

# CONSTITUTION OF DATUS

(OCTOBER 2008)

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## **ARTICLE I**

### NAME:

1. The name of this organization shall be DATUS (Devoted Archers, True Utah Sportsman)

## **ARTICLE II**

### PURPOSE:

1. The purpose of this organization shall be:
  - A. To foster, expand and perpetuate the practice of Bow Hunting, and the spirit of good fellowship among all archers; to encourage the use of the bow in hunting of all legal game, bird, and animals and cooperate with all conservation organizations of wildlife.

## **ARTICLE III**

### MEMBERSHIP:

1. Active membership shall be granted to anyone upon payment of the regular fees and dues, and who qualifies in accordance with Section I of the By-laws of this organization.
2. Shareholder membership shall be limited to one hundred (100) memberships.

## **ARTICLE IV**

### BOARD OF DIRECTORS:

1. The Board of Directors shall consist of the President, Vice- President, five (5) Shareholder Board Members, and a minimum of two (2) Associate Board Members.
2. The Board of Directors shall control and manage the activity policies and property of the organization.
3. At any meeting of the Board, four (4) members of the Board shall constitute a quorum.
4. All vacancies of the Board, or any office, shall be filled by appointment of the Board of Directors.
5. The Board of Directors shall meet for at least six monthly meetings during the calendar year at intervals not to exceed 95 days, beginning with the January business meeting.

Other meetings may be called for when deemed necessary by the President or Vice-President.

The General membership meetings will follow the same schedule.

## **ARTICLE V**

### OFFICERS AND THEIR DUTIES:

1. The officers of this organization shall consist of a President, Vice-President, Secretary and Treasurer.
2. The President shall preside at all meetings, appoint the Club Secretary, designate all committees, and in general perform the duties of his/her office.
3. The Vice-President shall perform the duties of the President, if the President is unable to act.
4. The Secretary shall take the minutes of all meetings, keep all records of the organization, serve all notices of the meetings, conduct all correspondence, and in general perform all duties incident to his/her office. Minutes of the previous meeting are to be read and approved at the beginning of each meeting.
5. The Treasurer shall receive all monies of the organization. He/she shall keep accurate records of the receipts and disbursement and make a written report at the annual meeting, and in general have the power to perform the duties incident to his/her office.

## **ARTICLE VI**

### ELECTION AND TERM OF OFFICE:

1. The annual election meeting shall be held in November of each year at which time the Shareholder and Associate membership shall elect the President, Vice-President, and Treasurer. Shareholder shall elect five (5) members, and the Associate membership shall elect appropriate number of Associate Board Members following procedures in Section III.2.b. To the Board of Directors for a term of one (1) year.  
Nominees for club office must be a shareholder.  
Nomination for club officer may be made only by shareholder members.
2. The annual meeting of this organization shall be held in January of each year.
3. At the annual meeting the membership shall sustain new officers.
4. The associate members following the procedures in Article VI, Item 1 and Section III. 2.b. shall elect the appropriate number of members for a term of one (1) year to the Board of Directors from the associate member ship.

## **ARTICLE VII**

### FISCAL YEAR:

1. The fiscal year of the organization shall be the regular year, commencing January 1 through December 31.

## **ARTICLE VIII**

### COMMITTEES:

1. The President shall appoint Committee Chairmen as follows:  
Publicity  
Conservation  
Investigation  
Resolutions  
Field Captain and three assistants  
Special Committees as may be necessary

# BY-LAWS

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## **SECTION I**

### MEMBERSHIP & APPLICATION FOR ASSOCIATE MEMBERSHIP IN DATUS:

1. Membership shall be granted to anyone upon payment of regular fees and dues who has not been convicted of a game violation or civil violation detrimental to bow hunting during the past two (2) years. He or she must be an individual or a family of good character.

All memberships are subject to approval by the Board of Directors.

