

Organization: Magic Valley ATV Riders, Inc.

Date Adopted: December 17, 2007

BY-LAWS

ARTICLE I – Name, Purpose and Mission

Section 1: The name of this club shall be Magic Valley ATV Riders, Inc. (MVATVR, the club).

Section 2: The purposes of this club are:

- A. To stimulate and advance the general welfare and use of recreational ATVing;
- B. To provide a medium for the exchange of ATVing information;
- C. To develop a fraternal spirit among local ATVers and other recreational enthusiasts;
- D. To educate and promote safe and responsible use of ATV's;
- E. To cooperate and work with public land managers and public officials to improve the quality and quantity of ATV riding opportunities;
- F. To work with other groups, appointed officials and elected officials to oppose any legislation, regulations or actions which could be considered unfair or could restrict the use of ATV's without due cause;
- G. To perform all desirable and lawful functions for the successful operation of the club

Section 3: The mission of the club is to bring together ATV enthusiasts to: Promote, Enjoy, and Protect responsible ATV activities.

ARTICLE II – Club Rules

- A. All members, sponsored members, dependents, and/or invited guests should be in compliance with Idaho State laws regarding registration & insurance, and will abide by all applicable ATV laws and motor vehicle use laws.
 1. For club purposes, ATV refers to All Terrain Vehicles, including, but not limited to, ATV, UTV, ROV, OHV and Motorcycle as defined by Idaho Codes, State and Public Land Manager definition.
- B. All members, sponsored members, dependents, and/or invited guests are responsible for what you carry in-you carry it out.
- C. All members, sponsored members, dependents, and/or invited guests are to act in a manner that is non-detrimental to the club.
- D. All members, sponsored members, dependents, and/or invited guests are to stay on the trails on all rides (remember, it is a privilege that we are allowed to ride on these trails).
- E. All members, sponsored members, dependents, and/or invited guests who violate these rules are subject to the actions of the club officers, and the Board of Directors. This could result in consequences, up to and including, being asked to leave the club.
- F. Rides and events are open to members in good standing and invited guests only.
- G. Dogs will be always kept on a leash no longer than six (6) feet in length at any rides, campouts or any other MVATVR, Inc. events.

- H. Idaho State law states that being under the influence and/or consuming alcohol or illegal drugs while operating an OHV is illegal and therefore will not be tolerated by MVATVR, Inc.

ARTICLE III - Addresses

The mailing address of the club shall be P.O. Box 0767 Twin Falls, ID. 83303-0767, or if post office boxes are not acceptable, the address shall be the address of the current President.

ARTICLE IV - Membership

Section 1: Active membership is available to all ATV owners and enthusiasts without regard to sex, race or religious beliefs.

Section 2: Active membership shall extend to all members of a cohabitating family.

- A. The definition of a cohabitating family shall be one (1) or two (2) adults over the age of eighteen (18) that are married or in a relationship as if married, and all children under eighteen (18) years of age.
- B. A family membership will entitle the family to one (1) or two (2) votes depending on the number of adult family members.

Section 3: Applications for membership shall be made in writing addressed to the Secretary of the club on the appropriate application for membership form containing an agreement signed by the applicant to abide by the required dues and bylaws of the club.

Section 4: A member may resign from the club at any time upon written notice to the Secretary.

Section 5: Membership in the club can be terminated by majority vote of the Board of Directors for any action not consistent with the by-laws of the club. Termination of any member shall not release said member from the obligation to pay all dues and other amounts owed for the period of membership. Failure to pay dues in a timely manner will result in automatic termination of the member.

Section 6: There shall be at least six (6) people comprising the total organization membership for the club to continue.

Section 7: The term of membership shall be one (1) year. New members who join after July 31st shall pay one half (1/2) of the yearly rate. New members who join after November 1st will be credited for the following year's dues.

ARTICLE V - Dues

Section 1: The amount of membership dues, as well as the time for their payment, shall be determined by action of the Board of Directors.

Section 2: The amount of membership dues shall be sufficient to pay all the expenses approved by the Board.

ARTICLE VI - Fiscal Year

Section 1: The fiscal year of the club shall commence on the first day of January and end on the thirty-first day of December.

ARTICLE VII- Management

Section 1: The management of the club is vested in the Board of Directors.

Section 2: The Board of Directors shall meet monthly and these meetings may take place in person, or via any electronic format.

ARTICLE VIII - Officers

Section 1: The officers of the club shall be: President, Vice-President, Secretary, and Treasurer. Other officer positions may be added at the discretion of the Board of Directors.

Section 2: The Board members shall be nominated and elected from the membership by plurality vote of those in attendance at the membership meeting held in November. The Board of Directors shall elect the officers. In the event of a tie vote for Board members at the membership meeting the Board of Directors will be the deciding vote. The Board of Directors at any Board meeting shall fill vacancies occurring between such elections for the unexpired term. Any Board member is eligible for re-election to successive terms. Board members are elected for one (1) year.

Section 3: The Board of directors shall elect all officers.

Section 4: All officers shall take office on January 1st and hold office for a term of one (1) year or until their successors have been elected and qualified.

Section 5: The President shall be the chief executive officer of the organization. The President shall preside at all meetings of the club and of its Board of Directors and shall oversee and coordinate such committees as authorized by the club. He or she shall be a member ex-officio of all such committees and shall carry on those other responsibilities assigned to him or her by these bylaws and the Board of Directors. The President shall appoint all standing committees and special committees of the club.

