

CONSTITUTION AND BY-LAWS OF THE UTAH STATE UMPIRE ASSOCIATION
SALT LAKE CITY, UTAH

ARTICLE 1 – NAME

Section 1: This Association shall be known as the Utah State Umpire Association.

Section 2: Its purpose shall be the unification of officiating Baseball in the state of Utah.

ARTICLE II – MEMBERSHIP

Section 1: All applicants for membership shall be of excellent character, and an application for membership shall be submitted to the President and the Board for approval. All members of the USUA are encouraged to join the Babe Ruth National Umpires Association

Section 2: Membership dues will be established by the Board of Directors. Dues will be paid in full by the date specified by the Board.

Section 3: Active membership may be terminated as follows:

- A. By resignation
- B. By the act of the Board of Directors.
- C. After three (3) written complaints proven to be legitimate suspension will take place until the Board takes corrective action.

Section 4: All members of the Association may be subject to successfully passing a national background check and national sex offender registry.

Section 5: All members are considered independent contractors.

ARTICLE III – OFFICERS AND DUTIES

The Officers of the Association shall consist of a President, a Vice President, and a Secretary/Treasurer, four (4) Board members and the Arbiter. A majority (4) of the board must be present at all the meetings for the transaction of any business.

Section 1: The President shall preside at all of the meetings, preserve order therein, sign all orders from the Treasurer authorized by the Association, appoint all committees not provided for in the constitution and by-laws and perform such duties as naturally fall on him. In addition, he shall render assistance as may be requested by any member in promotional work for the umpires. The President shall have primary charge for the

recruitment, education, training, development, evaluation and the administration of the affairs of officials.

Section 2: Vice President shall perform the duties of the President in case of his absence or resignation, and also discharge the duties of him when called upon.

Section 3: Secretary/Treasurer shall maintain the financial status of the Association, shall attend all meetings and keep a book of minutes. The time place of holding, the names of those present and the proceedings thereof shall be kept by the Secretary/Treasurer. Perform such duties as the Constitution and By-laws impose upon him. All records and reports kept by him shall be the permanent property of the Association. The Secretary/Treasurer shall collect all dues, and keep and maintain adequate and correct books and records of accounts including Association assets, liabilities, receipts, disbursements, gains, losses, capital, and earnings. The Secretary/Treasurer shall cause to be deposited (within 48 hours) all monies and other valuables in the name and to the credit of the Association with such depositories as may be designated by the Board. Secretary/Treasurer shall cause the funds of the Association to be distributed as directed from time to time by the Board. Secretary/Treasurer must make a semi-annual report on the first Board meeting and the Post Season/Pre Tournament meeting in June.

Section 4: The Board of Directors shall have complete and final authority over the affairs and funds of the Association. They shall rule on and interpret the Constitution and By-laws and shall be the final judge of any questions arising within the Association. The Board of Directors will negotiate fees, conditions, and rules with the various league officials.

Section 5: Any officer(s) who is absent form two consecutive Board meetings and has not furnished sufficient excuses to the President or Secretary may have his office declared vacant, and the Board may appoint his successor who will serve until the next election unless otherwise removed.

Section 6: To remain on the Board, Board members must umpire a minimum 30 games in one year. The Arbiter will be exempt from the minimum number of games that the Board is required to work. The Arbiter may be required to schedule Babe Ruth/Cal Ripken and Pony League and Little League regular and post season games as well as "fall ball" games and any other leagues the Association chooses to work with.

Section 7: Compensation for the Arbiter will be as follows: The Arbiter will be paid a minimum of 65% of all receipts collected that year by the Association after all bills have been paid in each calendar year. The maximum payout will be 85% of all receipts collected. Any amount over 65% must be approved by a super majority (2/3) of attending Board member voting with no proxy votes accepted. The minimum to be left in the Association account will be \$300.00 after all outstanding bills are settled For additional tournaments, the Arbiter shall be paid \$2.50 per umpire for each scheduled game.