Membership shall be defined by two separate categories:

Category #1, Associate Membership

Category #2, Shareholder Membership

2. Requirements:
  - A. Must be sponsored by two (2) members in good standing.
  - B. Must attend one (1) regular business meeting prior to acceptance into the club.
  - C. Must have read the Constitution and By-laws.
  - D. Must submit properly signed application to the President with fees and dues in full, and including names and ages of all members of the family.
  - E. Application for Junior Associate Membership shall be signed by parent or guardian and witnessed by sponsoring members.
3. Associate Membership will be granted according to the following requirements having been met:
  - A. Associate Senior Membership shall be granted to an individual who has attained the age of 18.
  - B. Associate Family Membership shall be granted to husband and/or wife who have attained their 18<sup>th</sup> birthday. Dependent children under the age of 18 shall hold Associate Junior Membership under the Associate Family Membership status.
  - C. Non-dependent Junior Associate Membership shall be granted to any individual having reached the 15 to 18 year old group who qualifies under the terms of the membership application and upon payment of fees and dues whose parents and guardians are not members of this organization, but who have signed said Junior Associate Member's application.
  - D. Junior Associate Members, (who wish to) shall pay the State (or National) dues for classification or game awards purposes, (may do so in) shall pay addition to annual club dues.

E. The following named members have been given Honorary Lifetime Associate Membership into this organization:

JIM & DONNA PICKERING (SUSTAINED 1967)

WALTER & HELEN BURNS (SUSTAINED 1999)

RICHARD T & JANELL HOUGHTON (SUSTAINED 1997)

GENE & JOYCE HALVERSON (SUSTAINED 2002)

FRED & ALENE LARSEN (SUSTAINED 2003)

BONI ROSE (SUSTAINED 2008)

BUD & PHYLIS PATRICK (SUSTAINED 2008)

EARL & JACKIE SYBROWSKY (SUSTAINED 2008)

F. The current U.B.A. President also receives an Honorary Associate Membership for the term of his office.

G. Members of DATUS, who are in the Service (Armed Forces) for the first tour of duty, shall be carried on the roster as active Associate Members without payment of dues.

H. For the purpose of age calculation all individuals will be deemed the same age during calendar year, as he or she was the first day of that year.

I. Members of DATUS family membership shall have a grace period allowed to the age of 21 during which time they can elect to join as a senior member without paying the required initiation fee.

4. Shareholder memberships shall meet the following requirements:

A. To become a shareholder member the individual or individuals must be an Associate member in good standing.

B. Member or members shall purchase a share in DATUS Inc. with the Board of Director's approval.

C. Shareholder must continue to meet the requirements of Section III, Membership Responsibility of the By-laws.

D. A Shareholder membership will be granted only after the applicant has filled a one-year probation period, as an Associate Member. At the end of this probation period, either the applicant or DATUS INC can refuse the membership.

5. Withdrawal System:

A. Members who are frequently transferred (due to work positions) out of the work area and subsequently transferred back into the area, may continue membership in DATUS by paying the current year dues, thus relieving club members in the situation from having to pay a second initiation fee. This would be available only to someone being transferred more than fifty miles from the area, and be limited to withdrawal being honored only up to a ten-year period.

