

BYLAWS OF THE KENTUCKY BACK COUNTRY HORSEMEN

ARTICLE I Name

The name of this organization shall be the Kentucky Back Country Horsemen, hereinafter referred to as the KyBCH, and shall be incorporated under the laws of the State of Kentucky as a non-profit, educational organization.

ARTICLE II Purposes

Section 1. The KyBCH is affiliated with the Back Country Horsemen of America (BCHA). Accordingly, the purposes of the KyBCH shall be the following:

- i. To perpetuate the common sense use and enjoyment of horses in America's back country and Wilderness areas.
- ii. To work to insure that public lands remain open to recreational stock use.
- iii. To assist the various government and private agencies in their maintenance and management of said resource.
- iv. To educate, encourage, and solicit active participation in the wise and sustaining use of the back country resource by horsemen and the general public commensurate with our heritage.
- v. To foster and encourage the formation of new state back country horsemen's organizations.

ARTICLE III Powers and Voting

Section 1. The administrative body of the KyBCH shall be its Board of Directors. Only the Board of Directors shall have the authority to direct the conduct of KyBCH business.

Section 2. The Board of Directors shall have power to take any action consistent with the bylaws or any duly-enacted resolution of the KyBCH.

Section 3. In meetings of the KyBCH Board of Directors, only Voting Directors can cast votes. The term "Voting Director" is defined in Article VI, Section 3. A quorum shall be defined as half plus one ($1/2 + 1$) of all Regular Director positions. The term "Regular Director" is defined in Article VI, Section 2. A simple majority vote shall be defined as a majority of the Voting

Directors present, excluding the Chairman. A super majority vote shall be defined as three-fourths ($\frac{3}{4}$) of Voting Directors present, excluding the Chairman. In the event three-fourths $\frac{3}{4}$ of the Voting Directors present does not yield a whole number, the next whole number up shall be used.

Section 4. It shall be agreed that policies and issues may have different effects in different communities. Therefore, member chapters may publicly oppose the position taken by the KyBCH regarding controversial issues.

ARTICLE IV Membership

Section 1. Chapters may be formed within the state by making application, through the Vice Chairman, to the Board of Directors of the KyBCH. Any chapter seeking membership must adopt purposes that are consistent with those of the KyBCH as stated in Article II.

Section 2. Any chapter seeking membership in KyBCH must have at least 12 members.

Section 3. The chapter application for membership must include the following:

- i. The name of the organization, which must include the wording "Back Country Horsemen";
- ii. A copy of the chapter's working bylaws;
- iii. A list of officers with addresses and phone numbers;
- iv. A list of all members with addresses; and
- v. Applicable dues.

Section 4. Membership as a chapter of the KyBCH must be approved by a simple majority vote of the Board of Directors.

Section 5. Chapter membership may be revoked for conduct by the chapter, or its members on behalf of the chapter, that is contrary to the purposes of the KyBCH or adversely reflects on the integrity of the organization. Revocation shall be by super majority vote of the Board of Directors. Notice of the proposed revocation vote shall be made to all member chapters at least thirty (30) days prior to the vote. A chapter's right to use the name "Back Country Horsemen" or a similar name will terminate upon revocation.

Section 6. Any individual, family, or other group who does not belong to a local chapter organization but who subscribes to the purposes of the KyBCH and wishes to affiliate with this organization may become a "member at large" of the KyBCH.

Section 7. The membership and fiscal year of the KyBCH and all member chapters shall be the calendar year.

ARTICLE V

Dues

Section 1. The KyBCH shall collect dues from member chapters and members at large applicable to the state-level and national-level requirements. National-level dues are set by BCHA. State-level dues shall be set by a process comprising, first, approval of proposed dues by a super majority vote of the the KyBCH Board of Directors, and then, ratification of the same by three-fourths (3/4) of all member chapters. In the event three-fourths (3/4) of all member chapters does not yield a whole number, the next whole number up shall be used. Notice of a KyBCH Board of Directors vote to approve proposed state-level dues shall be made to all member chapters at least thirty (30) days prior to the vote.

Section 2. Member chapter ratification shall be by majority vote of the members of the member chapter. If a member chapter fails to act on ratification within ninety (90) days of a KyBCH Board of Directors vote to change state-level dues, a "yes" vote shall be entered for that member chapter.

Section 3. Each member chapter shall submit to the Vice Chairman of the KyBCH, by no later than January 31, a report of chapter membership as of December 31 of the preceding calendar year, along with the payment of appropriate state and national dues. The report of chapter membership shall include a list of individual and family members and their mailing addresses. The KyBCH shall forward national-level dues and reports of chapter memberships to the BCHA on behalf of member chapters.

ARTICLE VI

Board of Directors

Section 1. The Board of Directors shall comprise the Chairman, Vice Chairman, Secretary, Treasurer, immediate Past-Chairman, National Directors, as well as the Regular Directors and Alternate Directors delegated by the member chapters.

Section 2. The Regular Directors shall comprise two Directors from each member chapter. Each member chapter shall have one Alternate Director to serve in the absence of a Regular Director from that Chapter.

