

CONSTITUTION OF THE SOUTH DAKOTA CHESS ASSOCIATION

ARTICLE I - Name

The name of this organization shall be the SOUTH DAKOTA CHESS ASSOCIATION which shall be referred to hereinafter as the SDCA or the Association.

ARTICLE II - Duration

The Duration of the SDCA shall be perpetual.

ARTICLE III - Membership

The SDCA is a membership organization. The exact terms, conditions, rights, privileges and duties of membership are set forth in the BYLAWS OF THE SOUTH DAKOTA CHESS ASSOCIATION which are incorporated herein.

ARTICLE IV - Purpose

The purpose of the SDCA shall be educational and instructional. It will strive to broaden and develop chess as an art and recreational element of culture in South Dakota. The SDCA shall cooperate with schools, colleges, hospitals, military bases, community centers, recreation departments and other groups and institutions in teaching chess, conducting tournaments, and other activities. The SDCA shall disseminate information through its publications and representatives.

The SDCA is pledged:

1. To operate exclusively for educational, recreational, and social welfare purposes.

2. That no part of its funds from contributions, dues, or operational income shall inure to the benefit of any individual, except for trophies or prizes awarded in the course of its educational and promotional activities.
3. That the SDCA is not operated for profit and none of its funds shall be used to influence legislation.

ARTICLE V - Affiliation

The SDCA shall be the affiliate of the United States Chess Federation for South Dakota designated as the State Chapter under Article IX., Section I of the Bylaws of the United States Chess Federation. It shall perform all of the functions of the State Chapter, as defined by the Bylaws of the United States Chess Federation and adhere to all of the USCF rules. The SDCA shall maintain its affiliation with the United States Chess Federation by paying the annual fee for affiliation required by the United States Chess Federation. The SDCA President will follow USCF guidelines in providing for a Delegate to officially represent the SDCA at the United States Chess Federation's Annual Delegates Meeting.

ARTICLE VI - Government

Section 1. The general management of the affairs of the SDCA shall be vested in a Board of Directors which shall consist of the officers of the SDCA and four district coordinators.

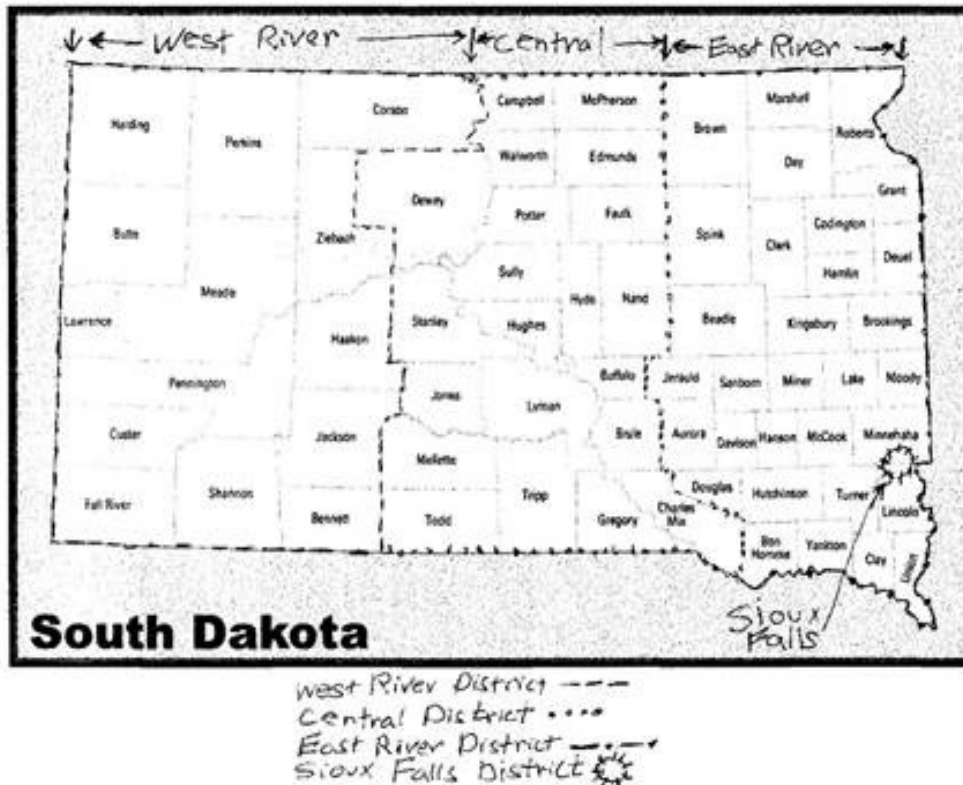
Section 2. The three officers of the SDCA shall consist of a President, a Vice-President and a Secretary-Treasurer.

