

**BYLAWS OF THE
NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS, INC.**

**BYLAW I
NAME AND PURPOSE**

Section 1. Name

1 The name of this organization shall be the National Association of State Boating Law Administrators,
2 Inc., hereinafter referred to as the "Association."

Section 2. Purpose

1 The purpose of the Association shall be to strengthen the ability of the state and territorial commission
2 authorities to reduce death, injury and property damage associated with recreational boating, and ensure a
3 safe and secure and enjoyable boating environment.

**BYLAW II
MEMBERSHIP**

Section 1. Categories and Privileges of Membership.

1 A. The primary membership of this Association shall comprise the states. For purposes of this
2 membership, "state" means a state, commonwealth, territory or district of the United States. A member
3 state in "good standing" means a state that is current in its payment of membership dues as may be
4 established in accordance with Section 2 of this Bylaw, and that has not formally withdrawn from
5 membership in the Association.
6

7 Each member state in good standing shall be represented by the lead official having responsibility for
8 administering the state's boating program or enforcing the state's boating laws, hereinafter referred to as
9 the state's "Boating Law Administrator" or "BLA," or shall be represented by the BLA's designee. Such
10 representatives of the member states shall be entitled to vote on questions of official Association business,
11 as defined in Bylaw III, Section 2; shall be eligible to hold elective or appointive office in the
12 Association; and shall be entitled to serve as chairpersons and voting members of committees.
13

14 B. The Executive Board of the Association, as defined in Bylaw IV, Section 1, may grant conditional
15 membership with limited privileges to the following. As applicable, a member "in good standing" shall
16 mean a member current in payment of any membership dues as may be established in accordance with
17 Section 2 of this Bylaw, or who has not formally withdrawn from membership in the Association.
18

19 1. "Contributing State Membership" to state agency staff who desire to participate in the
20 Association. Subject to the approval of their respective state's BLA, such members in good
21 standing shall be eligible to serve as chairpersons and voting members of committees. Such
22 members shall not be eligible to vote on questions of official Association business, as defined in
23 Bylaw III, Section 2, nor to hold elective office.
24

25 2. "International and Government Membership" to international government agencies or
26 international associations, and to other government agencies who desire to participate in the
27 Association. Such members in good standing shall be eligible to serve as voting members of
28 committees. Such members shall not be eligible to vote on questions of official Association
29 business, as defined in Bylaw III, Section 2, nor to hold elective office or serve as chairpersons of
30 committees.

31 3. "Associate Membership" to for-profit or non-profit corporations, firms, associations, or others
32 desiring to assist the Association in its objectives. Such members in good standing shall be
33 eligible to serve as voting members of committees. Such members shall not be eligible to vote on
34 questions of official Association business, as defined in Bylaw III, Section 2, nor to hold elective
35 office or serve as chairpersons of committees.

36
37 4. "Life Membership" to individuals with long-standing experience and interest in the
38 Association. Such members shall be eligible to serve as voting members of committees. Such
39 members shall not be entitled to vote on questions of official Association business, as defined in
40 Bylaw III, Section 2, nor to hold elective office or serve as chairpersons of committees.

Section 2. Membership Dues.

1 The amount of the annual membership dues to be assessed each member state shall be established by the
2 affirmative vote of a majority of the representatives of the Association's member states in good standing
3 and present and voting at a business meeting of the membership as defined in Bylaw III, Section 2. The
4 amount of any annual membership dues to be assessed for the conditional membership categories as
5 defined in Section 1, subsections B(1), B(2) and B(3) of this Bylaw, shall be established by a majority
6 vote of the members of the Executive Board present and voting at a meeting of the Board as defined in
7 Bylaw IV, Section 1, subsection F; provided, that the dues assessment need not be uniform within or
8 among these categories.

BYLAW III MEETINGS OF THE ASSOCIATION MEMBERSHIP

Section 1. Conferences.

1 Regular meetings of the Association, which shall include a program on matters of substantive interest to
2 the membership and a session during which the official business of the Association shall be transacted,
3 shall be called "conferences" and shall be held at least annually

Section 2. Business Meeting.

