

CONSTITUTION
OF THE
LIVINGSTON GUN CLUB
OF 2010

ARTICLE I. NAME

The name of this organization shall be LIVINGSTON GUN CLUB, hereafter referred to as LGC, a private club incorporated in the State of Michigan as a not for profit corporation affiliated with the National Rifle Association of America.

ARTICLE II. OBJECT

The object of LGC is the promotion of the shooting sports, good sportsmanship, firearm safety, and related education.

ARTICLE III. PARLIAMENTARY AUTHORITY

The rules contained in the current edition of "Robert's Rules of Order Newly Revised" shall govern this society in all cases to which they apply, and in which they are not inconsistent with this constitution.

ARTICLE IV. MEMBERSHIP

Section 1 Categories

There shall be two membership categories, Annual and Life. Annual membership is valid for one calendar year. Life membership is valid for the life of the member.

Section 2 Cost

The cost of annual membership shall be set by majority vote at annual meetings. The cost of life membership shall be exactly ten times the cost of annual membership.

Section 3 Availability

There shall be a limit on the number of members. This limit shall be determined at annual meetings by a simple majority of members present and voting.

New memberships may be made available only when this would not cause the total number of members to exceed the limit currently in force.

Life memberships may be made available when this would not cause the number of life members to exceed 15% of total members.

Section 4 Election / approval

New annual membership may be considered at regular and annual meetings. Granting of new annual membership shall be by secret ballot at any regular or annual meeting. Life membership may only be considered at annual meetings. Granting of life membership shall be by paper ballot at any annual meeting.

Section 5 General membership eligibility and requirements

Membership is open to all persons regardless of race, creed, sex, religion, or handicap provided they:

- are a member in good standing of the National Rifle Association and;
- are a legal resident of the United States of America or Canada and;
- are eighteen years of age or older and;
- do not endorse or support any illegal group or activity and;
- have never been convicted of a crime of violence and;
- are of good moral character and;
- have never been dishonorably discharged from US military service and;
- have never voluntarily surrendered US citizenship and;
- have no legal disability regarding firearm ownership or possession and;
- maintain the knowledge, skills, and attitude necessary to use firearms safely and;
- sign a statement certifying their eligibility for membership.

Section 6 Life membership eligibility

LGC members wishing to be considered for life membership shall:

- meet all requirements for annual membership and;
- have a minimum of ten years annual membership and;
- have maintained continuous annual membership for the five years immediately preceding application.

Section 7 Suspension of privileges

Failure to satisfy membership requirements may result in suspension of membership privileges.

Section 8 Loss of contact

Members who have not had contact with LGC for five years may be dropped from the membership rolls.

Section 9 Application

Application for membership shall be made in the form prescribed by the Executive Committee, and shall be accompanied by a sufficient sum to cover the application fee.

Section 10 Alternate payment methods and installment plans

The Executive Committee may authorize acceptance of goods and services in lieu of cash payment of membership dues.

In cases of financial hardship, the Executive Committee may authorize payment of dues in installments for current annual members.

Section 11 Transferability

Membership is not transferable.

Section 12 Good Standing

A member in good standing is any person who has fulfilled the requirements for membership, is current on obligations to the club, and has neither withdrawn nor been suspended or expelled from membership.

ARTICLE V. SUSPENSION AND EXPULSION

A member found to be guilty of conduct that may harm the club or its reputation may be suspended or expelled.

In extreme cases, the Executive Committee may impose immediate, temporary suspensions.

Section 1 Complaint

Complaints may only be filed by members in good standing.

Complaints must be submitted to the Executive Committee in writing and shall list pertinent facts and evidence.

Section 2 Investigation

If the complaint is found to have merit, the President shall empanel a committee of not less than three and not more than seven members in good standing to investigate the complaint. The investigating committee shall collect evidence and interview witnesses including accuser and accused. Information collected shall be held in confidence.

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The investigating committee shall prepare a report of their findings and deliver same to the President. If the findings of the investigating committee do not support the complaint, it shall be dismissed.

Section 3 Trial

If the investigating committee finds substantial evidence supporting the complaint the President shall prepare a resolution for holding a trial. The resolution shall include all charges and be put to a vote at the next regular meeting.

If the motion for trial is adopted, the President shall set a date for trial and establish a trial committee consisting of three members in good standing. Trial date shall be at least fifteen and not more than thirty days from the date the motion for trial is adopted.

Members of the trial committee manage the trial. Members may not serve on the trial committee if serving would create a conflict of interest. Members of the investigating committee may not serve on the trial committee.

The Secretary will notify the accused of the trial date, time, and location via certified US postal mail with return receipt. Notification should include the exact charges. The secretary shall retain a copy of the notification and return receipt and bring same to the trial.

