

# OKLAHOMA APPALOOSA HORSE CLUB

## CONSTITUTION AND BYLAWS

### ARTICLE I – TITLE, LOCATION, PURPOSE AND SEAL

**Section 1.** The name of the Association shall be the Oklahoma Appaloosa Horse Club, Inc.

**Section 2.** The Club is affiliated with the Appaloosa Horse Club, Inc., of Moscow, Idaho. Hereinafter referred to as the Appaloosa Horse Club, Inc.

**Section 3.** The Club shall be headquartered at the residence of the president of the Oklahoma Appaloosa Horse Club, Inc.

**Section 4.** The purpose of the Club shall be:

A. To cooperate with and aid, in every way possible, the programs and functions of the Appaloosa Horse Club Inc.

B. Recognizing that the parent organization, the Appaloosa Horse Club, Inc., files, records and issues certificates of registration, the primary function of the club will be to promote public interest in the breed from a regional standpoint in complete cooperation with the overall program of the Appaloosa Horse Club, Inc.

C. To gain proper publicity through the mediums of radio, television, newspapers, magazines, etc.

D. To gain proper breeding classes for Appaloosa horses registered with the Appaloosa Horse Club, Inc., in local county, district and state horse shows and fairs.

E. To forward historical data, bloodline records and general information, etc., to the Executive Secretary of the Appaloosa Horse Club, Inc., when it would be requested or helpful to him.

F. To promote and stimulate interest in regional "all Appaloosa shows for Appaloosa horses registered in Appaloosa Horse Club, Inc.

G. Make an annual report of the Club's activities to the Appaloosa Horse Club, Inc.

### ARTICLE II – MEMBERSHIP

**Section 1.** Any person who is interested in the Appaloosa Horse and in bettering the breed is eligible to become a member.

**Section 2.** Membership fee shall be fixed by the Board of Directors.

A. The membership fees shall be paid upon application for membership.

B. Annual dues shall become due on January 1 of each year after becoming a member.

C. Memberships are available for single, couple, family, individual lifetime. **Section 3.** All money received for membership fees and annual dues will be used for breed advertisements, expenses of regional shows, breed promotional work and other work in connection with the purpose of this club.

**Section 4.** Each member shall have the privilege of one vote at the annual meeting in election of officers and directors. Presidents, Vice-Presidents, Secretary and Treasurer shall be elected at an annual meeting. Members voting in the annual election must have dues paid at least 30 days prior to voting in any election. Family memberships are entitled to two votes provided both husband and wife are present. THERE SHALL BE NO PROXY VOTING.

**Section 5.** Membership is good for the calendar year and must be renewed annually.

**Section 6.** The membership is non-transferable.

**Section 7.** Those members abusing or misusing their privileges of membership shall have their membership revoked by the Board of Directors. Any member of the corporation may be removed for cause by a vote of not less than  $\frac{3}{4}$  of the board of Directors at any regular or special meeting called for that purpose. The member shall be informed in writing of the charges preferred against him at least 10 (ten) days before such meeting, whether regular or special, and at the meeting shall have an opportunity to present witnesses and be heard in person. This included nonpayment of debts owed to the Club.

**Section 8.** Disciplinary Rules – Members may be disciplined, expelled or suspended for cause by affirmative vote of  $\frac{3}{4}$  of the members of the Board of Directors after an appropriate hearing.

A. Cause is generally regarded as disorderly works in debate, any form of indebtedness to this or any other regional Appaloosa association or the "ApHC", disorderly conduct in the association, or violation of such rules and regulations as adopted from time to time by the Board of Directors.

B. **Appropriate Hearing:** After charges have been preferred against a member, the Secretary shall send the accused written notice to appear before the Board of Directors within thirty (30) days at the time and place appointed in said notice, and furnish a copy of the charges. Failure to obey the notice is cause for summary expulsion. The member will not be deprived of any privileges while the case is pending. At the appointed meeting, the case will be heard by the Board of Directors. The Board will present charges in the case of the accused. The accused will then be allowed to make an explanation and provide any evidence and/or witnesses as desired. Both parties shall be allowed to cross-examine the witnesses and introduce rebutting testimony. When all the evidence has been presented the accused shall retire from the meeting and the Board shall deliberate upon the charges, and act by vote upon the question of expulsion or other punishment proposed. No member shall be expelled or suspended by less than three-fourths vote.

**Section 9.** Any member may resign by filing a written resignation with the Secretary. Such resignation shall not relieve the member so resigning of any obligations, assessments or other charges for which the member became liable prior to resignation.

