

# **BY-LAWS OF THE NEW MEXICO MOTOR RACING ASSOCIATION**

Dated: 10 March 2011

(Changes from previous by-laws are highlighted)

## **ARTICLE I** **ASSOCIATION NAME AND ADDRESS**

Section 1. The name of the Association shall be NEW MEXICO MOTOR RACING ASSOICATION, here in after referred to as NMMRA.

Section 2. The Corporate Seal of the Association shall contain the words, “New Mexico Motor Racing Association” or the abbreviation there-of.

Section 3. The permanent address of NMMRA shall be-  
P.O. box 35908, Albuquerque, N.M. 87176

## **ARTICLE II** **PURPOSE**

The purpose for which the Association has been formed is to sanction Sprint Car Races and other race car divisions (as approved by the membership) for the benefit of the membership and the public. The purpose is also to encourage and promote the advancement of automotive mechanical arts to promote Sportsmanship and Safety in the conduct of racing and in the awarding of prizes.

## **ARTICLE III** **MEMBERSHIP**

Membership in the association shall be open to any individual complying with the BY-LAWS as hereby adopted by the association. Each Member shall pay Dues as fixed in the BY-LAWS and shall be bound be the obligations imposed upon Members pursuant to the terms of these BY-LAWS.

## **ARTICLE IV** **DUES**

Section 1. All dues shall be Annual and payable in advance before the Annual Election meeting is held or as decided by the Board of Directors. Failure to pay said Dues when they are due, automatically “suspends” each member failing to pay his/her rights as a Member. This includes the right to vote ~~(removed: and/or participate in sanctioned Association Events)~~.

Section 2. It shall be the duty of the board of Directors and they are hereby empowered to establish and/or amend the schedule of annual dues for membership in the Association is such a manor or amounts as in their discretion shall be necessary to operate the association to the best advantage of the Membership.

## ARTICLE V MEETINGS

Section 1.       A.       Periodic Regular meetings shall be held as such time and place as may be determined by the Board of Directors of the Association. Annual Election Meeting shall be held in a period of time between October 1<sup>st</sup> to December 1<sup>st</sup> of each year.

                  B.       Special Meetings may be called by the President of the Association at his/her discretion. However, upon written request of twenty five (25) percent or more of the eligible voting Members, the Secretary/Treasurer shall within 5 days arrange for and give Notice of a Special Meeting. The requested Special Meeting shall be held no sooner than 10 days or no longer than 30 days immediately following the date the written request is presented to the Secretary. Only those matters specially listed in the Special Meeting's Notice may be acted upon at the Special Meeting.

Section 2.       Notice of each Regular Meeting shall be in writing and mailed to each Member at least 5 days, but not more than 30 days, prior to the date of the meeting. It shall be the responsibility of each Member to provide the Secretary/Treasurer with a proper mailing address and any address changes here after. A Member's failure to do so shall relieve the Association and the Secretary/Treasurer of any responsibility for the delivery of Notice of any Meeting or other mailing by the Association.

Section 3.       A.       At all regular and special meetings, a majority of members in good standing, **present at a meeting** shall constitute a quorum. The act of a majority of the quorum shall constitute the act of the meeting.

                  B.       Any member eligible to vote may issue his/her Proxy in writing for any other such Member. The proxy may be general or limited in authority. Proxy holders shall present the Proxy to the Secretary/Treasurer at the meeting PRIOR to the vote. The proxy shall be considered to be valid and the eligible voter who issued the proxy shall be considered to be present for all purposes of the meeting. Including the purpose of the establishing a quorum.

                  C.       Proxies need not be notarized but they must be dated and shall not be effective for more than eleven (11) months from the date of the issue, unless further limited by the terms of the Proxy. In the event more than one (1) Proxy has been issued by the same voting Member, the proxy bearing the latest date shall prevail.

Section 4.       If a quorum shall not be present at any meeting the meeting shall be adjourned to any hour or day, and no further Notice need be given of the nature of the meeting time and place for said meeting.

Section 5.       In order of the business for each meeting shall be determined by the President unless he/she is directed by the affirmative vote of a majority of the Board of Directors to follow an order of business prescribed by said Board. All meetings shall be conducted in an orderly manner and in the event of dispute over matter of Parliamentary Procedure; reference shall be made to ROBERT'S Rules of Order as authority for ruling on matters of procedures.

## **ARTICLE VI** **VOTING**

The only Member of the association who shall be an eligible voting Member for purposes of these BY-LAWS shall be a member who represents each Active Registered Car, in Good Standing and have raced 30% of NMMRA Sanctioned Events during the previous Season or the current Season. There shall be allowed only one (1) vote for each Active Registered Car and this vote may be cast by either the Car's Owner or the Driver. In the event they cannot agree, the Owner shall have the right to cast the vote. Each member of the Board of Directors shall be an eligible voting Member for purposes of these BY-LAWS even though said Director is a Driver of a car who's Owner then cast the vote for the Active Registered Car.