Accused may be represented by counsel. Defense counsel may be an attorney and must be a member in good standing of LGC.

The trial shall proceed as follows:

1. The trial committee selects one of its members to serve as manager.
2. The manager presents charges and the accused pleads 'guilty' or 'not guilty'.
3. If the accused pleads 'guilty', the trial proceeds directly to (8).
4. The manager and accused make their opening statements.
5. The manager presents evidence and witnesses in support of the charges.
6. The accused presents evidence and witnesses in rebuttal to the charges.
7. The manager and accused make their closing statements.
8. The accused leaves the room.
9. The assembly discusses and votes on each charge individually.
10. If the accused pleads or is found guilty of any charge, the manager shall propose suspension or expulsion.

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11. The assembly debates the penalty and may offer amendments.
12. The manager moves that the punishment be imposed and the assembly votes. The vote shall be taken by ballot. Suspension / expulsion requires a two-thirds vote.
13. The accused returns and is informed of the decision of the assembly.

The decision of the assembly is not subject to appeal.

ARTICLE VI. BOARD OF DIRECTORS AND COMMITTEES

Section 1 Board of Directors

The Board of Directors shall be composed of life members, elected officers, and the immediate past president.

The Board of Directors shall serve as a guidance and planning body.

The Board of Directors shall have the power of veto over any action taken by the general membership that it considers detrimental to LGC.

Directors shall receive no benefit and enjoy no privilege or right that is not extended to voting members.

Section 2 Executive Committee

A standing Executive Committee composed of the elected officers shall manage the business of LGC.

Section 3 Audit Committee

A standing financial audit committee consisting of the Trustee, who shall chair the committee, and two voting members chosen by the membership, shall audit the club financial records once each year. The audit shall begin after the treasurer closes the financial records and be ready for report at the next annual meeting. Members of the Executive Committee, other than the Trustee, are ineligible for service on the audit committee.

Section 4 Election Committee

A standing election committee composed of three members chosen by the membership shall manage elections not specifically under the purview of another committee or officer.

Section 5 Special Committees

The President may appoint special committees to carry out routine business and special projects.

ARTICLE VII. OFFICERS

Section 1 Eligibility

To be eligible for service as a club officer a member must have maintained continuous 'member in good standing' status for the preceding two years. To be eligible for service as vice-president a member must have maintained continuous 'member in good standing' status for the preceding four years. To be eligible for service as president a member must have maintained continuous 'member in good standing' status for the preceding five years.

Section 2 Titles

There shall be a President, Vice President, Secretary, Treasurer, Executive Officer, Membership Officer and Trustee.

Officers shall serve a term of two years except the Trustee who shall serve a term of one year.

Section 3 Elections

Election of President, Treasurer, and Executive Officer shall take place in odd numbered years.

Election of Vice-President, Secretary, and Membership Officer shall take place in even numbered years.

Election of Trustee shall take place every year.

Candidacy for office must be announced at a regular meeting no later than forty-five days prior to the next annual meeting to be eligible for election at that meeting.

Officer elections shall take place at annual meetings.

Section 4 Resignation, removal, and replacement

Resignation of an officer may be accepted by the remaining officers at any time.

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An officer may be removed from office by a three-quarters vote of the members in good standing voting at a meeting called for that purpose.

Upon expiration of their term, officers shall deliver to the Executive Committee, or their successor, all LGC property in their custody.

The Executive Committee may appoint temporary replacements for any officer except President to fill vacancies that occur between annual meetings. Officers appointed in this manner shall serve until the next officer election.

Section 5 Indemnification

Every officer of LGC shall be indemnified by LGC to the full extent permitted by law against all expenses and liabilities, including counsel fees, reasonably incurred by or imposed upon them in connection with any proceeding to which they may be a party, or in which they may become involved, by reason of their being or having been an officer of LGC, whether or not an officer at the time such expenses are incurred, except where prohibited by law. Provided that in the event of any claim for reimbursement or indemnification hereunder based upon a settlement by the officer seeking such reimbursement or indemnification, the indemnification herein shall apply only if the Executive Committee approves such settlement and reimbursement as being in the best interest of LGC. The foregoing right of indemnification shall be in addition to and not exclusive of all other rights to which such officer may be entitled.

Section 6 Bonds

Annually, the President, Treasurer and Membership Officer shall deliver to the Secretary, and shall keep in force, a bond in form, amount, and with a surety or sureties satisfactory to the Executive Committee, conditioned for faithful performance of duties of their office, and for restoration to LGC in case of their death, resignation, retirement, or removal from office, of all books, papers, vouchers, money and property of whatever kind in possession or under their control, belonging to LGC. LGC shall pay the cost of bonding required under this section.

