

# **TRI-STATE BUDGERIGAR SOCIETY**

## **CONSTITUTION AND BY-LAWS**

### **ARTICLE I - ORGANIZATION**

#### **SECTION 1**

THIS CLUB SHALL BE KNOWN AS THE **TRI-STATE BUDGERIGAR SOCIETY**, HEREIN AFTER REFERRED TO AS **TSBS**, AND WILL BE AN AFFILIATE OF A NATIONAL SOCIETY, HEREIN AFTER REFERRED TO AS **NBS**.

#### **SECTION 2**

**TSBS** SHALL STRIVE TO CONDUCT NINE (9) GENERAL MEMBERSHIP MEETINGS PER YEAR. NON-MEMBERS ARE WELCOME TO ATTEND THESE MEETINGS AS GUESTS BUT AGREE TO BECOME MEMBERS IF ATTENDING A THIRD MEETING, INCLUDING SPOUSES OR FRIENDS ATTENDING MEETINGS. MEMBERSHIP SHALL BE GIVEN REASONABLE NOTICE OF DATES FOR ALL MEETINGS.

#### **SECTION 3**

EACH MONTHLY MEETING SHALL CONSIST OF CLUB BUSINESS, OPEN DISCUSSION AND AN EDUCATIONAL PROGRAM OR ACTIVITY. **TSBS** WILL STRIVE TO HOLD ONE **NBS** SANCTIONED SHOW EACH YEAR.

### **ARTICLE II - PURPOSE**

#### **SECTION 1**

**TSBS** SHALL BE A NON-PROFIT ORGANIZATION, OPERATED IN A BUSINESS-LIKE AND DEMOCRATIC MANNER. THE OBJECTIVES ARE:

A. TO FOSTER INTEREST IN THE BREEDING, SHOWING AND PET KEEPING OF BUDGERIGARS, AS WELL AS TO CREATE GOOD FELLOWSHIP AMONG ITS MEMBERS, AND TO PROMOTE COMMUNITY SERVICE ACTIVITIES.

B. GIVING SUPPORT WHEN ABLE TO ORGANIZATIONS WHO STUDY THE BREEDING HABITS, DIETARY REQUIREMENTS AND DISEASES OF THE BUDGERIGAR; TO PROMOTE BETTER BREEDING TECHNIQUES, BETTER NUTRITION, AND THE PREVENTION OF ILLNESS.

C. TO MAKE DONATIONS, WHEN POSSIBLE, TO CHARITABLE ORGANIZATIONS IN THE AREA AND SUPPORT 4 H CLUBS AND SCHOOLS AS WELL AS INTERACTING WITH OTHER CLUBS IN THE **NBS**.

D. TO BREED TO AN EXHIBITION TYPE STANDARD.

### **ARTICLE III - OFFICERS**

#### **SECTION 1**

THE OFFICERS OF **TSBS** SHALL BE PRESIDENT, VICE PRESIDENT, TREASURER AND SECRETARY. THE DUTIES LISTED FOR EACH OFFICER POSITION ARE A GUIDELINE OF WHAT IS EXPECTED BY THE MEMBERSHIP. THE OFFICERS THEMSELVES MAY COME TO AN AGREEMENT AS TO HOW BEST TO SERVE THE MEMBERS. THEY ARE FREE TO GIVE UP OR TAKE ON INDIVIDUAL ASPECTS OF THEIR JOBS TO EACH OTHER IF DOING SO WILL BE IN THE CLUB'S BEST INTERESTS. SHOULD THE SIZE OF THE CLUB GROW, THE OFFICERS MAY ELECT TO DELEGATE SOME OF THEIR RESPONSIBILITIES TO MEMBERS IN GOOD STANDING OR ANOTHER SOURCE, PROVIDING THAT THE NEEDS OF THE MEMBERS ARE MET AND THE BY-LAWS ARE STILL ADHERED TO. AN OFFICER MAY HOLD MORE THAN ONE OFFICE IF THERE ARE NOT ELIGIBLE OR WILLING MEMBERS TO FILL ALL POSITIONS. THERE SHOULD BE NO LESS THAN THREE (3) OFFICERS AND THE ROLES OF PRESIDENT AND VICE-PRESIDENT MAY NOT BE COVERED BY THE SAME MEMBER.