## **ARTICLE VII** **GOVERNMENT**

Section 1. The Association shall be governed by a Board of Seven (7) Directors including the President, the vice-President, the Secretary/Treasurer, and four (4) addition board members (Committee Persons), all of whom shall be elected at the Annual Meeting. All are eligible for re-election in subsequent years. All Directors shall remain in Office until their successors shall be duly elected. No Person shall be eligible to be a Director unless he/she is a member in good Standings as defined by these BY-LAWS.

Section 2. Any vacancy that occurs in the board of Directors may be filled by the majority vote of the Board.

Section 3. A majority of the Board must approve any action on behalf of the Association concerning the policy and management decisions of the Association and all additional matters not specifically limited to action by the membership as a whole.

Section 4. The President shall be the Executive head of the Association. In the event the President shall be unable to complete his term, the Vice President shall succeed to the position until the next General Election. The Office of Vice President shall then be filled as prescribed here before.

Section 5. The Vice President shall assist the President and in the absence of the President, shall act in his stead.

Section 6. The Secretary/Treasurer shall perform all those duties required by law and common practice, including custody and usage of the Corporate Seal. He/She shall be charged with the responsibility for renewing and paying the lease of the Post Office Box as required under Article I of the BY-LAWS. He/She shall be responsible for deposition all funds of the Association in a depository designed by the Board of Directors and shall render a Financial Statement to the board when requested by the board.

**ARTICLE VIII**  
**DISBURSEMENT OF FUNDS**

Section 1. The Board of Directors must approve all Association expenditures. Any expenditure and/or liability to be incurred which exceed the sum of \$450.00 shall further be brought before the Association's General Membership in a proper meeting for vote of approval or disapproval.

Section 2. All approved expenditures shall be made by Voucher check drawn against the repositioned funds of the Association. All such checks must bear the signature of the Secretary/Treasurer. Also, the signature of the President or vice President, if required by the Band/Depository.

**ARTICLE IX**  
**CONTRACTUAL COMMITMENT**

The Board of Directors shall have the sole authority to commit the Association to any contractual obligations to Race Tracks and/or Promoters. **This includes all race contracts and race schedules.** A Majority of the Board of Directors must sign any such document of commitment and resolution must be passed by a Majority vote of the Board of Directors authorizing such commitment. Full disclosure of such commitment shall be made to the full Membership at the earliest practicable time.

**ARTICLE X**  
**RULES AND REGULATIONS**

The Board of Directors shall formulate and publish such Rules and Regulations of the Association as shall be deemed necessary to properly conduct motor racing under Sanction of the Association.

- a. The Rules and regulations shall cover: conduct, Driver Eligibility, Car Specification, Pit passes, flags/Usages, Laps (types), points, Interpretation of the Rules, Disciplinary Actions and Protests.
- b. Copies of the Rules and Regulations – commonly called the “Rule Book” shall be made available to each and every Member. SEE Web Page – NMMRA.com
- c. To assure proper compliance with the Rules and Regulations of the Association, the Board of Directors shall act as a hearing Board with the authority to assess Fines and Penalties against those persons subject to the jurisdiction for the Association commensurate with the severity of the offense. Collected Fines shall be deposited with the Association funds. The Board of Directors shall suspend any Member who participated in disapproved Motor Racing Events or Programs. The period of Suspension and any additional Penalty shall be determined by the Board of Directors. Any member so suspended may apply to the Board of Directors for reinstatement. A disapproved Event or Program shall be made known to the Association's Members before such Event or Program is held.

**ARTICLE XI**  
**AMENDMENTS**

Section 1. These by-laws or any portion thereof may be amended at any Meeting of the Association if such Amendment is approved and accepted by not less than 60% of all **present** voting Members of the Association.

- a. No Amendment to the BY-LAWS may be acted upon unless a Notice of such proposed Amendment is given in the Meeting Notice required by ARTICLE V of these BY-LAWS.
- b. All prior BY-LAWS adopted by the Association are superseded by these BY-LAWS adopted.

We, the undersigned Board of Directors of the NEW MEXICO MOTOR RACING ASSOCIATION, hereby certify that the above BY-LAWS were adopted at a meeting of the Membership called for the purpose, among others. That a proper notice of the meeting was timely mailed to all association Members of Record and that a proper quorum of Members are at the Meeting and the required percentage of eligible Members present voted to adopt the BY-LAWS as herein set forth.

X \_\_\_\_\_  
President

X \_\_\_\_\_  
Vice President

X \_\_\_\_\_  
Secretary/Treasurer

X \_\_\_\_\_  
Board Member

X \_\_\_\_\_  
Board Member

X \_\_\_\_\_  
Board Member

X \_\_\_\_\_  
Board Member