Section 7 Duties

(A) The President shall:

- preside over regular and annual meetings.
- serve as a member ex-officio of all standing and special committees.
- exercise signatory authority over all LGC financial accounts.

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- (B) The Vice-President shall:
 - assist the President in the performance of official duties.
 - succeed to the office of President for the unexpired term, in the event of a vacancy in that office.
- (C) The Secretary shall:
 - keep a true record of the proceedings of meetings and disciplinary hearings.
 - maintain custody of all books and papers, except those specifically assigned to other officers or committees.
- (D) The Treasurer shall:
 - have custody of LGC funds.
 - exercise signatory authority over all LGC financial accounts.
 - disburse funds in accordance with policies established by the Executive Committee.
 - keep an account of all moneys received and disbursed.
 - provide financial reports as requested by the President.
 - close the financial books no later than 30 September in preparation for the financial audit.
 - maintain custody of financial records.
- (E) The Executive Officer shall:
 - supervise maintenance of LGC ranges, grounds, facilities, and equipment.
- (F) The Membership Officer shall:
 - be the primary point of contact for prospective members.
 - assist prospective members through the application and approval process.
 - provide membership reports as requested by the President.
- (G) The Trustee shall:
 - champion concerns of individual members.
 - serve as chairman of the audit committee.

ARTICLE VIII. MEETINGS

Section 1 Regular meetings

The members shall meet regularly to conduct club business. Time and date for regular meetings shall be set by the Executive Committee and should occur at least once every sixty days. Regular meetings should be held on LGC property. Schedule changes should be announced as soon as possible. The agenda for regular meetings shall be set by the President.

Section 2 Annual meetings

The members shall meet once each year to elect officers and conduct club business. The President shall set the date and time and announce same at a regular meeting no later than seventy-five days prior to the meeting.

If the annual meeting does not take place, the next regular meeting that takes place becomes the annual meeting.

The agenda for annual meetings shall be ordered as follows:

1. Roll Call
2. Determination of a quorum
3. Reading minutes of previous regular meeting
4. Reports of officers and committees
5. Transaction of business
6. Election of Officers
7. Adjournment

Section 3 Special meetings

Special meetings may be called by the President, the Executive Committee, or by written petition signed by 20% of voting members. Petition must include the object of the proposed meeting. Notification must be made at least seven calendar days before the meeting is held and must include the time, date, and purpose of the meeting.

Section 4 Quorum and voting

Any five members in good standing who include four members of the Executive Committee constitute a quorum. Only members in good standing shall be entitled to vote at meetings. No member may vote by proxy at any meeting of the general membership.

ARTICLE IX. PUBLIC STATEMENTS

No individual member or group of members shall state views as being those of LGC without authorization by the President.

ARTICLE X. PROPERTY

Section 1 Real property

When authorized by the members of LGC, the Board of Directors may execute the purchase, sale, or lease of real property on behalf of LGC.

Notification of pending actions shall be made no later than sixty days before the meeting at which they are to be considered.

Notification may be made in electronic or printed form.

Electronic notification shall be made via e-mail.

Printed notifications may be sent via regular postal mail or distributed at regular meetings.

Proposed actions may be discussed and debated at any meeting but may only be decided after the notification period has expired.

Members shall vote on authorization of each action. Voting shall be by secret ballot. An action is authorized if four-fifths of the members in good standing vote in the affirmative.

Section 2 Other property

The Executive Committee may sell, lease, exchange, or otherwise dispose of the assets of LGC excluding real property.

ARTICLE XI. DISSOLUTION

If Livingston Gun Club should cease to exist as such, all assets shall become property of the National Rifle Association of America incorporated.

ARTICLE XII. AMENDMENTS

Proposed amendments to this constitution must be presented in writing at a regular meeting occurring no later than 120 days prior to the meeting at which the amendment is to be considered.

A three-fourths vote at any regular meeting places the amendment on the agenda for the next annual meeting. Voting shall be by show of hands or ballot.

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Notification of pending amendment(s), including the text of proposed amendment(s), must be made no later than sixty days before the meeting at which they are to be considered.

Notification may be made in electronic or printed form.

Electronic notification shall be made via e-mail.

Printed notifications may be sent via regular postal mail or distributed at regular meetings.

Proposed amendments may be discussed and debated at any regular meeting but may only be decided at annual meetings.

An amendment is adopted if four-fifths of the members present and voting vote in the affirmative.

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This Constitution was approved and adopted at the annual meeting of Livingston Gun Club held on 03 January 2010 by four-fifths of the members in good standing, present, and voting.

Jim Hackenberg - President

Joe Dixon - Secretary