**PRESIDENT** SHALL BE THE EXECUTIVE OFFICER OF **TSBS**. HE/SHE SHALL SCHEDULE AND PRESIDE OVER ALL MEETINGS, APPOINT ALL COMMITTEES AND CHAIRPERSONS EXCEPT AS OTHERWISE INDICATED. THE PRESIDENT VOTES ON ISSUES OR DECISIONS ONLY TO CAST A DECIDING VOTE IN CASE OF A TIE BUT MAY VOTE IN ELECTIONS. HE/SHE SHALL PERFORM SUCH OTHER ADMINISTRATIVE DUTIES AS ARE USUAL FOR THIS OFFICE AND COSIGN CHECKS IF NECESSARY.

**VICE PRESIDENT** SHALL PERFORM THE DUTIES OF THE PRESIDENT IN HIS/HER ABSENCE; SERVE AS CHAIRPERSON OF THE PROGRAM COMMITTEE, BE RESPONSIBLE FOR PLANNING EDUCATIONAL PROGRAMS, EVENTS AND SOCIAL FUNCTIONS OF **TSBS**, AND COSIGN CHECKS IF NECESSARY.

**TREASURER** SHALL RECEIVE AND HAVE CUSTODY OF ALL FUNDS, MAINTAIN CURRENT RECORDS OF ACCOUNTS SUBJECT TO ANNUAL AUDIT, DISBURSE FUNDS AS AUTHORIZED BY VOTE OF THE MEMBERSHIP OR EXECUTIVE BOARD, AND MAINTAIN A MASTER LIST OF THE MEMBERSHIP. HE/SHE SHALL ALSO BE RESPONSIBLE FOR MAINTAINING A CHECKING ACCOUNT IN THE SOCIETY'S NAME, FOR VALIDATING CHECKS AND FOR MAINTAINING THE OFFICERS' SIGNATURES ON FILE WITH THE BANK. HE/SHE SHALL SEE THAT ALL BILLS ARE PAID AND SHALL BE RESPONSIBLE FOR

PREPARING AND PROVIDING A FINANCIAL REPORT FOR THE YEAR ENDING AS WELL AS FOR ANY SHOW SPONSORED BY TSBS.

**SECRETARY** SHALL KEEP MINUTES OF ALL REGULAR, SPECIAL AND EXECUTIVE BOARD MEETINGS, AND SHALL PERFORM SUCH OTHER DUTIES AS MAY BE ASSIGNED BY THE PRESIDENT. THE SECRETARY SHALL NOTIFY MEMBERS AT LEAST ONE WEEK IN ADVANCE OF ALL MEETINGS AND SHALL KEEP MEMBERS INFORMED BY THE MAILING OF A MONTHLY NEWSLETTER FOR EACH MONTH A GATHERING OF MEMBERS TAKES PLACE. HE/SHE SHALL MAINTAIN ATTENDANCE RECORDS, COMPLETE ALL CORRESPONDENCE DIRECTED BY THE PRESIDENT, AND SHALL FORWARD A LIST OF MEMBERS TO NBS AS OF MARCH 1 EACH YEAR. HE/SHE SHALL COSIGN CHECKS IF NECESSARY.

## **ARTICLE IV - EXECUTIVE BOARD**

### **SECTION 1**

THE EXECUTIVE BOARD SHALL CONSIST OF THE ELECTED OFFICERS, HEREIN AFTER REFERRED TO AS THE BOARD, AND IS EMPOWERED TO TRANSACT ALL BUSINESS OF TSBS.

### **SECTION 2**

THE BOARD SHALL NOT MAKE ANY DECISIONS UNLESS ALL OFFICERS HAVE CONSULTED ON THE MATTER AND ARE IN AGREEMENT.

