

Bylaws of the BMX Association

(Updated January 2007)

§1. Name, Purpose, and Affiliations.

1.1 The name of this organization is the BMX Association (BMXA). BMXA is an association of USA Cycling (USAC) and operates under USA Cycling bylaws, regulations, and policies.

1.2 No person or organization may use the name or emblem of BMXA or USAC in advertising, solicitation of goods or services, or promotion of goods, services, or events without the written consent of USAC.

1.3 BMXA shall have the following purposes:

1.3.1 Guide and promote BMX racing as a competitive sport in the United States

1.3.2 Establish BMX racing rules for USAC sanctioned events. BMXA racing rules should be based on the International Cycling Union (UCI) racing rules and only supplement the UCI rules when an item is not addressed or is unclear.

1.3.3 Amend BMXA bylaws and regulations, subject to ratification by the USA Cycling Board of Directors

1.3.4 Elect a member from BMXA Trustees to sit on the USA Cycling Board of Directors, per the USAC Bylaws and election schedule.

1.4 The BMXA is affiliated through USA Cycling to certain other national and international organizations.

1.5 The CEO of USA Cycling is the Executive Director mentioned in these bylaws.

§2. Members.

2.1 There shall be three classes of voting members of BMXA:

2.1.1 Eligible Athletes as defined by USAC and USOC bylaws

2.1.2 BMX riders, coaches, officials, mechanics, and team directors who hold USA Cycling BMX licenses

2.1.3 Affiliate Organizations as defined in section 3 of these bylaws

2.2 Only USA Cycling members in good standing may nominate or be nominated to serve on the BMXA Board of Trustees or USA Cycling Board of Directors. Any Trustee or Director must remain a member in good standing of USA Cycling for his or her entire term of office.

§3. Affiliate Organizations.

3.1 Membership organizations for BMX may affiliate with USA Cycling and BMXA provided they meet the following criteria:

3.1.1 Affiliate Organizations must be national level membership organizations involved in the development and organization of BMX racing in the United States.

3.1.2 Affiliate Organizations can only sanction races in the United States.

3.1.3 Affiliate Organizations must be incorporated as nonprofit corporations and be recognized as 501(c) organizations by the IRS.

3.1.4 Affiliate Organizations must maintain a minimal level of insurance as required by USAC and the USOC and must add USAC as a Named Insured on their policies.

3.1.5 Affiliate Organizations must have a democratic structure such that its governing board(s) or body is representative of its individual members.

3.1.6 Affiliate Organizations' governing board(s) or body and certain committees as required by USOC must have at least 20% representation by Eligible Athletes as defined by section 5.1 of these bylaws

3.2 In order to affiliate with USAC, BMX membership organizations must sign an Affiliation Agreement that will detail the business, legal, and operational policies and requirements that must be followed to be an Affiliate Organization. The Affiliation Agreement shall be on such terms and conditions established by USAC from time to time.

3.3 The Affiliate organization must sign the current Affiliation Agreement which can be modified from time to time by USA Cycling and must be in good standing by paying all Affiliation dues and fees and be in compliance with all terms and conditions of the Affiliation Agreement.

§4. Government.

4.1 The governance, vision, and direction of BMXA shall be committed to a Board of Trustees (the Board) who shall explain, define, and interpret any provision of BMXA bylaws, regulations, and policies, subject to direction from the USA Cycling Board of Directors.

4.2 BMXA shall operate in accordance with written USA Cycling regulations, including its own Association regulations, which, in case of conflict, shall have precedence over one another in the following order: these Bylaws, Racing Rules, and Board of Trustees resolutions.

4.3 The Board shall approach its duties with a style which emphasizes outward vision rather than a preoccupation with its own affairs, strategic

leadership more than administrative detail, clear distinction of Board and staff roles, and a focus on the future rather than on the past or present. The Board shall work for the growth and prosperity of the sport of BMX racing in the United States rather than the specific goals or benefits of any particular individual, group, or organization.