Section 3. All officers and district coordinators shall be elected at the annual meeting of the SDCA. A candidate for office receiving a majority of the votes cast shall be declared elected.

Section 4. One District Coordinator shall be elected from each of the following four districts (see map) by receiving a majority of votes cast by voting members from each particular district who shall be present at the annual meeting:

1. Sioux Falls District consisting of the City of Sioux Falls.
2. East River District (excluding Sioux Falls District)
3. West River District

4. Central District



Section 5. All officers shall be voting members of the SDCA as defined by the Bylaws of the SDCA. All district coordinators shall be voting members of the SDCA and a resident of their district at the time of their election. The website Custodian will be an “invited” observer but not be an officer or have voting power.

Section 6. A vacancy occurring in any office or district coordinator shall be filled for the unexpired term by a person elected by a majority vote of the remaining Board Members. Notice of such election is given by the Secretary-Treasurer at the request of the President. In case of a vacancy in the office of President, the Vice President shall request notice of election.

ARTICLE VII - Duties of Officers

Section 1. The President shall preside at all meetings of the SDCA and Board of Directors at which he may be present; shall perform such other duties as may be prescribed in the Bylaws or assigned to him by the SDCA or Board of Directors and shall coordinate the work of the officers and committees of the SDCA in order that the purposes may be promoted.

Section 2. The Vice President shall act as aide to the President and shall perform the duties of the President in the absence or disability of that officer to act.

Section 3. The Secretary-Treasurer shall record the minutes of the SDCA membership meetings and meetings of the SDCA Board of Directors. These minutes shall be posted on the SDCA website.

The Secretary-Treasurer shall also have custody of all of the funds of the SDCA. He/she shall keep a full and accurate account of receipts and expenditures and shall make disbursements as authorized by the SDCA Board of Directors or a special committee. The Secretary-Treasurer shall present a financial statement at every regular meeting of the SDCA and at other times when requested by the Board of Directors. A copy of the reports shall be posted on the SDCA website. The Secretary-Treasurer shall be responsible for the maintenance of such books and records as are required per normal accounting practices.

ARTICLE VIII - Meetings.

Section 1. The annual meeting of members of the Association shall be held on the Sunday morning of the South Dakota Team Tournament.

Section 2. Special meeting of members shall be called by the President at any time on his own initiative or Secretary-Treasurer upon the request, in writing, of five SDCA members. Notice of the meeting shall be emailed to each member on record at least ten days prior to the meeting date and posted on the SDCA website again at least ten days in advance of the meeting date. The only things that will be considered at such special meetings are the items that are specified within the notices of the meetings.

Section 3. At all regular, i.e. non-special, meetings of the Association, the order of business shall be as follows:

1. Reading of minutes of the immediate prior meeting for information and approval
2. Reports of Officers
3. Reports of Committees

4. Election of Directors and Officers
5. Unfinished Business
6. New Business
7. Reading and approval of minutes of recent meetings if requested.

Section 4. Meetings of the Board of Directors shall be called by the President on his own initiative whenever in his judgment, it may be necessary, or by the Secretary-Treasurer upon request of any three members of the Board of Directors. A two-week notice of meetings shall be sent to all directors, and shall include the date, time, place and reasons for the meeting.

Section 5. A majority of the Board of Directors shall constitute a quorum.

Section 6. The Secretary-Treasurer of the SDCA shall be responsible for parliamentary procedures. Unless otherwise stated in the Constitution and Bylaws or amendments thereto, Roberts Rules of Order govern the conduct of all meetings of the SDCA and its Board of Directors.

ARTICLE IX - Powers

The SDCA shall have all of the powers granted to corporations under the laws of the State of South Dakota. However, notwithstanding anything herein to the contrary, the SDCA shall exercise such powers as are in furtherance of the exempt purposes of organization set forth in the subsection of Section 501(c) of the Internal Revenue Code of 1954 under which the SDCA may wish to qualify for exemption, as the same now exists or as it may be amended from time to time.

