

# MOHAVE SPORTSMAN CLUB

## BYLAWS

As Amended, January 4, 2009

### PREAMBLE

This is an amendment of the Bylaws of the Mohave Sportsman Club (MSC) dated January 4, 2009, and as such, supersedes said Bylaws and any and all subsequent amendments made to this date.

The MSC was founded 1936. The MSC is a nonprofit membership corporation dedicated to the right of the individual citizen to own and use firearms for recreation, hunting and self-defense. To achieve these ends, the MSC maintains shooting ranges and facilities for use by the members.

The MSC is supported by membership dues and contributions, donations, range use fees from non-members, profits from promotion of shooting events, retail sales of minor items at the range, and matching funds from the Arizona Game & Fish Commission for upgrading of major facilities or maintenances.

The MSC is affiliated with the National Rifle Association (NRA), but is not affiliated with any arms or ammunition manufacturer, nor with any business which deals in arms and/or ammunition, nor with any other types of business except for accepting business card ads in the MSC Newsletter as an entitlement of any membership upon payment of ad fees as prescribed in Schedule B attached hereto.

Any question as to the meaning of construction of the Bylaws shall be decided by the Board of Directors, and their decision, once made, shall control and be binding thereafter until rescinded by the Board of Directors or by the general membership as provided for herein.

### ARTICLE I

#### Name

The name of this organization is MOHAVE SPORTSMAN CLUB, hereinafter referred to as the "MSC".

### ARTICLE II

#### Place of Business

The principal place of business of the MSC shall be at the city of Kingman, Mohave County, Arizona. Specifically, the location of the premises is SW of Kingman, AZ, approximately 2.8 miles west of Exit 44 of I-40, on Oatman Road and is commonly known as the 7-Mile Hill Shooting Range. The MSC may have and maintain offices and places of business within or outside the State of Arizona, as the Board of Directors may determine.

The mailing address for MSC business is: MOHAVE SPORTSMAN CLUB, P.O. Box 687, Kingman, AZ 86402.

The mailing address for correspondence directed to the range facility is: 7-Mile Hill Shooting Range, 3155 W. Oatman Road, Kingman AZ 86401.

### ARTICLE III

#### Operation of the MSC

##### Section 1. Compliance with Lease Agreement

- (a) The activities of the MSC at the shooting range shall be in compliance with the current lease agreement between the MSC and the Arizona Game & Fish Commission. In the event of a conflict between any provision herein and said lease agreement, resolution of such conflict shall be decided in favor of said lease agreement.

- (b) Said lease agreement states in part that, "All fees and charges derived by the MSC from the operation of said shooting range complex and related recreational facilities, except registered match fees, which are sent to the organization or disciplines groups registering fee, shall be utilized for the maintenance and/or development of the shooting range complex and related recreational facilities and for public use and purposes..."

## Section 2. Purposes and Objectives

The purposes and objectives of the MSC are:

- (a) To promote shooting, marksmanship, fishing and good sportsmanship, and to such end the MSC may: establish, operate and maintain shotgun, rifle and pistol shooting grounds and ranges and all types of shooting and fishing sports, including the right to hold all manner and kinds of shooting and fishing contests as authorized by the MSC.
- (b) To promote hunter safety, and to promote and defend hunting as a shooting sport and as a viable and necessary method of fostering the propagation, growth, conservation, and wise use of our renewable wildlife resources.
- (c) To promote and defend the right of American citizens to acquire, possess, transport, carry, transfer ownership of, and enjoy the right to use arms, in order that the people may always be in a position to exercise their legitimate individual rights of self-preservation and defense of family, person and property as guaranteed by the Second Amendment of the Constitution of the United States and the Bill of Rights.
- (d) To promote and defend the rights of American citizens guaranteed by the Constitution of the United States and the Bill of Rights.