Section 3. At any KyBCH meeting, the Voting Directors will be the two Regular Directors from each member Chapter. If a member chapter's Regular Director is absent, the member chapter's Alternate Director will become a Voting Director for that meeting, assuming the Member chapter's Alternate Director is present. The Chairman of the Board will become a Voting Director in the event of a tie vote, and will cast the deciding vote.

Section 4. Each member chapter shall submit to the Vice Chairman of the KyBCH by no later than January 31 a list of its Regular and Alternate Directors to sit on the KyBCH Board.

Section 5. A member chapter may replace a Regular or Alternate Director by written notification

to the KyBCH that includes the name and contact information for the new Regular or Alternate Director. This notification must also include written proof that the member chapter acted in accordance with its bylaws in removing the Regular or Alternate Director.

Section 6. Meetings shall be alternated between communities within the state in a manner that is practical and acceptable to the Board of Directors.

Section 7. Meetings may be attended by a remote communications technology approved by the Board of Directors.

Section 8. The Board of Directors may, by super majority vote, require a member chapter to replace a Regular or Alternate Director, or both, if absences of said Regular or Alternate Director, or both, have caused that member chapter to fail to cast the two (2) votes to which it is entitled. In this event, the affected member chapter shall select a replacement Regular or Alternate Director, or both, as soon as possible after receiving notice by the KyBCH of such requirement.

Section 9. When a Regular Director is elected as Chairman, the member chapter's Alternate Director shall immediately advance to that Regular Director position and serve the balance of the replaced Director's term. The member chapter shall select a replacement Alternate Director as soon as possible thereafter.

Section 10. The Board of Directors may, by super majority vote, remove a Regular or Alternate Director for conduct that may adversely reflect on the integrity of the KyBCH. In this event, the affected member chapter shall select a replacement Director as soon as possible thereafter.

Section 11. The Board of Directors shall meet at least annually, but may meet as often as necessary to conduct the business of the organization. All board meetings will be open to members of member chapters and members at large. Notice of any meeting shall be sent to the chapter presidents, KyBCH Directors and Alternate Directors, and members at large at least thirty (30) days prior to the meeting date. This notice shall contain the known business agenda. Other items of business may be added to the agenda by a sponsoring Director at the time of the meeting.

Section 12. The Board of Directors shall be charged with the duties of distributing pertinent information, providing a clearing house for actions and ideas, and representing the state organization on a national scale. It shall assist and coordinate with member chapters in their efforts and provide help and direction.

ARTICLE VII Officers and Duties

Section 1. The officers of KyBCH shall consist of Chairman, Vice Chairman, Secretary, Treasurer, National Directors, and such other officer positions as the KyBCH Board of Directors shall create. All officers shall be elected for a term of two (2) years. No officer may serve more

than two (2) consecutive terms in the same position. The officers and National Directors shall assume office at the conclusion of the meeting at which they are elected.

Section 2. Only a Regular Director may be elected to the position of Chairman or Vice Chairman. Only a member of a member chapter or a member at large of the KyBCH may be elected to any other KyBCH officer position.

Section 3. The KyBCH is entitled to two voting directors and an alternate on the National Board of Directors of the Back Country Horsemen of America (National Directors). Only a member of a member chapter or a member at large of the KyBCH may be elected to serve as a National Director.

Section 4. Once elected, the Chairman shall cease to be a Regular Director. The Chairman will have no voting privileges except to resolve a tie vote of the Voting Directors.

Section 5. The election to the position of Vice Chairman shall have no bearing on the electee's status as Regular Director.

Section 6. The Chairman shall be the chief administrative officer of the KyBCH whose main responsibility is to provide leadership to the organization. Specific duties of the Chairman shall include the following:

- i. Serve as the official spokesman for the KyBCH;
- ii. Authorize KyBCH statements having state significance;
- iii. Sign all official KyBCH documents;
- iv. Delegate duties and responsibilities;
- v. Establish lines of communication with other BCHA entities;
- vi. Provide direction/assistance to chapter members;
- vii. Preside over all assembled meetings of the Board of Directors;
- viii. Assist the Board of Directors, committees, and chapter members in developing and maintaining sound financial practices;
- ix. Co-sign with the Treasurer on all disbursements;
- x. Create committees and appoint committee chairs subject to Board approval;
- xi. Relegate responsibility to committees;
- xii. Serve as ex-officio on all committees; and
- xiii. And such other duties as normal to the office of the Chairman.

Section 7. Specific duties of the Vice Chairman shall include the following:

- i. Assist the Chairman and assume duties of the Chairman when the Chairman is absent;
- ii. Be responsible for new chapter expansion and membership development and may create a committee for such purposes;
- iii. Be responsible for the collection of all volunteer hours and the reporting of such to the National Executive Secretary or other appropriate National officers;
- iv. Co-sign on disbursements in the event of the absence of the Chairman or Treasurer; and
- v. And such other duties as normal to the office of the Vice Chairman.