## **SECTION II**

### **FEES AND DUES:**

1. Initiation Fees and Annual Dues:
  - A. Associate Senior Membership, Associate Family Membership and Shareholder Membership initiation fee and annual dues shall be established yearly by the Board of Directors and approved by vote of the membership present at a regular scheduled monthly meeting thirty (30) days prior to the first meeting of each fiscal year.
2. Associate Junior Membership:
  - A. Associate Junior membership annual dues with no initiation fee shall be established by the same method as for Associate Senior Membership.
3. Renewal Membership:
  - A. Renewal of membership shall be through payment of the regular annual club dues.
4. Non-payment of Dues:
  - A. Members who have not paid their club dues by the date of the first meeting in each fiscal year shall be required to pay the initiation fee in addition to the annual club dues. (Unless waived by the Board of Directors for just cause.)
5. Target and Tournament fees:
  - A. The Board of Directors shall set all target and tournament fees.
6. Quarterly Adjustments of dues:
  - A. Senior Membership and Family Membership annual dues for new members will be adjusted according to the quarter of the year in which the membership was granted. Annual dues will be adjusted as listed for the first year of membership only.
    1. 100% for any time during first quarter.
    2. 75% for any time during second quarter.
    3. 50% for any time during third quarter.
    4. 25% for any time during fourth quarter.
7. Forfeiture of monies:
  - A. Member or members making monthly payments (a minimum of 10% per month) for membership, who become delinquent in payments for a period of three (3) months, shall forfeit all previous monies paid.

8. U.B.A. Dues:

- A. All Members of DATUS shall be members of Utah Bowmen's Association (U.B.A.). The fee for U.B.A. membership shall be addition to the annual club dues. U.B.A. dues shall be paid in full not later than 31 January of each new calendar year.

### **SECTION III**

#### **MEMBERSHIP RESPONSIBILITIES AND PRIVILEGES:**

1. Shareholder Membership Responsibilities and Privileges:

- A. Shareholder Members shall have full voting privilege on all corporation matters.
- B. Maintain yearly dues as set forth by the Board of Directors and approved by the Shareholder membership.
- C. Meet all requirements of committee work projects and conduct as required in paragraphs 3 and 4.

2. Associate Membership Responsibilities and Privileges:

- A. Associate Members will have voting privileges in club social activities and tournament dates.
- B. Associate Members only shall elect one Associate Member to the Board of Directors for each twenty-five (25) Associate Members with a minimum of two Associate Board Members.
- C. Meet all requirements of committee work projects and conduct as called for in paragraphs 3 and 4.

3. Committee Work Projects:

- A. Committees will be formed for each function or activity of the year. Each member shall be required to work on at least one committee function per year.
- B. Special work projects such as clean up, conservation projects or other work requirements deemed necessary by the Board of Directors. This type of project work is the responsibility of the entire membership.
- C. Failure to respond to these requirements will be considered "Just Cause for refusal of renewal of Club Membership".
- D. First year Associate members will be required to work the minimum of Ten (10) service hours. The Associate member will not have the option to pay for his/her service hours. Failure to meet this requirement will be considered just cause for refusal of renewal of the club membership.
- E. Each membership shall work a minimum of ten (10) hours each fiscal year. If this commitment is not met the membership shall be assessed ten dollars (\$10.00) for each hour not worked. A maximum of one hundred dollars (\$100.00) shall be assessed each membership. Time worked must be reported to the Work Party Chairperson. The Board may waive work hours on a case by case for just cause.

4. Conduct:

- A. All members of DATUS while attending any club function or shoot, while attending any State Archery function or convention, and while attending any other public function whereas said member is representative of DATUS by his or her attendance shall conduct themselves in a manner complimentary to the standards of this Organization.
- B. Failure to comply with this requirement shall be deemed "Just Cause for suspension or expulsion from the Organization.

