

## **BYLAWS OF THE AMERICAN SOCIETY OF MINING AND RECLAMATION**

### **ARTICLE I. NAME OF THE SOCIETY**

The name of this organization will be: **AMERICAN SOCIETY OF MINING AND RECLAMATION**, hereafter referred to as **ASMR**.

### **ARTICLE II. PURPOSE OF THE ASMR**

As a non-profit organization, the purpose of the **ASMR** is to encourage and assist any agency, institution, organization, or individual in efforts to reestablish, enhance, or protect our natural resources on lands disturbed by mining or other human activities, or by disturbance through natural events.

### **ARTICLE III. OBJECTIVES OF THE ASMR**

Objectives of the **ASMR** are:

- 1 To encourage communication between research scientists, the mining industry, regulatory agencies, landowners, and other interested parties with respect to mining and reclamation research and practices.
- 2 To promote and support research relating to land reclamation.
- 3 To provide technical expertise to those agencies, organizations, or others who seek assistance in the development and execution of research, demonstration projects, or reclamation plans.
- 4 To promote and support educational programs relating to reclamation of lands disturbed by mineral extraction and other land disturbances.
- 5 To support other reclamation societies and organizations.

### **ARTICLE IV. MEMBERSHIP AND ELIGIBILITY**

Section A - Membership Categories 1 07/31/2002

Membership in the **ASMR** is open to any person with an interest in the reclamation of lands disturbed by mining or other human activities, or by disturbance through natural events.

Membership includes four categories:

Student Regular    Sustaining    Life

Section B - Membership Eligibility (The **ASMR** reserves the right to review applications to determine eligibility.)

1        *Student membership* - Any person presenting proof of being currently enrolled in an accredited college or university educational program shall be eligible for student membership. Each student member shall be entitled to cast a vote in **ASMR** business.

2        *Regular membership* - Any individual, who subscribes to the objectives and policies of the **ASMR** shall be eligible for regular membership. Each regular member shall be entitled to cast a vote in **ASMR** business.

3        *Sustaining membership* - Any individual, agency, department, institution, corporation, or organization, including representatives from industry and the consulting sector, who subscribe to the objectives and policies of the **ASMR** shall be eligible for sustaining membership. Sustaining memberships are intended to emphasize the company or organizational affiliation rather than regular membership. Each sustaining membership is entitled to cast one vote.

4        *Life membership* - Any individual who has been a regular or sustaining member for a minimum of ten years (need not be consecutive) shall be eligible for life membership by making a single payment that is designated as a lifetime membership fee established by the National Executive Committee. The rights and privileges of the lifetime membership are the same as either the regular or sustaining membership.

Section C - Membership Responsibilities and Privileges

1        Any regular, sustaining, or life member may serve on the National Executive Committee. Any student, regular, sustaining, or life member may hold office within a Technical Division, be a member of one or more **ASMR** committees, attend meetings, and vote on matters of the society.

2        Members may be affiliated with one or more Technical Division(s) by denoting their choices on the annual renewal form.

1 An organization holding a sustaining membership shall designate one person to represent that organization; the sustaining organization has the same privileges as a regular member. An individual may join as a sustaining member.

2 The Responsibilities and privileges of student, regular, and sustaining members are rights granted only to those who have paid up-to-date annual dues.

## **ARTICLE V. ASMR ORGANIZATION**

The **ASMR** shall be comprised of the general membership, a National Executive Committee, Executive Secretary, several Technical Divisions, and standing and interim committees.

### Section A - National Executive Committee (hereafter referred to as the **NEC**)

The **NEC** will be the **ASMR** Executive Board and shall be comprised of the President, President-Elect, immediate Past-President, four Representative members (hereafter referred to as **NEC** Delegates) elected by the **ASMR** membership, a Technical Division Representative (hereafter referred to as the **NEC TD** Rep) selected by the **TD** Chairpersons, and the Executive Secretary who will be an ex-officio member.

