

**4-2-2022 Proposals to the CHPA Constitution and By-Laws
Submitted by Vicki Barham 3/9/22**

Reason to the following Additions to By-laws;

I feel the following additions will bring our current by-law up to date with our new status as a Non-profit 501(c)3 organization.

Add to Article III - AFFILIATIONS

Section 2 Sanctioned Clubs in the State of Colorado will be affiliated with the CHPA.

Add to Article IX - Rules

Section 3. Officers and/or Directors not complying with this Article will be asked to resign or be removed from the CHPA.

Add new Articles

Article XVII - Indemnification by Corporation of Directors and Officers.

Section 1. NOT-FOR-PROFIT STATUS DISSOLUTION:

A. CHPA is organized exclusively for charitable, educational, and or educational purposes under section 501(c) 3 of the Internal Revenue Code (Currently applying for 501(c) 3.

B. No part of the net earnings of the organization shall inure to the benefit of, or be distributable to, its members, trustees, officers or other private persons, except that the organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in the purpose clause hereof.

No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried by an organization.

C. Upon dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c) 3 of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to the state or local government, for a public purpose.

Section 2. No amendments to interfere with Section 501 (c) 3:

No amendment shall be made to the Bylaws, which would interfere with or terminate the CHPA status as a charitable organization pursuant to Section 501(c) (3) of the Internal Revenue Code of 1986 (or the corresponding provisions of any future United States Internal Revenue Law).

Section 3. Notification of State and Federal Governmental Agencies:

The Secretary shall file/notify the Internal Revenue Services, and/or the Secretary of State any amendments that affect the Articles of Incorporation.

Article XVIII - INDEMNIFICATION of Members, Directors, and Officers

The directors and officers of the CHPA shall be indemnified by the corporation to the fullest extent permissible under the laws of this state.

Estimated cost \$600

Article XIX - Finances

Checks, Deposits and Funds:

Contracts:

The Board of Directors may authorize any officer or officers, agent or agents of the CHPA, in addition to the President and Treasurer so authorized by these By-Laws, to enter into any contract or execute and deliver any instrument in the name of or on behalf of the CHPA, and such authority may be general or confined to specific instances.

Checks

- A. The Treasurer or the President shall sign all checks, drafts or other orders for payment of money, notes, or other evidences of indebtedness issued in the name of the CHPA
- B. These two signatures shall be registered at the bank of agreement with the Board of Directors.
- C. All bills shall be presented in writing. Any bills over \$1000.00 shall require two (2) officers approval.

Checking Deposits:

All funds of the CHPA shall be deposited in a timely manner to the credit of the CHPA in such banks, trust companies or other depositories as the Board of Directors may select.

Savings Account:

Any savings account maintained by the CHPA shall require the signatures of either the President or the Treasurer for any withdrawal. Any withdrawal over \$1000.00 shall require two (2) officers approval. All funds of the CHPA shall be deposited in a timely manner to the credit of the CHPA in such banks, trust companies or other depositories as the Board of Directors may select.

Donations:

Officers may accept, on behalf of the CHPA, monetary contribution, gift, bequest, or devise for the general purpose or for any specific purpose of the CHPA.

Books and Records:

The CHPA shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its members, Board of Directors, and committees having any of the authority of the Board of Directors.

Officers and Committee chairpersons are responsible to transfer the records and notes kept during their term of office and previous years to their replacements.

Any member, or his agent or attorney may inspect all books and records of the CHPA, for any proper purpose at any reasonable time.

By laws and club membership are public records and are available to anyone whether they are a member or not a member.

An annual simple audit for the prior year shall be performed no later than the end of February by an appointed representative to verify that the accounting system is orderly and balanced. The president will appoint an Officer or Board Member.

A full audit shall be conducted every two (2) years or upon a change in Treasurer or can be requested by a minimum of 3 members at any time when deemed feasible.

The Board shall approve the accounting system used by the treasurer.

The fiscal year for the CHPA shall be January thru December.

Changes

ARTICLE IV – OFFICERS

Currently reads

Section 1 Officers of the CHPA shall be the President, First Vice-President, Second Vice President, Third Vice President, Fourth Vice President, Secretary and Treasurer. Offices of the secretary and treasurer are separate.

Section 2 The officers are elected by a majority vote of the regular membership; including juniors.

Section 3 The officers are elected annually by written ballot. Nominations must be submitted by July 1 and voted on at the State Singles tournament.

Section 4 The officers will be elected for two (2) year terms - beginning October 1, following the election. Election years of the seven officers will be staggered, with the President, Treasurer, Second Vice President and Fourth Vice President being elected in even-numbered years and the First Vice President, Third Vice President and Secretary being elected in odd-numbered years.

Section 5 Old and new officers will meet in October to effect a smooth transition of duties and operation.

Change to: Add to Section 3 a specific date and procedure

Reason: Will eliminate confusion

ARTICLE IX VIII CONSTITUTION AND BY-LAW AMENDMENTS

Currently reads

Section 1 Amendments to the CHPA Constitution and By-Laws must be submitted in writing to the president **by March 1**, prior to the scheduled general meeting of the CHPA membership. Amendments must be signed.

Change to: March 1

Reason: to give enough time to submit the proposed amendments to the voting members prior to the general meeting. Hoping to have a more of a discussion and reduce time on each proposal.

ARTICLE X - DUTIES OF THE OFFICERS

Currently reads

Section 7 Fourth Vice President

Para A: The fourth vice president shall oversee State Horseshoe Publicity. Will assist the Double Ringer newsletter editor, promotion director, the publicity director and the web master when necessary.

Para B: Will assist the newsletter director with printing and distribution of the Double Ringer.

Para C: Will oversee the annual election of officers.

Para D: Will contact tournament directors for flyers to be distributed via the Double Ringer publication.

Para E: Assist at State Singles Tournament and one other State event.

Section 7 Fourth Vice President

Para A: The fourth vice president shall oversee State Horseshoe Publicity.

Para B: Will oversee the annual election of officers.

Para C: Will distributed flyers to promote league and tournament play.

Para D: Assist at State Singles Tournament and one other State event.

Change to: Updated responsibilities.

Reason: Highlighted duties no longer apply.

ARTICLE XII - MEMBERSHIP DUES

Currently reads

Section 1 Dues for Full Adult members are the National dues of twenty five dollars (\$25) plus state dues, STATE: \$10.00. All other membership levels refer to NHPA bylaws. Local clubs charge as they see appropriate for proper operation of their particular needs. Dues for juniors and Cadets National due of five dollars plus State \$5.00. All dues are payable to the state treasurer. Only Full Members may enter State and World Tournaments

Change to:

Section 1

Dues for **2023 and subsequent years** for Full Adult members are the National dues of **twenty five dollars(\$25) plus** state dues of **\$15.00, (\$40)**. All other membership levels refer to NHPA bylaws. Local clubs charge as they see appropriate for proper operation of their particular needs. Dues for juniors and Cadets National due of five dollars **plus State \$5.00**. All dues are payable to the state treasurer. Only Full Members may enter State and World Tournaments.

Reasons: to keep up with the rising cost to run State Tournaments