

McKinney Ice Hockey Club

Bylaws

ARTICLE I – NAME & OFFICE

- 1.1 The name of this club shall be: McKinney Ice Hockey Club
- 1.2 McKinney Ice Hockey Club (“MIHC”) shall maintain a mailing address in the McKinney area for the transaction of its business.

ARTICLE II – OBJECTIVES

2.1 The purpose of MIHC shall be to field hockey teams representing the local McKinney area schools to promote, foster, and improve amateur youth ice hockey for charitable, educational, and recreational purposes. To further those purposes, MIHC shall endeavor to (1) stimulate interest in amateur youth ice hockey, (2) develop and administer a non-profit youth ice hockey program, (3) improve and promote the social, mental, and physical welfare of all participants of the program, (4) provide youths with instruction and coaching in the sport of ice hockey in an environment of good sportsmanship, fair play, safety and (5) carry out the duties and responsibilities of an organization affiliated with the USA Hockey Association. In conducting its affairs and administering its hockey programs, MIHC shall abide by the policies and rules of USA Hockey, or any successor organization to them, as in effect from time to time.

2.2 No part of the net earnings of MIHC shall inure to the benefit of, or be distributable to, its members, trustees, officers, or other private persons, except that MIHC shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in section 2.1.

2.3 No substantial part of the activities of MIHC shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and MIHC shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office.

2.4 MIHC shall operate as a non-profit corporation, and shall take all actions necessary to become, and continue to operate as, a corporation exempt from taxation under Section 501(c)(3) of the Internal Revenue Code, as amended. MIHC is organized solely for the non-profit purposes set forth above and is one that does not contemplate pecuniary gain or profit to its members.

ARTICLE III – MEMBERSHIP

- 3.1 Membership in this organization shall not be transferable or assigned.
- 3.2 There shall be two (2) classes of members in MIHC.

(a) General Members shall consist of parents or legal guardians of duly registered players on MIHC's Fall-Winter season teams. Parents or legal guardians of players only registered for summer teams or teams formed to compete in a single tournament shall not be considered General Members of MIHC.

(i) General Members of MIHC shall be responsible for the payment of fees, dues, and assessments as established by the Board of Directors ("Board") and for conducting themselves in accordance with the purposes of MIHC and the rules and codes of conduct of MIHC, TAHA, USA Hockey, and any league or tournament in which MIHC competes.

(ii) General Members in good standing shall be entitled to one vote per Player Member—one total vote for the parents or legal guardians of a single Player Member instead of one vote for each General Member. If the General Members associated with a Player Member cannot agree on how to cast their vote, their vote shall not be counted.

(ii) A General Member in good standing may assign a proxy, keeping in mind one vote per Player Member.

(b) Player Members shall consist of duly registered players on the MIHC's Fall-Winter season teams. Players only registered for summer teams or teams formed to compete in a single tournament shall not be considered Player Members of MIHC.

(i) Player Members participating in the ice hockey program are under the supervision of MIHC and must be eligible under the rules set forth by USA Hockey, TAHA, and any relevant youth hockey league in which MIHC competes.

(ii) Player Members must be 18 years of age or younger.

(iii) Player Members may not hold a MIHC office, chair a MIHC committee or vote in any MIHC meeting or election.

3.3 A member in good standing is a General or Player Member who is current on his or her financial obligations to MIHC and who is currently not the subject of any disciplinary suspensions imposed by MIHC.

3.4 Each General Member, in accordance with specified deadlines, shall pay all fees to MIHC by the date specified in the signed contract. Non-payment will result in the Player Member being considered to be not in good standing and may cause the Player Member to be prohibited from participating in MIHC games, practices or in any other MIHC team activity.