**Section 10.** Upon written request signed by the expelled or suspended member and filed with the Secretary, the Board of Directors may, by the affirmative vote of three-fourths of the Directors, reinstate such former member to membership upon such terms as the Board of Directors may deem appropriate.

**Section 11.** All members shall be subject to the by-laws of the Oklahoma Appaloosa Horse Club and all rules and regulations set aside by the Appaloosa Horse Club, Inc.

### **ARTICLE III – MEETINGS**

**Section 1.** The rules contained in Robert's Rules of Order shall govern this club in all cases in which they are applicable and in which they are not inconsistent with the by-laws or the special rules of order of this club.

**Section 2.** The Annual meeting of the members of this Club shall be at such place as the Board of Directors shall designate.

**Section 3.** The Annual meeting shall be at such time as the Board of Directors shall designate.

**Section 4.** Notice of the meeting shall be given in writing to the members not less than 30 days before the meeting. Announcement of the Official Club Publication will constitute due notice.

**Section 5.** At such time the Board of at least six (6) of the twelve Directors, vacant Directors posts, the President, Vice-President, Secretary and Treasurer shall be elected; and other business transacted in the matters concerning the voice of the membership.

**Section 6.** The Board of Directors shall consist of twelve (12) members.

**Section 7.** The Club membership shall elect the Director from the general membership at large, to serve 2 year terms on a rotating basis.

**Section 8.** Any member in good standing may nominate any other member in good standing. The candidate receiving the most votes for each vacancy shall be elected. A member may vote for the candidate of their choice on the election ballot.

**Section 9.** The officer of the Club shall include: President, immediate Past President (who shall vote on Club affairs only if he is a present duly elected director, otherwise his position is non-voting and advisory), Vice-President, Secretary and Treasurer. These officers will have full voting privilege in all affairs. Other appointed officers do not have a voting voice in the Board of Directors meeting. They are advisors.

**Section 10.** A quorum for the conducting of election and other business of the organization will consist of fifty percent (50%) of the Board of Directors and all interested members present. The act of a majority of Directors present at the meeting at which a quorum is present shall be the act of the Board of Directors, unless the act of a

greater number is required by law or by these by-laws.

**Section 11.** The transaction of any meeting of the Board of Directors, however called and noticed or wherever held shall be valid as though had at a meeting duly held after regular call and notice, if a written waiver of notice, or a consent to holding such meeting, or an approval of the minutes thereof. All such waivers, consents or approvals shall be filed with the corporate records or made a part of the minutes of the minutes.

**Section 12.** Members of the Board of Directors by means of conference telephone or similar communications equipment, by means of which all persons participating in the meeting can hear one another, and such participation in a meeting shall constitute presence in person at the meeting. Within ten (10) days following said meeting, the Secretary shall reduce to writing the minutes of said telephone meeting.

**Section 13.** A majority of the directors present may adjourn any directors' meeting to meet again at a stated day and hour or until the time fixed for the next regular meeting of the Board.

**Section 14.** Directors shall not receive any stated salary for their services as directors, but, by resolution of the Board adopted in advance of, after the meeting for which payment is to be made, a fixed fee, with or without expenses of attendance, may be allowed one or more of the directors for attendance at each meeting. Nothing herein contained shall be construed to preclude any director from serving the corporation in any other capacity as officer, agent, employee or otherwise, and receiving compensation therefor.

**Section 15.** Any person who is not an Officer or Board of Director may be present at a regular meeting of the Board of Directors as a "visitor", but may not participate in discussion of the regular meeting until addressed or acknowledged by the President.

#### **ARTICLE IV – BOARD OF DIRECTORS**

**Section 1.** Property, funds and affairs of the Club shall be directed by the President, Vice-President, Secretary and Treasurer, under the direction of the Board of Directors.

**Section 2.** Any officials of the Appaloosa Horse Club, Inc. may be present at a Board of Directors meeting and join in discussion.

**Section 3.** The Board of Directors shall take whatever action is deemed necessary to carry out the primary purpose of this club.

**Section 4.** The directors shall have the power to fill from eligible members, all vacancies on the Board of Directors for the remainder of any unexpired term.

**Section 5.** A regular meeting of the Board of Directors shall be held monthly. Additional meetings may be held as necessary. The time and place shall be designated by the Board. Absence of any Director from three(3) consecutive regular meetings of the Board without an excuse deemed valid and so recorded by the Board of Directors shall be construed as a resignation. A special meeting may be called by the President, or a majority of the members of the Board.

**Section 6.** The Board of Directors shall have the power to prescribe, adopt and amend, from time to time, such equitable and uniform rules and regulations, as in their description may be deemed essential or convenient for the conduct of the business and affairs of the corporation and its members and the guidance and control of its agents and employees.