4.4 The Executive Director or a person designated by the Executive Director shall, with the advice of the Trustees, interpret the Racing Rules in periods between meetings of the Board of Trustees.

§5. Board of Trustees

5.1 Eligible Athletes. For the purposes of BMXA Elections, Eligible Athletes are riders who, at the time of election, have demonstrated their qualifications by having: (1) within the ten years preceding election, represented the United States in the Olympic or Pan American Games or a USOC Operation Gold event, or a Elite World Championship recognized by the UCI or (2) within the twenty-four months before election, demonstrated that they are actively engaged in amateur athletic competition by reaching the semi-finals of USA Cycling's Elite National Championships. Athlete representatives may not be drawn from events that categorize entrants in age-restricted classifications commonly known as "Juniors," "Masters," "Seniors," "Veterans," "Challenge Class" or other similarly designated age-restricted competition.

5.2 Board Composition. The Board of Trustees shall have up to five members composed of up to three classes with the following qualifications at the time of their election:

5.2.1 Eligible Athlete: one Trustee will be an Eligible Athlete nominated by and elected by Eligible Athletes.

5.2.2 Member Trustees: Two Trustees will be nominated by and elected by USA Cycling BMX licensees.

5.2.3 Affiliate Organization Trustee(s): One Trustee will be elected from the Board of Trustees of each Affiliated Organization that has been formally recognized by USA Cycling.

5.4 Term of Office. BMXA Trustees shall serve 4 year, staggered terms. Individuals serving as BMXA Trustees will be limited to serving two consecutive terms.

5.3 In the case where there are three Affiliated Organizations duly recognized by July 15th of an election year, the third Affiliated Organization will elect a Trustee and the number of Member Trustees shall be reduced by one, such that the maximum number of Trustees will be five. The member trustee position that expires in that election year will not be re-elected and the position will be replaced by the newly-elected Affiliate Organization Trustee at the first BMXA Trustee meeting after the election.

5.4 Only members of BMXA that will be at least 19 years old when taking office are eligible to be nominated and elected as a Trustee.

§6. Election and Removal of Trustees

6.1 Any Eligible Athlete or Member Trustee candidate must be nominated by petition signed by at least five BMXA members and must accept the nomination in writing.

6.2 Nominators and Electors of Athlete Trustees shall be Eligible Athletes as defined by USAC Bylaws.

6.3 Each BMXA member may cast one ballot in each election of a Member Trustee, regardless of the number of BMXA licenses held by the member.

6.4 Trustee Election Schedule.

Elections will occur between July 15th and August 15th of even numbered years.

6.4.1 Eligible Athlete Trustee elections take place during the quadrennial elections (years evenly divisible by four).

6.4.2 Member Trustee elections take place every two years in even numbered years such that the two Trustees terms are staggered as below:

6.4.2.1 In 2006, two Member Trustees will be initially elected, one to a four-year term and the other to a two-year term.

6.4.2.2 In 2008, the Member Trustee elected in 2006 who received the fewest votes will have his or her term expire and there will be another election for that position. The Member Trustee elected in 2008 will then serve a four-year term.

6.4.3 Affiliate Organization Trustee elections take place every two years in even numbered years such that the Trustee terms are staggered. In order to be eligible to elect an Affiliate Organization Trustee to BMXA, an organization's application for affiliation must be approved by USAC. The then current Affiliation Agreement must be fully executed, the organization must be in good standing with USA Cycling including paying all dues and fees, and it must have conducted a general election for its board of trustees/directors in an election approved by USA Cycling.

6.4.4 The first two organizations, if any, to become affiliate organizations may immediately elect their affiliated organization trustees, once they have populated their board of trustees in their general election under their bylaws as approved by USAC. The term of the trustee of the second organization to affiliate will expire in the election where the first trustee is not up for reelection.

6.5 Trustees shall take office at the first meeting of the Board following their election and shall hold office until they resign, die, are removed, or their successor is elected and qualified.