3.5 MIHC Player Members, General Members, and their guests are responsible for ensuring that they conduct themselves in a mature and sportsmanlike manner at all times during which they are participating in MIHC activities, and that coaches, players, officials,

and rink management are at all times treated in a respectful and non-abusive manner. If a MIHC member, his or her family member(s), or guest(s) fail to conduct themselves as required herein or pursuant to USA Hockey, TAHA or MIHC's codes of conduct, the Board and/or Sportsmanship Committee shall have the authority to take appropriate action, including but not limited to, expulsion from MIHC and preclusion for a stated period of time from attending or participating in MIHC games, practices, or other activities. Nothing in this section shall be construed to alter or limit the authority of referees, rink management or coaches to deal with unruly or inappropriate behavior when it occurs.

3.6 MIHC's membership year shall be June 1 to May 31.

ARTICLE IV – FISCAL YEAR

4.1 The fiscal year for the organization is June 1 through May 31.

ARTICLE V – BOARD OF DIRECTORS

5.1 The Board of Directors shall manage the affairs of MIHC and shall have final authority over all matters pertaining to the administration or business of MIHC. The Board may, in its discretion and consistent with these bylaws, delegate authority as to particular matters to any officer(s), committees(s) or individuals designated by the Board. In its discretion, the Board may present any matter on which it would otherwise vote on as a Board to the General Members for a vote of the membership.

5.2 The voting members of the Board shall consist of the Officers and Directors. The Board may appoint additional non-voting members to the Board.

5.3 Voting members of the Board must be General Members of MIHC in good standing. Board members who are General Members, but who are no longer in good standing, shall be automatically removed from office after ten-days (10) notice if they have not remedied any deficiency preventing them from being considered a General Member in good standing.

5.4 The Officers of the organization shall be:

- (a) President;
- (b) Vice-President;
- (c) Secretary/Registrar; and
- (d) Treasurer

5.5 The Directors shall be:

- (a) Community Relations Director;
- (b) Sponsorship and Fundraising Director;

(c) Safety and Conduct Director;

(d) Varsity Representative

(e) Junior Varsity Representative

5.6 A current MIHC head coach may not serve on the Board.

5.7 To be eligible to be nominated and elected as President, a person must currently be serving on the Board. If no such eligible person is willing to serve as President, then a non-member of the Board may be nominated and elected as President.

5.8 ELECTIONS

(a) The Officers and Directors other than the Varsity and Junior Varsity Representatives shall be nominated pursuant to section 9.4. After the Nominating Committee has published a slate of recommended candidates, an eligible General Member in good standing may self-nominate himself or herself for one of the officer or director positions, so long as he or she is eligible for that position and presented his or her name for consideration to the Nominating Committee, within five (5) days from the date the slate of recommended candidates is published, thereby causing a contested election. No other nominations shall be accepted after that date.

(b) No person may seek election to or serve in more than one voting Board position at the same time.

(c) Officers and Directors other than the Varsity and Junior Varsity Representatives shall be elected by a majority vote of the General Members in Good Standing casting votes. Elections shall be conducted at the Annual Meeting. In the event there are more than two candidates seeking election for the same position and no one candidate receives a majority of the votes, the top two candidates will be selected and another vote taken.

(d) The Varsity and Junior Varsity Representatives shall be elected by the other members of the Board after the Fall/Winter Teams are selected. To serve as a Varsity Representative, a person must be a General Member in good standing with a child on a MIHC Varsity team. To serve as a Junior Varsity Representative, a person must be a General Member in good standing with a child on a MIHC Junior Varsity team. Varsity and Junior Varsity Representatives shall serve in that position until their replacement is elected.

5.9 Eligible members of the Board may serve for an unlimited number of one-year terms, which term shall begin on June 1 and end on May 31.

5.10 The members of the Board shall serve without compensation or remuneration, other than reimbursement, upon presentation of receipts and an expense report, for approved expenditures.

5.11 Board members may be removed from office by a three-quarters (3/4) vote of the Board or by a two-thirds (2/3) vote of the General Membership.