1 During at least one of the conferences held during a year, there shall be a session, hereinafter referred to
2 as the "business meeting," at which official business of the Association shall be transacted. The business
3 meeting shall be open to all conference attendees, but only representatives of the member states eligible
4 under the terms defined in Bylaw II, Section 1, subsection A, shall vote on questions of official
5 Association business. Official business shall include, but not be limited to: voting on motions, resolutions,
6 model acts, statements of Association policy, and amendments to these Bylaws as might be posed to the
7 member states; and electing members of the Executive Board. Voting on all other matters shall be
8 expressly reserved for the Executive Board.

9
10 For purposes of casting votes, as defined in Section 6 of the Bylaw, and establishing the presence of a
11 quorum at the time of the votes, as defined in Section 5 of this Bylaw, a representative of an eligible
12 member state must be present either physically or virtually by means of an electronic communication
13 system through which the representative can hear and be heard.

Section 3. Special Meetings of the Membership.

1 Special meetings of the membership shall be called by the President of the Association upon the request
2 of not less than ten (10) of the member states as represented by their BLAs or the BLAs' designees or
3 upon request of a majority of the members of the Executive Board. If the President fails to call such
4 special meeting in accordance with the foregoing, the Executive Board shall be authorized to do so upon a
5 majority vote of its membership. Thirty (30) days notice of any such special meeting must be given to the
6 representatives of the member states, and such notice may be delivered by postal mail, telephone,
7 telefacsimile, electronic mail, or any other communication method open and accessible to them. Such
8 notice shall state the purpose(s) of the meeting, the location, the Association business that shall be
9 transacted, and such other information as might be necessary to conduct the meeting.

Section 4. Registration Fees.

1 Registration fees for annual or other conferences or meetings of the Association shall be in such amount
2 as may be determined by the Executive Board, provided that the amount of the registration fee shall be
3 contained in the notice of the conference or meeting. Registration fees for persons other than members of
4 the Association defined in Bylaw II, Section 1, who may desire to attend conferences of the Association,
5 with or without invitation, shall be established at the discretion of the Executive Board.

Section 5. Quorum.

1 No business meeting conducted during an annual or other conference or special meeting of the
2 Association members shall be official unless there is a quorum present. A quorum shall consist of a
3 majority of the member states in good standing, as represented by their BLAs or the BLAs' designees
4 present either physically or virtually by means of an electronic communication system through which the
5 representatives can hear and be heard.

Section 6. Voting.

1 A. At any business meeting, on all questions before the Association, each member state, as represented
2 by the state's BLA or the BLA's designee, shall be entitled to one vote. The procedure for casting each
3 member state's vote shall be decided by each state, except that no fractional votes shall be permitted. If an
4 eligible representative of a member state cannot attend a business meeting, the representative shall have
5 the option of casting votes virtually, by means of an electronic communication system through which the
6 representative can hear and be heard or otherwise the member state shall forfeit the right to cast its votes
7 at the meeting. The procedures for using such an electronic communication system shall be announced to
8 all member states in advance of the business meeting. The record of the roll call of the member states
9 shall reflect all representatives attending in person and virtually.

10
11 B. At any business meeting, all action on motions, resolutions and other official Association business
12 which requires a vote shall be by voice vote, except (1) when a roll call vote is requested by at least three
13 (3) member states, as represented by their BLAs or the BLAs' designees; or (2) when a secret ballot is
14 used in the case of multiple nominations for an elective office of the Executive Board..

Section 7. Parliamentary Procedure.

1 All business meetings of the Association shall be conducted in accordance with Robert's Rules of Order,
2 revised, so far as practicable.

Section 8. Conducting Interim Business.

1 In the interim between conferences, or in lieu of calling a special meeting of the Association membership,
2 the Executive Board, as a plenary, may put forth measures to be voted on by the eligible members of the
3 Association, as defined in Bylaw II, Section 1, subsection A, through mail balloting or through a
4 combination of mail balloting and other communication and tabulation systems as may be open and
5 accessible to the members of the Association. Such systems and procedures are subject to Executive
6 Board approval and shall be described in the policies of the Association. In no event, however, shall any
7 procedure accommodate less than thirty (30) days between the date of issuance and the deadline for
8 response by the members eligible to vote on Association matters.