Section 6: The Vice-President during the absence or temporary incapacity of the President shall perform the duties and have the powers of the President.

Section 7: The Secretary shall keep all written club records, except financial records, including minutes of meetings, a roster of members, a list of committees and their

members. They shall send out notices of meetings, received applications for membership, and discharge all of the usual secretarial functions of the office required by these bylaws. The club Secretary will file on an annual basis the corporate update with the Secretary of State of the state of Idaho, and file the form 990-N postcard with the Internal Revenue Service.

Section 8: The Treasurer shall keep all financial records of the club and have charge of its funds. He or she shall keep all of the funds in a bank approved by the Board of Directors and in the name of the club. He or she shall disburse such funds of the club under direction of the Board of Directors. Withdrawals shall be made by check signed by 2 approved Board members. For club related online reoccurring expenses, with prior Board of director approval, a debit card from the club's financial institution can be placed on file with those services for the sole purpose of paying annual or biannual subscription fees. This debit card will be kept in the possession of the Treasurer and used for no other purposes, unless specifically approved by the Board of Directors during any regular or special meetings. A Treasurer's report shall be prepared for each Board Meeting and membership meeting. An annual financial report shall be prepared and submitted to the Board of Directors for their approval.

Section 9: The Board of Directors shall be the governing body of the club. The Board of Directors shall decide the aims and means of accomplishing the purposes of the club not specifically provided for in these By-Laws. The Board shall meet at the call of the president or of a majority of the members of the Board. A majority of the members of the Board of Directors shall be required for a quorum. The Board of Directors shall consist of not less than six (6) members and a maximum of eleven (11) members. All officers are Board members by virtue of their office. To be eligible for election and continued Board membership, any person must be a member of the organization and in good standing. Board members will attend at least 50% of the general and Board Meetings; any Board member not fulfilling this part of their job will be removed by the Board of Directors by a super majority vote of at least 60%.

Section 10: All officers shall have such other powers and duties as required by law.

Section 11: Removal of officers - Any officer not doing their job under these bylaws may be removed by a majority vote of the Board of Directors at a Board Meeting, or at a regularly scheduled meeting with thirty (30) day notice to the membership.

Section 12: No Board member shall expend funds without the approval of the Board of Directors.

ARTICLE IX - General Membership Meetings

Section 1: Regular meetings of the members of the club shall be held monthly or otherwise, at the time and place fixed by resolution at the previous meeting or as designated by the President or by the Board of Directors.

Section 2: Special meetings of the club may be called by the Board of Directors, or by the President, or by any group of fifteen (15) active members by giving adequate notice of the time, place and purpose of such special meetings.

Section 3: Written notices of the time and place of all meetings of the membership shall be prepared and distributed to the membership by a Board member.

Section 4: The active members present at any duly called meeting shall constitute a quorum. Any formal action taken at any general meeting shall require a majority vote of the active members over the age of eighteen (18) years old that are in attendance.

ARTICLE X - Election Procedures

Section 1: All elections to the Board of Directors shall be held at the November meeting.

Section 2: In the event the November general membership meeting is postponed or canceled an alternative voting method approved by the Board of Directors will be used.

Section 3: Anyone elected to the Board of Directors must be an active member that is at least eighteen (18) years old at the time of the election.

Section 4: Only active members eighteen (18) years and older may vote in the election.

ARTICLE XI - Miscellaneous Provisions

- A. Roberts Rules of Order revised shall be used as guide in all cases to which they are applicable and in which they are not inconsistent with these bylaws.
- B. Corporate liability for members/officers/agents will only be applicable when said persons are acting on behalf of the Corporation.

ARTICLE XII - Amendments

Any of these bylaws may be altered, amended or repealed, and new bylaws may be adopted by a two-thirds majority of a quorum of the Board during a meeting called for that purpose.

ARTICLE XIII - Splitting of the Club

If the club should split, the assets and liabilities shall be distributed in proportion to the continuing and splitting members. The Board of Directors shall determine the value of the current assets and shall determine which assets shall remain with the current club and which shall be transferred to the splitting club.

ARTICLE XIV – Prohibition against Personal Financial Gain

No Board member, officer employee, member or any other person connected with the corporation shall receive at any time any of the net earnings of the corporation. Further, no such person shall be entitled to share in the distribution of any of the corporation assets upon dissolution of the corporation. All members of the corporation shall be deemed to have expressly consented and agreed that upon dissolution or winding up of the affairs of the corporation, the assets of the corporation that remain after all debts have been satisfied shall be distributed, transferred, conveyed, delivered, and paid in a manner consistent with Idaho Code § 30-3-109

ARTICLE XV - Dissolution

In the event that this club shall disband, all assets shall be disbursed to nonprofit organizations as determined by the Board of Directors.

The foregoing bylaws were approved by a two-thirds majority of a quorum of the Board of Directors

Dated: December 17, 2007

Revised September 07, 2008

Revised November 24, 2009

Revised May 30, 2012

Revised October 29, 2012

Revised July 20, 2013

Revised December 21, 2016

Revised April 25, 2018

Revised October 21, 2020

Revised November 17, 2021

Revised August 24, 2022

Revised January 24, 2023

Aaron T. Larson - President