5.12 Board members with unexcused absences from three (3) consecutive regularly scheduled meetings shall be automatically removed from the Board. That Board member's position will be considered vacant at the conclusion of the third such meeting, at which time the Nominating Committee shall convene to find nominees to fill the vacancy. Board members must notify the President if they are unable to attend a meeting in order to be excused from attendance.

5.13 VACANCIES

Vacancies of all Officer and Director positions shall be filled by a majority vote of the Board after receipt of nominations from the Nominating Committee. The person elected to fill a position pursuant to this section shall serve for the remainder of the term of that office. The President may appoint a temporary replacement if necessary until an election can take place.

ARTICLE VI – DUTIES OF OFFICERS / BOARD OF DIRECTORS

6.1 The President shall:

- (a) Convene and preside over all regular and special meetings;
- (b) Be charged with the general management and supervision of the affairs and operations of MIHC;
- (c) Be an ex officio member of all committees of MIHC;
- (d) Submit annual reports to the Board and General and Player Members on the accomplishments of MIHC;
- (e) Approve payment by the Treasurer of expenses over \$2,500;
- (f) Review bank statements and financial records to ensure accuracy and the financial well-being of MIHC;
- (g) Serve as the official signatory for approved contracts and agreements;
- (h) Be responsible for coach and player relations and supervision of the Hockey Director, if such position is filled;
- (i) With the Vice-President (and subject to the approval of the Board) plan each season's training program and recruit coaches;
- (j) Oversee MIHC's on ice and off ice training program; and
- (i) Perform other duties as set forth in these bylaws or as requested by the Board.

6.2 The Vice President shall:

- (a) Serve in the absence of the President, or whenever the President is unable to serve;
- (b) Whenever the President is unable to do so, approve payment by the Treasurer of expenses over \$2,500;
- (c) Be responsible for maintaining relationships with ice rink vendors and in conjunction with Treasurer's financial budget and contractual commitments regarding player minimum ice time, schedule and procure practice and game ice for all MIHC teams;
- (d) With the President (and subject to the approval of the Board) plan each season's training program and recruit coaches;
- (e) Be responsible for scheduling and supplying referees and scorekeepers for any scrimmages or games;
- (f) Be responsible for maintenance and scheduling of the club locker room;
- (g) Conduct parent and/or player surveys and report the results of such to the Board;
- (h) Perform other duties as set forth in these bylaws or as requested by the President.

6.3 The Secretary/Registrar shall:

- (a) Maintain a written record of all proceedings and voting actions of the Board and maintain a permanent file of such records;
- (b) Have general charge of all MIHC's files, records, and papers, including membership records;
- (c) Register all players with USA Hockey, TAHA and any league or tournament in which MIHC competes
- (d) Maintain registration records for each player and MIHC;
- (e) Oversee all background screening of coaches and volunteers;
- (f) Ensure that all coaches satisfy all coaching certification requirements with USA Hockey; and
- (g) Perform other duties as set forth in these bylaws or as requested by the President.

6.4 The Treasurer shall:

- (a) Be the custodian of all money, securities, and assets of the club and make reports to the Board as may be requested concerning the financial position of MIHC;
- (b) Present a written report at each scheduled Board meeting on the financial status of MIHC;
- (c) Be responsible for keeping records of receipts and disbursements of MIHC;
- (d) Pay all bills approved by the President or Board;
- (e) Deposit all monies or other things of value in the name and to the credit of MIHC in such bank or banks as the Board may approve from time to time;
- (f) Sign or countersign (or cause to be issued) checks, drafts or other orders for payments under \$2,500 and, with the approval of the President or Vice President, all checks, drafts or other orders for payments for \$2,500 or more. In the Treasurer's extended absence or unavailability, or with his or her approval, the President or Vice President may sign or countersign (or cause the issuance of) such instruments;
- (g) Prepare a year-end financial statement and ensure that any required tax returns are prepared and filed in a timely manner;
- (h) Assist the Audit Committee, at the request of the Board, to conduct an audit of the financial records of MIHC;
- (i) Maintain a current listing of all assets and complete an inventory of assets by June 1 of each fiscal year; and
- (j) Perform other duties as set forth in these bylaws or as requested by the President.

