



National Collegiate Dodgeball Association, Inc.
Bylaws and Constitution
Season 2023-2024 / Version 1.0 / **NEW Changes**

Preamble and Introduction

National Collegiate Dodgeball Association, Inc. Bylaws & Articles of Incorporation as a 501(c)(3) Nonprofit Organization.

The Organization previously operated as an unincorporated student-run organization known as “Midwest Dodgeball Conference” (2004-2006). The name was changed to “National Collegiate Dodgeball Association” (2006-2014). The Organization was incorporated in Kentucky as a nonprofit organization on January 18th, 2014 and was granted 501(c)(3) tax-exempt status on November 16th, 2014 as “National Collegiate Dodgeball Association, Inc.”.

1. Naming and Offices

1.1 *Title* - The full and official title of this organization is “National Collegiate Dodgeball Association Inc.” It may be referred to by its official abbreviation, “NCDA”, or “National Collegiate Dodgeball Association”. It shall hereby be referred to in these Bylaws and subsequent Policies/Documents as “Organization”.

1.1.1 The Organization may establish such acronyms or abbreviations as may be appropriate for business use, and may establish logos, service marks, or trademarks as may be appropriate to further its purposes, mission recognition and goals.

1.2 *Status* - The Organization is incorporated as a nonprofit organization and licensed pursuant to the laws of the Commonwealth of Kentucky, abiding by the laws of all states or provinces in which it operates, and in accordance with the laws, rules, and regulations of a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code of the United States of America. The Organization shall be operated for charitable and educational purposes.

1.3 *Offices* - The Principal Office of the Organization shall be in the Commonwealth of Kentucky. Organization may have such other offices, either within or outside Kentucky, as the Executive Board may designate or as the affairs of the Organization may require.

1.4 *Domain* - The Organization shall aim to include and represent all collegiate dodgeball organizations and clubs in North America, including the United States, Canada, and Mexico; including their respective territories and dependencies. If a collegiate dodgeball organization wishes to join the Organization and is outside the United States, reasonable efforts shall be made for inclusion within the parameters outlined under Section 501(c)(3) of the Internal Revenue Code of the United States of America.

2. Purposes

Consistent with the Articles of Incorporation filed in the Commonwealth of Kentucky, the Organization shall operated under the following purposes:

2.1 *Abbreviated Purpose* - The purpose for which the Organization is organized is to act as the premier governing body that fosters an educational, athletic, and recreational atmosphere for collegiate-level competition in the sport of Dodgeball by involving its members in the organizing, promoting, and hosting of events.

2.2 *General Purpose* - The Organization is organized and operated for the following general purposes:

2.2.1 Exclusively for charitable and educational purposes and to foster national or international amateur athletic competition within the meaning of §501(c)(3) of the Internal Revenue Code of 1986 (as amended), including for such purposes, the making of distributions to organizations which are recognized as exempt from tax under such §501(c)(3); and

2.2.2 To exercise such of the rights, powers, duties and authority of a nonprofit corporation organized under the Nonprofit Corporation Act of the Commonwealth of Kentucky which are consistent with the preceding paragraph.

2.3 *Specific Purpose* - The specific purposes of the Organization include, without limitation, the following:

2.3.1 To foster, promote and advance participation in the growth and development of Dodgeball;

2.3.2 To encourage and assist amateur athletes and their participation in local, national and international competition in the sport of Dodgeball;

2.3.3 To educate and inform the public of all aspects of the benefits to be derived from Dodgeball;

2.3.4 To guard the interests of the members of the Organization and to encourage good sportsmanship and fair play;

2.3.5 To train students in basic skills up through advanced skills, and to encourage them to attend local, state, national, and international competitions and tournaments;

2.3.6 To make training programs open to all who have a desire to learn about Dodgeball and a desire to learn something about themselves.

2.3.7 To combat delinquency by providing the healthy extracurricular activity of Dodgeball which strives to help develop individuals in social, athletic, and wellness aspects; and

2.3.8 To represent area athletes and their parents within the rules and bylaws of the Organization.

3. Powers

The Organization shall be autonomous in its governance of the sport of Dodgeball, in that it independently shall determine and control all matters central to such governance, shall not delegate such determination and control to other organizations, and shall be free from outside restraint. This provision shall not be construed as preventing the Organization from contracting with third parties for administrative assistance and support in connection with its purposes or from delegating to its members the authority to conduct certain portions of the Organization's program. In connection therewith, and without limiting any powers granted by applicable state law, the Organization shall have the following powers:

3.1 *Coordination* - Serve as the coordinating body for collegiate competition in the sport of Dodgeball in the United States;

3.2 *Facilitation* - Conduct collegiate competition in the sport of Dodgeball, including regional and national championships and Events in the United States, and establish procedures for the determination of eligibility standards for participation in such competitions;

3.3 *Conflict Resolution* - Facilitate, through orderly and effective administrative procedures, the resolution of conflicts or disputes which involve any of its members, coach, trainer, manager, administrator, official, or Amateur Sports Organizations, which may arise;

3.4 *Offices* - Establish and maintain offices for the conduct of the affairs of the Organization;

3.5 *Publications* - Publish one or more newspapers, magazines, online publications or other publications consistent with its corporate purposes;

3.6 *Promotion* - Promote and encourage educational programs in the sport of Dodgeball, including programs that inform people of the virtues of good citizenship and Spirit of the Game, of the cultural aspects of amateur athletic activities, and of the benefits of physical fitness and participation in amateur athletic activities; and

3.7 *Furtherance* - Take such other actions and engage in such other activities as may be consistent with and in furtherance of the purposes of the Organization.

4. Definitions

4.1 *Member* - An enrolled student pursuing a degree at an Institution of Higher Education or Alumni of a Member Team. Administration and Staff of the Organization also become Members upon beginning their role in the Organization.

4.1.1 *Student-Athlete* - An enrolled student pursuing a degree at an Institution of Higher Education who also meets the requirements set forth by their respective Institution for intercollegiate competition belonging to their Institution's Dodgeball organization. Student-Athletes are the only sub-classification of Member permitted to participate in intercollegiate competition at Organization-sanctioned Events.

4.1.2 *Alumni* - Formerly enrolled student at an Institution of Higher Education who participated in at least one intercollegiate competition as a member of their Institution's Dodgeball organization. Alumni are permitted to act as Coach, Advisor, or other various roles of Member Team Administration but are strictly prohibited from actively participating in intercollegiate competition in the role as an Active Player. Alumni can serve the Organization as Officials, Staff, Administration, or other necessary roles. Alumni can, however, participate at Organization-sanctioned Events in Special Matches (See Article 4.3.1.1).

4.1.3 *Staff* - A Member serving in some role of the Organization. Competition restrictions are determined by the Member's status as either Student-Athlete or Alumni. If a Staff Member's status does not identify with Article 4.1.1 or Article 4.1.2, that member is not permitted to participate in Organization-Sanctioned intercollegiate competition. Staff can, however, participate at Organization-sanctioned Events in Special Matches (See Article 4.3.1.1)

4.1.4 *Administration* - A Member serving in some administrative role of the Organization. This includes members of the Executive Board, Committee Chairs, and other roles deemed Administration by the Executive Board. Competition restrictions are determined by the Member's status as either Student-Athlete or Alumni. If the Administration Member's status does not identify with Article 4.1.1 or Article 4.1.2, that member is not permitted to participate in Organization-Sanctioned intercollegiate competition. Administration can, however, participate at Organization-sanctioned Events in Special Matches (See Article 4.3.1.1)

4.2 *Member Team* - A group of Members attending the same Institution of Higher Education who agree to compete against other Member Teams. There can be only one Member Team per Institution of Higher Education. In order to become a Member Team of the Organization, they must:

4.2.1 Be a registered student organization or club sport of an Institution of Higher Education;

4.2.2 Have at least eight (8) eligible Members to participate in intercollegiate competition, as required by the Organization Rulebook;

4.2.2.1 This includes at least eight (8) Student-Athletes (Article 4.1.1)

4.2.3 Submit current contact information for scheduling purposes (upon receipt of information, the organization will be noted as an Upcoming Member Team);

4.2.3.1 *Upcoming Member Team* - A student organization at an Institution of Higher Education that has explicitly expressed interest in becoming a Member Team of the Organization, but has not yet completed all four requirements set forth under Article 4.2.

4.2.4 At least once per fiscal year, participate in an Organization-sanctioned Event under the Organization's ruleset against another Member Team. An inducting Match does not need to include a current Member Team, so two Upcoming Member Teams may play each other to attain Member Team status.

4.3 *Region* - A designated group of both Member Teams and Upcoming Member Teams. Regions are often determined by geographic location.

4.3.1 *Region Selection* - The NCDA Executive Board will determine the assortment of regions before the beginning of each season.

