



CVMA

Chapter 49-1

Bylaws Revision H

March 18, 2020

Bylaws Revision H

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COMBAT VETERANS' MOTORCYCLE ASSOCIATION UTAH CHAPTER 49-1

(A 501© 19 War Veteran's Non-Profit Corporation)

PREAMBLE

Chapter 49-1, Combat Veterans' Motorcycle Association, publishes and declares the following as the By-Laws governing said Chapter 49-1, Combat Veterans' Motorcycle Association. THIS ORGANIZATION IS NOT, NOR DOES IT CLAIM TO BE, A MOTORCYCLE CLUB (MC). IT DOES NOT HAVE "COLORS" AND DOES NOT "PROSPECT". IT DOES NOT LAY CLAIM TO EXCLUSIVE TERRITORY.

ARTICLE I - MISSION

The objects of the Chapter include support of veterans and their organizations and to improve communication and camaraderie between other motorcycle groups; promoting interest in various forms of motorcycle activity associated with veterans; raising awareness of the plight of POWs and MIAs and the health problems of veterans (and their families) returning from combat theaters; conducting functions and activities in a manner consistent with high moral, legal and ethical values.

Section 1.

Name: This Corporation shall be known as the Combat Veterans' Motorcycle Association Chapter 49-1, hereinafter referred to as "Chapter"

Section 2-

Jurisdiction: The Jurisdiction of the Chapter shall be the State of Utah as bounded by the state lines.

Section 3-

Principle Office: The Chapter shall be located within the boundaries of the Jurisdiction specified in Article 1, Section 2, hereof. The Principle Office shall be located in Salt Lake City, Utah.

NOTICE:

These By-Laws were adopted, subject to the approval of the Board of Directors of the Combat Veterans Motorcycle Association. On this, the _____.

ARTICLE II - EMBLEM and LOGO

The emblem/logo used by the Chapter shall be that specified in the National Combat Veterans' Motorcycle Association, hereinafter referred to "CVMA" By-Laws, Article 1, Section 2, incorporated herein and made part hereof by reference.

ARTICLE III -MEMBERSHIP:

Section 1- Qualifications:

A person satisfying the below listed qualifications is eligible for membership in the Chapter:

1. Is of good character
2. Is a combat veteran of a foreign war
3. Acceptable proof for membership is a copy of one's Form DD-214, Form ERB or other military document approved by the National Board of Directors.
4. Owns and operates a motorcycle in road-worthy and safe condition with an engine displacement of 500 cc or more.

Section 2 Dues

National CVMA dues are as prescribed by the CVMA (currently \$20.00 per annum), Chapter dues are \$20.00 per annum, due and payable in June of each year. National CVMA shall determine deadlines for payment of renewable membership dues. National CVMA dues shall be paid on the National Website. Chapter dues shall be paid to the Chapter Treasurer. Dues for Chapter members that are deployed in a war zone shall be waived. Dues for new members will cover the balance of current year; with the exception of dues for new members joining after January first will be considered as paid for the balance of the current year and for the following year.

1. If a member fails to pay dues, disciplinary action will be taken
 1. Failure to pay chapter dues, member's 201 file will reflect "member not in good standing for failure to pay chapter dues."
 2. Maximum disciplinary action that can be applied for failure to pay chapter dues is 1) an entry in the member's 201 file and 2) the member being denied chapter voting privileges until chapter dues are rendered.
 3. Member does not lose voting rights on national issues, national bylaw proposals, nor state/regional/national officers so long as national dues are current.

Section 3 Life Membership

4. Life membership qualifications include (I) three years active membership in the Chapter, all in good standing; (II) participation in one CVMA sanctioned event each year; (III) attendance at one CVMA National Meeting (which counts as a sanctioned event for the of the attended CVMA National Meeting)
5. Life Membership Fee. The fee for Life Membership is \$200.00, which in no case shall be refunded in part or in whole.
6. Unable to ride. Life members, if for health reasons, at the member's discretion, are unable to ride a motorcycle, shall remain members in good standing with all the privileges pertaining thereto.

Section 4 Resignation

Resignations shall be made verbally or in writing to the Chapter Commander or Executive Officer. Upon acceptance of such resignation, the resigned member shall turn in to the Chapter his/her back-patch and shall cease wearing or use of items bearing the CVMA emblem/logo. A resigned member shall be given a five day "grace period", to rescind his/her resignation without repercussions or prejudice. After such "grace period", a resigned member shall be deemed a new member and shall be subject to the new member requirements.