6.5 The Community Relations Director shall:

- (a) Oversee MIHC's website and social media accounts;
- (b) Communicate or assist the President in regularly communicating with the General Members regarding the operations and performance of MIHC;
- (c) Promote MIHC to its members, the hockey community, and the community at large, including through the submission of news articles to local news agencies and via online sources;
- (d) Prepare marketing materials for MIHC;

- (e) Oversee community service projects; and
 - (f) Perform other duties as set forth in these bylaws or as requested by the President.
- 6.6 The Sponsorship and Fundraising Director shall:
- (a) Seek sponsors or donors to support the mission and goals of MIHC;
 - (b) Oversee MIHC's fundraising and sponsorship operations; and
 - (c) Perform other duties as set forth in these bylaws or as requested by the President.
- 6.7 The Safety and Conduct Director shall:
- (a) Chair the Sportsmanship Committee and be responsible for upholding MIHC's code of conduct;
 - (b) Report to the Board regarding the deliberations and recommendations of the Sportsmanship Committee;
 - (c) Serve as MIHC's SafeSport Coordinator;
 - (d) Administer MIHC's Concussion Policy; and
 - (e) Perform other duties as set forth in these bylaws or as requested by the President.
- 6.8 Varsity Representative
- (a) Serve as the Varsity Team(s) representative on the Board;
 - (b) Arrange for the scheduling of Varsity Letterman jackets and order all Varsity jacket patches;
 - (c) Serve on the Sportsmanship Committee;
 - (d) Coordinate with and assist the team manager with the registration of the top Varsity team into the TAHA High School State Tournament and, if qualified, the USA Hockey National Tournament;
 - (e) Report all Varsity games results and stats to the McKinney ISD high schools; and
 - (f) Perform other duties as set forth in these bylaws or as requested by the President.

6.9 Junior Varsity Representative

- (a) Serve as the Junior Varsity Team representative on the Board;
- (b) Serve on the Sportsmanship Committee;
- (c) Report all games results and stats to relevant McKinney ISD schools;
- (d) Build relationships with officials at McKinney ISD middle schools; and
- (e) Perform other duties as set forth in these bylaws or as requested by the President.

ARTICLE VII: BOARD MEETINGS

7.1 A regular meeting of the Board shall be held monthly or at other times as may be set by the Board. Special meetings of the Board may be called by the President, or in his or her absence, by the Vice President or by majority vote of the members of the Board.

7.2 The Board may meet in person, by telephone or by any other electronic method agreed upon by the Board.

7.3. Voting on all matters requiring action by the Board shall be by voice or sign vote unless a motion for a written ballot has been made and approved by a majority of those Board members present. The Board may also vote by telephone or by electronic message, or by any combination of these methods.

7.4 A member of the Board may vote by proxy by delivering his or her proxy in writing to the Secretary prior to the meeting.

7.5 A quorum for a Board will consist of fifty percent (50%) of the Board members.

7.6 The President shall vote on a motion only in the event of a tie.

ARTICLE VIII: GENERAL MEMBER MEETINGS

8.1 The Board shall call three general membership meetings each fiscal year. The first meeting shall be held prior to November 1. The second meeting shall be held between January 1 and February 28. The third meeting shall be the Annual Meeting of MIHC and shall be held at the year-end banquet in April or May.

8.2 The President must call for a meeting of the members if presented a written request for a meeting signed by five (5) members of the Board.

8.3 The President must call for a meeting of the members if he or she is presented with a written request for such a meeting signed by a minimum of General Members representing twenty (20) different Player Members or General Members representing 20% of the Player Members, whichever is greater. The request must state the matter or business that the

requester desires to take up at the meeting.

8.4 A quorum will consist of twenty-five percent (25%) of voting members for a general membership meeting (i.e., General Members representing 25% of the Player Members).