Section 8: If an Officer leaves his position, for any reason, the vacancy will be filled by the membership at the next meeting for this purpose. Proper notice must be given to the members entitled to vote in any meeting to decide on filling a vacancy.

ARTICLE IV – NOMINATIONS

Section 1: Nominations will be accepted for Board Members. Nominations must be seconded. Motions to close nominations are necessary because the nomination process should not simply continue until no one wishes to make further nominations. When the nominations stop, the chair declares nominations closed after making sure that no more nominations are forthcoming. Once the nominations have ceased, voting will begin until one (1) person has received 50% of the votes cast (not members present). If no one receives more than 50% on the first vote then the top two vote getters will have a run off until there is a majority vote for one person. According to Robert's Rules of Order, a motion to close nominations is out of order as long as any member wishes to make a nomination. Only paid dues members are eligible to vote.

Section 2: The annual election of officers will be conducted on the last meeting of the season which will be the Post Season/Pre Tournament meeting. The term of each elected board member shall commence November 1 in the year they are elected.

Section 3: At the end of the Post Season/Pre Tournament meeting each year, the Board will meet for the purpose of selecting a Secretary/Treasurer and Arbiter. Their appointment shall be as a non-voting member of the Board of the Association.

Section 4: The position of Secretary/Treasurer and Arbiter shall be voted on by the Board and shall serve a one year term. Their appointment shall be as a non-voting member of the Board of the Association. Only those individuals that have submitted a letter or electronic communication to the President or Vice President will be voted. The letter or electronic communication must be in by the end of the Post Season/Pre Tournament meeting.

Section 5: Officers shall hold office for the years specified, and successors will be elected to office when needed.

A. President and Vice President will be elected to alternating two (2) year terms.

B. Secretary/Treasurer will serve a one (1) year term appointed by the Board. The qualifications for Secretary/Treasurer are as follows:

1. Applicants must be a member in good standing of the association for five (5) consecutive years: and
2. The applicant is approved for consideration by a simple majority vote of the Board. Applications must be submitted to the Board prior to the Post Season/Pre Tournament meeting by a letter or electronic communication to the President or Vice President.

3. The five (5) year qualification can be waived by the Board. A super majority (2/3) vote of the Board is required to waive this qualification for any applicant who is a member in good standing of the association.
 4. Any applicant who is not a current member in good standing of the association would need approval by a unanimous vote of the Board.
- C. Board members will be elected to alternating two (2) year terms.
- D. The Arbiter/Game Assigner will serve a one (1) year term appointed by the Board. Qualifications for the Arbiter/Game Assigner are as follows.
1. Applicants must be a member in good standing of the association for five (5) consecutive years; and
 2. The applicant is approved for consideration by a simple majority vote of the Board in attendance. Applications must be submitted to the Board prior to the Post Season/Pre Tournament meeting by electronic communication or letter to the President or Vice President.
 3. The five (5) year qualification can be waived by the Board. A super majority (2/3) vote of the Board is required to waive this qualification for any applicant who is a member in good standing of the association.
 4. Any applicant who is not a current member would need approval by a unanimous vote of the Board.

ARTICLE V – EXECUTIVE DUTIES

Section 1: All standing committees shall be appointed by the President.

Section 2: Amendments to the Constitution and By-laws may be presented at any meeting called for this purpose, after each member in good standing has been notified in writing or by electronic communication, seven (7) days prior. If approved by the membership, the amendments will become part of the Constitution and By-laws. By-law changes must be a 2/3 vote of the votes cast.

Section 3: Any member who is absent from two (2) consecutive meetings and has not furnished sufficient excuse to the President or Secretary, may be suspended from the association.

Note: Suspension shall be effective immediately after the offense has taken place. The Secretary will notify the member involved.

Section 4: The order of business at all meetings will be governed by Roberts Rules of Order.

ARTICLE VI – FEES AND DUES

Section 1: Annual dues for all members will be established by the Board of Directors, as stated in Article II Section 2. These dues will be due by the last meeting. The Board will determine dues for Board members.

