

Klamath Basin Amateur Radio Association (KBARA)

Constitution

Preamble

We, the members of the Klamath Basin Amateur Radio Association (KBARA), in order to promote fellowship, knowledge, and public service through amateur radio, establish this Constitution as the governing law of the Association.

Article I – Name and Purpose

Section 1. Name

The name of this organization is the **Klamath Basin Amateur Radio Association**. The Association may also be known as **KBARA** or **K-BAR-A**.

Section 2. Purpose

The purposes of the Association are to:

1. Further the exchange of information and cooperation among members.
 2. Promote radio knowledge, fellowship, and individual operating efficiency.
 3. Advance the general interest and welfare of Amateur Radio in the community.
 4. Provide communications capability and support in the event of emergencies or public service needs, as determined by the membership and consistent with applicable law.
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Article II – Identity and Principal Office

Section 1. Identity

KBARA is a voluntary association organized under the laws of the State of Oregon.

Section 2. Principal Office

The principal office of the Association shall be located in **Klamath County, Oregon**. The principal office may be changed as determined by the executive leadership and recorded in the Association's official records.

Section 3. Registrations and Filings

The Association shall maintain any registrations, filings, or licenses required by federal, state, or local law. Specific

addresses, registered agents, and similar operational details shall be maintained in the Association's Operating Procedures or official records, not in this Constitution.

Article III – Membership

Section 1. Governance of Membership

Membership categories, eligibility, rights, duties, and dues obligations are defined in the **Bylaws**. The Bylaws shall also specify nomination, approval, and reclassification processes, including **Lifetime Membership** approval requirements.

Section 2. Participation Requirement

Membership, as defined in the Bylaws, is required to participate in Association-sanctioned or sponsored activities.

Section 3. Non-Discrimination

Membership shall not be denied on the basis of race, creed, color, religion, gender, sexual orientation, political affiliation, marital status, disability, age, or any other status protected by law.

Article IV – Officers and Elections

Section 1. Officers

The officers of the Association are **President, Vice President, Secretary, and Treasurer**. The **Secretary** position is required. If no Treasurer is elected, the offices of **Secretary and Treasurer may be combined**.

Section 2. Eligibility

Only members meeting the **Full Voting Membership** criteria set forth in the Bylaws are eligible to seek and hold office.

Section 3. Elections and Terms

1. A reminder of upcoming elections shall be given at the **October** meeting.
2. Nominations for officer positions shall be announced and accepted at the **November** meeting.
3. Elections shall commence **December 1** and conclude at the **start of the December** meeting.
4. The **method of voting**, including electronic voting, shall be determined by the executive leadership and announced at the November meeting.

Section 4. Vacancies

Vacancies occurring between elections shall be filled by **special election** at the next regular meeting, following the eligibility and voting procedures set forth in the Bylaws.

Section 5. Loss of Eligibility

If an officer ceases to meet the requirements for Full Voting Membership, they shall vacate office unless retention is agreed upon as provided in the Bylaws.

Article V – Governance Documents and Amendments

Section 1. Documents

The governing documents of the Association are, in order of authority:

1. **This Constitution**
2. **Bylaws**
3. **Operating Procedures** and other adopted policies

Section 2. Constitution Amendments

1. Proposed amendments to this Constitution must be **announced at a regular meeting**.
2. Voting on constitutional amendments may be conducted **electronically or in person**.
3. Adoption requires a **two-thirds (2/3) majority of Full Voting Members participating** in the vote.

Section 3. Bylaws and Operating Procedures

1. The **Bylaws** shall set forth detailed governance rules (e.g., membership levels, dues policy, voting standards, officer duties). Bylaw amendments require the approval threshold stated in the Bylaws, which shall be **no less than a two-thirds (2/3) majority of Full Voting Members participating**.
2. The **Operating Procedures** document provides day-to-day operational details (e.g., meeting logistics, recurring events, repeater operations, dues amount, assets, and administrative processes). Operating Procedures may be **adopted and updated without a supermajority**, as specified in the Bylaws.

Article VI – Dissolution

Upon dissolution of the Association, and after paying or making provision for all liabilities, **assets shall be distributed for one or more exempt or public purposes as permitted by applicable law**, including distribution to governmental entities for public purposes. Any assets not so disposed of shall be distributed by a court of competent jurisdiction in **Klamath County, Oregon**, exclusively for such purposes or to such organizations as said court shall determine are organized and operated exclusively for such purposes.

Article VII – Activities, Earnings, and Compliance

Section 1. No Private Inurement

No part of the net earnings of the Association shall inure to the benefit of any member, officer, or private person, except that the Association is authorized to pay **reasonable compensation** for services rendered and to **reimburse expenses** incurred in furtherance of Association purposes.

Section 2. Permissible Activities; Advocacy

The Association shall operate for purposes **permitted by applicable law**. The Association may engage in **advocacy or lobbying activities to the extent permitted by law**, and **only to the extent consistent with any tax-exempt status it may seek or hold**. Such activities shall **not** be the Association's **primary purpose** unless permitted by its then-current legal status.

Section 3. Political Activity

The Association will **comply with applicable law regarding political campaign or electoral activities**. If the Association seeks or holds a specific tax-exempt status, it shall adhere to the **limits and prohibitions** that apply to that status.

Section 4. Consistency with Law

Notwithstanding any other provision of this Constitution, the Association shall not engage in activities or exercise powers that are **inconsistent with applicable law** or not in furtherance of the purposes of the Association.

Article VIII – Indemnification

To the fullest extent permitted by **Oregon law**, the Association shall **indemnify** its officers, directors, and authorized volunteers for liabilities incurred in the course of their authorized duties, **except** in cases of fraud, intentional violation of law, or malicious acts. The Association may purchase insurance to support this indemnification.

Article IX – Adoption

This Constitution becomes effective upon approval by a **two-thirds (2/3) majority of Full Voting Members participating** in the adoption vote, conducted electronically or in person as noticed.

Certification

This Constitution of the Klamath Basin Amateur Radio Association (KBARA) was adopted on **[Insert Date]** by a two-thirds (2/3) majority of Full Voting Members participating.

- **President:** _____ **Date:** _____
- **Secretary:** _____ **Date:** _____