Section 5 Disability

Active members in good standing with the CVMA, who become infirm, disabled or otherwise unable to ride their motorcycles will be able to keep their patch and be retired as members in good standing with the CVMA. Members must submit medical documentation and a minimum of one year as a member and/or BOD approval is required.

Section 6 Support Member

The qualifications, requirements and rules for Support Members shall be as specified in the National CVMA By-Laws, Article 3Section 2(b), which are incorporated herein and made a part hereof by reference.

Section 7 Verification of Eligibility

The Chapter and the CVMA shall verify the eligibility qualifications of any proposed new member whose military service records appear questionable, e.g., altered and/or illegible.

Section 8 Attendance at Events

Each member must attend at least one even hosted by Chapter 49-1 each year. With prior approval of the CVMA State Representative a qualifying event may be in another state.

Section 9 Conduct and Discipline

All members must conduct themselves in a manner that is not an embarrassment to them, the Chapter, the CVMA or the United States of America. Bringing dishonor upon the Chapter and/or the CVMA in action, word(s), or deeds constitutes a breach of acceptable conduct. Failure to abide by these By-Laws or the CVMA By-Laws is a breach of acceptable conduct. Violation of these standards may range from a verbal or written warning to revocation of membership.

Section 10 License and Insurance

Every member shall possess a valid State driver's license with motorcycle endorsement and liability insurance as required by the State of registration of the vehicle.

ARTICLE IV - OFFICERS and DUTIES:

Section 1 Duties of Officers

State Representatives:

The State Representative (SR) oversees the State's Chapter Commander(s). The SR enforces CVMA Bylaws, watches over their membership, reviews applications for CVMA membership and forwards same to NBOD, and the SR can dismiss or discipline unruly members with NBOD approval. The term of office is three (3) years and will be elected by the full members of the State. Nominees must be active and in good standing with two (2) full of years membership. The SR may not hold a chapter office while serving as the State Representative.

Commander:

The Commander will preside over all meetings of the Chapter, serve as Chairman of the Chapter Board of Directors, be a member of all committees, schedule meetings of the Chapter and the Chapter Board of Directors, schedule elections consistent with these By-Laws, and carry out the directives of the Chapter Board of Directors.

Executive Officer:

The Executive Officer shall be second in command and shall carry out the duties of the Commander in his absence and shall be a member of the Chapter Board of Directors.

Secretary:

The Secretary shall record minutes, including attendance of every meeting of the Chapter and Chapter Board of Directors, and be a member of the Chapter Board of Directors. The Secretary shall handle routine correspondence as directed by the Chapter Commander.

Treasurer:

The Treasurer shall be the chief financial officer of the Chapter and maintain accurate records of receipts and expenditures of the Chapter. The Treasurer shall maintain the Chapter financial accounts, including but not limited to the checkbook and shall ensure that all checks are signed by two persons; the Treasurer and/or the Commander and/or the Executive Officer. The Treasurer shall be a member of the Chapter Board of Directors. The Treasurer shall ensure that the Financial Operating Policy, promulgated from time to time by the Chapter Board of Directors, is strictly enforced.

Sergeant At Arms:

Or "SAA" is responsible for the good order of the Chapter or Detachment. The SAA's duties are as follows:

1. The Sergeant At Arms shall maintain order at meetings, chapter/detachment functions and rides/runs.
2. The Sergeant At Arms will call roll at official meetings.
3. The Sergeant At Arms shall verify each person's membership is in good standing at meetings before business requiring votes of the membership takes place.
4. The Sergeant at Arms will educate all members on procedure, customs and courtesies practiced when interacting with others in the motorcycle community.
5. The Sergeant At Arms will ensure all members are aware of any current policy concerning patches, rockers, etc. that are not authorized to be worn on a members vest with the CVMA Patch. The Sergeant At Arms will ensure members are not in violation of any policy prohibiting the wear of any specific patches on the vest. The Sergeant at Arms will ensure members understand and are in compliance with the chapter Vest Wear and Appearance section of the these Bylaws.
6. The Sergeant At Arms will give a safety brief before rides and ensure all participants are clear on the order of march.
7. The Sergeant At Arms will aid the Chapter Treasurer in obtaining dues from members who are delinquent.
8. The Sergeant At Arms will aid the Quartermaster in obtaining Patch Agreements.
9. The Sergeant At Arms will be a member of the Chapter/Detachment BOD.
10. The Sergeant At Arms will also be responsible for all chapter Road Captains
 - a. Establish and update chapter riding SOPs
 - b. Review all planned routes; develop, review, and conduct route safety briefs
 - c. Coordinate with chapter CO and XO for support as necessary or directed.
 - d. Be responsible for training all new road captains and introducing new members to chapter riding SOPs.
 - e. will meet all the requirements of a Road Captain AND will have a minimum of 5 years Road riding experience, or two years with documented completion of a motorcycle safety course.

