

**ARTICLE I
NAME AND OBJECTIVES**

SECTION 1. The name of the Club shall be ***The Australian Terrier Club of Colorado, Inc***

SECTION 2. The objectives of the Club shall be:

(a) to encourage and promote quality in the breeding of purebred Australian Terriers and to do all possible to bring their natural qualities to perfection:

(b) to urge members and breeders to accept the standard of the breed as approved by The American Kennel Club as the only standard of excellence by which Australian Terriers shall be judged:

(c) to do all in its power to protect and advance the interests of the breed by encouraging sportsmanlike competition at dog shows and obedience trials:

(d) to conduct sanctioned and licensed specialty shows and obedience trials under the rules of The American Kennel Club.

(e) to protect and promote the general welfare of Australian Terriers

SECTION 3. The Club is incorporated under the laws of the State of Colorado. 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 be 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 objects.

**BYLAWS
ARTICLE I
MEMBERSHIP**

SECTION 1. ELIGIBILITY. The membership is open to all persons eighteen years of age and older who are in good standing with The American Kennel Club and who subscribe to the purposes of the Club.

(a) Regular membership - enjoys all privileges of the club, including voting and holding office.

(b) Household membership- Two (2) adult members residing in the same residence with one mailing address. each eligible to vote and hold office. A \$5 per year discount will be given to a qualified household.

(c) Associate membership - Entitled to all club privileges except voting and office holding (offered to individuals who live outside of the club's area; also offered to individuals who live in the club's area but are not active). Such membership is not counted in determining a quorum.

(d) Junior membership is available to persons ten (10) through seventeen (17) years of age. The junior may not vote or hold office and may automatically convert to

regular membership upon reaching their 18th birthday.

(e)Life membership- for those individuals who have been members for at least 5 years and have made an exceptional contribution to the club. The member must be nominated for this honor by at two members who are in good standing and voted on by secret ballot a 3/4 of the members present at the next club meeting.(or refer to section)Agree Life members pay no dues but are eligible to vote and to hold office.

(f)Honorary membership — an individual who has made significant contributions to the Sport, Breed or the Club; Honorary members pay no dues and are not eligible to vote, but can maintain regular (or household) membership if they pay dues. The member must be nominated for this honor by at two members who are in good standing and voted on by a majority of the membership.

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.

SECTION 2. DUES. Membership dues for a regular voting membership shall be \$15 per year and a non-voting associate membership and non-voting junior membership (18 years and under) shall be \$10.00 per year. Dues may be increased by a 2/3 vote of the membership at a regular meeting not to exceed \$50 per year. Dues are payable on or before the **1st of January of** each year. No member may vote whose dues are not paid for the current year. During the month of **September** the Treasurer shall send to each member a statement of his dues for the ensuing 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, and occupation of the applicant and it 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 Recording Secretary and each application is to be provided to the voting Club Members following its receipt via mail or e-mail. At the next Club meeting the application will be voted upon by secret ballot 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 re-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 Recording Secretary: but no member may resign when in debt to the Club. Dues are obligations 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 60 days after the first day of the fiscal year: however, the Board may grant an additional 60 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 VI of these by-laws.

ARTICLE II

MEETINGS AND VOTING

SECTION 1. CLUB MEETINGS. Meetings of the club shall be held six (6) times per year within the Greater Denver area (Ft Collins to Colorado Springs) at such hour and place as may be designated by the Board of Directors. Written notice of each such meeting shall be mailed *or e-mailed* by the *President or Recording Secretary* at least 5 days prior to the date of the meeting. The quorum for such meetings shall be 20% of the members in good standing.

SECTION 2. SPECIAL CLUB MEETING. 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 Recording Secretary upon receipt of a petition signed by five members of the Club who are in good standing. Such special meetings shall be held within the Greater Denver area (Ft Collins to Colorado Springs) at such place, date and time as may be designated by the person or persons authorized herein to call such meetings. Written notice of such meeting shall *be mailed or e-mailed* by the *Recording Secretary* at least 5 days prior to the date of the meeting. The quorum for such a meeting shall be 20% of the voting members in good standing.