## Section 3. MSC Operating Guidelines

- (a) The private property of the members and officers of the MSC shall be exempt from the liabilities and debts of the MSC and the members and officers shall not presume to own an interest in the assets of the MSC.
- (b) The MSC is affiliated with the National Rifle Association (NRA) and it is the intent of the MSC to maintain such affiliation.
- (c) Nothing contained herein shall prevent the MSC from engaging in any proper activities to raise funds for a special purpose.
- (d) The MSC shall not issue any stock. It shall be a nonprofit membership corporation only.
- (e) The fiscal year for the MSC operations shall be from the first day of January through the thirty-first day of December of that calendar year.
- (f) Special significant gifts may be accepted by the MSC when approved by a majority vote of the Board of Directors, but such gifts shall be free of obligation by the MSC and no special favors or consideration shall be expected of, or given to, the gifting person, business or organization without the majority vote of the Board of Directors.
- (g) Neither the MSC, nor any officer, director, employee, contractor nor agent acting on behalf of the MSC, shall make any contributions to a political campaign or political committee in the name of the MSC.
- (h) To accomplish said purposes and objectives, the MSC may, with the approval of the membership: buy, lease, contract, construct or otherwise acquire, own, maintain, operate, mortgage, encumber, sell, or otherwise dispose of lands and rights in lands (*other than lands and rights in lands leased by the MSC from the Arizona Game & Fish Commission or leased by any other agent or agency*); establish franchises and privileges; purchase or construct building, structures and equipment of whatever nature, adapted to, or convenient or useful in connection with, the purposes and powers of the MSC, where not in conflict with said agreement between the MSC and the Arizona Game & Fish Commission and provided that the MSC shall not exceed the powers granted nonprofit corporations by law.
- (i) To protect and help in the security and maintenance of the 7-Mile Hill Shooting Range, the MSC will make every effort to have at least two full-time resident range officers that have taken and passed a Range Safety or Line Safety Officer Safety Course.

## Section 4. MSC Corporate Seal

The MSC shall have a corporate seal bearing the words "Mohave Sportsman Club", the mailing address of the club and words "N.R.A. Affiliate".

## ARTICLE IV

### Membership

#### Section 1. Eligibility

- (a) Any citizen of the United States or legal resident alien may become a member of the MSC after signing an application blank in the form prescribed by the Board of Directors of the MSC and upon paying of dues provided for in the Bylaws set forth by the Board of Directors of the MSC, and who shall further subscribe to and agree to abide by the Bylaws of the MSC and the National Rifle Association (with which the MSC is affiliated) and who shall further promise to obey the game and fish laws of the State of Arizona and of the United States, and to assist in their enforcement, and to give active aid in the perpetuation and increase of the wildlife of the State and after subscribing to the following pledge:

*I certify that I am a citizen of the United States of America or a legal resident alien and that I am not a member of any organization or group which has as any part of its agenda the attempt to overthrow the Constitutional Government of the United States or any of its political subdivisions by force, or violence, or any other means; that I have never been convicted of a crime of violence or any felony, and it admitted to membership, I will faithfully endeavor to fulfill the obligations of good sportsmanship and good citizenship.*

- (b) Any member may be suspended or expelled at the discretion of the Board of Directors for violation of the ethics or objectives of the MSC as described in Article IV, Section 7, and such member shall not be entitled to any refund of dues already paid.
- (c) No individual who is a member of, and no organization composed in the whole or in part of individuals who are members of, an organization or group having as its purpose or one of its purposes the overthrow by force, violence, or any other means, the Constitutional Government of the United States or any of its political subdivisions shall be eligible for membership, and if currently a member, shall be subject to suspension or expulsion from membership in the MSC and shall not be entitled to any refund of dues already paid,
- (d) To comply with the current lease agreement, we must maintain our nonprofit corporation standing in the State of Arizona. To support this Range Officer's (RO's) and club members cannot be paid a wage or compensation. Resident Range Officer's (RRO's) are not eligible for membership while they are being paid wages by the club.