ARTICLE X - Amendment

The Constitution and Bylaws of the SDCA may be amended by a majority vote of the voting members present at an Annual or Special Meeting.

ARTICLE XI - Dissolution

Upon termination, dissolution or winding up of the SDCA in any manner or for any reason, its assets, if any, remaining after payment (or provision for payment) of all liabilities of the SDCA shall be distributed to, and only to, one or more organizations having either exclusively charitable, religious, scientific or educational purposes or a primary purpose to promote social welfare or only for exempt purposes as described in Sections 501(c)(3) and (4) of the Code.

ARTICLE XII - Registered Agent and Office

The President of the SDCA shall be the registered agent for the SDCA and his address shall be the registered office of the SDCA under the laws of the State of South Dakota and the address of the SDCA for the purposes of the United States Chess Federation. This Re-stated Constitution of the South Dakota Chess Association was adopted at a meeting of the South

Dakota Chess Association held on the _____ day of _____, 2007.

Dated _____

President, SDCA

Dated _____

Vice President, SDCA

Dated _____

Secretary-Treasurer, SDCA

(STATE OF SOUTH DAKOTA)

:ss Acknowledgement

COUNTY OF _____

On this _____ day of _____, 2007 before me

_____ the undersigned
officer,

personally appeared _____, President of the
South

Dakota Chess Association _____, Vice- President
of the

South Dakota Chess Association and _____

Secretary-Treasurer of the South Dakota Chess Association, know to me to be the
name of

the persons whose names are subscribed to the within and foregoing By-Laws of the
South

Dakota Chess Association and who therewith acknowledged that they executed the
same

Re-Stated Constitution and By-Laws of the South Dakota Chess Association

for the purposes therein contained and that they are all in excess of eighteen years of
age.

IN CERTIFICATION THEREOF, I have hereunto set my hand and official seal.

Notary Public-South Dakota

My commission expires:

Re-Stated Constitution and By-Laws of the South Dakota Chess Association

BY-LAWS OF THE SOUTH DAKOTA CHESS ASSOCIATION

ARTICLE I - Definitions

Section I. The following words when used in the Constitution of the South Dakota Chess Association, or any amendments thereto; and in the By-laws of the Association or any amendments thereto (unless the context shall prohibit) shall have the following meanings.

1. **Association** or **SDCA** shall mean and refer to the SOUTH DAKOTA CHESS ASSOCIATION, A South Dakota organization affiliated with the United States Chess Federation (USCF) -- formed to promote chess in South Dakota.
2. **Constitution** shall mean and refer to Constitution of the Association, or any amendments thereto, or any Re-Stated Constitution of the Association.
3. **By-Laws** shall mean and refer to the By-Laws of the Association or any amendments thereto.
4. **Board** shall mean and refer to the Board of Directors of the Association.
5. **Member** shall mean and refer to any person who is a member in good standing of the Association and who fulfills the requirements for residents as stated in the Constitution or By-Laws or as the requirements therein may from time to time be changed.

ARTICLE II - Membership

Section I. The members of the Association shall at all times be the same people who meet the

requirements set forth in these By-Laws and shall be afforded all rights and privileges as herein stated.

Section 2. There shall be two classes of members: voting and non-voting.

Section 3. The qualifications for voting members and non-voting members are set forth in Article III of these By-Laws.

ARTICLE III - Qualifications for Membership

Section 1. Voting members. Voting members of the Association shall meet one or more of the following residency requirements.

1. **Residency.** A voting member of the Association shall:
 - a. Be a permanent residence in the State of South Dakota .

- b. Have official voter registration, if any, or automobile registration, if any, in the State of South Dakota.
 - c. In case of full-time students who attend out-of-state institutions, substantial financial dependence upon persons who fulfill the requirements of paragraphs (i) and (ii).
 - d. Be permanently assigned to military duty in South Dakota.
 - e. Be a fulltime student in a South Dakota educational program.
 - f. The Secretary-Treasurer of the Association shall determine if current or proposed members meet the requirements of residency.
2. **Dues.** Until 7/1/27, a voting member of the Association shall maintain status in the Association by paying dues to the Secretary-Treasurer as the Secretary-Treasurer fulfills the requirements of Article IV of these By-Laws. After 7/1/27 there will no longer be a dues-payment requirement for SDCA membership.

