

CONSTITUTION, BYLAWS, AND POLICIES
OF THE
NATIONAL ASSOCIATION OF STATE LAND RECLAMATIONISTS

AS AMENDED:
OCTOBER 1983, OCTOBER 1985, DECEMBER 1985,
JUNE 1989, OCTOBER 1990, OCTOBER 1993,
DECEMBER 1993, SEPTEMBER 2009, SEPTEMBER 2010, JANUARY 2013,
SEPTEMBER 2014, JUNE 2016

CONSTITUTION

ARTICLE I

NAME

This organization shall be known as the “National Association of State Land Reclamationists.”

ARTICLE II

OBJECTIVES

Said organization is organized exclusively for charitable, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

ARTICLE IIIA

FULL MEMBERSHIP

Section 1. Full members of this association shall be composed of state officials who are directly involved in administering a state sponsored program for the reclamation of lands affected by mining or the equivalent personnel in each state. State reclamation personnel are eligible for full membership in the Association following receipt of payment of the required state membership fee.

Section 2. Any individual who retires as a full member has the option of retaining full membership.

ARTICLE IIIB

ASSOCIATE MEMBERSHIP

Section 1. Persons eligible for associate membership include state employed reclamation workers from nonmember states, other public employed reclamation workers including university and other researchers, and other individuals who are significantly engaged in reclamation work on land affected by mining or related research. Undergraduate and graduate university students studying reclamation are also eligible for associate memberships.

Section 2. Anyone wanting to apply for associate membership must submit an application.

Section 3. Associate membership entitles such persons to attend and participate in annual conferences and to receive the NASLR newsletter and other mailings.

Section 4. Associate members are not privileged to be present during the annual business meeting unless specifically invited by the Executive Committee.

Section 5. Associate members have nonvoting status in this Association.

ARTICLE IIIC

CORPORATE AND PRIVATE SPONSORSHIP

Section 1. Corporations and private organizations significantly engaged in surface mining land reclamation work or related research are eligible to apply for a sponsorship.

Section 2. Each sponsorship shall include two associate memberships and entitle other employees of that organization to qualify for additional associate memberships.

ARTICLE IV – OFFICERS

The officers of the Association shall be a President, Vice President, and Secretary-Treasurer. An Executive Committee composed of the officers, the immediate Past President and two additional members elected by the Association shall have authority to act for the Association and to decide all matters consistent with the Bylaws and adopted policies requiring attention between regular meetings and make all arrangements for annual and special meetings. At least one member of the Executive Committee must hold a non-administrative position in their employment with the state.

ARTICLE V - ANNUAL MEETING

The annual meeting of this Association shall be held at such time and place as may be determined by the Executive Committee. Special meetings shall be held on the call of the Executive Committee or at the call of the President on the request of 10 individual members from at least 20 percent of the member states.

ARTICLE VI - BYLAWS

The Association is authorized to adopt any Bylaws or policies that are compatible with the objectives of this Association and that assist in promoting the advancement of mined land reclamation activities.

ARTICLE VII

Upon the dissolution of the Association, assets of the Association shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code or shall be distributed to the federal government or to a state, or local government for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the Association is then located, exclusively for such purposes or to such organization(s), as said Court shall determine, which are organized and operated exclusively for such purposes.

BYLAWS OF THE
NATIONAL ASSOCIATION OF STATE LAND RECLAMATIONISTS

ARTICLE I – DUES

The state membership fee shall be \$200.00 for each state payable annually. The individual membership fee for full and associate members is \$10.00 payable annually. Corporate and private sponsorship fees shall be \$200.00 payable annually.

State and individual membership dues and corporate sponsorship fees shall become due July 1 of each calendar year for the following year, from July 1 through June 30. The payment of the registration fee for the Association's annual conference shall satisfy the payment of the annual individual membership dues.

ARTICLE II - ATTENDANCE AT BUSINESS MEETINGS

The attendance at business meetings shall be limited to the following:

1. Full Members of the Association.
2. Such persons engaged in the reclamation of mined lands in the various states as may be invited by the Executive Committee.
3. Such other persons as may be invited by the President with the approval of the Executive Committee. Persons so invited may have the privilege of the floor during open sessions.