4.4 *Event* - An Organization-sanctioned Match, Series of Matches, or Tournament between at least two Member Teams (or any combination including an Upcoming Member Team) played under the Organization's ruleset.

4.4.1 *Match* - An Organization-sanctioned intercollegiate competition between two Member Teams (or any combination including an Upcoming Member Team) played under the Organization's ruleset.

4.4.1.1 *Special Matches* - An Organization-sanctioned Event that specifically permits Members, Alumni, Staff, and/or Administration to also participate in competition. These Events are solely for fun. These are recorded in the Records, but are not reflected in any Organization ranking of Member Teams.

4.4.2 *Series of Matches* - At least two Organization-sanctioned Matches in the same 24-hour time frame between at least two Member Teams (or any combination including an Upcoming Member Team) played under the Organization's ruleset. This type of Event typically does not determine an overall winner. It can also be referred to colloquially as a "round-robin" or "invitational".

4.4.3 *Tournament* - At least three Organization-sanctioned Matches in the same 72-hour time frame between at least four Member Teams (or any combination including an Upcoming Member Team) played under the Organization's ruleset. This type of Event may include an elimination bracket to determine an overall winner.

4.4.3.1 *Schedule Deadline* - A Captain of Host Team must release the schedule of the tournament no later than seven (7) days prior to the event to avoid the penalty of a yellow card ([Rulebook](#) Article 3.7.3).

4.4.3.2 *Trophy Events* - For events with a trophy/prize awarded to the winner, a schedule must be presented to the NCDA Executive Board for approval in order to ensure fairness for participating teams.

4.4.4 *Nationals* - Nationals is the post-season Tournament to determine a champion Member Team of the Organization for a fiscal year.

4.4.4.1 *Host* - The interested Member Teams that wish to host Nationals of the following year will officially announce their nomination at the Annual Captains' Meeting.

4.4.4.2 *Voting for Host* - Nominations for a Host for Nationals of the following year will remain open until May 15th. Once that time frame has expired, a voting ballot will be sent out to each of the Member Teams on May 31st. Each Member Team will be given one vote. Member Teams will have until June 15th to submit their voting ballot. The Board will announce the results by July 1st.

4.4.4.3 *Date* - Nationals is typically held on one of the first two weekends of April. Nationals has the option to run Friday-Sunday or Saturday-Sunday. Dates are reliant on the availability of the Host's facilities.

4.4.4.3.1 *Avoided Dates* - The Organization shall do everything in its power to avoid scheduling Nationals during the same time as any Member Team's Spring Break and Easter.

4.4.4.4 *Member Team Requirements for Participation at Nationals* - Member Teams must fulfill the following requirements before being allowed to participate at Nationals:

4.4.4.4.1 *Entrance Fee* - Member Teams are required to pay a Nationals Entrance Fee in order to participate in the Event. The amount will be determined by the Director of Nationals based on the budget.

4.4.4.4.2 *Regular Season Match Requirement* - Member Teams must have participated in at least three Matches between the beginning of the fiscal year and the first day of Nationals.

4.4.4.4.3 *Member Team Obligations* - Member Teams are also required to abide by all conditions stated in the Member Team Obligations section of these bylaws [Article 7].

4.4.4.5 *Non-Bracket Format* - The days of the Event other than Sunday will be a round-robin style of competition. Each Member Team will compete against three unique Member Teams. A Member Team's competitors will be determined by the following factors:

4.4.4.5.1 *Requested Game* - Each Member Team will provide the Nationals Committee with a list of two other Member Teams they would like to compete against. Depending on the other factors below, Each Member Team will compete against at least one of their Requested Games.

4.4.4.5.2 *Unique Matchup* - Each Member Team will compete against one opponent at Nationals they have not competed against during the current fiscal year.

4.4.4.5.2.1 *Exception* - If a Member Team has competed against

every other attending Member Team at Nationals during the regular season, they shall compete against the Member Team they have competed against the least amount of times in the current fiscal year.

4.4.4.5.3 *Evenly Matched Opponent* - Each Member Team will compete against at least one opponent at Nationals that is within one standard deviation of their ranking.

4.4.4.5.4 *Overlap* - If any of the three factors above overlap with one another. The rest of the matches for that Member Team will be determined based on what the schedule of competitors allows.

4.4.4.6 *Championship Bracket* - The Sunday of Nationals will be a single-elimination bracket. The Member Team which goes undefeated on the Sunday of Nationals will be determined the NCD A Champions.

4.4.4.6.1 *Bracket Seeding* - The top 16 varsity teams will be seeded in the bracket for the Sunday of Nationals based on the following criteria:

4.4.4.6.1.1 *Value* - The Matches during the Non-Bracket portion of Nationals will have the value of 150% of a regular season match. The seeding of the Bracket will reflect the ranking of the Member Teams based on the regular season Matches and the Matches played during the Non-Bracket portion of Nationals.

4.4.4.6.1.2 *Seeding Changes* - The seedings may not be changed for any reason.

4.4.4.6.2 *Championship Match* - The NCD A Executive Board is required to officiate the final match in the single-elimination bracket to determine the overall winner.

4.4.4.7 *Consolation Bracket* - All teams who did not qualify for the Championship bracket will be placed in a single-elimination consolation bracket.

4.3.4.7.1 *Bracket Seeding* - The consolation bracket seeding will follow the same criteria as the Championship bracket.

4.4.4.8 *Special Matches* - Nationals will also host Special Matches that have no bearing on results or Member Teams. The Special Matches are purely for fun.

4.4.4.8.1 *Alumni/Staff Game* - The Alumni/Staff Game gives the opportunity for any attending Alumni or Staff to compete in a 25-minute Match against one another.

4.4.4.8.2 *Ladies Match* - The Ladies Match gives the opportunity for any attending females to compete in a 25-minute Match against one another.

4.4.4.8.3 *All Star Game* - The All Star Game gives the opportunity for the most talented Members of the Organization to compete in a 25-minute Match against one another.

4.4.4.8.3.1 *Format* - The entire format of the All Star Game shall be determined by the DoN and the Nationals Committee.

4.4.4.9 *Captains' Meeting* - On Saturday of Nationals after all games have been played for the day, the Board will host the annual Captains' Meeting which is mandatory for all Captains and/or Officers of the attending Member Teams. The Captains' Meeting agenda shall cover the following:

4.4.4.9.1 Introduction to Meeting and Introduction of Board.

4.4.4.9.2 Roll Call of Member Teams.

4.4.4.9.3 Match Results so far.

4.4.4.9.4 Bracket Seedings and Schedule.

4.4.4.9.5 Research and Development.

4.4.4.9.6 Review of Rule Changes that took effect this year.

4.4.4.9.7 Review of Rule Change proposals for next year.

4.4.4.9.8 Policy and Bylaws update.

4.4.4.9.9 Treasury Report.

4.4.4.9.10 Growth of Organization.

4.4.4.9.11 Bids for next year's Nationals Host.

4.4.4.9.12 Nominations for open Board member positions.

4.4.4.9.13 Summer Events.

4.4.4.9.14 Thanks and Adjournment.

4.4.5 *Regional Cup* - The Regional Cup is a trophy tournament held typically in February to determine a regional champion Member Team for a fiscal year.

4.4.5.1 *Regional Cup Host* - Member Teams that wish to host their regional cup must officially announce their nomination to host to the executive board before December 1st of each year.

4.4.5.2 *Voting for Regional Cup Host* - After the nomination time frame has expired, a voting ballot will be sent out to the Member Teams of each respective region. Each Member Team will be given one vote to select the host of their regional cup. Member Teams will have until December 15th to submit their voting ballot. The Board will count the vote and announce the results as soon as possible.

4.4.6 *Consecutive Matches* - As a safety precaution, a Member Team (or Upcoming Member Team) must take a 30-minute break after playing three (3) consecutive Matches at an Event.

5. Executive Board

5.1 *In General* - The Organization shall be governed by an Executive Board whose members are selected in accordance with the provisions of these Bylaws. Henceforth, the Executive Board will be referred to as the “Board” in these Bylaws and subsequent Policies and Documents.