**BYLAW IV
GOVERNANCE AND MANAGEMENT OF THE ASSOCIATION**

Section 1. Executive Board

1 A. Executive Board as Governing Body. The Association shall be governed by an Executive Board,
2 hereinafter referred to in the subsections of this Section as the "Board," and which shall act in trusteeship
3 to the members of the Association, formulate the policies of the Association, and generally supervise their
4 execution by the Officers of the Association as defined in Section 2 of this Bylaw. The Board shall
5 develop and maintain policies to guide the activities of the Association.
6

7 B. Composition. The Board shall consist of the Officers, defined in Section 2 of this Bylaw as the
8 President, Vice President, Treasurer and Past President; and three Members-at-Large. The Board shall be
9 comprised solely of representatives of the member states eligible to hold elective Association offices
10 under the terms of Bylaw II, Section 1.
11

12 C. Tenure of Office. The terms of office for the President, Vice President, and Treasurer shall be one (1)
13 year, beginning on the first day following the conference at which they were elected and ending on the
14 last day of the conference at which their successors are elected. The Past President shall serve as an
15 Officer until such time as the incumbent President completes the term for that office.
16

17 The terms for Members-at-Large shall be staggered and shall be three (3) years each, beginning on the
18 first day following the conference at which they were elected and ending on the last day of the conference
19 at which their successors are elected. Members-at-Large shall not be elected to more than two (2)
20 consecutive, full three (3)-year terms.
21

22 A person who fills an unexpired Member-at-Large term of two (2) or more years may be elected to one
23 additional full term. A person who fills an unexpired term of less than two (2) years may be elected to two
24 (2) full terms.
25

26 Provisions for the nomination and election of Officers and Members-at-Large shall be as set forth in
27 Bylaw V.
28

29 A vacancy in an Officer position, other than the President, or a vacancy in a Member-at-Large seat created
30 when the member resigns, is removed from office, is elected to another office before completing the term
31 of the position for which they were elected, or is no longer eligible for membership as provided by Bylaw
32 II, Section 1, shall be filled by the President's nomination of a person eligible to hold elective office under
33 the terms of Bylaw II, Section 1, and confirmation by affirmative vote of a majority of the remaining
34 Board members. The person appointed to fill the vacancy shall be inaugurated upon such approval of the
35 Board and shall serve until the next scheduled election, as described in Bylaw V. The balance of the term
36 for that office, if any remains, shall be filled at that election.

37
38 The Vice President shall assume the responsibilities of the President in the event of the President's
39 resignation or removal from, or ineligibility for office and shall serve in that capacity until the next
40 scheduled election, as described in Bylaw V.

41
42 Any Officer or Member-at-Large may resign at any time by giving written notice to the President, or if
43 the member resigning is the President, to the Vice President. Any resignation shall be effective
44 immediately unless a certain date is specified for it to take effect. Acceptance of any resignation shall not
45 be necessary to make it effective.

46
47 Any Officer or Member-at-Large may be removed from office, with or without cause, by the affirmative
48 vote of a majority of the representatives of the Association's member states in good standing and present
49 and voting at a business meeting of the membership as defined in Bylaw III, Section 2 or at a special
50 meeting of the membership as defined in Bylaw III, Section 3.