#### Section 2. Dues and Contributions

The dues or minimum contributions of each classification of membership shall be fixed by the Board of Directors as defined in Schedule A, attached hereto. Imposition of such requirement and the amount of such costs shall be determined administratively from time to time. Change in membership dues shall be determined by the vote of the Board of Directors and then by two-thirds vote of the General Membership at the following month's General Meeting and noted on an amended Schedule A, which is to be attached hereto and provided to members requesting a copy thereof. Business card ads shall be available to any paid up MSC member for a twelve-month period as prescribed in Schedule B attached hereto.

#### Section 3. Membership Classification

- (a) Individual Membership. Individual membership status is conferred on those 18 years and older who meet said eligibility qualifications. Tenure shall run from the date of payment of dues for a period of one year, and shall continue to run on an annual basis thereafter.
- (b) Family Membership. A family membership shall consist of the qualified Individual Member or Life Member, plus the spouse or domestic partner and children under the age of 18 years of age of that family that resides within the same household. All persons in the family thus defined shall be entitled to use the facilities of the MSC. The adult members of the Family Membership shall be entitled to one vote each in any election or vote that may be directed by the Board of Directors. Children reaching 18 years must obtain a separate membership to continue the benefits of membership in the MSC. In the event that a marriage or domestic partnership dissolves, both members shall have membership until the end of that membership term.
- (c) Senior Membership. Those members reaching 60 years of age may apply for a Senior Individual Membership, a Senior Membership or a Senior Life Membership.

- (d) Life Membership. Life Membership shall have all the rights and privileges of membership upon payment of dues or contributions stipulated in Schedule A. The tenure of Life membership shall be the lifetime of the member(s) and shall not be transferable or assumable in event of death, marriage or remarriage by the surviving spouse
- (e) In addition to the regular memberships as set forth herein, the Board of Directors shall be empowered to create such additional associate, supporting and benefactor membership and in such amounts as they deem advisable.
- (f) All references herein to "members" shall be interpreted as meaning members in good standing. Membership "...in good standing..." refers both to the current payment of dues and adherence to personal standards now established or hereinafter established by the Board of Directors.

Section 4. Upgrading Classification of Membership

An individual member may upgrade membership to a different classification, if qualified therefore, by contributing the dues or contribution specified by the Board of Directors for the classification of membership desired as defined in Schedule A.

Section 5. Rights, Privileges and Duties of Members

- (a) In that the MSC is maintained for the benefit of every member, each member should share in the responsibility for its continued operation. Therefore, it is vital to the MSC that each member volunteer a portion of his/her time, knowledge and effort to achieve the goals and objectives of the MSC so the burden of operating the MSC is not consistently placed on just a few members.
- (b) All members shall have the privilege of requesting and receiving from the MSC such advice and assistance as may be currently available concerning use of the shooting ranges, shooting activities and any other activities available.
- (c) All members shall be entitled to receive a copy of *The Sportsman's Voice*, the official newsletter of the MSC.
- (d) Regular meeting shall be held monthly at a time and place specified by the Board of Directors. Special meetings may be held at the request of a majority of the Board of Directors. Notice of general membership meeting will be announced in the newsletter.
- (e) Each member who is present in person at any regular or special general membership meetings of MSC, shall be entitled to vote on any subject which is properly brought before the Board of Directors and submitted to the membership at an MSC meeting. There shall be no proxy or absentee vote.
- (f) At any regular or special general membership meeting of the MSC, a majority of those present shall constitute a quorum, except as pertains to amendment of the Bylaws as specified herein.
- (g) Every new member shall be provided with a current copy of the MSC Bylaws.

Section 6. Voluntary Termination of Membership

- (a) Any member may terminate his/her membership at any time by a resignation in writing to the Board of Directors, but such persons will not be entitled to any refund of dues or contribution already paid and such person shall not be entitled to further membership use of the MSC facilities.
- (b) Nonpayment of dues shall be construed to be voluntary termination of membership.