5.2 *Authority* - The Board shall represent the interests of the Dodgeball community for Dodgeball in North America and its Members by providing the Organization with policy, guidance and strategic direction. The Board shall oversee the management of the Organization and its affairs. The Board shall focus on long term objectives, impacts, and day-to-day management of the Organization. In addition, the Board shall perform the following specific functions, among others:

- 5.2.1 implements, procedures to orient new Board members, to educate all Board members on the business and governance affairs of the Organization, and to evaluate the performance of the Board;
- 5.2.2 reviews and approves the Organization’s strategic plan and the annual operating plans, budget, business plans, and corporate performance;
- 5.2.3 sets policy and provides guidance and strategic direction to management on significant issues facing the Organization;
- 5.2.4 reviews and approves significant corporate actions;
- 5.2.5 oversees the financial reporting process, communications with donors, and the Organization's legal and regulatory compliance program;
- 5.2.6 oversees effective corporate governance;
- 5.2.7 approves financial strategies, borrowing commitments, and long-range financial planning;
- 5.2.8 reviews and approves financial statements, annual reports, audit and control policies, and, selects independent auditors;
- 5.2.9 monitors whether the Organization’s assets are being prudently invested;
- 5.2.10 monitors the Organization’s compliance with laws and regulations and the performance of its broader responsibilities; and
- 5.2.11 ensures that the Board and staff are properly structured and prepared to act in case of an unforeseen corporate crisis.

5.3 *Diversity* - The Organization is committed to taking meaningful and intentional actions to promote diversity among Board members. Organization recognizes the need to promote and enhance diversity throughout the sport of Dodgeball and diversity among Board members is consistent with and in furtherance of that overall goal. Board members shall be selected without regard to race, color, religion, age, gender, sexual orientation, national origin or disability.

5.4 *Composition* - The Board shall be composed of ten Chairs. The President and Treasurer will be directly elected positions, and only qualified candidates may run for the position of President and Treasurer. The Director of Nationals is internally elected or appointed by the Member Team hosting Nationals. The remaining five positions are Open positions, candidates running for the Board as a general Directorship. Nine of the Chairs that make up the Board will be voting members, and one of the Chairs of the Board [Director of Nationals] will act as a non voting member:

5.4.1 *President*

5.4.1.1 *Responsibilities* - The President is to maintain and manage the Organization. Some specific duties include, but are not limited to:

5.4.1.1.1 *Presence* - Acting as the public face of the Organization.

5.4.1.1.2 *Bylaws* - Maintaining the Policies, Bylaws, and Constitution of the Organization.

5.4.1.1.3 *Assistance* - Assisting all other Board members with their responsibilities.

5.4.1.1.4 *Announcements* - Making official announcements on behalf of the Organization.

5.4.1.1.5 *Laws and Regulations* - Maintain understanding of laws, policies, and procedures for 501(c)(3) organizations in the United States.

5.4.1.1.6 *Voting* - Voting on all decisions made for the organization.

5.4.1.1.7 *Relationships* - Establishing and maintaining relationships with potential sponsors and other shared-interest organizations in the United States and elsewhere.

5.4.1.1.8 *Success* - Maintaining and promoting the success of the Organization.

5.4.1.1.9 *Other tasks* - Doing any task deemed necessary.

5.4.1.2 *Term* - The President's term shall be for the duration of two fiscal years. The President's term shall begin and end at the start of the fiscal year ending with an even number (e.g. 2016, 2018, 2020).

5.4.1.2.1 *Term Limit* - The president shall not serve more than two (2) consecutive terms and there shall be a minimum of one (1) year between the expiration of the second consecutive term and the start of a new term.

5.4.1.3 *Voting Power* - This position allows for one vote on the Board.

5.4.2 *Treasurer*

5.4.2.1 *Responsibilities* - The Treasurer is to maintain and manage the finances of the Organization. Some specific duties include, but are not limited to:

5.4.2.1.1 *Laws and Regulations* - Maintain understanding of laws and

regulations associated with finances in nonprofit organizations under the parameters outlined under Section 501(c)(3) of the Internal Revenue Code of the United States of America.

5.4.2.1.2 *Banking* - Maintain relationships with the bank, signing checks, and investing excess funds wisely under the parameters outlined under Section 501(c)(3) of the Internal Revenue Code of the United States of America.

5.4.2.1.3 *Oversight* - Being knowledgeable about who has access to the Organization's funds, and any outstanding bills or debts owed, as well as developing systems for keeping cash flow manageable.

5.4.2.1.4 *Budgets* - Developing the annual budget as well as comparing the actual revenues and expenses incurred against the budget.

5.4.2.1.5 *Financial Policies* - Overseeing the development and observation of the organization's financial policies.

5.4.2.1.6 *Reports* - Keeping the Board regularly informed of key financial events, trends, concerns, and assessment of fiscal health in addition to completing required financial reporting forms in a timely fashion and making these forms available to the board.

5.4.2.1.7 *Dues* - Collecting annual membership dues from each represented Member Team.

5.4.2.1.8 *Creating invoices* - Create and maintain record of invoices sent to vendors and Member Teams.

5.4.2.1.9 *Filing Taxes* - Filing annual federal taxes. This includes but is not limited to Form 990 or any variations of that form along with the subsequent Schedules associated with it.

5.4.2.1.10 *Research* - Seeking guidance from outside sources when questions arise.

5.4.2.2 *Term* - The Treasurer's term shall be for the duration of two fiscal years. The Treasurer's term shall begin and end at the start of the fiscal year ending with an even number (e.g. 2016, 2018, 2020).

5.4.2.2.1 *Term Limits* - The Treasurer do not have an imposed term limit.

5.4.2.3 *Voting Power* - This position allows for one vote on the Board.

5.4.3 *Open Directors*

5.4.3.1 *Position* - The remaining seven (7) positions of the elected Board shall be fluid in responsibilities and actions, dependent upon the particular skill sets and interests of the elected individual.

5.4.3.1.1 *Term* - The Open Directors' terms shall be for the duration of two fiscal years.

5.4.3.1.1.1 Three of the Open Directors' terms shall begin and end at the start of the fiscal year ending with an odd number (e.g. 2015, 2017, 2019).

5.4.3.1.1.2 Four of the Open Directors' terms shall begin and end at the start of the fiscal year ending with an even number (e.g. 2016, 2018, 2020).

5.4.3.3 Voting Power - Each Open Director position allows for one vote on the Board.

5.4.3.2 *Responsibilities* - The Open Directors ("OD") of the Board have a shared responsibility, in part, for contributing to the management, development, and completion of the following groups/teams/committees, tasks, and projects:

5.4.3.2.1 *Rulebook Maintenance*

5.4.3.2.1.1 *Rulebook Committee* - Creating and managing the Rulebook Committee.

5.4.3.2.1.1 *Rulebook Publication* - Publishing a new version of the Organization Rulebook each year with the appropriate changes.

5.4.3.2.2 *Officiating Crew Development*

5.4.3.2.2.1 *Officials* - Managing the Officiating Staff and assisting in scheduling of Officials for Events as deemed necessary.

5.4.3.2.2.2 *Training* - Create and distribute Officiating Staff training material.

5.4.3.2.3 *Records and Rankings*

5.4.3.2.3.1 *Records* - Maintain official records of Matches played.

5.4.3.2.3.2 *Rankings* - Maintain the Ranking Systems for Member Teams of the Organization.

5.4.3.2.3.3 *Statistics* - Develop and maintain statistics for the Organization.

5.4.3.2.4 *Development Team* - Direct the Development Team, which consists of front end web developers, back end programmers, and any other colleagues needed to fulfill the tasks of the office.

5.4.3.2.4.1 *Development and Improvement* - Seek development and improvement opportunities for the Organization's technological growth.

5.4.3.2.5 *Content Team* - Direct the Content Team, consisting of Content

Writers, Podcast Hosts, Graphic Designers, and any other Members as needed to fulfill the tasks of the office.

5.4.3.2.5.1 *Articles* - Keep the Organization's website in order by posting regular articles on mostly Dodgeball related subjects.

5.4.3.2.5.2 *Updating* - As director of the Content Team, keep the Organization's website in order by maintaining and updating existing static content, while introducing new content as needed.

5.4.3.2.5.3 *Production* - As director of the Content Team, produce both written or graphical elements of print, as required by the Organization's operations.

5.4.3.2.5.4 *Social Management* - As director of the Social Management Team, maintain the Organization's online social identity and presence.

5.4.3.2.6 *Organizational Growth and Recruitment* - Actively work to assist in the growth and recruitment of new organizational Members and Member Teams.

5.4.3.2.6.1 *Recruitment* - Actively seek out potential Member Teams.

5.4.3.2.6.2 *Assistance* - Help prospective Member Teams in creating the team at their institute of higher education.

5.4.3.2.6.3 *Advisor* - Act as advisor for new Member Teams to make sure their transition into the Organization goes smoothly.

5.4.3.2.6.4 *Follow up* - Follow up on old leads for prospective new Member Teams.

5.4.3.2.6.5 *Campaigns* - Develop campaigns for recruiting new Member Teams into the Organization.

5.4.3.2.6.6 *League Ambassadors* - Managing and recruiting the League Ambassadors.

5.4.3.2.7 *Alumni Relations* - Managing the Office of Alumni Relations. Keeping alumni involved in the Organization.

5.4.3.2.8 *Charitable Organizations* - Working to create and maintain relationships with charitable organizations. Working with the President on campaigns that both help with recruitment and raise funds for charitable organizations.