Section 2. Non-voting members. Non-voting members of the Association are the people who do not fulfill the requirements of Section 1 but who:

- 1. Are voting members of chartered USCF affiliated and recognized state chess association other than SDCA; and/or
- 2. Until 7/1/27, pay dues to SDCA as prescribed in Article IV of these By-Laws. After 7/1/27 USCF members, that are not SD state residents, will no longer be required to pay SDCA dues in order to play in SDCA sponsored tournaments.

Section 3. USCF Membership. All SDCA members shall also be members of the United States Chess Federation. Note that after 7/1/27 the only requirements for SDCA membership are that the individual meet one of the listed (1) SD residency criteria and have active membership in the USCF.

ARTICLE IV - Dues

Section 1. There are hereby established dues for membership in the South Dakota Chess Association.

Section 2. Until 7/1/27, dues for all members shall conform to the following schedules (note that after 7/1/27 all dues are eliminated):

- 1. Junior members' -- those who have not reached their twentieth birthday --shall be assessed ten dollars (\$10) per year.

2. Regular members' -- those who have reached their twentieth birthday -- shall be assessed fifteen dollars (\$15) per year.
3. Family membership's -- for those who have more than one membership per household shall be assessed twenty dollars (\$20) per year for all memberships in that household.
4. All members shall receive and maintain a membership card which shall indicate the expiration date of the current Association membership. A request for a replacement card or missing membership card shall be accompanied by a fee of one dollar.
5. All memberships will expire on December 31 of each year. Memberships paid for after the Closed Championship tournament will be assessed at one half the normal cost.

ARTICLE V - Rights of Membership

Section 1. All members of the Association who have paid dues as prescribed in Article IV shall receive the SDCA Bulletin. The family membership entitles the family to one copy of each SDCA Bulletin.

Section 2. Voting members only shall:

1. Elect Association officers and District Coordinators pursuant to Article VI of the Constitution of the Association.
2. Vote on proposed amendments to the Constitution and By-Laws of the Association pursuant to Article IX of the Constitution of the Association.
3. Are eligible to compete for tournament prizes/awards that are geographically restricted to SD residents.
4. Have privileges as officers or district coordinators of the Association from time to time.

ARTICLE VI - Tournaments

Section 1. Scheduling of Tournaments. The Board of Directors - by resolution duly adopted - shall post on the SDCA website, - an annual schedule of tournaments to be held in the State of South Dakota in which all members of the Association are eligible to play.

Section 2. Notification of Tournaments. Notifications of tournaments shall be posted on the SDCA website and include specific information on dates, location, fees, rounds, time control, and special conditions if any.

Section 3. Reports of Tournaments. All certified tournament directors, (TD's) who conduct tournaments in which all members of the Association are eligible to play, shall submit report to the SDCA website administrator, that contains a cross table of tournament results. Posting should be done within fifteen (15) days of the completion of the tournament. The TD's shall also submit any membership dues received together with a report showing the name, address, amount paid and age of the payor to the Secretary-Treasurer within fifteen (15) days of receipt of the dues.

Section 4. Eligibility of Participants. All certified tournament directors, who conduct tournaments in which members are eligible to play, shall assure that all participants meet eligibility requirements as set forth in the By-Laws. The Secretary-Treasurer shall be responsible determining eligibility and receiving dues at tournaments which he attends. The Secretary-Treasurer shall upon request furnish a current membership list to any certified tournament director conducting a tournament in which membership in the Association is

required.

1. The director(s) of the state championship tournaments shall assure that all participants meet the residency requirements for voting members as set forth in ARTICLE III, Section 1, Subsection (a).

Section 5. New USCF memberships received at tournaments. Tournament directors may discretionarily use state affiliate commission reimbursement (if available) from new USCF memberships for new members benefit or for tournament expenses.

Section 6. Specification for the Annual State Championship Tournament.

1. In case of a tie for the State Championship or the Junior State Championship all tied winners are declared champion. The tied winners will evenly split any cash award(s) and each will be given the same noncash award--e.g. trophy, medal, plaque, etc.

2. To be eligible for the State Junior Championship title, the player must be 19 years of age or younger at the time of the tournament.
3. The playing site for the South Dakota State Championship will be rotated -- place to set by the Board of Directors.
4. The Junior Championship title will be awarded to the Junior player who places highest at the South Dakota Closed Championship. If a Junior player wins the tournament, he or she will be awarded both titles.