**Section 7.** The Board, by resolutions adopted by a majority of the members of the Board, may appoint such committees as it may deem appropriate. Each committee shall have and may exercise such powers as shall be conferred or authorized by the resolution appointing it.

**Section 8.** Any director of the Board may be removed from office for cause by a vote of not less than  $\frac{3}{4}$ 's of the members of the corporation at any annual or special meeting called for the purpose. The Director shall be informed in writing of the charges preferred against him at least 10 days before such meeting and be heard in person in answer thereto. Officers of the Board may be removed for cause by vote of eleven or the members of the Board and employees and agents discharged or removed from office or employment at any time by action of the Board.

**Section 9.** The Board of Directors may accept on behalf of O.A.H.C. a contribution, gift, bequest of device for general purpose or for any special purpose of O.A.H.C.

## **ARTICLE V – OFFICERS**

**Section 1.** The Officers shall be President, Vice-President, Secretary and Treasurer. Two or more mfrom the same family may not serve as officers of the club during the same term of office. The Vice-President, Secretary and Treasurer shall be voting members of the Board. The President will vote only to break a tie vote.

**Section 2.** President. The President who shall be a member of the Board, shall preside over all meetings of the corporation and the Board, perform all acts and duties usually performed by an executive and presiding office, and shall sign all legal documents and such other papers of the corporation. The President shall perform such other duties as may be prescribed by the Board.

**Section 3.** Vice-President. In the absence or disability of the President, the Vice-President who shall be a member of the Board, shall perform the duties of the President.

**Section 4.** Secretary. It shall be the duty of the Secretary, who shall be a member of the Board, to keep a record of the proceedings of the meetings of the Board and of the corporation. He shall serve, or cause to be served, all notices required to be served by law or the By-laws of the corporation; and in case of his absence, inability, refusal or neglect to do so, then such notices may be served by any member of the Board directed by the Chairman. The Secretary is required to file the annual report of ApHC, Inc. To file Articles of Incorporation to State Office.

**Section 5.** Treasurer. The Treasurer, who shall be a member of the Board, shall receive and account for all funds of the corporation, shall deposit the same in some bank designated by the Board of depository, and pay the amounts or cause them to be paid out of the depository. A second officer position shall be selected and bonded to act as co-signer on any monetary accounts established on behalf of the corporation. At each monthly Board of Director meeting, he shall submit to the Board a complete financial statement including a copy of the latest bank statement. At each annual meeting of the corporation, he shall submit for the information of the members a complete statement of his account for the past year and he shall discharge such other duties pertaining to his office as shall be prescribed by the Board, and shall give a good and sufficient bond of such amount as may be fixed by the Board. All other than normal disbursements must be approved by the Board of Directors prior to payment. The Club's book will be audited annually by a three member committee appointed by the Board of directors. Said committee to be comprised of at least two Directors and one member in good standing of the club.

## **ARTICLE VI – COMMITTEES**

**Section 1.** In January of each year the Board shall appoint at the first scheduled Board meeting the following committees to serve for the ensuing year.

- A. BY-LAWS
- B. FUTURITIES
- C. PROMOTIONS AND PUBLICITY
- D. AWARDS AND BANQUETS
- E. MEMBERSHIP
- F. SHOWS
- G. ACTIVITIES/CLINICS
- H. JUDGES
- I. YOUTH
- J. ELECTIONS (Nominating Committee)

The Board may add or delete committees from this list as it may deem necessary from time to time. Each Committee shall have a Chairperson, they will report to the Board at each regularly scheduled meeting. No committee shall take any action without prior approval of the Board.

## **ARTICLE VII – CONDUCT**

**Section 1.** Membership and participation in the functions and shows approved by the O.A.H.C. is a privilege and violation of the rules and unsportsmanlike conduct is not to be condoned and will not be permitted. The following offenses are subject to the filing of a grievance and an affirmative recommendation from the Board will result in disciplinary action.

- A. Misrepresentation of ownership or registration status of a horse.
- B. Public usage of obscene or vulgar language at a show or Club function.
- C. Writing a worthless check to a show sponsor or the O.A.H.C. and refusing or failing to make it good upon demand.
- D. Public chastisement of a judge or other show official.
- E. Intentionally or willfully violating any rule of the Club.
- F. Intentionally injuring the animal or another exhibitor.
- G. Public contempt for the decision of a judge at a show.
- H. Public physical abuse of animals other than proper training or disciplining.
- I. Any act of dishonesty which affects or attempts to affect results of a class.
- J. Any other act of unsportsmanlike conduct.