5.4.3.2.8.1 *Community* - Creating campaigns to help develop positive relationships with our Organization and the communities the Members belong to.

5.4.3.2.9 *Public Relations* - Assist the President in the development and maintaining of relationships with like, and complimentary, organizations.

5.4.3.2.9.1 *Campaigns* - Develop and launch publicity campaigns.

5.4.3.2.10 *Other Tasks* - Assisting other directors on tasks related to the benefit of the organization.

5.4.3.2.11 *Female Relations* - Manage the development and growth of the Women's division and maintain a supportive relationship with Women's involvement throughout all areas of the organization.

5.4.4 *Director of Nationals*

5.4.4.1 *Responsibilities* - The Director of Nationals ("DoN") is responsible for the planning, organization, and execution of the annual end-of-season event "Nationals". Some specific duties include, but are not limited to:

5.4.4.1.1 *Nationals Team* - Requires assembling and working in a team, including a non-voting Assistant Director of Nationals, to ensure Nationals Event is the prime standard for all other organizational events.

5.4.4.1.2 *Communication* - Maintain regular communication to keep the Organization up-to-date with necessary and related issues, which may include social media updates, website articles, email, or phone correspondence.

5.4.4.1.3 *Integrity* - Maintain the Organization's image, integrity, and spirit in planning the Event.

5.4.4.1.4 *Reservations* - Reserve adequate court space for Event, including reserving a location for the annual Captains' Meeting.

5.4.4.1.5 *Accommodations* - Use the size of the Event and the amount of attendees to negotiate and secure arrangements for lodging accommodations, event shirts, and any other purchases that benefit from bulk purchasing power.

5.4.4.1.6 *Budgeting* - Create and maintain a budget for total Event expenses, which may include applying for funding from the Host Institution.

5.4.4.1.7 *Entry Fee* - Set the Event Entry Fee and collect from attending Member Teams.

5.4.4.1.8 *Safety* - Ensure the safety of all visitors and Members during the course of the Event.

5.4.4.1.9 *Scheduling* - With assistance from the other members of the Board, create and announce schedule of the Event which includes: the Captains' Meeting, League Picture, Match schedule, Officiating

assignments, and other necessary Event plans.

5.4.4.1.10 Along with any present members of the Board, declare the Nationals Championship team and present the Member Team with the Nationals Trophy.

5.4.4.2 *Term* - The DoN's term shall be for the duration of one fiscal year. The DoN's term shall begin at the start of the fiscal year in which the institution they represent is hosting Nationals.

5.4.4.3 *Voting Power* - This position acts as a nonvoting member on the Board.

5.5 *General Qualifications* - Each Board member shall exhibit the following general qualifications below:

5.5.1 Be at least eighteen (18) years of age;

5.5.2 Be of good character;

5.5.3 Be judged, qualified, and appropriate for the particular position;

5.5.4 Be committed to serving in the best interest of the Organization and the sport of Dodgeball regardless of the constituency that elects the Board member;

5.5.5 Be willing to adhere to the Organization's policies and procedures;

5.5.6 Possess strong communication and interpersonal skills;

5.5.7 Must be able to commit at least 8 hours each week throughout their term;

5.5.7.1 Some positions may involve more of a time commitment during certain periods of their year;

5.5.8 Be a member of the Organization in good standing; and

5.5.9 Board members shall not represent any one region, district or constituency group and shall act in the best interests of the Organization without regard to geographic allegiance or other concerns.

5.6 *Term Limits* - Open Directors do not have imposed term limits

5.7 *Election and Appointment* - Board members shall be elected as follows:

5.7.1 *Nominations* - Nominations for an open Board position are made by any Member Teams between April 1st and May 15th.

5.7.2 *Eligibility* - Alumni and current Student-Athletes are eligible to serve on the Board.

5.7.2.1 *Over-Representation* - No current or former Member of a Member Team may hold enough positions on the Board to establish a quorum. (*four of seven voting Board members may not belong to or are alumni of the same Institute of Higher Education.)

5.7.3 *Acceptance* - Nominees must accept their nominations by May 20th.

5.7.4 *Voting Ballot* - Member Teams will receive one voting ballot by May 31st.

5.7.5 *Voting* - Member Teams will submit one ballot each following the preferential voting system by June 15th.

5.7.5.1 *Alumni Voting* - Alumni will also get to vote as a collective team. All Alumni votes will be counted up and the majority winner will be cast as their vote. The collective Alumni vote will count the same as one Member Team.

5.7.6 *Position* - The winners of the election will have to either accept or deny their position by June 22nd.

5.7.7 *Announcement* - The new Board members will be announced via website article on July 1st.

5.7.8 *DoN* - The DoN is not an elected position. The Member Teams of the Organization vote on a Host for Nationals of the following year. The winning Member Team of the Nationals Host election will internally elect or appoint a Member of the Organization to act as Director of Nationals. This elected or appointed Member must also accept their role as DoN. Traditionally, the DoN has been either a Student-Athlete or Alumni of the Member Team hosting Nationals.

5.8 *Meetings* - The Board shall virtually meet at least five (5) times per fiscal year. Additional meetings may be scheduled by the President as necessary. The annual meeting shall be a face to face meeting occurring once per year, and shall constitute as one of the five (5) meetings required by Article 5.8.

5.8.1 *Special Meetings* - A special meeting of the Board of may be held at any time and at any place when called by the President of the Board or by four (4) or more Board members after proper notice has been given pursuant to Article 5.8.4.

5.8.2 *Attendance at Meetings* - Board members shall attend all regular meetings of the Board whenever practicable, and physical attendance is required at the annual meeting and at other regular meetings unless alternative arrangements have been made with the President. An attending OD shall monitor the attendance of Board members at meetings of the Board and Board members who fail to attend meetings shall be required to explain the reason or reasons for their absence to the President.

5.8.2.1 *Meeting Absence* - Any member of the Board who fails to attend at least three-quarters of the meetings of the Board during his or her initial term shall not be eligible for re-election to a second term unless the Board determines that unique and extraordinary circumstances prevented a particular individual from attending at least three-quarters of the meetings of the Board during his or her initial term, in which case such individual shall be deemed eligible for re-election to a second term.

5.8.3 *Remote Presence* - Unless otherwise provided by law, the Articles of Incorporation or these Bylaws, Board members may participate in any meeting by means of a

conference telephone, web conferencing, or similar communication device through which all persons participating in the meeting can hear each other at the same time, and participation by such means shall constitute presence in person at a meeting.

5.8.3.1 Meetings of the Board may take place entirely through the use of a conference telephone, web conferencing, or similar communication device if circumstances require that a meeting be conducted in such manner, as determined by the President.

5.8.4 *Notice* - Notice of any meeting of the Board shall be given by the President or by the President's designee. Notice of each regular meeting of the Board, stating the place, day and hour of the meeting, along with the agenda and any supporting materials, shall be given to each Board member prior to the time designated for the meeting. Written notice may be delivered by electronic transmission.

5.8.4.1 Reasonable notice consisting of at least five (5) days prior notice of the time and place of special meetings of the Board shall be given to each Board member. Such notice need not specify the purposes of a meeting, unless otherwise required by law, the articles of incorporation or these Bylaws or unless there is to be considered at the meeting:

5.8.4.1.1 contracts or transactions of Organization with interested persons;

5.8.4.1.2 amendments to the Articles of Incorporation or these Bylaws;

5.8.4.1.3 an increase or decrease in the number of Board members;

5.8.4.1.4 removal or suspension of a Board member; or

5.8.4.1.5 the merger or conversion of the Organization.

5.8.4.2 Subject to all applicable law, the transactions of any meeting of the Board, however called and noticed or wherever held, shall be as valid as though there had been a meeting duly held after regular call and notice if a quorum is present and if, either before or after the meeting, each of the Board members not present signs a written waiver of notice.

5.8.4.3 A Board member may waive notice of any meeting before or after the time and date of the meeting.

5.8.5 *Quorum* - At any meeting of the Board a simple majority of the Board members then in office shall constitute a quorum. Any meeting may be adjourned by a majority of the votes cast upon the question, whether or not a quorum is present, and the meeting may be held as adjourned without further notice.

5.8.6 *Action by Vote* - When a quorum is present at any meeting, a majority of the Board members present at the meeting shall decide any question, including election of officers, unless otherwise provided by law, the Articles of Incorporation or these Bylaws.

5.8.7 *Action by Writing* - Any action required or permitted to be taken at any meeting of the Board may be taken without a meeting if the Board members are provided the notice, two-thirds of all Board members then in office consent to the action in writing and the written consents are filed with the records of the meetings of the Board. Such consents shall be treated for all purposes as a vote at a meeting. If the President or presiding officer receives a written demand that such action not be taken without a meeting, then the Board shall hold a meeting to vote on the action.