Public Relations (PR) Officer:

Will maintain a file and have it ready to present at each meeting and all association functions. He or she along with the guidance of the Chapter Commander and/or Executive Officer will be in charge of all the Combat Veterans Motorcycle Associations publicity. Duties will include: historian, club file, pictures, newspaper articles, TV and radio announcements, and the association's web site.

Road Captains:

will be an appointed position with two thirds majority vote from the chapter Board of Directors. The Road Captains will choose routes, rest stops, and verify traffic conditions. Road Captains will also disperse themselves evenly throughout the chapter to take charge of groups of chapter members if the chapter is separated for any reason during a ride. Road Captains will brief the routes and provide maps if necessary. Once appointed, Road Captains will serve for a period of two years, or until they request to be relieved or if the Chapter Board of Directors deems it necessary to make adjustments in personnel to allow others the opportunity to lead. Although all Road Captains will be involved in the planning process, Road Captains will take charge of each ride or appoint another road captain to do so. Due to the unique nature of their role, Road Captains are required to be a member for at least one year; have 3 years of road riding experience, or 1 year of road riding experience and have completed a motorcycle safety course; and must attend at least 50% of all chapter meetings.

Section 2 Appointed Officers and Chairmen

From time to time, the Commander may appoint Officers and Chairmen, specifying the duties thereof, including but not necessarily limited to Chief of Staff, Program Chairmen, Assistants to Elected Officers, Road Captains, Chaplain and Liaison Officers to other organizations.

Section 3 Attendance of Officers

All elected and appointed officers and chairmen shall make every reasonable effort to attend every meeting, event and function of the Chapter. Such officers and chairmen must notify the Commander or Executive Officer when they are unable to attend a meeting, event or function. Officers that accumulate three consecutive meetings un-excused absences shall be deemed to have resigned their held office and an election shall be conducted as soon as possible to fill such office.

Section 4 Former Officer Patch

Chapter Officers who, have completed at least one full term as a chapter officer, may be authorized to wear a subdued patch which states the position on the board in which they served, preceded by the word "Former". The current Chapter Board of Directors will vote within two months of the individual stepping down or being replaced as to whether or not they are authorized to wear the patch. Only those authorized by the chapter will wear this patch. The only Road Captain that will be authorized to wear a Former Officer patch will be those who have served as Lead Road Captain. Other Road Captains are not members of the executive board, and are not authorized this patch for serving in that capacity.

Section 5 Officer Resignations

Elected officers who resign from their position prior to finishing their complete term or who are removed from their position due to unexcused absences or other disciplinary action, said officer/member will not be allowed to hold another officer position in the chapter for 18 months.

The chapter officer/member may request an exception to stated resignation policy only after a formal rewritten request is presented to the current chapter BOD with a two thirds majority ruling in said members favor from the BOD.

ARTICLE V - ELECTIONS:

Section 1 Chapter Elections Timing

Chapter elections shall be held during the month of April each year. The Commander, Secretary, and PR officer shall be nominated and elected in odd numbered years, e.g., 2013. The Executive Officer, Treasurer and Sergeant At Arms shall be nominated and elected in even numbered years, e.g., 2014.

Section 2 Terms of Office

All elected Officers term of office will be 24 months. Officers will assume office immediately after the April meeting. The term of office for appointed chapter officers shall be a 12 months appointment. Consecutive terms for both elected and appointed are permitted and there is no limit on the number of terms an officer may serve.

Section 3 Qualifications

All Full members shall be eligible to hold any office in the Chapter, provided that such members are in good standing and have been in good standing for at least one year. Officers shall remain in good standing for the entire term for which they have been elected.