1. The **NEC** will have specific executive responsibilities including:

- a. Governance and administration of the **ASMR**'s bylaws,
- b. Administration of the **ASMR**'s finances,
- c. Appointment of standing committees or other special groups as needed,
- d. Approval of new Technical Divisions (hereafter referred to as **TDs**),
- e. Managing of the annual **ASMR** National Meeting

1 The **NEC** will carry out its executive responsibilities through delegation of work and activity of the **ASMR** to the standing committees, **TDs**, subgroups, etc., except for the duties of the Executive Secretary. The chairperson of the standing or interim committees will report to the **NEC** at the National Meeting and to the Executive Secretary at other times during the year.

2 **NEC** members have equal voting rights. In case of a tie vote, the Executive Secretary may cast a vote. No other attendees, including chairpersons of committees at **NEC** meetings, have voting rights.

### Section B - Standing and Interim Committees

1 The **NEC** will organize standing and interim committees that include a broad cross-section of **ASMR** membership.

2 The **NEC** may also find it necessary to organize special groups to carry out specific **ASMR** projects. Such groups will be disbanded once the project is completed.

### Section C - Technical Divisions (TDs)

1. The **NEC** shall authorize formation and dissolution of **TDs** whose purpose and objectives are consistent with those of the **ASMR**. The **NEC** will appoint or approve a Chairperson of the newly formed **TDs**. All new **TDs** will be required to submit a charter to the **NEC** within one year of being approved.

## **ARTICLE VI. ELECTION OF NEC MEMBERS**

### Section A - Elections

- 1 The **ASMR** will annually elect from its members a President-Elect of the **NEC**. The President-Elect of the **NEC** shall serve as the **NEC** Secretary and succeed to the position of President of the **NEC** after the **ASMR** Annual Meeting Awards Luncheon and will serve as President in the current President's absence. The President of the **NEC**, following her/his year as president, shall succeed to Past-President of the **NEC**.
- 2 The **ASMR** will annually elect from its members two **NEC** Delegates who will hold office for a period of two years. Their official duties will begin at the first **NEC** meeting during the National Meeting following their election and will conclude after serving two years.
- 3 The **NEC TD** Rep will be selected by the **TD** Chairpersons and will hold office for two years, with a possible extension of one year if approved by a majority **TD** Chairperson vote. All newly elected **TD** Reps will begin serving following the National Meetings and are encouraged to attend the Wednesday **NEC** meeting of the year he/she is elected.

### Section B - Nominating Committee

- 1 The Nominating Committee shall be comprised of the **NEC** immediate Past-President and the two outgoing **NEC** Delegates.
- 2 The Nominating Committee shall annually seek at least two candidates for position of President-Elect, and three or more candidates for the two **NEC** Delegate positions. The Nominating Committee will be responsible for ensuring a broad technical and employment based representation of candidates in consultation with **ASMR** members.
- 3 The **TD** Rep will be selected by the **TD** Chairpersons during the National Meeting and will assume the **TD** Rep responsibilities immediately following the National Meeting.

### Section C - Ballots

- 1 A ballot shall be prepared providing current and historic professional information regarding the nominee for each office. This ballot shall be circulated to the membership by October 1 with the election results announced by December 15.
- 2 Only those ballots received before November 15 will be counted.

#### Section D - Vacancies

1. In case an **NEC** member cannot continue her/his obligations, the vacancy will be filled by appointment by the President (or if vacated, by the President-Elect) with endorsement from members of the **NEC**.

### **ARTICLE VII. DUTIES AND RESPONSIBILITIES**

#### Section A - National Executive Committee (**NEC**)

- 1 Is responsible for executing policies of the **ASMR** and its membership in accordance with the stated objectives and other directives that will best serve the interests of the **ASMR**.
- 2 Has the power to appoint an Executive Secretary and other personnel necessary to the operation of the **ASMR** and shall define duties, responsibilities, and compensation of these individuals.
- 3 Shall establish procedures for assessing and collecting monies required for the **ASMR**'s activities, including those of **TDs** and other standing and interim committees.
- 4 Will be responsible for approving or denying proposals for the establishment of **TDs**, committees, and/or other proposed actions. The **NEC** or **ASMR** members may initiate the formation of **TDs**, committees, or proposed actions. The **NEC** shall establish minimum requirements for the establishment of **TDs**, committees, and approved actions.
- 5 Shall establish policies and procedures for managing **ASMR**'s National Meeting.