5.9 *Removal* - At any meeting of the Board, any Board member may, by a vote of not less than six-sevenths of the Board Members then in office, be removed from office for cause and a successor may be appointed pursuant to Article 5.11 *Vacancies*. The Board member in question shall not participate in the vote. For purposes of this Section "cause" shall mean the failure by the Board member to carry out his or her duties or responsibilities as a Board member or any action or inaction which materially and adversely affects or may affect the Organization.

5.10 *Resignation* - Any Board member may resign at any time by giving written notice to the President. Such resignation shall take effect at the time specified therein or, if no time is specified, at the time of acceptance of the resignation as determined by the Board.

5.11 *Vacancies* - In the event of the death, resignation, or removal of a Board member, the Board may elect a successor for the unexpired term. The Board shall have and may exercise all their powers notwithstanding the existence of one or more vacancies in their number.

5.11.1 *Replacement* - Each Board member so elected shall serve for the unexpired portion of the term of the Board member being replaced.

5.12 *Compensation* - No compensation shall be paid to any Board member for services as a Board member but, at the discretion of the Board, a Board member may be reimbursed for travel and actual expenses necessarily incurred in attending meetings and performing other duties on behalf of the Organization.

5.13 *Hierarchy* - The Board has a flat hierarchy, with the Office of the President acting as the public figure of the Organization. The President has no more power than any other member on the Board, but will be viewed and portrayed as the ultimate authority. This is not done to misrepresent the power structure of the Organization, it is simply more effective to allow one member of the Board to act as the public figure.

5.13.1 *Member Teams* - Member Team Officers will report directly to the appropriate Board Member depending on their intent in relation to their respective Member Team concerning Events, Policies, rule inquiry, financial status, news and announcements, etc.

6. Rulebook, Bylaws, and Policies

The Organization is a fluid entity and is flexible to change and further consideration. The Organization opens its ears to all suggestions for change.

6.1 *Suggestions* - Members are encouraged to voice their opinions for change at any time on the Organization's official online forum or website.

6.1.1 *Deadline for Consideration* - Any Member can submit any number of suggested alterations to be made to the Bylaws or Rulebook, which will be voted on for consideration at the Captains' Meeting (Article 6.3). These suggestions for change must be submitted no later than one week prior the starting day of Nationals of that same year. Any suggested changes submitted after this deadline will not be considered for change and must be resubmitted for the succeeding year.

6.2 *Discussion* - Members are to discuss the Suggestions year-round in order to ensure the best possible outcome.

6.3 *Captains' Meeting* - Options discussed on the Organization's official forum or website, will be brought to a vote for further consideration at the annual Captains' Meeting during Nationals (Article 4.3.4.8).

6.3.1 *Vote* - This vote is purely to decide whether the change should be voted on during the official electronic vote. A majority of Member Teams present at the Captains' Meeting must vote "yes" in order for the change to appear on the official ballot.

6.3.2 *Discussion* - Discussion on changes (Article 6.2) should not cease after the Captains' Meeting vote. Members still have time to persuade each other before the official ballot is sent out.

6.4 *Voting Ballot* - Member Teams will receive one voting ballot distributed by the executive board on **May 31st**.

6.5 *Voting* - Member Teams will submit one ballot each following the preferential voting system by **June 15th**.

6.5.1 *Intra-team Voting* - It is encouraged that Member Team officers communicate with their Member Teams in order to gain an appropriate consensus regarding the changes.

6.6 *Announcement* - The new changes will be announced via website article on **July 1st**.

6.6.1 The new changes take effect at the same time the website article is published.

6.7 *Publication* - The documents reflecting these new changes will be published no later than **July 31st**.

6.8 *Nonconsenting Change* - Alterations to the Rulebook, Policies, and Bylaws may be made by

the Board without the consultation of the Member Teams if the changes do not alter the format/style of the game, but are merely changes in phrasing, or for clarity purposes.

6.8.1 If Nonconsenting Change is made, an article must be published on the Organization's website to update the Members of the change. It is at the point of publication of the website article that these Nonconsenting Changes will go into effect.

6.9 *Board Overturn Power* - The Board has the power to overturn any measure affirmed by the Member Teams in the preseason election, but only by a supermajority of three-fourths of the elected Board. The board's power to overturn expires on July 1st when ballot results are published.

6.9.1 *Exception* - The Overturn Power outlined in Article 6.9 does not apply to elections for Board positions.

6.9.2 *Member Team Veto Power* - The Member Teams have the ability to veto the Board's passed overturn decision (Article 6.9), but only through a supermajority of three-fourths of the casted ballots after achieving a quorum. Member-Team's have until July 15th to submit their vote to veto.

6.9.2.1 - This Member Team Veto Power is automatically exercised when the Board overturns a measure affirmed by the Member Teams (Article 6.9). The Veto ballot will be sent to Member Teams immediately after the decision is made by the Board to overturn the measure affirmed by the Member Teams.

7. Member Team Obligations

It is the responsibility of the Member Teams to maintain a certain repertoire to keep their status in the Organization. Member Teams are to:

7.1 Pay annual Organization Membership Dues in a timely manner.

7.1.1 Membership dues are \$200 per fiscal year per Member Team but are subject to change with an adequate notice to the Member Teams by August 31st.

7.1.2 Member Teams are given a grace period of at least 19 months upon changing their status from Upcoming Member Team to Member Team after their first Match is played in the Organization.

7.1.2.1 The first Membership Dues will be paid by a Member Team after a time period in which two Nationals Championship Games have been played since the Member Team's first Organization-sanctioned Match.

7.1.2.1.1 Example: If a Member Team's first Match is in February of 2016, they will be required to pay their first Membership Dues in December 2017. This is because the Nationals Championship Game in April 2016 and April 2017 would have been played. Thus, the Member Team will be required to pay Membership Dues for the 2018 Season, which would be due on December 31, 2017.

7.1.2.1.2 Example: If a Member Team's first Match is in September of 2016, they will be required to pay their first Membership Dues in December 2018. This is because the Nationals Championship Game in April 2017 and April 2018 would have been played. Thus, the Member Team will be required to pay Membership Dues for the 2019 Season, which would be due on December 31, 2018.

7.1.3 Only teams which have paid Organization Membership Dues will be eligible to vote on rule and policy proposals within the given year

7.2 Report Member Team contact information each year to the Organization.

7.3 Report Event results to the Organization upon completion of the Event.

7.4 Appear at Events priorly committed to.

7.4.1 *Forfeits* - If a Member Team has previously committed to attend an Event, but later decides not to attend an Event, they must announce their intention to cancel within a defined time period.

7.4.1.1 If a Member Team cancels seven (7) or more days prior to the Event, no forfeits may be imposed on that Member Team.

7.4.1.2 If a Member Team cancels less than seven (7) days prior to the Event, but another Member Team replaces the canceling Member Team, no forfeits may be imposed on the canceling Member Team.

7.4.1.3 If a Member Team cancels less than seven (7) days prior to the Event, and no other Member Team can replace the canceling Member Team, a forfeit will be applied to the canceling Member Team's Matches.

7.4.1.3.1 *Determination of Forfeits* - A participating Member Team may propose a forfeit be applied to the canceling Member Team's Matches by submitting a written request to the Board. A Board vote will determine the application of forfeits.

7.4.1.3.1.1 The Board will determine whether the cause for absence from the Event is justified. Examples of why it would be justified include, but are not limited to: adverse weather conditions, traffic accident, death, etc.

7.4.1.3.2 *Application of Forfeits* - There are different scenarios in which a Member Team's absence will affect the way the forfeits are applied.

7.4.1.3.2.1 If four (4) or fewer Member Teams (including any combination of Upcoming Member Teams) have committed to attending an Event, but one of those Member Teams cancels without being replaced by another Member Team less than seven

(7) days prior to the Event (Article 7.4.1.3), the other Member Team(s) attending this Event will receive one (1) Forfeit Win to their record over the canceling Member Team. The canceling Member Team will receive a Forfeit Loss on their record to the other Member Team(s) attending this Event.

7.4.1.3.2.2 If five (5) or more Member Teams (including any combination of Upcoming Member Teams) have committed to attending an Event, but one of those Member Teams cancels without being replaced by another Member Team less than seven (7) prior to the Event (Article 7.4.1.3), the other Member Teams attending this Event will not receive a Forfeit Win to their record over the canceling Member Team as long as they play at least three (3) Matches at this Event against three (3) unique Member Teams. Any attending Member Team who does not play at least three (3) Matches at the Event against three (3) unique Member Teams will receive one (1) Forfeit Win over the canceling Member Team. The canceling Member Team will receive a total of three (3) Forfeit Losses to their record against any attending Member Team who did not play at least three (3) Matches against at least three (3) unique Member Teams. If the total number of attending Member Teams who did not play at least three (3) Matches against at least three (3) unique Member Teams is less than three (3), then the canceling Member Team's remaining Forfeit Losses shall be imposed against a Ghost Team.