### **SECTION 3**

THE BOARD, WHENEVER POSSIBLE, SHALL NOT MAKE MAJOR DECISIONS OR FINANCIAL COMMITMENTS OR LARGE EXPENDITURES FROM THE FUNDS OF TSBS, WITHOUT FIRST OBTAINING MAJORITY APPROVAL OF THE MEMBERS.

### **SECTION 4**

THE MEMBERSHIP GIVES THE BOARD THE RIGHT TO USE ITS BEST JUDGMENT IN THE DISBURSEMENT OF FUNDS FOR JUST CAUSE, INCLUDING BUT NOT LIMITED TO MONTHLY OPERATING EXPENDITURES, SPENDING FOR EDUCATIONAL PURPOSES, AND FUNDS NECESSARY FOR PUTTING ON A SHOW OR SPECIAL EVENT IF AGREED UPON BY THE MEMBERS. ALLOCATION FOR A GUEST SPEAKER SHALL BE NO MORE THAN \$100.00 UNLESS THE MEMBERSHIP VOTES OTHERWISE.

## **ARTICLE V - ELECTION PROCESS**

### **SECTION 1**

#### **OFFICER QUALIFICATIONS**

IN ORDER TO ASSUME ELECTED OFFICE AN EXISTING MEMBER MUST BE AT LEAST EIGHTEEN YEARS OF AGE, A BREEDER AND EXHIBITOR, ACTIVE IN THE FANCY, BAND WITH NBS REGISTERED BANDS, AND HAVE ATTENDED FIVE (5) REGULAR MEETINGS IN THE PAST YEAR. A NEW MEMBER MUST BE A MEMBER OF TSBS FOR AT LEAST FOUR (4) MONTHS PRIOR TO ELECTION AND HAVE ATTENDED THREE (3) REGULAR MEETINGS IN THAT TIME PERIOD. CANDIDATES MUST BE MEMBERS IN GOOD STANDING THAT MEET ALL REQUIREMENTS. ASSOCIATE MEMBERS MAY NOT BE NOMINATED FOR ANY OFFICE. ANY PRESENT OFFICER ABSENT FROM FOUR (4) OR MORE REGULAR MEETINGS FOR THE CALENDAR YEAR OR WHO CEASES RAISING BUDGERIGARS MAY NOT BE NOMINATED FOR ANY OFFICE, UNLESS THERE ARE EXTENUATING CIRCUMSTANCES SUCH AS ILLNESS OR SEVERE INJURY.

### **SECTION 2**

#### **NOMINATION FOR OFFICE**

NOMINATIONS SHALL BE TAKEN AT THE OCTOBER MEETING BY SECRET BALLOT AND SHALL REMAIN OPEN UNTIL THE START OF VOTING ON ELECTION DAY. EACH NOMINEE MUST MEET THE ABOVE REQUIREMENTS AND BE WILLING TO ACCEPT THE NOMINATION. ANY ABSENT MEMBER MAY NOMINATE BY PROXY. THE SIGNED AND SEALED NOMINATING PROXY MAY BE GIVEN OR MAILED TO ONE OF THE OFFICERS OR TO ANOTHER MEMBER.

### **SECTION 3**

#### **VOTER QUALIFICATIONS**

IN ORDER TO VOTE AN EXISTING MEMBER MUST BE IN GOOD STANDING, AT LEAST EIGHTEEN (18) YEARS OF AGE AND HAVE ATTENDED FIVE (5) REGULAR MEETINGS DURING THE CALENDAR YEAR PRIOR TO ELECTION DAY. ANY NEW MEMBER MUST BE AT LEAST EIGHTEEN (18) YEARS OF AGE, BE A MEMBER OF TSBS FOUR (4) MONTHS PRIOR TO ELECTION AND HAVE ATTENDED THREE (3) REGULAR MEETINGS DURING THE CURRENT YEAR, WHICH MAY INCLUDE THE NOVEMBER ELECTION MEETING. ASSOCIATE MEMBERS MAY NOT VOTE IN ANY ELECTION.