51
52 D. Powers and Duties. The Board shall have general authority over the funds, property and management
53 of the Association. In addition to the legal, fiduciary and ethical responsibilities defined elsewhere in
54 these Bylaws and as further defined in the policies of the Association, the Board shall:

- 55
- 56 1. Oversee and set policies on the fiscal, budgetary, audit, and administrative affairs of the
57 Association and authorize their implementation;
 - 58 2. Determine and periodically evaluate the Association's mission and purpose, and the
59 performance of the Board and the Association in that regard;
 - 60 3. Ensure the availability of adequate fiscal and human resources for operating and maintaining
61 the Association;
 - 62 4. Establish and periodically evaluate the direction and content of all programs, products and
63 services sponsored by the Association;
 - 64 5. Select and define the authority, compensation and responsibilities of the Chief Executive
65 Officer of the Association or other staff as may be defined in Section 4 of this Bylaw, and monitor
66 the performance of same;
 - 67 6. Promote the Association's interests and image;
 - 68 7. Adjudicate grievances brought forth by staff and members of the Association;
 - 69 8. Prepare the agenda for the business meeting or meetings that shall occur at an annual or other
70 conference of the Association.

71
72 E. Reimbursement. Members of the Board shall not be compensated for the fulfillment of their duties as
73 Board members or as Officers of the Association. However, members shall be eligible for reimbursement
74 of such expenses as may be incurred in the fulfillment of these duties. Such reimbursement and related
75 procedures shall be as described in the policies of the Association.

76
77 F. Meetings of the Board. The Board shall meet as a plenary at least one (1) time a year in conjunction
78 with a conference of the Association, and may meet additional times subject to the call of the President. A
79 special meeting of the Board must be called upon the written request of any four (4) members of the

80 Board. Should the President fail to call a meeting of the Board upon the request, the Vice President shall
81 be authorized to call such a meeting. At least thirty (30) days notice of such a meeting must be given to
82 the members of the Board and such notice must state the purpose of the meeting and specific agenda
83 items to be discussed. Notice may be delivered by postal mail, telephone, telefacsimile, electronic mail or
84 other communication system open and accessible to all members of the Board.
85

86 1. Quorum. Four (4) Board members shall constitute a quorum for purposes of an in-person
87 meeting or for conducting interim business according to the provisions of paragraph 6 of this
88 subsection F.
89

90 2. Manner of Acting. Except as otherwise expressly required by law, the Articles of Incorporation
91 of the Association, or these Bylaws, the affirmative vote of a majority of members of the Board
92 present at any meeting of the Board at which a quorum is present shall be the act of the Board.
93 Each Board member shall have one vote. A vote may not be cast by anyone other than the
94 member elected to the Board. Voting by proxy shall not be permitted.
95

96 3. Order of Business. Meetings of the Board shall include, at minimum, the following agenda
97 items: roll call of attendees, approval of minutes from previous meeting, report from the
98 President, report from the Treasurer, and report from the Chief Executive Officer. The meeting
99 also shall include the transaction of other new and unfinished business as the Board may wish to
100 discuss.
101

102 4. Location of Meetings. One meeting of the Board shall be conducted in conjunction with a
103 conference of the Association. Other meetings of the Board shall be held at times and places as
104 designated by the President or the Executive Board.
105

106 5. Parliamentary Procedure. All meetings of the Board shall be conducted in accordance with
107 Robert's Rules of Order, revised, so far as practicable.
108

109 6. Conducting Interim Business. In lieu of calling special meetings, the Board may discuss issues
110 and vote on motions in the interim between formal meetings through a communication system
111 open and accessible to all members of the Board. Motions may be issued through this system by
112 any member of the Board, must be clearly stated and accompanied by explanation of intent, and
113 must specify a closure date for response. A motion shall be considered as seconded upon response
114 to that motion by any other Board member. A record of all motions and outcomes shall be
115 certified by the Vice President.
116

117 7. Communication with Association Membership. The Board shall prepare summary minutes of
118 its meetings and shall submit the minutes to the members of the Association within sixty (60)
119 days after completion of the meeting.
120

121 G. Conflicts of Interest. For purposes of this subsection, a "conflict of interest" shall include but not be
122 limited to, any transaction by or with the Association in which a Board member has a direct or indirect
123 personal interest, or any transaction in which a Board member is unable to exercise impartial judgment or
124 otherwise act in the best interests of the Association. The Board shall adopt and enforce a conflict of
125 interest policy in accordance with these Bylaws and consistent with Kentucky Revised Statute 273.219.
126