ARTICLE III – QUORUM

A quorum shall exist when representatives from one-fourth of the members states are present at a regular or specially called meeting duly announced.

ARTICLE IV – VOTING

Section 1. Voting shall be limited to full members.

Section 2. Any question other than amendment to the Constitution or Bylaws or motion or resolution constituting statements of policy shall be determined by a simple majority vote of full members attending a meeting.

Section 3. Any question may be submitted to full members by the Executive Committee by mail or to an email address (registered with this Association that contains a state government domain). Except for amendments to the Constitution or Bylaws of policy statements, such questions shall be decided by a majority of all votes returned within 30 days of the submission of the question to full members.

ARTICLE V- POLICY STATEMENTS

Section 1. Policy statements are those motions or resolutions passed by the Association that express the attitude and wishes of the Association concerning reclamation programs for mined lands, and the activities of the Association. They shall supplement the Constitution and Bylaws and shall serve as “Directives” to the officers in conducting the affairs and expressing the official stand or opinion of the Association.

Section 2. Policy statements may be proposed at any time by any individual member and submitted to the President in writing. If submitted 60 days or more prior to the annual meeting, the President shall submit the statement to full members by mail or to an email address (registered with this Association that contains a state government domain) for adoption or rejection. Upon receipt of the affirmative vote of two-thirds of the full members, the policy statement shall be declared adopted and all members so notified. Policy statements received within 60 days prior to the annual meeting shall be turned over to the Executive Committee for action by that body at the annual meeting. An affirmative vote by ballot of two-thirds of the full members shall be required for passage. In the event that the required two-thirds vote is not received and less than one-third of the votes of the full members were negative, the questions shall be submitted to membership by mail or an email address (registered with this Association that contains a state government domain).

Section 3. Executive Committee shall annually review existing policy statements and present at the annual meeting for consideration any corrections, amendments, revisions or new statements pertaining to the Constitution, Bylaws, or Policies of the Association.

Section 4. Policy statements, resolutions, or other position statements are the consensus of the Association only, and do not necessarily reflect the views of any individual member or state.

ARTICLE VI – ELECTIONS

Section 1. The Nominations Committee shall select at least two candidates, except as hereafter noted, for each office to be filled, except for the President who, under ordinary conditions, would succeed to the office because of their service as Vice President the year before. In addition to the three officers, the immediate Past President shall serve for one year as a member of the Executive Committee. Additional nominations may be made from the floor. All elected officials shall be full members in good standing at least one year prior to being eligible for office.

Section 2. Balloting. When there is more than one nominee for a position, balloting for that position shall be by secret ballot. A majority of full members present and voting shall determine the successful candidate. When there are more than two nominees for the same position and no one has received a majority of the first vote, the names of the two candidates receiving the greatest number of votes shall be resubmitted and the candidate receiving the greater number shall be elected.

Section 3. The term of office for all members of the Executive Committee shall commence the first day following the termination of the annual meeting in which they are elected and continue until the termination of the succeeding annual meeting. The duties of the outgoing Secretary-Treasurer will be completed, however, only with the processing and distribution of the official business conducted at the annual meeting including resolutions, motions, directives, etc., and also the submission to the newly elected Secretary-Treasurer of all financial accounts, funds, and records pertaining to the office. The foregoing action shall be completed within 30 days after the annual meeting. The final report of the annual meeting, including papers that were presented, complete committee reports, and other pertinent material shall be processed and circulated to the Executive Committee within 90 days after the annual meeting. The duties of the Secretary-Treasurer may extend over a period of approximately 15 months.

ARTICLE VII – VACANCIES

Vacancies in any position other than that of President shall be filled by appointment by Executive Committee. Such appointees shall hold office until the next annual election.

ARTICLE VIII - DUTIES OF THE OFFICERS.

Section 1. The President shall serve as the Executive Officer of the Association. The President shall preside at all meetings and will act as Chairman of the Executive Committee. The President shall appoint all standing and all select committees unless otherwise directed by the motion creating the committee.

Section 2. The Vice President shall serve as President in the absence of that official and shall become President in the event of that official's separation from his/her position as an administrator of a state sponsored reclamation program. In addition, the Vice President will assume the position of President during the year immediately following the completion of his/her term of office as Vice President. In the event the Vice President assumes the unexpired term of another President, he/she will also continue to serve in this capacity during the year immediately following the completion of his/her tenure as President to complete the unexpired term of another.