#### Section B - National Executive Committee (**NEC**) Members

1. The President or an appointed **NEC** member shall represent the **ASMR** in all executive functions.
2. The President shall preside at all **NEC** meetings and be responsible for executive actions in carrying out the policies designated by the **NEC**. The President shall be responsible for the notification of members and all arrangements for meetings of the **NEC** with appropriate assistance from the Executive Secretary.
3. The President-Elect shall preside at the meeting of the **NEC** in the absence of the President. The President-Elect, or her/his designee, shall be responsible for recording the proceedings of all **NEC** meetings and general business meetings. With the assistance of the Executive Secretary, he or she shall provide a summary of the **NEC** meetings on the **ASMR** website.
4. The immediate Past-President will be responsible for attending all **NEC** meetings, shall serve for one year on the **NEC**, and will be the Chairperson of the Nominating Committee for election of a President-Elect and

**NEC Delegates.**

5. The **NEC Delegates** and the **TD Rep** will be responsible for attending all **NEC** meetings, be responsible for developing executive policies and actions associated with the **ASMR** operations, and will provide general leadership to the **ASMR** members. The two outgoing **NEC Delegates** will serve on the Nominating Committee for election of the President-Elect and **NEC Delegates**. The **TD Rep** is responsible organizing and overseeing the **TDs** as defined in the **ASMR** Charter.

## **ARTICLE VIII. MEMBERSHIP FEES**

### **Section A - Membership Payment**

1 Membership fees shall become due and payable on the first day of January in each year. Membership becomes delinquent on March 31.

2 The Membership Renewal Form will be mailed to all active members on or about December 1. This form will also be sent to those persons who had been active the previous year as encouragement to become active members in **ASMR**.

### **Section B - Establishment of Fees**

1. The membership fees will be established by the **NEC** and may be changed as needed to sustain the operation of the **ASMR**.

## **ARTICLE IX. DONATIONS AND COOPERATIVE AGREEMENTS**

The **NEC** may accept donations or enter into cooperative agreements with any agency, institution, or organization for the purpose of carrying out objectives of the **ASMR**.

## **ARTICLE X. MEETINGS**

Section A - National Meetings

- 1 The **NEC** shall set the date, time, and location of National Meetings and notices of such meetings shall be mailed to all members at least 12 months in advance of the meetings. This announcement will be made through the **ASMR** Newsletters as well as placed on the **ASMR** website.
- 2 A General business meeting will be included during each National Meeting. The business meeting shall include reports from the President of the **NEC**, **TD Rep**, and/or all standing or interim committees.

Section B - The National Executive Committee (**NEC**)

1. The **NEC** will meet twice during the National Meeting. The first meeting shall take place on the day preceding the start of the National Meeting and will be presided by the President. The second meeting will consider **ASMR** business and items originating from the General Business Meeting, and will be conducted by the new President.

Section C - National Committees

1. The Chairperson of any committee established by the **NEC** shall set the date, time, and location of all meetings.

**ARTICLE XI. MAJORITY DECISIONS** Section

A - National Executive Committee (**NEC**)

1. At meetings of the **NEC**, actions shall be authorized by a majority vote of **NEC** Members present.

Section B - Annual Meeting

1. At all National (e.g., General Business) meetings, action shall be authorized by a majority vote of **ASMR** members present.

**ARTICLE XII. TERMINATION OF ORGANIZATION**

Upon voluntary or involuntary termination of this organization, all unused assets shall be distributed at the discretion of the **NEC** to other non-profit organizations qualifying for tax-exempt status under the tax status Section 501 (c) (3) of the Internal Revenue Code.

### **ARTICLE XIII. BYLAW AMENDMENTS**

The Bylaws of the **ASMR** may be amended by a majority vote at any National Business meeting, provided prior notice of any proposed amendment is given to the membership at least 30 days before the meeting. At the option of the **NEC**, the bylaws may be amended by majority vote of those returning mailed ballots provided that such ballots are postmarked by the date specified on the ballot. The amended bylaws shall become effective immediately after approval either during the National Business meeting or following an official count of the mailed ballots.