Section 4 Vacancies

Officers becoming not in good standing during their term of office shall have sixty days to become in good standing or they shall be deemed to have resigned the office to which they were elected. Should an elected office become vacant for any reason, a Chapter election will be held as soon as possible to fill the remaining term of the vacant officer. Should an elected office become vacant for any reason, a Chapter election will be held as soon as possible to fill the remaining term of the vacant officer.

Section 5 Multiple Offices

Chapter officers may not hold more than one elected office concurrently. Any member may hold one elected office and one or more appointed offices concurrently.

ARTICLE VI - MEETINGS and QUORUM:

Section 1 Regular Meetings

The Chapter membership shall meet once every month, unless voted upon and changed by the membership of the chapter, at a time and place scheduled by the Commander. The Commander may cancel a regular meeting in the event of inclement weather or other unusual event or circumstance. In such case, reasonable effort will be made to notify all members of the cancellation.

Section 2 Quorum

A quorum for a Chapter membership meeting shall be seven or more members.

Section 3 Rules

Procedural matters shall be governed by Robert's Rules of Order, unless otherwise amended and provided for in the bylaws.

Section 4 Special Meetings

Special membership meetings may be called by the Commander or by three or more members. In such event, reasonable advance notice of such special meeting shall be provided to each member of the Chapter. Members calling a special meeting must disclose the purpose of the special meeting with the advance notice of the special meeting.

ARTICLE VII - SUBORDINATION and AUTHORITY:

Section 1 Authority

The supreme power of this Chapter shall be vested in the National CVMA. Section 2 Chapter Government

Subject to the provisions of the National CVMA By-Laws, the government of this Chapter shall be vested in the membership, the chapter Board of Directors and the lawful orders of the Chapter Commander.

Section 2 Detachments

- a) Detachments will be formed in accordance with the CVMA national bylaws.
- b) Detachments are subordinate to the chapter and formed for the purpose of convenience to the members in order to organize and participate in their local community. Detachments are governed by the provisions of CVMA Chapter 49-1 bylaws and CVMA national bylaws. Detachments will work to further the mission of Chapter 49-1 as a whole.
- c) Detachments may apply for chapter status at any time, so long as they meet the minimum criteria outlined in the CVMA national bylaws. There is no requirement for a detachment to become a chapter after meeting the minimum criteria, however.
- d) Officers:
 1. Detachments will have a Commander, Sergeant at Arms, and Secretary at a minimum. Detachments may also elect an Executive Officer and a Treasurer if they see fit. Detachments may appoint a Road Captain. The Road Captain will be a member of the Chapter Road Captain committee.
 2. The terms of office for detachment officers will be 2 years. Officers may hold consecutive terms.
 3. Elections will be held in October of each year, on the opposite schedule of the Chapter elections. The Commander and Secretary will be elected in even number years; the Sergeant at Arms will be elected in odd number years.
 4. Detachment Officers may not hold a Chapter Officer position simultaneously.

Meetings:

- a. Detachments should meet monthly and should generally meet on the same day of the month each month.
- b. Meetings and events need to be posted on the forum under the detachment section.
- c. Minutes will be recorded at all meetings where business is conducted. The minutes will be provided to the Chapter Commander and posted on the chapter forum.
- d. Roll will be taken at all meetings and recorded in the meeting minutes.
- e. Detachments should make every effort to attend meetings/events listed as "whole chapter" events by the Chapter Commander. These events will generally be held quarterly.

Finances:

- f. Detachments will not have their own bank accounts and detachments will not keep any separate finance. All monetary transaction on behalf of the detachments will be run through the Chapter Treasurer and Chapter bank account.
- g. All financial transactions and process will be conducted in accordance with the provisions of United States Internal Revenue Code 501(c) 19.
- h. Any fundraising project hosted by a detachment must be approved by the Chapter Board of Directors. This is necessary to ensure events do not jeopardize the chapter's tax exempt status.
- i. All money placed in the Chapter account on behalf of a detachment will be respected as detachment finances and reserved as such.
- j. Detachments will provide all receipts and any other financial documentation to the Chapter Treasurer for the purpose of tracking and documenting financial transactions.

Voting/elections:

- k. The Detachment Sergeant at Arms will ensure all members participating in the voting process are in good standing.
- l. Officer elections will be scheduled as outlined in section 3) c. of this document.
- m. When chapter business that requires a vote of the whole chapter, such as bylaws proposals, are presented, detachments will add those items to their meeting agenda and vote on them at the next meeting. The results of such votes will be recorded in the detachment minutes in the form of number for and number against a particular vote or election. Those results must be reported to the Chapter Commander in a timely manner, so as to not slow the process of approving/disapproving actions.