ARTICLE IX: COMMITTEES

9.1 The Board may establish standing or ad hoc committees to advise or assist the Board. Said committees shall dissolve with the conclusion of their purpose.

9.2 Unless stated otherwise herein, any member of the Board may nominate, subject to the Board's approval, proposed members of such committees.

9.3 The following are recognized as standing committees:

- (a) Nominating;
- (b) Audit; and
- (c) Sportsmanship

9.4 The Nominating Committee.

- (a) The Nominating Committee will be chaired by the Vice President and shall consist of the Vice President, one additional member of the Board and one General Member in good standing who is not on the Board. The Board shall nominate and elect the additional Board member and non-Board member to the Nominating Committee.
- (b) The Nominating Committee will request, after February 15th and before March 1 of each year, nominations for Officer and Director positions, other than the Varsity and Junior Varsity Representatives, from the General Members. Nominations will be accepted for such period as determined by the Nominating Committee Chairperson, but in no event less than 7 days after the opening of the nominee slate.
- (c) The Nominating Committee will be required to interview and review the qualifications of all nominees. After such review, the Nominating Committee shall recommend a slate of Officers and Directors for all Board positions other than the Varsity and Junior Varsity Representatives, with one person recommended for each Officer and Director position. The recommended slate of nominees will be circulated to the general membership and voted upon pursuant to section 5.8.
- (d) The Nominating Committee will convene in the event of an Officer or Director vacancy, other than the Varsity and Junior Varsity Representative position, and present a nominee for such vacancy.
- (e) Members of the Nominating Committee may serve on the Nominating Committee even if they are seeking election, but must recuse themselves from

all deliberations by the Nominating Committee regarding the position they seek.

9.5 The Audit Committee will consist of the Treasurer, the Varsity Representative, the Junior Varsity Representative and one General Member in good standing who is not a member of the Board. The Audit Committee will meet at fiscal year-end to review and approve the financial records of MIHC for the prior year.

9.6 The Sportsmanship Committee shall be chaired by the Director of Safety and Conduct. The committee's membership will consist of the number and type of individuals stated in MIHC's then current Sportsmanship Policy approved by the Board, but shall include the Varsity Representative and Junior Varsity Representative. The Sportsmanship Committee shall have the responsibility and powers given to it by the Board in MIHC's then current Sportsmanship Policy.

ARTICLE X: COACHES AND INDEPENDENT CONTRACTORS

10.1 The Board may appoint and compensate a Hockey Director to serve as a non-voting member of the Board. The Hockey Director, in conjunction with the President and Vice President shall:

- (a) Advise and assist the Board with the recruitment and selection of coaches;
- (b) Periodically review overall coaching and team performance for the purposes of ongoing coach development;
- (c) Work with the President and Vice President to formalize a strategy and approach for ensuring player development, including player/goalie camps and skill sessions; and
- (d) Perform such other tasks designated by the Board.

10.2 The Board shall be responsible for approving the selection of all coaches, trainers, or other independent contractors and for approving the amount of compensation for every coach, trainer or independent contractor.

10.3 All coaches must be in good standing with USA Hockey and TAHA and must complete a background check.

10.4 A coach, trainer or independent contractor may only be removed permanently from his or her position by a majority vote of a quorum of the Board at a properly called meeting wherein the Board is given written notice that a vote for removal will occur.

10.5 Normal coach contracts will be for one (1) year beginning on or around June 1st. The Board may elect to offer specific coaches multiple year contracts to ensure continuity from year to year. These multiple year contracts should be very limited in number and duration,

normally two (2) years. Coaches will be evaluated annually by the teams, parents, and Board, as well as peer evaluations. The results of the evaluations will be taken into consideration in retaining coaches.

ARTICLE XI: PLAYER CONTRACTS

11.1 The Board shall set payment terms, down payment requirements, and fees for all player contracts. In setting fees, dues, and assessments for General Members, the Board, assisted by the Treasurer, shall determine the amounts due at registration of players. This amount shall be based on a good faith estimate, using the best information available, of the costs of providing the planned hockey program for which the Player Member is registering and the administrative costs of operating for the fiscal year.