Section 3. The Secretary-Treasurer shall take the minutes of all meetings of the Association. The Secretary-Treasurer shall prepare and distribute the minutes to the membership, shall collect the annual dues, and shall disburse funds as directed by resolution or an order of the Executive Committee. The Secretary-Treasurer shall prepare a statement for submission to the annual meeting showing all receipts and disbursements. For the sake of fiscal and administrative continuity, the Secretary-Treasurer shall serve a term of three years and may continue to serve beyond said term upon approval by the membership.

Section 4. The Executive Committee may engage and designate an executive secretary. Duties of the executive secretary may be any duties charged to any officer and which that officer may choose to assign to the executive secretary.

Section 5. The Executive Committee may agree to pay an honorarium to the executive secretary, from the Association's treasury.

Section 6. Tenure of the executive secretary is subject to annual approval of full members at the annual business meeting.

Section 7. At the pleasure of each succeeding administration, the executive secretary may provide archive service for all or part of Presidential or Secretary-Treasurer's records for the Association.

Section 8. The executive secretary may be designated as an editor of the Association's newsletter upon mutual agreement with the Executive Committee.

ARTICLE IX – COMMITTEES

Section 1. Definitions. For purpose herein, standing and select committees are defined as follows:

Standing Committees. Committees appointed to consider subjects of a particular class and of contiguous or recurring nature during a specific period. Although membership changes, the committee is standing or permanent in the sense that its services are required year after year.

Select Committees. Committees appointed to consider specific matters. The related problems are not generally continuous or recurring and the committee is temporary in the sense that it is in existence only until the specific assignment is completed.

Section 2. The President shall appoint the members of the standing committees which are as follows:

- (1) Awards Committee
- (2) Public Relations and Education Committee

Section 3. All other committees shall be select committees. Select committees may be established as deemed necessary by the President or Executive Committee, or by resolution of the Association. Committee members shall be appointed by the President unless otherwise directed.

Section 4. The Awards Committee shall consist of at least three full members from three different states and shall review applications for awards and scholarships. Members should recuse themselves from review of nominations submitted from their home state. In the event the committee becomes deadlocked, the Vice President shall cast the deciding vote. Committee members selected from the Association membership shall be selected by the President.

Section 5. The Public Relations and Education Committee will be appointed by the President. The committee shall consist of at least three full members. It is the responsibility of the Public Relations Committee, with the approval of the President and Executive Committee, to prepare news releases, newsletters, publications, brochures, etc., that will assist the Association in accomplishing its objectives. In addition, this committee, at least on a semi-annual basis, will prepare and distribute, with the approval of the President and the Executive Committee, an Association newsletter informing member states and other interested parties of reclamation accomplishments, needs, trends, research results, personnel changes, etc.

Section 6. The chairman of each committee shall be designated by the Executive Committee.

Section 7. In the event any member of a standing committee is unable to attend a meeting, another state reclamation representative may be designated by the President as a substitute for that meeting only. The President, when necessary, shall appoint replacements for members to committees for the unexpired term.

ARTICLE X

Unless otherwise directed by resolution, Bylaws or Policy Statement, the duties of officers and the conduct of meeting shall be governed by the latest edition of Robert's Rules of Order.

ARTICLE XI

Amendments to the Constitution and Bylaws may be adopted at an annual meeting, by mail, or by an email from an email address (registered with this Association that contains a state government domain) by an affirmative vote of two-thirds with a minimum of one-third of full members voting.

POLICIES

I. STATE AGENCIES - COOPERATIVE PROGRAMS

Memoranda of understanding or cooperative agreements should be worked out between the respective state land reclamation organization and other state agencies as deemed necessary to clarify the respective provinces of endeavor and the extent of participation of each agency.

State land reclamation agencies are the legally constituted authority for the conduct of public reclamation work within states. Based on this fact and experience, the Association supports the principle that any public agency, state or federal, undertaking or carrying out land reclamation work in a state shall conduct such activity under or in cooperation with the state reclamation agency.

II. MEMBER STATES

For the purposes of membership, the term "state" shall include any equivalent governmental unit (e.g. province).