Media and public relations:

- n. We want to make our actions known to the public. Detachments should make every effort to provide photos and a short write up of events that bring credit to the CVMA to the Chapter PR Officer. The PR officer will review and post on the Chapter website.
- o. Detachments may operate their own Social Media accounts, as long as posts do not reflect negatively on the CVMA.

ARTICLE VIII - AMENDMENTS:

Section 1

Any proposed amendment to these By-Laws may be acted upon at any membership meeting, provided that a copy of any said proposed amendment shall be provided to each Chapter member sixty days prior to the meeting at which the proposed amendment may be acted upon. Any such proposed amendment shall be declared adopted upon a two-thirds vote of the meeting. Changes become effective when approved by the UT SR, RR and the NBOD.

ARTICLE IX - MISCELLANEOUS PROVISIONS:

Section 1 Dissolution

Upon dissolution of the Chapter, after liabilities have been paid, the assets of the Chapter shall inure to the benefit of the National CVMA.

Section 2 Conflicting Provisions

If there is a conflict between the provisions of these By-Laws and the Articles of Incorporation of the Chapter, the provisions of the Articles of Incorporation shall govern. If there is a conflict between the provisions of these By-Laws and the By-Laws of the National CVMA, the provisions of the National CVMA By-Laws shall govern.

Section 3 Unenforceable Provisions

If any provision of these By-Laws is held unenforceable or invalid by a higher CVMA authority or a court of competent jurisdiction, the remaining provisions shall be unaffected by such holding.

Section 4 Conflict of Interest

The Chapter Board of Directors shall develop and maintain a Conflict of Interest Policy governing transactions or arrangements that might benefit the private interest of a Chapter member or officer. Such policy shall be reviewed by the membership annually.

Section 5 Financial Operating Policy

The Chapter Board of Directors shall develop and maintain a Financial Operating Policy governing the management and procedures for the handling of Chapter funds. Such policy shall be reviewed by the membership annually.

ARTICLE X – VEST WEAR AND APPEARANCE:

Section 1: Patches

1. No member is required to wear any specific patch on his or her vest. If the member chooses to wear the below listed patches they must wear them as per this guidance.
 - US Flag: Will be worn on the wearers left side with the union on the flag's own right (the observer's left) as per US Code, Title 36, Chapter 10, §175. The flag should be full color and must be the highest patch/object on the vest.
 - 49-1 Chapter Patch: Will be worn on the wearers Left below the US Flag (if worn) and horizontal with the Road Name (If worn).
 - POW/MIA Patch: Will be worn on the wearers Right and will be the highest patch/item worn on the Right side. POW/MIA Patch must be positioned lower than the US Flag horizontally.
 - Road Name: Will be worn on the wearers Right and should be lined up horizontally with the 49-1 Chapter Patch (if worn)
 - Chapter Officer Patch: Will be worn below the Road Name Patch.
2. The only authorized Road Name, Chapter Officer Patch, and CVMA Patch will be the standard Black and Gold patch as sold by the National Store. All other style Road Name and Officer patches are prohibited.
3. Members may wear the "Vets Helping Vets" and/or "Brothers for Brothers" and deployment bars below the full member back patch. Variations of deployment bars to add years or number of deployments is authorized.
4. Additional patches are authorized as long as they do not violate CVMA Bylaws or policy and do not interfere with the proscribed wear of the aforementioned patches.
5. See Appendix A for further information.

Appendix - A

The only authorized Road Name, CVMA Patch, and Officer Patch will be the standard Black and Gold as shown below. Other style Road Name and Officer patches are prohibited.

ROAD NAME



**Chapter
Officer**



Additional patches are authorized as long as they do not violate the provisions of this guidance and CVMA patches are displayed correctly.



Right Side Front:

- POW/MIA Patch.
- Road Name.
- Officer Patch (as required)

Left Side Front:

- US Flag with Union on the wearer's right.
- CVMA Chapter Patch below flag.

Note: All patches are optional.

Bar Patches:

- "Vets Helping Vets" or "Brothers for Brothers" Bar patches are authorized.
- Variations of deployment bars to add years or number of deployments is also authorized.