127 H. Committees of the Board. The Board as a plenary or the President shall have the authority to create
128 committees of the Board for the purpose of informing and assisting in its work and policymaking. Such
129 committees shall in no way supplant the Board's responsibilities or obligations as a plenary. The
130 following shall be among the areas addressed by Board committees: financial management of the

131 Association: the development of the Board and other governance matters; the resource development of the
132 Association; and Board nominations and elections. Such committees shall be comprised of Officers and
133 Members-at-Large of the Executive Board, and may include as appropriate other eligible members of the
134 Association as defined in Bylaw II, Section 1. The objectives, operations, procedures and tenure of such
135 Board committees shall be as detailed in the policies of the Association.

Section 2. Officers

1 A. Officers Defined. The Officers of the Association shall be the President, Vice President, Treasurer, and
2 Past President. Each Officer shall be bound by the Association's Articles of Incorporation, these Bylaws,
3 the policies of the Association, and any other actions taken by the Board, and shall have additional
4 authority as may be conferred by formal resolution of the Board or as may be granted by the eligible
5 members of the Association as defined in Bylaw II, Section 1.

6
7 B. Tenure of Office. The terms of office for and provisions for filling vacancies in the Officer positions
8 shall be as set forth in Section 1, subsection C of this Bylaw. Provisions for their nomination and election
9 shall be as set forth in Bylaw V.

10
11 C. Powers and Duties. The Officers shall have such powers and duties as are defined in this subsection
12 and elsewhere in these Bylaws, and shall include any additional authority as may be given them by formal
13 resolution of the Executive Board and incorporation into the policies of the Association.

14
15 1. President. The President is the chief elected officer of the Association and shall direct the
16 overall affairs and operations of the Executive Board; preside over all meetings of the Executive
17 Board and of the Association; and perform all other such duties as shall be authorized in these
18 Bylaws or as the Executive Board may authorize and as may be defined in the policies of the
19 Association.

20
21 2. Vice President. The Vice President shall assist the President in directing the affairs and
22 operations of the Executive Board; act as presiding officer at meetings in the absence of the
23 President; as Secretary of the Association, certify the integrity of the records and transactions of
24 the Association and the Board; and perform all other such duties as shall be authorized in these
25 Bylaws or as the Executive Board may authorize and as may be defined in the policies of the
26 Association.

27
28 3. Treasurer. The Treasurer shall serve as the primary steward of the financial resources of the
29 Association by ensuring the accurate recording and reporting of the Association's financial
30 transactions, the adherence to an annual budget, and the performance and presentation of an
31 annual financial audit by a qualified independent audit firm; and perform all other such duties as
32 shall be authorized in these Bylaws or as the Executive Board may authorize and as may be
33 defined in the policies of the Association.

34
35 4. Past President. The Past President shall serve as an advisor to and assist the President as
36 requested, and perform all other such duties as shall be authorized in these Bylaws or as the
37 Executive Board may authorize and as may be defined in the policies of the Association.

Section 3. Committees of the Association.

1 There shall be administrative and policy committees of the Association that shall report to and assist the
2 Executive Board in accomplishing the Association’s mission and strategic plan. The committees shall be
3 comprised of Association members eligible for committee membership under the terms of Bylaw II,
4 Section 1. The President of the Association shall appoint all committee chairpersons not later than the first
5 meeting of the Executive Board following the conference at which elections are conducted. During their
6 term of office, members of the Executive Board shall be disqualified from serving as chairpersons or
7 vice-chairpersons of any committee defined as a policy committee of the Association. The jurisdiction,
8 objectives, operations, procedures and tenure of the administrative and policy committees of the
9 Association shall be as detailed in the policies of the Association.

Section 4. Chief Executive Officer of the Association.