### **SECTION 4**

#### **ELECTION OF OFFICERS**

ELECTIONS SHALL TAKE PLACE AT THE NOVEMBER MEETING BY SECRET BALLOT. A SIMPLE MAJORITY OF THOSE VOTING SHALL DETERMINE THE RESULT. IF A TIE OCCURS A COIN TOSS WILL DETERMINE THE OUTCOME. ANY ABSENT MEMBER QUALIFIED TO VOTE MAY VOTE BY PROXY. THE SIGNED AND SEALED BALLOT MAY BE GIVEN OR MAILED TO ONE OF THE OFFICERS OR TO ANOTHER MEMBER.

**SECTION 5**

ELECTED OFFICERS SHALL ASSUME THEIR ROLES AS OF JANUARY 1 AND SHALL RELINQUISH THEIR DUTIES AS OF DECEMBER 31, OR AS SOON THEREAFTER AS THE NEWLY ELECTED OFFICERS CAN ASSUME THEIR DUTIES.

**SECTION 6**

IN THE EVENT THE PRESIDENT CAN NO LONGER FILL THE POSITION, THE VICE PRESIDENT WILL TAKE OVER THE ROLE. IN THE EVENT THE POSITION OF VICE PRESIDENT, TREASURER OR SECRETARY BECOMES VACANT BEFORE THE END OF THE TERM, A SPECIAL ELECTION WILL BE HELD TO FILL VACANT OFFICE.

**ARTICLE VI - MEMBERSHIP AND DUES**

**SECTION 1**

ANY INDIVIDUAL INTERESTED IN FURTHERING THE PURPOSE OF **TSBS** SHALL BE ELIGIBLE FOR MEMBERSHIP. IT IS DESIRABLE BUT NOT MANDATORY THAT ALL PERSONS WISHING TO BECOME MEMBERS ALSO BE MEMBERS OF A **NBS**.

**SECTION 2**

DUES RATES BELOW ARE FOR MEMBERSHIPS RECEIVING NEWSLETTERS AND CLUB CORRESPONDENCE BY EMAIL ONLY. THERE IS AN ADDITIONAL FEE TO COVER INCREASED COSTS TO THE CLUB FOR THOSE NEEDING A PRINTED VERSION SENT BY REGULAR MAIL. U.S. RESIDENTS SHALL ADD \$12 PER YEAR, PER MEMBERSHIP LEVEL (\$1.00 PER MONTH). IF OUTSIDE THE U.S., THE CLUB WILL DETERMINE THE ADDITIONAL POSTAGE COSTS. ITEMS SUCH AS SHOW CATALOGS, PROMOTIONAL MATERIAL, AND SO ON, MAY BE AN ADDITIONAL CHARGE FOR POSTAGE, SHIPPING, ETC.

MEMBERSHIP TYPES AND RATES SHALL BE:

A. **JUNIOR** – FREE FOR INDIVIDUALS WHO WILL NOT REACH AGE EIGHTEEN (18) DURING THE MEMBERSHIP YEAR.

B. **REGULAR** - ANY INDIVIDUAL WHO WILL BE EIGHTEEN (18) OR MORE YEARS OF AGE ON OR AFTER JANUARY 1 OF THE CURRENT MEMBERSHIP YEAR - \$20.00 PER YEAR - TWO (2) YEARS \$35.00.

C. **DUAL** - TWO MEMBERS OF THE SAME HOUSEHOLD OR PARTNERSHIP WHO QUALIFY FOR REGULAR MEMBERSHIP ABOVE - \$30.00 PER YEAR - TWO (2) YEARS \$55.00. ADDITIONAL ADULT MEMBERS AT \$10 PER YEAR – TWO (2) YEARS \$15.00

D. **FOREIGN** - ANY INDIVIDUAL WHOSE MAILING ADDRESS IS OUTSIDE THE USA, EXCEPT CANADA - \$35.00 PER YEAR - TWO (2) YEARS \$65.00.