11.2 MIHC may offer contracts to players at the earliest date and time allowed by TAHA and league rules. Such contracts are only valid when signed by the player and at least one parent or legal guardian and a designated officer of MIHC. By signing the contract, the player and parent are committing to the entire hockey season and the required fees associated with that team.

11.3 The Board may offer financial assistance pursuant to a written scholarship application and procedure that shall be advertised in advance.

11.4 RELEASES

(a) Deposits and fees paid are non-refundable, although the Board may in its sole discretion refund fees as stated in 11.4(d).

(b) Only the Board may approve the release of a player.

(c) Once a written request for release is presented to the President, he or she shall present the request to the Board. The Board may choose, within its discretion and after gathering all required facts and considering the financial obligations of MIHC, to grant a release.

(d) Under limited circumstances, such as a parent's job transfer requiring the player to move, season-ending injury or illness, or other similar event making it impossible for the Player Member or General Member to fulfill the player contract, the Board may grant a partial refund of a player's fees. The Board is not obligated to grant a refund of any fees.

(e) A player or parent's suspension or the player's removal from the team for disciplinary reasons is not grounds for a release or a refund of fees.

ARTICLE XII – MISCELLANEOUS

12.1 The Directors, Officers, General Members, Player Members, volunteers, committee members, employees and independent contractors of MIHC shall be selected entirely on a

non-discriminatory basis with respect to gender, race, color, national and ethnic origin, religion or any other legally protected class.

12.2 The Board will make all game uniform decisions.

12.3 Use of MIHC's name or logo must be approved by the Board or any committee or representative it designates to consider such requests for use.

ARTICLE XIII - DISSOLUTION OF THE ORGANIZATION

13.1 Any voluntary dissolution of MIHC shall be governed by and conducted according to requirements of Chapter 22 of the Texas Business Organizations Code, including any amendments thereto or any successor legislation in effect at the time the voluntary dissolution is considered.

13.2 Upon the dissolution of MIHC, its assets 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 in Collin County, Texas, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE XIV - INDEMNIFICATION

14.1 MIHC shall, to the fullest extent permitted by the Texas Business Organization Code, indemnify each person who may serve or who has served at any time as an officer or director of MIHC against all expenses and liabilities, including, without limitation, counsel fees, judgments, fines, excise taxes, penalties and settlement payments, reasonably incurred by or imposed upon such person in connection with any threatened, pending or completed action, suit or proceeding in which he or she may become involved by reason of his or her service in such capacity; provided that no indemnification shall be provided for any such person with respect to any matter as to which he or she shall have been finally adjudicated in any proceeding not to have acted in good faith in the reasonable belief that such action was in the best interests of MIHC; and further provided that any compromise or settlement payment shall be approved by a majority vote of a quorum of directors who are not at that time parties to the proceeding.

14.2 The indemnification provided hereunder shall inure to the benefit of the heirs, executors and administrators of persons entitled to indemnification hereunder. The right of indemnification under this article shall be in addition to and not exclusive of all other rights to which any person may be entitled.

14.3 No amendment or repeal of the provisions of this Article which adversely affects the right of an indemnified person under this article shall apply to such person with respect to

those acts or omissions which occurred at any time prior to such amendment or repeal, unless such amendment or repeal was voted by or was made with the written consent of such indemnified person.

ARTICLE XV – ADOPTION AND AMENDMENTS

15.1 Any amendment to the bylaws of MIHC shall require a two-thirds (2/3) vote of the General Members present at any properly called and noticed meeting. General Members may submit changes to the bylaws in writing to the President or Secretary by February 1st for consideration and voting at the Annual Meeting. Prior notice of any proposed changes to the bylaws shall be provided to the General Members no less than 10 days before the scheduled meeting.

Approved at Annual Banquet, April 23, 2017