Section 2: All checks or money orders for dues, obligations or fines must be made payable to the Utah State Umpires Association at Salt Lake City, Utah.

Section 3: Any member who is delinquent in dues, obligations or fines to the Association may be dropped from the rolls. The Secretary will notify the President and Arbiter when any member becomes delinquent.

Section 4: Any member desiring reinstatement after having been suspended must pay all back dues and fines to the Secretary. His application will be presented at the next scheduled meeting for the Board for acceptance or rejection.

Section 5: The fee for umpiring a game shall be the current price as established by the Board. Fees may be adjusted by a vote of eligible members for all games.

Section 6: Umpiring of any game by a member for more or less than current Association fees shall be cause for immediate suspension from the association.

Section 7: If an umpire quits umpiring at any time during the season there will be no refund in dues.

Section 8: The Board has determined full dues will be paid for an umpire working six (6) games or more. Umpires working five (5) games or less will be refunded half (1/2) dues at the end of the season.

ARTICLE VII – VOTING

Section 1: Only active members in good standing are eligible to vote.

Section 2: Voting shall be by secret written ballot by eligible members. The total number of active members present shall constitute a voting quorum. A majority vote of those active members actually present and voting shall determine any issue, by a simple majority of votes cast.

Section 3: A simple majority is defined as more than 50% to the total ballots cast, not the total number of the quorum.

ARTICLE VII – ASSIGNMENT OF GAMES

Section 1: Active members in good standing will be assigned games by the Arbiter according to status as a full dues paying member of the association. Any umpire not current in their dues will be assigned games last. The umpire will be qualified to do said games.

Section 2: The Board members will determine the qualifications of each umpire based on ratings obtained by observing each member of the Association at least twice during the season.

ARTICLE IX – MEMBER RESPONSIBILITIES

Section 1: No member is permitted to sit in on a protest board of any league unless specifically assigned by the President of the Association.

Section 2: All members must be present with proper equipment at least fifteen (15) minutes prior to the starting time of a game. Failure to comply with this rule, member may be cited to the Board for disciplinary action.

Section 3: Each member will equip himself with a uniform and the necessary umpiring equipment as prescribed by the Board.

Section 4: Members desiring to turn in an assignment will notify the Arbiter concerned at least 24 hours in advance of the starting time of the game. Failure to notify the Arbiter will result in a fine of \$5.00 for each game. Members so fined will not be given further games assignments until the fine is paid.

Section 5: Members will not attempt to negotiate or bargain their services or work for higher fees. Nor shall they work for any amount less than approved by the Board, for the league concerned.

Section 6: Members should not trade or exchange assignments without notifying the Arbiter.

ARTICLE X – SUSPENSIONS

Section 1: For misconduct on the part of a member of the Association, he may be suspended under the following conditions:

- A. First offense shall draw up to one (1) week suspension.
- B. Second offense, up to three (3) weeks suspension.
- C. Third offense, disqualification for the remainder of the season.

Section 2: Misconduct of a major nature shall be referred to the Board.

Note: Suspension shall be effective immediately after the offense.

Section 3: The following violations shall be reasonable cause for suspension:

- A. Failure to fulfill any assignment.
- B. Failure to appear on scheduled time without proper notice.
- C. Any discourtesy displayed of a derogatory nature toward a fellow member, whether it be on the field of play or otherwise.

- D. Any discourtesy on the part of a member that might bring a reflection on the Association.
- E. Commenting on any team as to their choice of players, etc.
- F. Failure of the assigned member to properly clothe himself in the capacity of an umpire
- G. Wagering or gambling on any game.
- H. Drinking of any intoxicants going to or at said destination of an assignment will result in immediate suspension until Board action can be taken.
- I. Use of tobacco products while on or near a Babe Ruth/Cal Ripken or Pony League or other Baseball field.
- J. Abusive or foul language or actions directed toward any player, coach, league official or fan.

As approved and amended, June 6, 2021