Section 7. Involuntary Termination and Disciplinary Proceedings

Disciplinary proceedings against any member for infraction of the ethics and objectives of the MSC shall be determined by the Board of Directors after a fair hearing.

Section 8. Confidentiality of Membership List

It is the policy of the MSC to maintain confidentiality of the membership list; however, a phone list will be maintained for club business or projects. The list will be available only to committee chairpersons and special project chairpersons through the President of MSC.

**.ARTICLE V**

Election of Officers and Board of Directors

Section 1. Elected Officers and Eligibility of Members Holding Office

- (a) The elected officers shall be as follows: President, Vice-President, Secretary, Treasurer, Government Liaison, and two Directors-at-Large.
- (b) The term of office shall run one year from January 1<sup>st</sup> through December 31<sup>st</sup> of that calendar year.
- (c) To be nominated for any elected office a member must have been a member in good standing for at least one year prior to the election date and have attended a minimum of four general and/or board meetings during the previous twelve months before the election date.
- (d) The annual election of officers and Directors shall be at the regular meeting in the month of December of each year. At least two months prior to such election, the President shall appoint a Nominating Committee Chairperson, who is not seeking office. The Chairperson shall select four members of the general membership who are not seeking office, who shall nominate at least one candidate for each office to be filled. All candidates seeking office must be interviewed by the Nominating Committee and informed of the duties and responsibilities of the office they are seeking. The Nominating Committee must verify the candidates nominated will meet the requirements of Paragraph (c) above, and are willing and able to accept the offices for which they are nominated. The Nominating Committee shall present, with no endorsements, its slate of candidates to the membership at the MSC general membership meeting in November of each year.
- (e) At the November general meeting, additional nominations may be made from the floor. All candidates for office must submit a statement of candidacy, not to exceed 150 typewritten words, to the Newsletter Chairperson for insertion in the December issue of the Newsletter and make a statement of candidacy to the general membership at the November meeting.
- (f) Elections shall be by mail ballot of the eligible membership voting, and ballots are to be cast and returned via – USPS to an address specified on the ballot, or brought to the December meeting to be opened and counted by a committee appointed by the Nominating Committee Chairperson. In the event there are more than two candidates for an elected office and none receives a majority vote, the two candidates receiving the most votes shall have a run-off election as directed by the Board of Directors. In the event there is only one candidate for each office, the ballots will not be mailed to the entire club membership, but will be handed out to those members in attendance at the December meeting.
- (g) Ballots are to be printed on bonded and watermarked paper to prevent tampering with. No photocopies of a ballot shall be accepted.

Section 2. Composition of the Board of Directors

- (a) The affairs of the MSC are to be conducted by the Board of Directors consisting of the elected officers.
- (b) One person shall not hold more than one elected position on the Board of Directors at the same time.
- (c) All members of the Board of Directors of MSC shall not be related by marriage, bloodline or cohabitation.

The immediate past president may serve as a non-voting advisor to the Board of Directors for the upcoming year.

Section 3. Duties of the Board of Directors

- (a) President: The President shall be Chief Executive Officer of the MSC and as chairperson of the Board of Directors shall preside at all meeting of the Board and at all general and special membership meetings of the MSC. The President shall appoint, subject to confirmation by the Board, other members to fill any vacancies in such committees that occur during his/her term of office. He/she shall be an ex officio member of all committees and shall be notified of all committee meetings.

The President shall advise, recommend and propose those things that may be necessary or beneficial to the membership and interest of the MSC.

The President shall delegate certain responsibilities from time to time to other officers of the MSC, to include the auditing of the sign in sheets in comparison to the membership list.

