority vote of those present reprimand or suspend the defendant from all privileges of the Club for not more than six (6) months 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 findings 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 the Article. Such proceedings may occur at a regular or special meeting of the Club to be held within sixty (60) days but not earlier than thirty (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 findings and recommendations, and shall invite the defendant, if present, to speak in his own behalf if he wishes. The meeting shall then vote by secret written ballot on the proposed expulsion. A two-thirds (2/3) majority 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 7

Amendments

SECTION 1. Proposals. Amendments to the constitution and by-laws may be proposed by the Board of Directors or by written petition addressed to the Secretary signed by twenty percent (20%) of the membership in good standing. Amendments proposed by such petition shall be promptly considered by the Board and must be submitted to the 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. Ratification. The constitution and by-laws may be amended by a Two-thirds (2/3) secret majority 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 8

Dissolution

Section 1. Dissolution. The Club may be dissolved at any time by written consent of not less than two-thirds (2/3) of the members. In the event of dissolution of the Club other than for purposes of reorganizing 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 benefit of dogs, selected by the Board of Directors.

ARTICLE 9

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 the last meeting
- Report of the President
- Report of the Secretary
- Report of the Treasurer
- Reports of Committees
- Election of Officers and Board at annual meetings)
- Election of new members
- Unfinished business
- New business
- 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:

- Reading of minutes of last meeting
- Report of Secretary
- Report of Treasurer
- Reports of Committees
- Unfinished business
- New business
- Adjournment

Article 10 **Parliamentary Authority**

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 these bylaws and any other special rules of order the club may adopt.

AMENDED:-----Article 1, Section 2, Dues---June,1992
AMENDED:-----Article 2, Section 1, Meetings---March,1996
AMENDED:-----Article 1, Section 1, Eligibility---May, 2001
AMENDED:-----Article 1, Section 2, Dues---May, 2001
AMENDED:-----Article 1, Section 3, Election to Membership---May, 2001
AMENDED:-----Article 2, Section 1, Club meetings---May, 2001
AMENDED:-----Article 2, Section 3, Board Meetings---May, 2001
AMENDED:-----Article 4, Section 1, Club Year---May, 2001
AMENDED:-----Article 4, Section 4, Nominations---May 2001
AMENDED:-----Article 10,Parliamentary Authority---May, 2001
AMENDED:-----Article 1, Section 2a, Objectives of the Club---July, 2001
AMENDED:-----Article 1, Section 2d, Objectives of the Club---July, 2001
AMENDED:-----Article 1, Section 2e, Objectives of the Club---July, 2001
Amended:-----Article 1, Section 3, Election to Membership---July, 2001
Amended:-----Article 2, Section 3, Board Meetings---July, 2001