7.4.1.3.2.2.1 *Ghost Team* - A Ghost Team exists purely as a means of punishment for Member Teams forfeiting from larger sized Events. A Ghost Team's rating shall equal the rating of the forfeiting team.

7.4.1.3.2.3 *Eboard Justification* - If the cancellation of a Team is determined justifiable by the Board, the canceling Team will not receive forfeit losses. If the cancellation of a Team results in any other participating Team to not be able to play three (3) matches against three (3) unique Teams, the participating Team will receive a Forfeit Win over a Ghost Team (7.4.1.2.2.1).

7.4.1.3.3 *Forfeit Loss* - When imposed, a Forfeit Loss is imposed on the Member Team who canceled. It is recorded as one (1) loss with a 0-1 result.

7.4.1.3.4 *Forfeit Win* - When imposed, a Forfeit Win is awarded to the appropriate attending Member Teams (Article 7.4.1.3.2.2) participating in

the Event. Recorded as one (1) win with a 1-0 result.

7.4.1.3.5 *Box Score* - [Attending Member Team] def [Forfeiting Member Team] 1-0 (F).

7.4.2 *Attended Forfeits* - If a Member Team has attended an Event and decides to forfeit a match with greater than 4 minutes remaining, they must also forfeit all upcoming matches at that tournament. Only applicable to Regional Cup Events and Nationals. Forfeits are to be applied per article 7.4.1.3.2.

7.5 Play by the ruleset outlined by the Organization.

7.5.1 *Rulebook Quiz* - The rulebook quiz is created by the rulebook committee [5.4.3.2.1.1] and is published by September 1st.

7.5.1.1 *Rulebook Quiz Completion* - Captains and coaches must pass the rulebook by completing the quiz to the requirements set therein before each event [4.4]. If a captain or coach competes as such without passing the quiz, the team will be issued a team yellow card as outlined by rulebook article 3.7.3.1.1 for each match of the event.

7.6 Portray themselves in a manner that reflects positively on the Organization.

7.7 Vote on issues, rule changes, policy alterations, and other matters asked of them by the Organization.

7.8 Be the exclusive Member Team of your respective institution of higher education.

7.8.1 There can be only one Member Team per institution of higher education.

7.8.2 This does not forbid the existence of "B" or JV teams.

7.8.2.1 A B-team may only participate at Organization-sanctioned events that also includes a full roster of the "A" team from the same institution of higher education.

7.8.2.2 No member may be rostered on both the A-team and B-team at the same event

7.8.2.3 Matches between the A-team and B-team will result in no ranking adjustments.

7.8.2.4 In a single event, an A-team may only play one (1) match versus a B-team for a ranking exchange.

7.8.2.5 B-teams are ineligible to qualify for the Single-Elimination bracket on the Final day of the National Event.

7.9 Mandate that all Members of the Member Team submit the Organization [Membership Registration Form](#) each fiscal year prior to participating in any Organization-sanctioned Event. In

this form Members must agree to the terms and policies of the Organization's Release of Liability Policy, Conduct Policy, and these Bylaws.

7.9.1 The President and/or Captain of the Member Team become responsible for any Member of their Member Team that fails to submit the Organization Membership Registration Form each fiscal year prior to participating in any Organization-sanctioned Events.

7.9.2 A Member will be suspended indefinitely from participating in Organization-sanctioned Events if they are found in violation of any of the Organization's Bylaws, Policies, or Rulebook requirements.

7.10 Have fun.

8. Committees

Committees are formed by the Organization as a method for involving more Members in the behind-the-scenes tasks of the Organization. Committees also help alleviate the workload from the Board.

8.1 *In General* - Organization shall have the following standing committees:

8.1.1 Rulebook Committee;

8.1.2 Content Team;

8.1.3 Development Team;

8.1.4. Judicial Committee;

8.1.5 Alumni Relations Committee;

8.1.6 League Ambassadors;

8.1.7 Nationals Committee;

8.1.8 Records Committee; and

8.1.9 Other committees as may be created from time to time by resolution of the Board.

8.2 *General Composition, Term, and Seats* - Members can join a committee of their choosing, depending on their interest. The members of each committee shall be approved by the President at each meeting of the Board. Any vacant committee seats remaining shall be advertised to be filled in accordance with the procedures of the relevant committee. The composition of each committee shall be determined by the Board pursuant to the resolution creating such committee. There is no term limit for how long a Member can belong to a committee. Committee members will, however, be asked to reevaluate their interest in the committee at the end of each fiscal year and will be advised to resign if their interest is not similar to that of the committee.

8.3 *Committee Chair* - The Board shall name the chair of each committee from among the members of such committee. The committee member must accept the chair position. The

Committee Chair has a term limit of one (1) year. A Member cannot hold the Committee Chair for more than two (2) consecutive terms. A Member previously holding the Committee Chair position can become a non-chair member of the committee after their term expires.

8.3.1 *Term Limit Exceptions* - If a Board member's position requires them to act as a Committee Chair, their term as Committee Chair will expire synonymously with the end of their term in that position on the Board.

8.3.2 *Assigned Committee Chairs* - The following Committees have the following assigned chairs.

8.3.2.1 *Rulebook Committee* - The Committee Chair will be an appointed OD.

8.3.2.2 *Content Team* - The Committee Chair will be an appointed OD.

8.3.2.3 *Alumni Relations Committee* - The Committee Chair will be an appointed OD.

8.3.2.4 *League Ambassadors* - The Committee Chair will be an appointed OD.

8.3.2.5 *Nationals Committee* - The Committee Chair will be an appointed OD.

8.3.2.6 *Records Committee* - The Committee Chair will be an appointed OD.

8.4 *General Powers* - Each committee shall have such power, authority, and duties as provided for in these Bylaws or in the resolution creating and controlling the committee. No committee shall have any independent decision-making authority except to the extent specifically conferred upon such committee by the Board.

8.5 *Specific Powers*

8.5.1 *Rulebook Committee* - The Rulebook Committee shall:

8.5.1.1 Be under supervision of an appointed OD;

8.5.1.2 Edit, maintain, and publish the Organization Rulebook;

8.5.1.3 Develop new rules inspired by issues at Events;

8.5.1.4 Prepare and maintain voting ballots for rulebook changes;

8.5.1.5 Facilitate discussion regarding rulebook changes on the Organization's official forum; and

8.5.1.6 Perform such other duties as assigned by the Board.

8.5.2 *Content Team* - The Content Team shall:

8.5.2.1 Be under supervision of an appointed OD;

8.5.2.2 Maintain and create articles for the Organization's website;

8.5.2.3 Maintain integrity of the Organization through online presence; and

8.5.2.4 Perform such other duties as assigned by the Board.

8.5.3 *Development Team* - The Development shall:

8.5.3.1 Be under supervision of an appointed OD;

8.5.3.2 Develop and maintain systems created for use by the Organization;

- 8.5.3.3 Research new products available the Organization may have use for;
- 8.5.3.4 Create written explanations of projects and products developed by the Development Team;
- 8.5.3.5 Maintain website's operation; and
- 8.5.3.6 Perform such other duties as assigned by the Board.

8.5.4 *Judiciary Committee* - The Judiciary Committee shall:

- 8.5.4.1 Be under supervision of the Board;
- 8.5.4.2 Generally administer and oversee all administrative grievances and right to compete matters filed with the Organization;
- 8.5.4.3 Identify individuals who would be fair and impartial and who would have the qualifications and ability to serve on hearing panels;
- 8.5.4.4 Hear and render a decision, or the chair may appoint a panel to hear and render a decision, on grievances and disciplinary matters; and
- 8.5.4.5 Perform such other duties as assigned by the Board.

8.5.5 *Alumni Relations Committee* - The Alumni Relations Committee shall:

- 8.5.5.1 Be under supervision of an appointed OD;
- 8.5.5.2 Maintain and develop relationships with Alumni;
- 8.5.5.3 Assisting other committees by giving recommendations based on experience;
- 8.5.5.4 Facilitating discussion with Alumni about betterment of the Organization;
- 8.5.5.5 Develop interest in assisting the Organization through means of becoming Organization Officials; and
- 8.5.5.6 Perform such other duties assigned by the Board.

8.5.6 *League Ambassadors* - The League Ambassadors shall:

- 8.5.6.1 Be under supervision of an appointed OD;
- 8.5.6.2 Develop relationships with prospective Member Teams;
- 8.5.6.3 Act as contact for prospective Member Teams and Upcoming Member Teams;
- 8.5.6.4 Assist prospective Member Teams and Upcoming Member Teams in developing their student organization; and
- 8.5.6.5 Perform such other duties assigned by the Board.