SECTION 3. BOARD MEETINGS. Meetings of the Board of directors shall be held no less than six (6) times per year within the greater Denver area (Ft Collins to Colorado Springs) at such hour and place as may be designated by the Board and may be held in conjunction with the club meetings. Board meetings may be held by conference call. Additional meetings may be called as needed. Written notice of each such meeting shall be mailed or e-mailed_ by the President or Recording Secretary at least 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 may be called, by the President, and shall be called by the Recording Secretary upon receipt of a written request signed by at least three members of the Board. Such special meetings shall be held within the Greater Denver area (Ft Collins to Colorado Springs) at such place, date, and hour as may be designated by the person authorized herein to call such meeting. Special Board meetings may be held by conference call. Written notice of such meeting shall be mailed or emailed by the Recording Secretary at least 5 days before the date of the meeting. Any such notice shall state the purpose of the meeting. A quorum for such a meeting shall be a majority of the Board.

SECTION 5. VOTING. Each voting 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 President, Vice-

President, Recording Secretary, Corresponding Secretary, *and* Treasurer all of whom shall be members in good standing and all of whom shall be elected for one-year terms at the Club's annual meeting as provided in Article IV and shall serve until their successors are elected. General management of the Club's affairs shall be entrusted to the Board of Directors.

SECTION 2. OFFICIERS The Club's officers, consisting of the President, Vice-president, Recording Secretary, Corresponding 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) President shall preside at all meetings of the Club and of the Board, and shall have the duties and powers normally associated 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 Presidents death, absence, or incapacity.

(c) The Recording 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 the club of new members, and carry out other such duties as are prescribed in these by-laws.

(d) The Corresponding Secretary shall handle all correspondence requiring the attention of an officer, the Board of Directors, or the Club as a whole. Copies of all pertinent correspondence are to be kept for at least 7 years (example: AKC notifications) are to be kept for future reference. This will include all regional specialty correspondence.

(e) The Treasurer shall collect and receive all moneys due or belonging to the Club. He shall deposit the monies in a bank designated by the Board, in the name of the Club. His books shall at all times be open to inspection of the Board and he 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 and account of all moneys received and expended during the previous fiscal year.

VACANCIES. Any vacancies occurring on the Board or among the offices 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 the purpose: except that a vacancy in the office of President shall be filled automatically by the Vice-president.

ARTICLE IV THE CLUB YEAR, ANNUAL MEETING, ELECTIONS

SECTION 1. CLUB YEAR. The Club's fiscal year shall begin on the 1st day January and end on the last day of December.

The Club's Officers elected 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 September in conjunction with the Regional Specialty 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 30 days after the election.

SECTION 3. ELECTIONS The nominated candidate receiving the greatest number of votes for each office 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 June 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 Recording Secretary shall immediately notify the committee members and alternates 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 August 1st.

(a) The Committee shall nominate one candidate for each office and after securing the consent of each person so nominated, shall immediately report their nominations to the Recording Secretary in writing.

(b) Upon receipt of the Nominating Committee's report, the Recording Secretary shall, two weeks prior to the September meeting, notify each member via mail or e-mail of the candidates so nominated.

(c) Additional nominations may be made at the September 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 Recording 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.

ARTICLE V COMMITTEES

SECTION 1. The president, subject to the approval of the Board may each year appoint standing committees to advance the work of the Club in such matters as specialty shows, obedience trials, trophies, annual prizes, web site, fund raising, 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 Recording Secretary together with a deposit of \$10 which shall be forfeited if such charges are not sustained by the Board following a hearing. The Recording 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 3 weeks no more than 6 weeks thereafter. The Recording 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 suspend the defendant from all privileges of the Club for not more than six 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 finding shall be put in written form and filed with the Recording Secretary. The Recording 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 proceeding 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 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 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 by-laws may be proposed by the Board of Directors or by written petition addressed to the Recording 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 to the members with recommendations of the Board by the Recording Secretary for vote within three

months of the date when the petition was received by the Recording Secretary.

SECTION 2. The constitution and by-laws may be amended by a 2/3 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 or e-mailed to each member at least two weeks prior to the date of the meeting.

ARTICLE VIII DISSOLUTION

SECTION 1. DISSOLUTION. The Club may be dissolved at any time by the written consent of not less than 2/3 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 benefit 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:

ROLLCALL
MINUTES OF LAST MEETING
REPORT OF PRESIDENT
REPORT OF *RECORDING SECRETARY*
REPORT OF *CORRESPONDING* SECRETARY
REPORT OF TREASURER
REPORTS OF COMMITTEES
ELECTION OF OFFICERS AND BOARD (at annual meeting only)
ELECTION OF NEW MEMBERS
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 these by-laws and any other special rules of order the club may adopt.