6.6 Nomination notices shall be published no later than May 1 of each year. All nomination petitions and signed acceptances thereof must arrive at USA Cycling headquarters no later than July 1st.

6.7 For Eligible Athlete and Member Trustee elections, no later than July 15, ballots shall be available online through member accounts at www.usacycling.org. Ballots will also be mailed to all members who request one before August 10th. Candidate statements will also be posted on the USA Cycling website by July 15th. Paper Ballots must be sent to the Ballot Clerk no later than August 15 in order to be counted. Electronic ballots must be submitted online through member accounts by the August 15th deadline. In order to vote in the election, a person must be a USA Cycling member by July 31st of the election year.

6.8 Vacancies among Member Trustees and Affiliate Organization Trustees shall be filled by an appointment made by the Board of Trustees. Such appointment will last until the next scheduled election.

6.9 A Vacancy of the Eligible Athlete Trustee position will be handled as follows: If an Athlete Trustee position becomes vacant more than six months prior to the next quadrennial athlete election, a special election for that position shall be held. If the vacancy occurs with less than 6 months, the seat will go unfilled until the regularly scheduled quadrennial election.

6.10 Any Trustee may resign at any time by giving written notice to the chair. Such resignation shall take effect immediately upon the giving of notice unless otherwise specified therein, and the acceptance of such resignation shall not be necessary to make it effective.

6.11 A Trustee may be removed by a majority vote of the members of the Association that elected him. A vote shall be held upon petition to the Secretary of that Board of Trustees by eligible voters holding at least 10% of the votes.

§7. Officers.

7.1 At its first meeting after Trustee elections in even-numbered years, the Board shall elect at least three officers: Chair, Vice Chair(s), and Secretary. Officers must be Trustees and shall serve for two years.

7.2 In the event of a vacancy of an officer position, that position shall be filled at the first meeting of the Board of Trustees following the vacancy.

7.3 The **Board of Trustees Chair** shall preside at all meetings of the Board of Trustees.

7.4 The **Secretary** shall act as secretary at all meetings of the Board of Trustees. In the absence of the Secretary, the presiding officer may appoint any person to act as secretary of the meeting. The Secretary shall register active resolutions of the Board of Trustees and their expiration dates and shall provide current copies to Trustees.

7.5 **Vice Chairs** shall carry out the responsibilities assigned to them by the Board. In the absence of the Chair, the Vice Chairs, in the order determined by the Board, shall perform the duties of the Chair. If neither

the Chair nor any Vice Chair is present at a meeting of the Board of Trustees, the Board shall select one of the Trustees present to preside.

§8 Meetings of the Trustees

8.1 The BMXA Board of Trustees shall meet officially at least once a year. In addition, the Chair, the Executive Director, the President of USA Cycling, or a majority of the Trustee Board may call a special meeting. Meetings of the board may occur in person or via telephone conference call.

8.2 A meeting of the BMXA Board of Trustees will require a quorum defined as at least 51% of the Trustees to be in attendance at the beginning of the meeting.

§9. Amendments.

9.1 Amendments to Association Bylaws and Racing Rules may be made by the Board provided that they are submitted by one or more Trustees. Association Bylaw changes are subject to ratification by the USA Cycling Board of Directors. The approval of a majority of the Board is required for such amendment to have effect.

9.2 Amendments proposed for consideration by a meeting of Association members must be submitted either by a Trustee, by an Affiliate Organization, or by petition of five or more Association members and must be sent in writing to the USA Cycling office not later than June 15 of the year in which they are to be considered.

§10. Committees.

10.1 The BMXA Board of Trustees may establish, regulate, or disband committees as necessary to achieve the purpose of BMXA.

10.2 The board shall determine the membership of the committees at least annually. At least one member of each committee shall be a trustee and at least 20% of the committee shall be Eligible Athletes.

10.3 The committees shall report to the board at least semi-annually. The board may determine other such requirements for its committees as it sees fit.