

DRAFT

ARTICLE I

NAME

Section 1: The members do hereby voluntarily join themselves together for the purpose of organizing a non-profit, incorporated organization, the name of which shall be the SHERIFF'S MOUNTED POSSE of Roseau County.

ARTICLE II

AUTHORIZATION

Section 1: The Sheriff's Mounted Posse of Roseau County shall be a division of the Roseau County Sheriff's Department. The only time the Sheriff's Mounted Posse shall have any authority under the guidelines that regulate the Sheriff's Department, is when the posse is activated by personnel of the Roseau County Sheriff's Department.

Section 2: The Roseau County Sheriff's Department shall have the ultimate authority over Mounted Posse whenever it activates the posse or when posse members are wearing Roseau County Sheriff's Department insignia bearing uniform articles.

ARTICLE III

ORGANIZATION

Section 1: The Sheriff's Mounted Posse of Roseau County is organized exclusively for charitable and educational purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Section 2: No part of the net earnings of the Sheriff's Mounted Posse of Roseau County shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in the purpose clause hereof. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislations, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax

code, or (b) by an organization, contributions to which are deductible under Section 19 (c) (2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Section 3: Upon the dissolution of the Sheriff's Mounted Posse of Roseau County, assets will be distributed for one or more exempt purposes within the meaning of section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization of organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE IV

OBJECTIVES

Section 1: To help maintain peace, order, and the law in our community; to be public spirited; to promote good fellowship; to cooperate with and assist peace officers with search and rescue operations with use of horses, all terrain vehicles, and communications.

Section 2: To participate in parades, fairs, shows, and in city and county activities, and to support youth activities in and around Roseau County.

ARTICLE V

MEMBERS

Section 1: Membership shall be by application to the Roseau County Sheriff's Office. Upon approval by the Sheriff or designee, the applicant must attend a meeting and receive a 70% vote from the Roseau County Mounted Posse. A minimum of eight members must be present in order for the vote to take place. All membership voting shall be done by secret ballot.

Section 2: Qualifications of Active Members. Membership shall be limited to person's eighteen (18) years of age or over and of good moral character. Potential members may attend and observe posse training functions, meetings, and qualification courses. Potential members may not take part or participate in the functions.

Section 3: Duties of Active Members. The duties of the active members shall be prescribed by the Executive Board.

Section 4: Honorary Lifetime members. Upon the recommendation of the Executive Board and the subsequent approval of the full posse membership with a majority vote coming from the floor, any active member who has been in the Sheriff's

Mounted Posse in good standing, may be designated a Lifetime Honorary Member. This designation shall be limited to past active members only.

- Section 5: All uniforms and equipment must be returned upon termination of membership.
- Section 6: The executive Board, with the Sheriff's approval, may limit the number of member's in the Sheriff's Mounted Posse. Each paid member shall have one (1) vote. Any limit on the number of members shall be in addition to the Sheriff and his deputies.
- Section 7: The Sheriff's Mounted Posse shall be organized into a mounted horse back unit, an all terrain vehicle unit, snowmobile unit, and a communications unit.
- Section 8: Each unit shall have a qualification course in order to participate on horse, all terrain vehicles, or in any type of communications. The Sheriff's or his designee shall approve all positions of the Mounted Posse other than the executive board. The Sheriff's designee shall also act as a training officer.

ARTICLE VI

OFFICERS

- Section 1: The officers of the Sheriff's Mounted Posse of Roseau County shall be a Captain, a First Lieutenant, a Second Lieutenant, a Warrant Officer, a Sergeant, and a Training Officer.
- Section 2: The initial selection of the officers of the Sheriff's Mounted Posse of Roseau County shall be made by the Sheriff of Roseau County; subsequent selection shall be made by the general membership.
- Section 3: The term limits of the Sheriff's Mounted Posse of Roseau County shall be determined by an election each year. Elections shall take place at the first meeting of each New Year. In order to hold a position on the executive board, a member must be in good standing and have served at least two consecutive years as a posse member. In the event that there are not enough eligible members, the sheriff or designee may allow a person with less time on the mounted posse to be elected to a board position.

ARTICLE VII

POWERS AND DUTIES – OFFICERS

- Section 1: The Captain shall preside at all meetings of the Sheriff's Mounted Posse of Roseau County. In his absence, the First Lieutenant or the Second Lieutenant

shall perform his duties. Unless otherwise provided, the Captain shall appoint squad leaders and all standing and special committees.

- Section 2: The Captain shall have the power to call special meetings of the Sheriff's Mounted Posse of Roseau County.
- Section 3: The Captain shall execute all contracts, if there may be any required.
- Section 4: The Warrant Officer shall act as Treasurer and shall keep and maintain an account of all money received and dispersed.
- Section 5: The Second Lieutenant shall be the Secretary.
- Section 6: The Sergeant shall be inspector of all uniforms, horses, and equipment. The Sergeant shall also hold and maintain an inventory of all posse-owned equipment.
- Section 7: The Sheriff of Roseau County or his designee shall serve as a member of the Executive Board and shall have the authority to call meetings, or members, as required, in the event of an emergency.
- Section 8: The Training Officer shall be responsible for scheduling and coordinating all training activities of the Sheriff's Mounted Posse. If a training officer is not selected the Sheriff or his designee shall hold this position.

ARTICLE III

MEETINGS

- Section 1: Regular meetings will be held once per month. The meeting date shall be the second Monday of each month at 7:00 PM. Meeting dates may vary due to posse functions and a new meeting date will be determined at least 14 days prior to the new meeting date.
- Section 2: The captain or his designee shall notify all posse members of any meeting changes.