Section 7. For SDCA-sponsored tournaments, the SDCA will supply the tournament director (TD) with tournament supplies (i.e. scoresheets, pairing cards, etc.) and, in general, compensate the TD, or any other person, for expenses that person may have had in organizing and running the tournament. The entry fees for SDCA-sponsored tournaments shall include a five dollar charge

Section 8. The SDCA shall neither award nor recognize any state chess titles that are decided by a playoff match held at a time control shorter than Game/30, unless unanimous consent of the playoff participants is obtained.

Section 9. The SDCA shall neither award nor recognize any state chess titles that are decided by competition that is not open to all residents of South Dakota regardless of USCF rating - with the exception that the SDCA may award and recognize state class champions in competition restricted to specific rating classes.

Section 10. The SDCA will compensate the tournament director directing the South Dakota Team Championship and the South Dakota State Championship. The fee will be the market rate and, if appropriate, additional money can be paid for out-of-town living expenses.

Section 11. The South Dakota Team Championship will be held in a central location such as Pierre or Chamberlain.

Section 12. Starting in 2024, all "classic" SDCA sponsored events, other than the Scholastic tournaments, will have a time control of Game 90/increment 30. Nonclassic events (e.g. quads, speed tournaments, etc.) are free to have different time controls.

ARTICLE VII - Scholastic Chess

Section 1. The SDCA shall establish a committee to be in charge of scholastic chess in the State of South Dakota.

Section 2. The SDCA shall conduct such scholastic-only tournaments as are deemed necessary by the committee on scholastic chess. No scholastic player entering these scholastic-only tournaments shall be required to pay any membership dues for the SDCA.

Section 3. The SDCA shall conduct a scholastic-only State Championship tournament. This tournament shall consist of the following divisions: K-3, K-5, K-8 and K-12. The Scholastic Committee shall define time controls for all sections. Other sections may be added at the discretion of the tournament director. The winner of the K-12 section of the tournament shall receive the title of State High School Champion. The highest finisher meeting eligibility requirements shall be entitled to represent the State of South Dakota in the Arnold Denker Tournament of High School Championships. In case of a tie if more than one player wants to attend the Arnold Denker tournament the players shall compete in a playoff until a winner is determined. The SDCA shall provide the winner with an amount of money to be determined at the annual meeting to assist him with his expenses associated with the Arnold Denker Tournament of High School Champions. The Girl's Champion shall have the same entitlements as the High School Champion in regard to the Ruth Haring tournament.

Section 4. The SDCA President will certify/define home school teams for state competition purposes.

Section 5. The State Scholastic Championship will be a closed tournament open only to residents of South Dakota as defined in Article III, Section 1 (a) of the Bylaws.

Section 6. The first non-playoff individual tie breaking system for SDCA sponsored Swiss System scholastic tournaments employed will be the Cumulative system.

Section 7. The Scholastic Committee will negotiate with the Tournament Director for fair/market fees for directing the scholastic championship. The Scholastic Committee is authorized to pay the directors fees without any additional action being required.

Article VIII - Website

Section 1. The South Dakota Chess Website is the website for the SDCA.

Section 2. One critical task of the Website is to communicate the Tournament Calendar of Events to South Dakota Chess Association members and other players.

These Re-stated By-Laws of the South Dakota Chess Association were adopted at a meeting of the South Dakota Chess Association held on the _____ day of _____, 2007.

Dated _____

President, SDCA

Dated _____

Vice President, SDCA

Dated _____

Secretary-Treasurer, SDCA

(STATE OF SOUTH DAKOTA)

:ss Acknowledgement

COUNTY OF _____

On this _____ day of _____, 2007 before me

_____ the undersigned
officer,

personally appeared _____, President of the
South

Dakota Chess Association _____, Vice- President
of

the South Dakota Chess Association and

Secretary-Treasurer of the South Dakota Chess Association, know to me to be the
name of

the persons whose names are subscribed to the within and foregoing By-Laws of the
South

Dakota Chess Association and who therewith acknowledged that they executed the
same

for the purposes therein contained and that they are all in excess of eighteen years of age.

IN CERTIFICATION THEREOF, I have hereunto set my hand and official seal.

Notary Public-South Dakota

My commission expires:

Constitution and By-Laws of the South Dakota Chess Association