5. Membership Building Usage and Rental:

- A. All shareholders and associate members upon full payment of dues and who are in otherwise good standing shall be issued a key or pass which shall allow entry access to the DATUS building. The building shall be used for archery shooting practice and training at any time but shall not conflict with scheduled Club events or activities. An adult member must accompany member's 17 years of age or under. Members shall accompany guests at all times. Guests who practice archery shooting shall be charged a shooting fee.
- B. The guest-shooting fee shall be set annually by the Board of Directors with approval of the membership. Guests shall be assessed the shooting fee upon the second visit and each time thereafter. Collection of the shooting fee from guests shall be the responsibility of the sponsoring member. Collected fees shall be placed in an envelope marked with the guest's name, date and the amount of the monies collected. Monies shall be forwarded to the Club Treasurer.
- C. Shareholders and associate members in good standing over the age of 18 shall be allowed to rent the DATUS building and facilities for archery and non-archery related activities for a fee. This fee shall be set annually by the Board of Directors and approved by the membership. Conditions of building and facilities rental shall be as follows:
  - 1. The Club Treasurer, or other designated person, appointed by the Club President and/or Board of Directors shall take building reservations. Reservations may be taken only after the DATUS Club activity calendar has been set for the new calendar year and published in the DATUS Newsletter. The building shall only be rented one day per weekend either Saturday or Sunday.
  - 2. No DATUS property shall be removed disturbed or stored to accommodate building rental, i.e. plaques decorations, signs or appliances, etc. Renting member shall be responsible for any and all damages to the building and property, which is destroyed or lost during the rental period.
  - 3. Renting member shall be required to be present at all times during the building rental period. Renting member shall be responsible to properly clean and secure the building after rental use.
  - 4. Consumption of alcohol or drugs by any member or guest under the age of 21 will not be permitted. Inappropriate behavior will not be permitted. These offenses will subject the member to discipline by the Board of Directors.
  - 5. There will be no smoking aloud in the building per the Utah state No Smoking Code: (Utah indoor clean air act: R392-510-5) this offense will subject the member to discipling by the Board of Directors.
  - 6. Members and Non-Members will not be a loud to have any type of pets (dog, cats.ect.) Via. Flying or walking into the building. Exception only for people with eye seeing animals for the blind.

## **SECTION IV**

### PROCEDURE OF SUSPENSION OR EXPULSION:

1. Personal Conduct Charges:
  - A. Complainant must furnish the President with the signed letter stating date, pertinent facts of the complaint, etc. It will then be the duty of the President and Board of Directors to investigate and prove valid said complaint.
  - B. The Board shall keep Complainant's name confidential through all proceedings. Action must be commenced by the Board within fifteen (15) days of receipt of complaint, and the Board shall be obligated to complete this action regardless of election of new officers, annual meetings, etc.
  - C. If no valid reason is found for complaint, and letter to that effect shall go to the complainant stating this fact. If sufficient reason is found however, the President and the Board of Directors shall proceed as follows:
    1. A personal letter may be sent to the accused stating complaint findings of the Board and asking his/her cooperation in the future to correct said situation. If problem can be resolved in this manner no further action will be necessary.
    2. If the seriousness of the complaint is such that the Board of Directors feels a letter of explanation not sufficient, a hearing will then be called between Board of Directors and the accused member for further examination.
    3. After this hearing, the Board of Directors shall furnish a letter to the accused stating decision made and action taken.
    4. Any stockholder member who is expelled from this corporation for just cause shall be given a period of sixty (60) days to sell their share in the corporation. At the end of that period the Board of Directors shall buy back the member's share for the sum of \$100.00.
  - D. If accused member disagrees with the decision of the Board, he or she may request a hearing by the entire Club Member- ship at the next regular business meeting.
    1. At this meeting the President will air the facts of the complaint and action taken by the Board at which time the accused member shall offer explanation and/or witnesses to his/her defense.
    2. After conclusion of accused member's defense, all eligible members present as recommended by the Board will cast a secret ballot vote.
    3. If two-thirds majority is not achieved, action shall be taken according to majority vote on a second ballot of one of the following recommendations:
      - a. No Action
      - b. Ninety (90) days suspension
      - c. Expulsion
  - E. It shall be the responsibility of the full Board of Directors to keep in confidence all names and information involved in any and all personal conduct charges if only action of the Board is required. If open hearing is held these factors then become public at that hearing except for the name of the complainant.