ARTICLE IX

THE EXECUTIVE BOARD

- Section 1: The Executive Board of the Sheriff's Mounted Posse of Roseau County shall consist of the Captain, the First Lieutenant, the Second Lieutenant, the Warrant Officer, the Sergeant, the Training Officer and the Sheriff of Roseau County or his designee.
- Section 2: The Executive Board shall also include the immediate past Captain.

ARTICLE X

POWER AND DUTIES OF THE EXECUTIVE BOARD

- Section 1: To prescribe and pass upon the qualifications and requirements for membership and cause to be issued the appropriate certificates of membership.
- Section 2: To select, appoint, and remove at will, all agents and employees of the Sheriff's Mounted Posse of Roseau County, and to prescribe the duties and delegate such powers to the officers, agents and employees of the Sheriff's Mounted Posse of Roseau County as may be necessary or required in the transaction of the business of the Sheriff's Mounted Posse of Roseau County, not inconsistent with these by-laws.
- Section 3: To adopt, amend and rescind, such equitable, just and uniform rules and regulations as they may deem necessary and desirable for the proper control of the business and affairs of the Sheriff's Mounted Posse of Roseau County and the breach of such rules and regulations.
- Section 4: To fix a schedule of charges to be paid by the members of the Sheriff's Mounted Posse of Roseau County for the facilities and service furnished and rendered by the Sheriff's Mounted Posse of Roseau County for and on behalf of its members.

ARTICLE XI

MEMBERSHIP DUES AND ASSESSMENTS

- Section 1: Every application for membership in the Sheriff's Mounted Posse of Roseau County shall be submitted to the Executive Board.
- Section 2: Assessments may be made upon the active members of the Sheriff's Mounted Posse of Roseau County by the affirmative vote of two-thirds of such members at any meeting thereof, provided that notice of such assessments shall have been given at the time of the giving of notice of the holding of such meeting. All assessments upon the active members of the Sheriff's Mounted Posse of Roseau County shall be due and payable immediately upon notice thereof.
- Section 3: Any member of the Sheriff's Mounted Posse of Roseau County who has not paid required dues within 30 days of the date will be put on inactive status and may not vote, hold office, or participate in any posse functions. Any member that has not paid his or her dues within 60 days will be suspended. Annual dues are due and payable on January 1st of the current year.
- Section 4: Annual dues are set at twenty (\$20.00) dollars a year per person.

ARTICLE XII

VOTING POWERS ELIGIBILITY TO OFFICE

Section 1: Every active member shall be entitled to cast one (1) vote. Members may vote by mail as directed in Robert's Rules of Order, as revised.

ARTICLE XIII

AMENDMENTS OF BY-LAWS

Section 1: These by-laws may be amended by a majority vote of the members present at any regular meeting of the Sheriff's Mounted Posse of Roseau County. Amendments shall be drafted and copies mailed to all active members and the sheriff at least thirty-five (35) days prior to the regular meeting. Any active member may submit a proposed amendment.

ARTICLE 14

Special Rules

Section 1: No person shall consume any alcoholic beverages during a posse function, training, or while in a posse uniform. No person shall consume any alcoholic beverages prior to any posse functions. Any person that has consumed an alcoholic beverage shall not attend a function or call out unless approved by the training officer or Sheriffs department designee.

Section 2: Uniforms shall consist of a short sleeve brown and tan deputy shirt, a five pointed badge, patch on each shoulder, and name tag. Pants shall be brown dress style pants. All styles of pants and footwear should be approved by the captain. There shall also be a long sleeve shirt with tie to be worn between November 1st and April 1st. All uniforms shall be in good condition, clean and pressed.

Section 3: All members shall maintain first aid and CPR training. Posse members must attend a qualification session in either horse back, ATV, snowmobile, or communications in order to use their horse or atv at any functions. Any posse member may be qualified in more than one area of training.

Section 4: Junior posse shall consist of persons ages 13 to 17. All Junior posse members shall be approved by the executive board prior to attending any Junior posse functions.

Section 5: All members shall attend 6 meetings per year and attend required training sessions. Any member that cannot attend a meeting shall make every reasonable effort to contact a board member as to the reason they can't attend the meeting. In cases where a reasonable excuse exists such as work, the captain may excuse the member from the meeting. A member that does not comply with attendance may be subject to special review by the Sheriff, his designee or executive board. Any member that is absent two or more times and is not excused will be suspended.

Section 6: Posse Horses: All horses must be certified each year prior to being used at approved Posse events. Horses must be 4 years or older to become certified. Non-certified horses may be used during practice sessions, which will enable the horse to become certified. Stallions are not allowed at any Posse event, including practice sessions. Horse shall be groomed and presentable with appropriate safe tack for all functions. All members are required to have transportations for their horses and said transportation shall be available at all times. Coggins test shall be done in the spring before attending any functions practice or scheduled events. Any violation may be ground for dismissal or probations.

Horse qualifications shall be added in the future.

Section 7: No posse member will allow anyone to use, borrow, or allow their horse or atv to be ridden by anyone that is not a posse member. Any borrowing of machine or animal must be approved by the Captain, Training officer, or Sheriffs designee.

A person that is in uniform or at an event for the purpose of working a posse function will be considered a posse member.

Section 7: ATV's All terrain vehicle will be added to assist with posse functions. All ATVs will be in good working conditions, will be licensed, have all safety equipment working and installed.

ATV rules will be added in the future

Section 8: Communications: Since communications are a very technical and beneficial asset to the posse, the posse will maintain and use a communications officer. The responsibility of the communications officer is to control, train, and teach the aspects associated with communications.

The communication officer will maintain radio and issue them as needed. The communications officer may select a member or members to maintain radio batteries and related equipment.

Communications will be added in the future