E. **ASSOCIATE** - ASSOCIATE MEMBERSHIP MAY BE BESTOWED BY UNANIMOUS VOTE OF THE BOARD UPON ANY PERSON OR ORGANIZATION IN RECOGNITION OF EXTRAORDINARY SERVICE TO **TSBS**. IT IS NOT INTENDED FOR EXISTING MEMBERS OR FOR COMMERCIAL PURPOSES AND MAY BE EXTENDED FOR ANOTHER TERM AFTER REVIEW. ASSOCIATE MEMBERS DO NOT HAVE VOTING PRIVILEGES. FREE FOR A ONE (1) YEAR TERM.

F. **HONORARY LIFE** – FREE FOR SOCIETY FOUNDERS GEORGE AND JANET APPLIGATE.

**SECTION 3**

IF THE NEED FOR A DUES INCREASE OR CHANGE ARISES, IT SHALL BE BROUGHT UP FOR VOTE BEFORE THE MEMBERSHIP AT A REGULARLY SCHEDULED MEETING AND SHALL NOT TAKE EFFECT UNTIL THE BEGINNING OF THE NEXT CALENDAR YEAR.

**SECTION 4**

THE MEMBERSHIP YEAR SHALL RUN FROM JANUARY 1 TO DECEMBER 31. DUES ARE EXPECTED TO BE PAID IN FULL NO LATER THAN MARCH 31, TO AVOID BEING DROPPED FROM THE ROSTER.

**SECTION 5**

THOSE JOINING LATER IN THE YEAR, SUCH AS AT A SHOW, MAY KEEP THAT DATE AS THEIR MEMBERSHIP PERIOD WHEN THEY WOULD BE EXPECTED TO RENEW, AS A CONVENIENCE TO THOSE MEMBERS. NEW MEMBERSHIPS RECEIVED LATE IN THE YEAR WOULD NOT BE PRORATED BUT RATHER WOULD BE EXTENDED TO INCLUDE THE NEXT CALENDAR YEAR OR INCLUDE PAST NEWSLETTER ISSUES AT THE DISCRETION OF THE CLUB, DEPENDING ON WHEN THE DUES WERE RECEIVED.

**SECTION 6**

ALL NEW MEMBERS WILL BE ANNOUNCED AT THE NEXT REGULARLY SCHEDULED MEETING.

**SECTION 7**

MEMBERS CONSIDERED TO BE NEARING EXPIRATION OF THEIR MEMBERSHIP WILL RECEIVE NO LESS THAN THREE (3) NOTIFICATIONS OF THIS. IF DUES ARE NOT RECEIVED BY THE END OF THE THIRD MONTH PAST EXPIRATION, THOSE MEMBERS SHALL BE DEEMED NO LONGER INTERESTED IF THERE HAS BEEN NO RESPONSE. THEY WILL BE DROPPED FROM THE ROSTER FOR BEING DELINQUENT. SHOULD THEY WISH TO REJOIN THEY ARE EXPECTED TO PAY THE FULL AMOUNT OF THE YEARLY DUES IN ORDER TO BE RESTORED TO ACTIVE STATUS.

## ARTICLE VII - REMOVAL OF OFFICERS AND EXPULSION OF MEMBERS.

### SECTION 1

ANY MEMBER OF **TSBS**, INCLUDING AN OFFICER OR COMMITTEE MEMBER, WHO SHALL BE REMOVED FROM HIS/HER POSITION, MAY BE SUSPENDED FOR A PERIOD OF TIME OR EXPELLED ENTIRELY. IF IT IS DECIDED THAT THE ACTS, CONDUCT OR ETHICS OF THAT MEMBER WOULD BE DETRIMENTAL TO THE BEST INTEREST OF **TSBS**, OTHER MEMBERS, INDIVIDUALS, A **NBS** OR THE BUDGERIGAR ITSELF. THE COMPLAINT AGAINST THE OFFENDING PARTY SHALL BE GIVEN TO AN OFFICER WHO SHALL DISCUSS THE PROBLEM WITH THE BOARD. IF THE SITUATION CANNOT BE RESOLVED WITHIN THIRTY DAYS, THE ISSUE SHALL BE BROUGHT BEFORE THE MEMBERSHIP FOR DISCUSSION AND VOTE. A MAJORITY VOTE OF THOSE PRESENT SHALL BE FINAL. THE AFFECTED PARTY MAY NOT TAKE PART IN THE VOTE REGARDING THE SUSPENSION OR EXPULSION. IF AN EXPELLED MEMBER WISHES TO REJOIN AT A LATER DATE, THE MEMBERSHIP SHALL BE REQUIRED TO VOTE ON WHETHER TO AGAIN PERMIT ENTRY, UNLESS THE EXPULSION WAS FOR A SPECIFIC PERIOD OF TIME.