The President shall appoint, with approval of the Board of Directors, the following committee chairpersons:

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|------------------------|------------------------|
| Membership Chairperson | Newsletter Chairperson |
| Activity Chairperson   | Bylaws Chairperson     |

Other committees and chairpersons of such committees may be appointed as deemed necessary to promote and carry out the affairs of the MSC,

- (b) Vice President. The Vice President shall, in the absence of the President, perform the duties and exercise the power of the President or shall, in the temporary absence of another elected office, perform the duties of that

officer. The Vice President shall chair the annual update to the master development plan for the range, and brief the Board of Directors for approval of changes. The Vice President will brief the approval plan to the range policy council as described in the lease agreement. The Vice President shall, bi-annually, oversee the environmental assessment which includes GPS coordinates of sound abatement testing and environmental soil samples and insure the records are properly maintained.

- (c) Secretary. The Secretary shall attend all meetings of the Board and all general membership meetings and keep accurate minutes of the proceedings of each such meeting and record the same. Minutes of previous meetings shall be presented to the membership at each meeting for approval or corrections. The Secretary shall collect and maintain the sign-in-sheets from all Board of Directors and general membership meetings for a period of two calendar years (January 1-December 31). The Secretary shall make available the minutes of any Board of Directors' meetings at each regular or special meeting of the MSC.
- (d) Treasurer. The duties of the Treasurer shall be to deposit all monies collected on memberships and special activities to the account of the MSC in such depositories as may be directed by the Board. The Treasurer shall pay all outstanding bills as presented by the various officers or committees, mailed or otherwise delivered to him/her by individuals, organizations or business firms providing goods and/or services to the MSC. The Treasurer shall keep the financial records of the MSC in proper order at all times. The Treasurer shall report to the Board and to the general membership the financial condition of the MSC, which includes, the current bank statement, reconciliation calculations and a Treasurer's Report at the monthly meeting or at such time as requested by the Board to do so. The Treasurer shall submit the MSC's financial records for an annual audit at the end of each fiscal year, or at such time as the Board may direct, to be performed by an independent accounting or CPA firm not associated with the Treasurer or any member of the Board of Directors.
- (e) The Treasurer/officers shall execute a bond to ensure faithful performance of their duties. The Board shall set the amount of such bond. The cost of securing said bond shall be paid by the MSC.
- (f) The Treasurer, President and Vice-President shall have the authority to issue and sign all checks in the name of the MSC. All three of these officers' names shall be on the bank signature card. Two (2) signatures required on all checks. No blank checks shall be signed.
- (g) Government Liaison. The duties of the Government Liaison are to represent the MSC at designated functions and meetings, and report back to the Board of Directors and the MSC membership/
- (h) Director-at-Large. The duties of the Directors-at-Large shall include serving in an advisory capacity to the President and the other officers. The Directors-at-Large shall each have a vote as a member of the Board of Directors.

#### Section 4. Powers of the Board of Directors

- (a) The Board of Directors shall have the power to determine the membership fees, dues, contributions and any other changes to be paid to the treasury; to administer the expulsion or suspension of members for misconduct as described in Article IV, Section 7; to authorize restoration of membership, when appropriate; to administer the contracting, securing, paying and limiting the amount of MSC's indebtedness; and fill vacancies occurring on the Board of Directors from any cause.
- (b) The Board of Directors (except as noted herein) shall be elected in December of each year and shall take office on January 1<sup>st</sup> of the year following their election.
- (c) All members of the Board of Directors must be a member in good standing in the MSC at the time of their nomination and continue such status throughout their term of office.

#### Section 5. Parliamentary Procedures

All meetings shall be conducted as prescribed by *Robert's Rules of Order Newly Revised, Latest Edition*.

#### Section 6. Succession of Office

- (a) In the event of the death, resignation or removal of the President, the Vice President shall assume the office vacated for the remainder of the unexpired term.