1 A. Function. The Executive Board shall be authorized to select and employ a chief executive officer,
2 hereinafter referred to as the “Executive Director.” To the extent permitted by law in the conduct of the
3 business of the Association, the Executive Director shall serve as the executive agent and a non-voting, *ex*
4 *officio* member of the Board, and shall have responsibility for planning, administering and managing the
5 Association’s daily operations, its personnel and programs, and for providing direct support to the elected
6 and appointed leadership of the Association.
7

8 B. Duties. The duties of the Executive Director shall include, but shall not be limited to:
9

- 10 1. Employing such staff as the operation of the Association may require and at such compensation
- 11 and under such conditions commensurate with the policy determinations of the Executive Board;
- 12 2. Maintaining the records and files of the Association;
- 13 3. Preparing an annual budget for approval by the Executive Board, supervising the keeping of
- 14 financial records of the Association, and taking such action as necessary to assure the collection,
- 15 payment and accounting of the funds of the Association;
- 16 4. Maintaining custody of the Association’s funds and investing the Association’s assets for the
- 17 sole benefit of the Association with the consent of the Executive Board;
- 18 5. Supervising the implementation of all programs, services and grants of the Association;
- 19 6. Serving as a spokesperson for the Association, as authorized by the President; and
- 20 7. Performing all other such duties as shall be authorized in these Bylaws, or as the Executive
- 21 Board may authorize and as may be defined in the policies of the Association.
22

23 C. Evaluation and Compensation. The Executive Director shall serve at the pleasure of the Executive
24 Board and at a compensation level and upon other terms and conditions as may be determined by the
25 Executive Board in its annual review of the Executive Director’s performance.

**BYLAW V
NOMINATIONS AND ELECTIONS**

Section 1. Eligibility for Officer or Member-at-Large of Executive Board.

1 Only representatives of member states as defined in Bylaw II, Section 1, subsection A shall be eligible for
2 nomination and election to an Officer or Member-at-Large position on the Executive Board.
1

Section 2. Nominations.

1 A. Nomination by Committee. The Board committee that has jurisdiction over nominations and elections
2 shall secure the consent of at least one (1) eligible representative of a member state, as defined in Bylaw
3 II, Section 1, subsection A, to be a candidate for each open Officer and Member-at-Large position on the
4 Executive Board. Qualifications, skills and characteristics as may be required for the achievement of
5 Executive Board duties and responsibilities, and the operations, procedures and tenure of this Board
6 committee shall be as detailed in the policies of the Association.

7
8 The slate of candidates recommended by the committee to the Executive Board and accepted by the
9 Board shall be announced to the eligible representatives of the member states at least thirty (30) days
10 prior to the day of the election. Such announcement may be delivered by postal mail, telephone,
11 telefacsimile, electronic mail, or any other communication method open and accessible to them.

12
13 B. Nominations from the Floor. During the business meeting at which the election is to be conducted, any
14 eligible representative of a member state, as defined in Bylaw II, Section 1, subsection A, shall be allowed
15 to place into nomination their name or the name of another eligible representative for any open Officer or
16 Member-at-Large position on the Executive Board.

1
Section 3. Elections.

1 A. Date of Election. The election of Officers and Members-at-Large of the Executive Board shall be
2 conducted during a scheduled annual business meeting of the Association, as defined in Bylaw III,
3 Section 2.

4
5 B. Voting. Voting on each open Officer and Member-at-Large position shall be conducted as defined in
6 Bylaw III, Section 6.

7
8 C. Election Determination. A candidate shall be elected to an open position upon the affirmative vote of a
9 majority of the representatives of the Association's member states in good standing, as defined in Bylaw
10 II, Section 1, and present and voting at the business meeting at which the election is conducted. The
11 winning candidate shall begin and end their term of office as defined in Bylaw IV, Section 1, subsection
12 C.

**BYLAW VI
BOATING EDUCATION COURSE APPEALS**

1 There shall be an Appeals Committee which shall consider all appeals by boating education course
2 providers who have filed a written appeal resulting from not receiving NASBLA approval of a boating
3 education course as provided in the Association's Course Provider Agreement. This appeals process shall
4 not apply to state recognition, acceptance, or endorsement of a NASBLA-approved boating safety course.