Section 8. Specific duties of the Secretary shall include the following:

- i. Record and permanently file the minutes of all Board of Directors meetings;
- ii. Furnish copies of these minutes to Board members and to member chapters;
- iii. Assist the Chairman in preparing agendas for all assembled meetings of the Board of Directors;
- iv. Furnish the Board of Directors with a current list of officers and delegates from all member chapters;
- v. Furnish the Executive Secretary of the Back Country Horsemen of America with a list of all Back Country Horsemen members from Kentucky, such list including the members' mailing addresses for the national newsletter;
- vi. Send written notice of all meetings of the Board of Directors to the chapter presidents and the Board of Directors; and
- vii. And such other duties as normal to the office of the Secretary.

Section 9. Specific duties of the Treasurer shall include the following:

- i. The Treasurer shall safeguard all monies relative to the KyBCH;
- ii. Develop and maintain a system of accounting to include records of income, expenses, and the disbursement of all monies;
- iii. Provide financial reports – balance sheets and statements of operation – to the Board of Directors at all assembled meetings or as required by the Board;
- iv. Participate in the creation of all budgets and audits;
- v. File annually all appropriate state non-profit and corporate forms and make appropriate Internal Revenue reports;

- vi. Co-sign with the Chairman on all disbursements; and
- vii. And such other duties as normal to the office of the Treasurer.

Section 10. Officers of the state organization may be removed by a super majority vote of the Board of Directors provided that notice of the proposed action has been sent to all member chapters at least 30 days in advance of the action.

ARTICLE VIII Committees

Section 1. The Board of Directors may create committees or activities to accomplish the mission of the state organization.

Section 2. Committee chairmen shall be appointed by the state Chairman with approval by the Board of Directors. Vacancies of a committee chairman shall be filled by appointment by the state Chairman with approval by the Board of Directors.

ARTICLE IX Notice

Section 1. Electronic communications shall be sufficient to provide notice by the KyBCH under these bylaws, except that a person entitled to receive notice hereunder may, by providing a written request to the KyBCH, opt to have written notice sent via First Class U.S. Mail.

ARTICLE X Amendments

Section 1. These bylaws may be amended, repealed, or added to by a process comprising, first, approval of proposed changes to the bylaws by a super majority vote of the KyBCH Board of Directors, and then, ratification of the same by three-fourths (3/4) of all member chapters. In the event three-fourths (3/4) of all member chapters does not yield a whole number, the next whole number up shall be used. Notice of a KyBCH Board of Directors vote to approve changes to these bylaws shall be made to all member chapters at least thirty (30) days prior to the vote.

Section 2. Member chapter ratification shall be by majority vote of the members of the member chapter. If a member chapter fails to act on ratification within ninety (90) days of a Board of Directors vote to amend, repeal or add to these bylaws, a "yes" vote shall be entered for that member chapter.

ARTICLE XI Financial Policies

Section 1. The Board of Directors shall establish guidelines for the Treasurer in disbursement of the funds of the KyBCH, and shall approve extraordinary (non-budgeted) administrative expenses before payment will be authorized.

Section 2. A financial review and audit of the previous year's financial activities shall be presented at the first Board of Directors meeting of the year. The audit may be conducted internally or by an independent third party at the discretion of the Board of Directors. The Board of Directors may also call for an audit to be conducted at any time during the year irrespective of the annual audit requirement.

ARTICLE XII
Liquidation, Dissolution, or Termination

Section 1. In the event of liquidation, dissolution or termination of the KyBCH, any assets remaining after payment of liabilities shall be distributed exclusively to the Back Country Horsemen of America, provided that organization has retained tax-exempt status under section 501(c)(3) of the Internal Revenue Code, or to other 501(c)(3) organizations or for exempt purposes under section 501(c)(3) as determined by the Board of Directors of the KyBCH.

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ARTICLE XIII
Adoption

These bylaws are ratified and adopted this 30 day of 3, 2010

James "Beck" Winkler
President

Red River BCH of Kentucky
Chapter

President

Chapter

President

Chapter

President

Chapter

President

Chapter

ARTICLE XIII
Adoption

These bylaws are ratified and adopted this 6 day of April, 2010

B. Ryan
President

Fort Herrard Beach Court
Chapter Horseshoe

President

Chapter

President

Chapter

President

Chapter

President

Chapter

ARTICLE XIII
Adoption

These bylaws are ratified and adopted this 8 day of April, 2010

Edith H. Conyers
President

Central Ky BCH
Chapter

President

Chapter

President

Chapter

President

Chapter

President

Chapter

Mail To:

Official Copy as of 1/29/05

321 Crillon Drive

Lexington, Ky 40503

ARTICLE XIII
Adoption

These bylaws are ratified and adopted this 27 day of 4, 2010

Jamal Reed
President

Wky Bch
Chapter

Gwen Smeachan
President

wky BCH
Chapter

President

Chapter

President

Chapter

President

Chapter

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Received 4/29/2010
JK

ARTICLE XIII
Adoption

These bylaws are ratified and adopted this _____ day of _____, 2010

Mona G. Vice
President

Clayton Back Country Absence
Chapter

President

Chapter

President

Chapter

President

Chapter

President

Chapter

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