- (b) In the event a vacancy occurs, due to any cause, in the office of Vice President, Secretary, Treasurer, Government Liaison, or Director-at-Large, such vacancy for the remainder of the unexpired term shall be filled by a person qualified under ARTICLE V, Section 1 (c), receiving the majority vote of the Board of Directors of MSC.

Section 7. Compensation of Officers

No member of the Board of Directors shall receive any salary for services rendered on behalf of the MSC. However, such persons shall be entitled to reimbursement for expenses incurred on behalf of the MSC to such extent as may be authorized or approved by the Board of Directors.

Section 8. Approval of the Board of Directors

Language herein referring to "...approval of the Board of Directors..." or any such similar language shall be interpreted to mean a majority vote of the Board as then constituted.

That a quorum of five (5) will be required for the Board of Directors to conduct business, and that no proxy or absentee votes be allowed, but that only those Board of Director members present, given that there is a quorum present, be allowed to vote on Board of Director issues.

**ARTICLE VI**

MSC Meetings

- (a) MSC meetings which are open to the general membership will be held monthly at a time and place established by the Board of Directors and announced in said Newsletter, or otherwise, if a special situation dictates.
- (b) Meeting of the Board of Directors shall be held monthly or at the call of the President and may be held coincidentally with a general membership meeting.
- (c) Special Board meetings may be held upon request of a majority of the Board.

**ARTICLE VII**

Range Use by Outside Agencies

- (a) A request for use of the MSC range facilities by an outside agency shall be submitted to the MSC giving the following information: proposed schedule, approximate number of participants and type of activity.
- (b) The agent or agency, other than governmental agencies, must submit a statement from said agency's insurance carrier stating that said agency's liability policy is equal to , or exceeds the liability of the MSC and that the MSC is named as an additional insured under the agency's policy.
- (c) Said agency shall present a release signed by an official of the agency releasing the MSC of responsibility for injury or damage.
- (d) Scheduling of an outside agency's use of the range facilities should not interfere with normal MSC operation.

**ARTICLE VIII**

Amending MSC Bylaws

- (a) The Bylaws may be amended at the annual December general membership meeting or as required to maintain the existence of the MSC by a two-thirds vote of those present, provided that proposed amendment(s) has/have been presented to the Bylaws Committee in writing by October 1<sup>st</sup>, has/have been presented to the Board of Directors at the November meeting, and has/have been published in the December MSC Newsletter.
- (b) Any changes to the bylaws shall be voted on individually by the membership after review by the Board of Directors.
- (c) A copy of all Bylaws in force must be kept *in* the possession of the Secretary and shall be available for reference at all general membership meetings and all Board of Directors meetings.

*THESE AMENDED BYLAWS OF THE MOHAVE SPORTSMAN CLUB ARE HEREBY ADOPTED AND APPROVED THIS 4<sup>TH</sup> DAY OF JANUARY, 2009. SUCH ACTION IS HEREBY ATTESTED TO BY THE MSC BOARD OF DIRECTORS WHOSE SIGNATURES APPEAR BELOW.*

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President

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Director-at-Large

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Vice President

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Director-at-Large

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Secretary

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Government Liaison

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Treasurer

Attachment to Bylaws of the Mohave Sportsman Club as amended January 4, 2009

**SCHEDULE A**  
**Mohave Sportsman Club**

Membership Dues and Contributions

Individual Memberships	\$70.00 per year
Family Membership	\$90.00 per year
Senior* Membership	\$40.00 per year
Senior* Family Membership	\$50.00 per year
Lifetime Membership	\$500.00**
Senior* Lifetime Membership	\$300.00**

\*Senior members are defined as age 60 or older.

\*\*After an initial payment, equal to the annual cost of a membership of the same classification, the balance of a Lifetime membership cost may be paid in 11 equal monthly installments. If the balance is not paid in full within 12 months of the initial payment all monies paid up to that date will be forfeited.

**SCHEDULE B**

Newsletter and Webpage Business Card Ads

12 months newsletter and webpage	\$50.00 per year
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