5
6 The Committee shall be comprised of three members of the Executive Board. The Committee members
7 and the chairperson shall be appointed by the President of the Association, provided, however, that the
8 President shall not be a member of the Committee. Members shall serve until such time as they formally
9 resign from the Committee; are no longer members of the Executive Board; or become ineligible by
10 reason of assuming the office of the President. The President shall fill any vacancy on the Committee
11 within thirty (30) business days.

12
13 An appeal shall be filed within thirty (30) business days of the date of a disapproval of a boating
14 education course, and shall be deemed filed on the date received by the Association.

15
16 Upon delivery of the appeal, the chairperson shall convene the Appeals Committee in person or using an
17 electronic communication method open and accessible to all members of the Committee. Persons other
18 than the members of the Committee shall not be present, in person or by electronic means, during a
19 meeting when an appeal is considered except in extraordinary circumstances and then only upon the
20 unanimous vote of the members of the Committee. All decisions of the Appeals Committee shall be
21 considered final.
22
23 Further operations and procedures of the Committee and the appellate process shall be as detailed in the
24 policies of the Association.

**BYLAW VII
INDEMNIFICATION**

1 The private property of Association members, as defined in Bylaw II, Section 1; of Officers and
2 Members-at-Large of the Association's Executive Board, as defined in Bylaw IV, Section 1, subsection
3 B; and of Association employees or agents shall not be subject to the payments of the debts of the
4 Association. The provisions of Kentucky Revised Statutes 273.248(1) and 273.171(14) are adopted as a
5 part of these Bylaws to the fullest extent permitted and are incorporated herein as if set forth in full,
6 subject to the limitations of Kentucky Revised Statute 273.248(2). Further, the provisions for
7 indemnification defined in Kentucky Revised Statutes 271B.8-500 through 271B.8-580, inclusive and
8 including any successor enactments, are adopted and included by reference herein as if set forth in full
9 and shall be applicable to all Officers, Members-at-Large of the Executive Board, employees or other
10 agents of the Association.
11
12 If it is ultimately determined that any Officer, Member-at-Large of the Executive Board, or employee or
13 agent of the Association is not entitled to indemnification under this Bylaw, such person shall repay all
14 expenses paid by the Association in the indemnification of expenses and liabilities incurred by said
15 person in connection with any claim, action, suit or proceeding to which he or she was made a party by
16 reason of being an Officer, Member-at-Large of the Executive Board, employee or other agent of the
17 Association.
18
19 The Executive Board shall authorize the purchase of insurance on behalf of any Officer, Member-at-
20 Large of the Executive Board, employee, or other agent of the Association against any liability incurred
21 by him or her which arises out of such person's status as an Officer, Member-at-Large of the Executive
22 Board, employee or agent, whether or not the Association would have the power to indemnify the person
23 against that same liability under Kentucky Revised Statutes 271B.8-510 or 271B.8-520.

**BYLAW VIII
AMENDMENT**

1 These Bylaws may be amended at any business meeting of the Association upon the affirmative vote of
2 two-thirds (2/3) of all of the votes entitled to be cast by the representatives of the Association's member
3 states in good standing as defined in Bylaw II, Section 1; provided notice of such amendment(s) and the
4 nature thereof shall be given to the eligible voters at least thirty (30) days prior to the day of the business
5 or special meeting at which said amendment(s) are to be presented for consideration. Such advance notice
6 may be waived by a two-thirds (2/3) affirmative vote of the eligible representatives of the member states
7 present and voting at such a meeting.

**BYLAW IX
DISSOLUTION OF ASSOCIATION**

1 This Association may be dissolved upon the affirmative vote of two-thirds (2/3) of all of the votes entitled
2 to be cast by the representatives of the Association's member states in good standing as defined in Bylaw
3 II, Section 1. In the event of dissolution, the assets of the Association shall be disposed of in accordance
4 with Article VII of the Articles of Incorporation of the National Association of State Boating Law
5 Administrators, Inc.

**BYLAW X
EFFECTIVE DATE**

1 These Bylaws shall supersede all prior Constitutions and Bylaws of the Association and shall take effect
2 upon their approval unless otherwise stated. Provisions related to elected positions shall take effect as
3 soon as possible, but no later than the expiration of all current terms of office.