8.5.7 *Nationals Committee* - The Nationals Committee shall:

- 8.5.7.1 Be under supervision of the DoN;
- 8.5.7.2 Be comprised of each member of the Board;
- 8.5.7.3 Have additional members added as needed;
- 8.5.7.4 Assist the DoN in any aspect of planning Nationals; and

8.5.7.5 Perform such other duties assigned by the Board.

8.5.8 *Records Committee* - The Records Committee shall:

8.5.8.1 Be under supervision of an appointed OD;

8.5.8.2 Assist the appointed OD in any aspect of collecting Event results;

8.5.8.3 Assist the appointed OD in any aspect of compiling and organizing Event results;

8.5.8.4 Be knowledgeable of all record and ranking systems; and

8.5.8.5 Perform such other duties assigned by the Board.

8.6 *Special Committees* - The President, subject to the approval of the Board, may establish such special committees, working groups and task forces as the President and Board considers necessary and shall determine the responsibilities and appoint necessary members.

8.7 *Meetings* - Committees shall hold meetings as frequently as necessary in order to ensure that the committee's business is being carried out effectively. Unless otherwise provided by law, the Articles of Incorporation or these Bylaws, committee members may participate in any meeting by means of a conference telephone, web conferencing, or similar communication device through which all persons participating in the meeting can hear each other at the same time, and participation by such means shall constitute presence in person at a meeting. At a minimum each committee shall meet three (3) times per fiscal year and shall deliver a report to the Board on the actions of the committee to date.

8.8 *Removal* - At any meeting of the Board, any committee member, including the chair, may be removed from the relevant committee, with or without cause, by the Board, and a successor who meets the requirements for membership in that committee may be selected.

8.9 *Resignation* - Any committee member may resign at any time by giving written notice to the chair of the relevant committee and the President. Such resignation shall take effect at the time specified therein or, if no time is specified, at the time of acceptance by the Board.

8.10 *Vacancies* - In the event of the death, resignation, or removal of a committee member, the person or body responsible for the selection of such committee member shall select a replacement.

8.11 *Compensation* - No compensation shall be paid to any committee member for services but, at the discretion of the Board, a committee member may be reimbursed for travel and actual expenses necessarily incurred in attending meetings and performing other duties on behalf of the Organization.

9. Grievances and Appeals

The Organization wants all Members to feel satisfied with the work of the Organization. If any Member has grievances or would like to appeal a decision made by the Organization or the Board, this Article will provide Members the ability to express those.

9.1 Designation of Complaints - The following types of complaints may be filed with the Organization:

9.1.1 Administrative Grievance - The Organization or any Member may file a complaint pertaining to any matter within the cognizance of the Organization, including but not limited to any alleged violation of or grievance concerning:

9.1.1.1 any Organization rule or regulation,

9.1.1.2 any provision of the Organization's Bylaws, Policies, or Rulebook, or

9.1.1.3 any provision of the Organization's recognition as a national governing body;

9.1.2 Right to Participate - Any Member, Administrator or Official may file a complaint pertaining to any alleged denial, or alleged threat to deny, of that individual's opportunity to participate in Organization-sanctioned Events.

9.1.3 Prohibited Conduct - The Organization or any Member may file a complaint pertaining to any matter of Prohibited Conduct witnessed by a member of the organization. including but not limited to any alleged violation of or grievance concerning:

9.2 Manner of Filing - The complainant shall file the complaint with the Board. The complaint shall be filed through the use of the NCDCA Misconduct Report form, or in writing via email; the email shall include:

9.2.1 the name of the respondent,

9.2.2 the alleged violation, grievance denial or threat to deny, and

9.2.3 the remedy requested.

9.3 Filing Fee - A complaint filed by an individual shall be accompanied with a \$150 filing fee. The complainant may request that the filing fee be reduced or waived. If such a request is made, the Board or the Judicial Committee, as the case may be, shall determine whether or not to reduce or waive the filing fee.

9.4 Timing and Statute of Limitations - A complaint filed under these Bylaws shall be filed within thirty (30) days of the conduct in question. The Board or the Judicial Committee, as the case may be, shall have the discretion to grant complainants extensions of this deadline, including up to 180 days for right to participate complaints.

9.5 *Field of Play Decisions* - The final determination of an Official during a Match regarding a field of play decision (a matter set forth in the rules of the competition to be within the discretion of the Official) shall not be reviewable through this process unless the decision is:

9.5.1 outside the authority of the Official to make or

9.5.2 the product of fraud, corruption, partiality or other misconduct of the Official.

9.5.3 For purposes of Article 9.5, the term "Official" shall include any individual with discretion to make field of play decisions.

9.6 *Administration* - The Judicial Committee shall generally administer and oversee all administrative grievances and right to participate matters filed with the Organization. The Judicial Committee shall ensure that all complaints are heard in a timely, fair and impartial manner. The Judicial Committee may promulgate procedures in addition to those set forth in these Bylaws for the effective administration of complaints filed with the Organization.

9.7 *Hearing Panel* - Upon the filing of a complaint, the Board shall relay the complaint to the chair of the Judicial Committee, who shall notify the other committee members. The Judicial Committee may hear the complaint, or may appoint a hearing panel consisting of a minimum of three (3) individuals to hear the complaint. The Judicial Committee shall also appoint a chair of the hearing panel. Judicial Committee members may be appointed to and serve on the hearing panel. Other disinterested individuals identified by the Judicial Committee may also be appointed to and serve on the hearing panel. At least one (1) member and at least twenty percent (20%) of the hearing panel shall be an Alumni Member. Members of the panel need not be members of the Organization or involved in the sport of Dodgeball. The hearing panel shall be considered an extension of the Judicial Committee and shall follow the same rules and procedures as the Judicial Committee. If the Judicial Committee hears the complaint, reference to "hearing panel" in this Article shall mean the Judicial Committee.

9.8 *Conduct of the Proceeding*

9.8.1 The hearing panel shall rule on all motions and other matters raised in the proceeding in accordance with its procedures and practices as set forth in the Conduct Policy. If the complaint is not dismissed, the hearing panel shall adjudicate the matter in accordance with its procedures and practices which shall include holding a hearing on the complaint. The hearing panel shall set such timelines and other rules regarding the proceeding and the conduct of the hearing as it deems necessary. The hearing shall be informal, except that testimony shall be taken under oath.

9.8.2 The hearing may be conducted by teleconference or web conference, if necessary or convenient to the parties. Each party shall have the right to appear personally or through a legal representative. All parties shall be given a reasonable opportunity to present and examine evidence, cross-examine witnesses and to present arguments.

Members of the hearing panel shall have the right to question witnesses or the parties to the proceeding at any time.

9.8.3 Any party may have a record made of the hearing. A court reporter may be present at the hearing at the request of a party. The court reporter shall be paid for by the party requesting the court reporter, or if mutually agreed, the cost may be equally divided. Any transcript shall be paid for by the party requesting the transcript.

9.9 *Expedited Procedures* - Upon the request of a party, and provided it is necessary to expedite the proceeding, in order to resolve a matter relating to a competition that is so scheduled that compliance with regular procedures would not be likely to produce a sufficiently early decision to do justice to the affected parties, the hearing panel is authorized to order that the complaint be heard and decided within forty-eight (48) hours of filing the complaint. In such a case, the hearing panel is authorized to hear and decide the complaint pursuant to such procedures as are necessary, but fair to the parties involved.

9.10 *Complaints Involving Selection to Participate in a Competition* - Where a complaint is filed involving selection of a Member to participate in a Match, the complainant shall, to the best of the complainant's ability, include with the complaint a list of all other individuals that may be adversely affected by a decision rendered on the complaint. The respondent shall also, to the best of the respondent's ability, promptly submit a list of such individuals. The hearing panel shall determine which additional individuals must receive notice of the complaint. The Organization shall then be responsible for providing appropriate notice to these individuals. Any individual so notified then shall have the option to participate in the proceeding as a party. If an individual is notified of the complaint, then that individual shall be bound by the decision of the hearing panel regardless of whether the individual chose to participate as a party or not.

9.11 *Decision* - A decision shall be determined by a majority of the hearing panel. The hearing panel's decision shall be in writing and distributed to the parties.