### SECTION 2

IT IS UNDERSTOOD THAT ANY MEMBER OR GUEST WILL BE ASKED TO LEAVE ANY CLUB FUNCTION IF UNRULY OR DISRUPTIVE.

## ARTICLE VIII - GENERAL

### SECTION 1

ALL MEMBERS SHALL BE ENCOURAGED TO BAND THEIR BIRDS WITH **NBS** LEG BANDS.

### SECTION 2

ANY **NBS** SANCTIONED SHOW HELD OR SPONSORED BY **TSBS** SHALL BE JUDGED BY A **NBS** PANEL JUDGE.

### SECTION 3

NO MEMBER OF **TSBS** SHALL MAKE, OR CAUSE TO BE MADE, ANY CONTRACT WHATSOEVER THAT MAY CAUSE FINANCIAL OBLIGATION TO **TSBS** OR **NBS**, UNLESS AUTHORIZED TO DO SO AS STATED HEREIN OR BY A MAJORITY VOTE OF THE MEMBERSHIP.

### SECTION 4

A SPECIAL MEETING MAY BE REQUESTED BY ANY MEMBER WITH JUST CAUSE, EXCEPT FOR THE PURPOSE OF VOTING IN OR EXPELLING MEMBERS. THE PRESIDENT SHALL CALL THE MEETING, AND THE SECRETARY SHALL NOTIFY THE MEMBERS OF THE CAUSE, TIME AND PLACE.

### SECTION 5

BUSINESS OF **TSBS** MAY BE TRANSACTED BY THE BOARD AS LIMITED IN ARTICLE IV OR AT REGULARLY ASSEMBLED MEETINGS WHERE A QUORUM OF SEVEN (7) REGULAR MEMBERS, INCLUDING AT LEAST TWO (2) OFFICERS, ARE PRESENT.

### SECTION 6

IT SHALL BE THE DUTY OF EACH MEMBER TO ABIDE BY THE CONSTITUTION OF **TSBS**. FAILURE TO DO SO SHALL CONSTITUTE A LEGITIMATE REASON FOR EXPULSION FROM SOCIETY.

### SECTION 7


ANY MEMBER WHO DESIRES TO AMEND THIS CONSTITUTION MAY PROPOSE SUCH AMENDMENT AT ANY MEETING. THE SECRETARY WILL NOTIFY MEMBERS OF THE PROPOSED CHANGE AT LEAST ONE WEEK PRIOR TO THE MEETING AT WHICH A VOTE ON THE ISSUE WILL TAKE PLACE. AMENDMENTS TO THE CONSTITUTION SHALL BE ADOPTED BY A MAJORITY OF THOSE PRESENT AND VOTING.

### SECTION 8

IF **TSBS** SHOULD BE FORCED TO DISSOLVE; THE BOARD WILL LIQUIDATE ALL ASSETS, PAY ALL DEBTS AND DONATE ANY REMAINING MONEY TO A WORTHY CHARITY OR INSTITUTION AS DESIGNATED BY THE BOARD.

### SECTION 9

THIS CONSTITUTION, DATED NOVEMBER 17, 2019, REVOKES, SUPERSEDES AND RESCINDS ANY RULES OR BY-LAWS HERETOFORE IN EFFECT



MARCIA HALBERT  
PRESIDENT



GREG ARENA  
TREASURER



MIKE SHCHERBAKOV  
VICE-PRESIDENT



CHUCK ROMANO  
SECRETARY