### **Section 2.** Penalties.

- A. In any case where a grievance is sustained, and where it is the offender's first offense, the Board may recommend and may assess a reprimand or fine, not to exceed \$100.00, or a suspension not to exceed one year, or any combination of said reprimand, fine and suspension.
- B. In any case where a grievance is sustained, and where it is the offender's second offence, the Board shall recommend and shall assess a fine not to exceed \$200.00, or suspension not to exceed two years, or both such fine and suspension.
- C. In any case where a grievance is sustained and where it is the offender's third offense, the Board shall recommend and shall order permanent expulsion of the offender.
- D. Should suspension or expulsion be ordered in any case, the offending member and his spouse and minor children, if any, shall be denied all privileges of the Club, and they and their horses will not be permitted to show and accumulate points and any O.A.H.C.
- E. Should a member be fined as a result of a filed grievance, he shall be allowed 10 days to pay said fine. Should he fail to pay said fine within 10 days, he will be automatically suspended until the fine is paid.
- F. The names of suspended and expelled members will be published in the monthly publication of the O.A.H.C. while suspension or expulsion is in effect.

## **ARTICLE VIII – BASIS OF OPERATION**

**Section 1.** The corporation shall at all times be operated on a non-profit basis for the mutual benefit of its members and no part of the income or earnings of this organization shall either incur to the benefit of any private member, individual or firm, and in the event of liquidation or dissolution thereof, the entire balance of the organization's money and property shall be given by the Oklahoma Appaloosa Horse Club, Inc. a non-profit Oklahoma corporation, to the Appaloosa Youth Foundation.

## **ARTICLE IX – BY LAWS**

**Section 1.** The organization is hereby empowered to make any necessary laws or rules for the carrying out of the affairs and business of the organization by the majority of the members present at any regular meeting at which there is a quorum present.

## **ARTICLE X – SHOW AND CONTEST RULES AND REGULATIONS**

**Section 1.** Appaloosa Horse Club show and contest rules and regulations shall prevail at all Oklahoma Appaloosa Horse Club approved shows.

**Section 2.** The owner(s) of a horse must be a member of the Oklahoma Appaloosa Horse Club to gain points for year-end and/or world show qualifiers.

**Section 3.** Membership fees must be paid prior to showing to earn class points to count for year-end awards and world show qualifiers.

**Section 4.** Horses must be shown in more than one-half of the approved shows to be eligible for year-end awards.

**Section 5. Point System**

A. Points shall be counted for awards based on the number of actual horses shown in a class in accordance with the following schedule and conditions.

B. Classes with eight or more horses shown will be judged to eight places. The Grand Champion of each sex division shall receive at least two points more than any other horse in its sex division. If necessary, additional points will be added to give it this total.

C. The Reserve Champion of each division shall receive one more point than any horse in its sex division with exception of the Grand Champion which will have one more point greater than the Reserve Champion. If necessary, additional points will be added to give it this total.

No. of Horses In Class	1st	2nd	3rd	4th	5th	6 <sup>th</sup>	7 <sup>th</sup>	8 <sup>th</sup>
1	1							
2	2	1						
3	3	2	1					
4	4	3	2	1				
5	5	4	3	2	1			
6	6	5	4	3	2	1		
7	7	6	5	4	3	2	1	
8 or more	8	7	6	5	4	3	2	1

**Section 6.** Judges shall not Judge Oklahoma Horse Club approved show in two consecutive years. Judges for sponsored shows will be recommended by the Judges Committee and approved by the Board.

**Section 7.** In the case of dual ownership (as Registered) of a horse competing for year-end awards all owners must be members in good standing. In the case of "and/or" it is considered a single ownership.

**ARTICLE XI – AMENDMENTS**

**Section 1.** Proposed amendments to this constitution shall be submitted in writing to the Secretary so that they may appear on the notice of the annual meeting.

**Section 2.** The Secretary shall submit the proposed amendments to the Officers and the Board of Directors for their recommendations to the membership at the annual meeting.

**Section 3.** Following the recommendation and report of the Officers and the Board of Directors to the annual meeting, the amendment shall be put to a vote, and to pass, shall require a two-thirds majority vote of all members present at which there is a quorum.

**ARTICLE XII – ADOPTION**

**Section 1.** The foregoing By-laws shall be considered adopted upon the approval of two-thirds majority of all the members present at the meeting of members called for the express purpose of considering and adopting these By-laws.

**ARTICLE XIII – PRINTING**

**Section 1.** After adoption, these By-laws shall be prepared and a copy thereof shall be printed in the newsletter.