- F. Any violation of this confidence, at any time during or after being a member of the Board, pertaining to any hearing in which he was involved, shall be grounds for "expulsion" for that individual from this Organization.
  - G. After conclusion is reached and action taken the Board shall destroy all confidential materials pertaining to a personal conduct charge and subsequent hearing.
2. Civil Violations:
- A. Expulsion from this Organization shall be automatic for any member who is convicted of a felony charge.
3. Game Violations:
- A. Any member convicted of game violation or action detrimental to this Organization, shall be subject to a hearing before the Board of Directors and action thereof. If game violation conviction is sustained by the Board of Directors said member has the right of appeal as stated in Item D of Section IV, of the By-laws.
  - B. All information pertaining to game convictions or other detrimental actions of members of the Organization shall be made public information for the inducement of self- policing purposes.
4. Expulsion and Suspension:
- A. Any member having been expelled or who resigns from this Organization shall forfeit all rights, any dues or other monies paid to this Organization, and, shall be required to return any and all properties of the Organization.
  - B. Any member having been suspended forfeits all rights of Club paper, Club activities, and all notices of any events pertaining to the Organization during the period of time for which he has been suspended.

## **SECTION V**

### OFFICERS AND DUTIES THEREOF:

1. President shall perform the duties of his office as outlined in Article V, paragraph 2, of the Constitution.
2. Vice-President shall perform the duties of his office as out- lined in Article V, paragraph 3, of the Constitution, and:
  - A. The Vice-President shall function as coordinator of all committees as may be designated by the President, and, may conduct business meetings at the request of the President.
3. Secretary shall perform the duties of the office as outlined in Article V, paragraph 4, of the Constitution, and:
  - A. The secretary shall be furnished a book in which the Constitution, the By-laws and previous minutes are recorded.
  - B. The By-laws shall be recorded leaving every other page blank for the purpose of recording amendment changes and in noting date of minutes where recorded.
4. Treasurer shall perform the duties of the office as outlined in Article V, paragraph 5, of the Constitution. It shall be The specific duty of the Treasurer to perform the following:
  - A. Have charge of cash, books of account, and other valuable papers of his/her Organization. Said books and accounts to be at all times open to the inspection of the Board of Directors.
  - B. Prepare and submit to the Board of Directors within fifteen (15) Days after June 30, and December 31, financial statement showing the condition of this Organization.

- C. Deposit the funds of this Organization in the designated Depository within seventy-two (72) hours after receipt. All payments or withdrawals of money for any purpose shall be made only upon request from the President of this Organization. The accounts in any banks or bank, or place designated as a depository, shall be opened in the name of this Organization; and the Treasurer or the President shall sign checks written against said accounts, or as designated by the Board of Directors.
  - D. The Board of Directors may appoint an Assistant Treasurer to assist the Treasurer in his duties, or to perform the duties of the Treasurer in his absence.
5. Board of Directors shall perform the duties of this office as outlined in Article V of the Constitution.
- A. The five (5) elected Board members shall manage the activities and property of the Organization, and may be Responsible for the function for the Committees as directed by the President.

## **SECTION VI**

### NOMINATION, ELECTION AND VOTING PROCEDURES:

- 1. Nomination must be made with the consent of nominee and seconding motion. Nominations may be made by mail in the following manner:
  - A. Person making the nomination must list the name of nominee and obtain his consent.
  - B. Nominator must sign paper along with a seconding signature.
  - C. Names to be sent to nomination committee or Club President in time for Election Meeting.
  - D. Nominations may also be made at the Election Meeting with prior consent of the nominee.

## **SECTION VII**

### AMENDMENTS AND ADDITION TO THE CONSTITUTION AND BY-LAWS:

- 1. Procedure:
  - A. A written resolution must be submitted containing Article, Number of Section, number of Constitution or By-laws referred to; and must contain pertinent and constructive wording for which amendment is being requested.
  - B. Resolutions pertaining to Constitution and By-laws Amendments must be submitted and read at a monthly meeting prior to the meeting it will be voted upon. It must also be printed in the DATUS newsletter.
  - C. Constitution and By-laws amendments passage will require a seventy-five percent (75%) vote of the attending Shareholder membership for ratification
  - D. Any changes in regards to Shareholder Memberships requires seventy-five percent (75%) approval of shareholder members.