9.12 *Arbitration*

9.12.1 Any party may appeal a final determination of the hearing panel to the American Arbitration Association (AAA), following the commercial rules of the AAA. For "Administrative Grievances", a "final determination" shall mean the party requesting the arbitration shall have exhausted all administrative remedies available to it, exhausted all other available appeals and received a final decision from the Organization. Failure to receive a final determination and to take all administrative steps necessary to obtain a final determination is a jurisdictional requirement and shall be a bar to requesting arbitration. For "Right to Participate" complaints the Organization will adhere to the Organization Bylaws. The arbitrator appointed by the AAA shall have the authority to hear the matter anew, or if requested by the parties render a decision on a more limited

review. The arbitrator may consider the decision of the hearing panel, provided the arbitrator considers the decision admissible, relevant to the issues before the arbitrator and helpful to the arbitrator's consideration of the issue to be decided. The arbitrator may give whatever weight or authority to the hearing panel's decision as the arbitrator deems appropriate.

9.12.2 Arbitration shall not be available for the following:

9.12.2.1 A field of play ruling as described in and subject to limitations set forth in Article 9.6.

9.12.2.2 An allegation concerning an anti-doping rule violation, which is subject to the jurisdiction of the independent anti-doping organization designated by the Organization to conduct drug testing.

9.12.2.3 A matter specifically excepted by provisions of these Bylaws.

9.12.2.4 A monetary claim or monetary dispute between parties.

10. Miscellaneous

10.1 Amendments

10.1.1 These Bylaws may be amended, repealed, or altered, in whole or in part, and new Bylaws may be adopted, by a majority of the Board members then in office at any meeting duly called and at which two-thirds of the Board members then in office are present.

10.1.2 The text, or a summary thereof, or any proposed amendment to be adopted at a meeting shall be sent to the Board at least ten (10) days prior to the meeting at which such action is to be taken.

10.1.3 Such amendment shall be effective as of the date of adoption unless otherwise specified in either the amendment or the resolutions adopting the amendment.

10.2 *Indemnification* - To the fullest extent permitted by law, Organization shall indemnify any person made a Party to a Proceeding because the person is [or was] a Board member or officer against Liability incurred in, relating to, or as a result of, the Proceeding.

10.3 *Individual Liability* - No individual Board member or officer shall be personally liable in respect of any debt or other obligation incurred in the name of Organization pursuant to the authority granted directly or indirectly by the Board.

10.4 *Discharge of Duties* - Each Board member and officer shall discharge his or her duties:

10.4.1 in good faith,

10.4.2 with the care an ordinarily prudent individual in a like position would exercise under similar circumstances,

10.4.3 in a manner the Board member or officer reasonably believes to be in the best interests of the Organization, and

10.4.4 one month after the newly elected Board member takes his or her seat in the position on the Board.

10.4.4.1 The Board member being replaced will stay for this one month time period as a way to train the new Board member in their position.

10.4.4.2 During this time period the Board member being replaced does not have a vote on the Board. They are simply acting as an advisor to the newly elected Board member.

10.5 *Ethics* - The Organization shall adopt a Conduct Code and a Conflicts of Interest Policy applicable to all staff, Board members, committee members and volunteers (the "Code of Ethics"). Each Organization staff member, Board member, standing committee member and volunteer shall annually certify compliance with the Code of Ethics.

10.6 *Conflicts of Interest* - If any Board member, officer, committee or task force member has a financial interest in any contract or transaction involving the Organization, or has an interest adverse to the Organization's business affairs, and that individual is in a position to influence a determination with regard to the contract, transaction or business affair, such individual shall:

10.6.1 disclose the conflict of interest,

10.6.2 not participate in the evaluation of the contract, transaction or business affair, and

10.6.3 not vote on the contract, transaction or business affair.

10.7 *Fiscal Year* - The fiscal year of the Organization shall commence July 1st and end on June 30th each year.

10.8 *Accounts, Books, Minutes and Records* - Organization shall keep correct and complete books and records of account and shall keep minutes of the proceedings of its Board and standing committees. All books and records of the Organization may be inspected by any Board member, or such authorized agent or attorney, for proper purpose at any reasonable time.

10.9 *Conveyances and Encumbrances* - The assignment, conveyance or encumbrance or sale, exchange, lease or other disposition of any real property of the Organization of all or substantially all of the real property and assets of the Organization shall only be authorized by the Board if the purposes of such assignment, conveyance or encumbrance or sale, exchange, lease or other disposition of any of the real property of the Organization or all or substantially all of the property and assets of the Organization complies with applicable law and the purposes and restrictions on the powers of the Organization set forth in these Bylaws.

10.10 *Designated Contributions* - The Organization may accept any designated contribution, grant, bequest or device consistent with its general tax-exempt purposes as set forth in these

Bylaws, and any restricted gifts policy adopted by the Board. The Organization shall acquire and retain sufficient control over all donated funds (including designated contributions) to assure that such funds will be used to carry out the Organization's tax exempt purposes.

10.11 *Irrevocable Dedication and Dissolution* - The property of the Organization is irrevocably dedicated to charitable purposes, and no part of the net income or assets of the Organization shall inure to the benefit of private persons. Upon the dissolution or winding up of the Organization, its assets remaining after payment, or provision for payment, of all debts and liabilities of the Organization, shall be distributed to a nonprofit fund, foundation, or corporation which is organized and operated for charitable purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code, as amended.

10.12 *Prohibited Loans* - No loans shall be made by the Organization to the President, to any Board member, to any staff, or to any committee or task force member, or to any Member. Any President, Board member, staff, committee or task force member, or Member, who assents to or participates in the making of any such loan, shall be liable to the Organization for the amount of such loan until it is repaid.

10.13 *Special Counsel* - The Board may authorize the appointment of special legal counsel or consultants as may be required from time to time at such fees and compensation as agreed upon.

10.14 *Gender* - Use of the feminine herein shall also refer to the masculine and the use of the masculine herein shall also refer to the feminine, unless otherwise expressly provided. The use of the singular herein shall also refer to the plural unless the context requires otherwise.

10.15 *Severability and Headlines* - The invalidity of any provision of these Bylaws shall not affect the other provisions of these Bylaws, and in such event these Bylaws shall be construed in all respects as if such invalid provision were omitted.

10.16 *Saving Clause* - Failure of literal or complete compliance with any provision of these Bylaws in respect of dates and times of notice, or the sending or receipt of the same, or errors in phraseology of notice of proposals, which in the judgment of the Board do not cause substantial injury to the rights of the Members, shall not invalidate the actions or proceedings of the Board.

10.17 *Voting* - All votes taken in the Organization shall follow the structure of a preferential voting system.

10.18 *Provisions Timeline* - Specific provisions of the Documents, Policies, Bylaws, and the

Rulebook of the Organization can only be updated every three (3) years.

10.18.1 *Exception by Unanimous Decision* - Specific provisions of Documents, Policies, Bylaws, and the Rulebook can be updated if all members of the Board agree to do so.

10.18.2 *Specific provisions* - "Specific provisions" in Article 10.18 refers to any one article, point, sub-point, rule, or section of the Organization's Documents, Policies, Bylaws, and the Rulebook.

10.19 *Ranking Algorithm*

10.19.1 *Purpose* - Since the Organization does not have a set schedule or a required number of games to be played by each Member Team, the Organization will utilize a unique ranking system to accommodate for the current structure of the Organization. Member Teams will be ranked based on the results of the Events in which they participate.

10.19.2 *NCDA Ranking* - The Organization will determine the ranking of a Member Team utilizing one or more ranking systems. A Member Team's placement will be their "NCDA Ranking."

10.19.3 *Ranking Systems*

10.19.3.1 *Criteria* - Any System used to rank Member Teams will be based on the empirical results of the Events in which they participate, which may be found in the Event Records.

10.19.3.2 *Barring of Opinion* - Any such systems will avoid the use of any poll, opinion, or similar anecdotal evidence to indicate a Member Team's rating.

10.19.3.3 *Definition* - Descriptions of the Systems, examples, and any related formulae will be made publicly available on the Organization's website.

10.19.3.3 *Approval* - Implication of a System may be introduced at any time, but must be approved in a Meeting of the Executive Board.

10.20 *Playing of the National Anthem* - Prior to the start of each organization-sanctioned Event, it is recommended the National Anthem of the United States of America is played.

10.20.1 *Other Represented Countries* - If Member Teams from other countries are participating in an organization-sanctioned Event, the National Anthem of their respective country shall also be played.

10.21 *Effective Date* - These Bylaws shall be effective when adopted by the current Board.

CREDITS:

Inspired by USA Ultimate and USA Rugby

Initial Draft (September 2, 2015) by Felix Perrone, President (2015-2018)

Editing and Revisions by the 2024 Executive Board

2024 NCDA Bylaws and Constitution:

Signed and Approved September 1, 2023:

Published by authority of 2023 NCD Executive Board on behalf of the Member Teams: Dylan Greer, League President; Erik Zander, Treasurer; Kevin Bailey, Director; Ryan Ginsberg, Director; Dylan Fettig, Director; Colby Briceland, Director; Kathryn Mays, Director; Hunter Ford, Director; Tony Stumpo, Director; Ethan Lehmkuhl, Director of Nationals.

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