## **SECTION VIII**

### WORKING RESOLUTIONS:

1. Procedure:
  - A. Resolution must be written and submitted to Resolutions Chairman thirty (30) days prior to the first business meeting of each fiscal year.
  - B. Privileged resolutions may be submitted in writing throughout the year, subject to then approval of the Board of Directors, and voted upon at the same meeting.

## **SECTION IX**

### DELEGATES:

1. The current year President shall be an automatic delegate to the U.B.A. Convention; with one or more delegates being (elected by the membership.) Appointed by the Board of Directors

## **SECTION X**

### COMMITTEES:

1. The President shall appoint Committee Chairman as follows:
  - A. Publicity
  - B. Conservation
  - C. Investigation
  - D. Resolutions
  - E. Field Captain and three (3) assistants
  - F. Nominations
  - G. Special committees as may be necessary
2. Committees will be formed for each function or activity of the year. Club members may volunteer to serve on the committees of their choice, otherwise the club roster will be followed in appointing these committees; with the chairman appointed by the President. Each member shall be called upon to participate in the function on one (1) of these committees as outlined in Item 2, Section III of the By-laws under Membership Responsibility.

## **SECTION XI**

### COLORS AND EMBLEMS:

1. Club shirts shall be all yellow with uniform black lettering DATUS across the back and name of member over the left pocket or, any other Club approved wearing apparel.

## **SECTION XII**

### TROPHIES:

1. Plaque for biggest antlers.
2. Head being entered must be turned into Big Game Chairman within two (2) weeks after close of bow season.
3. Member entering head must be up to date with fees and dues and must furnish proof that he/she made kill by bow and arrow during archery season.
4. Measurements shall be computed in accordance with U.B.A. measurement requirements for biggest reach. The Chairman of Big Game Committee shall keep records of these measurements on file,

## **SECTION XIII**

### NEWSPAPER OR NEWSLETTER:

1. Bi monthly newspaper or newsletter will be published. An editor, co-editor, and two (2) reporters will be appointed annually by the Board of Directors. The Club copy machine will be the responsibility of the editor. To be keep at DATUS building.

## **SECTION XIV**

### SERVICE AWARD:

1. A top service award will be given annually for outstanding service to a member other than an elected officer, to be selected by the Board of Directors. Members may make written recommendations to the Board stating pertinent facts and reasons for the recommendations.

## **SECTION XV**

### HUNTER AWARD:

1. An Award will be given for Top Hunter to a member spending the most time and effort hunting with the bow. The number of points accrued and recorded by the Game Awards Chairman will determine this. Members need not be registered with the U.B.A. Game Awards to qualify for this Club Award.

## **SECTION XVI**

### SUGGESTED MEETING PROCEDURE:

1. Procedure as follows:
  - A. Introduction of new Associate Members.
  - B. Report of sickness.
  - C. Reading of correspondence and other announcements.
  - D. Reading and approval of minutes of previous meetings.
  - E. Report of special committees.
  - F. New business.
  - G. Report of standing committees.
  - H. Report of finances (June and December).
  - I. Special programs, if any.

## **SECTION XVII**

### SPECIAL BANK ACCOUNT:

1. When it is felt by the Treasurer and Board of Directors that there are sufficient funds in the checking account of DATUS to safely be invested without interfering with the needed working capital of DATUS, said funds shall be invested in a savings account, bond or certificate by the Treasurer of DATUS Inc.

### Amended Dates:

AMENDED NOVEMBER 12, 1994  
AMENDED NOVEMBER 13, 1999  
AMENDED APRIL 11, 2002  
AMENDED MAY 6, 2003  
AMENDED OCTOBER 23, 2008