

Bylaws of the Kentucky United Pipes & Drums

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ARTICLE I

Name, purposes, and status

SECTION ONE. Name. This organization shall be known as KENTUCKY UNITED PIPES & DRUMS. The name of this organization, or any part thereof, or derivative therefrom, may be employed only in connection with the official activities of this organization. THE KENTUCKY UNITED PIPES & DRUMS, may be referred to in the following bylaws as the unit, the organization, KUPD or the band interchangeably. Masculine references shall include the feminine.

SECTION TWO. Purposes. The purposes of this organization are: to further the Celtic arts and traditions by demonstrations in public performances and specifically, to teach

Highland Bagpiping and Scottish style pipe band drumming and to furnish appropriate equipment and clothing for such teaching and performances;

To associate all interested persons for charitable purposes in connection with the foregoing and to obtain funds or income for charitable purposes in connection therewith; To establish and carry on at Lexington, Kentucky a school where students may obtain a general education in the Celtic arts described above, to provide for the delivery and holding of lectures, exhibitions, public meetings, classes and conferences calculated to advance the cause of education in the Celtic arts;

To establish a library of bagpipe music and drum accompaniments, books on piping and Gaelic/Celtic traditions in general;

To secure suitable facilities and equipment, to acquire by purchase or gifts such real or personal property as may be necessary to carry out the purposes of the organization; to take, hold, and manage real and personal property conveyed to it in trust, the income from which is to be applied to the uses and purposes of this organization and to execute such trusts; and to receive subscriptions and donations of real and personal property to be applied to the uses and purposes of the organization; to mortgage or otherwise encumber any of its property, or to sell and convey the same; and to permit the use of any of its property for educational, benevolent, or other lawful purposes.

SECTION THREE. Status.

1. THE KENTUCKY UNITED PIPES & DRUMS is a member in good standing of the Eastern United States Pipe Band Association.
2. No part of the net earning of the organization shall inure to the benefit of, or be distributed to its members, 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 herein. Notwithstanding any other provision of these Bylaws, the organization shall not carry on any 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 the corresponding provision of any future United States Internal Revenue Law).
3. Upon the dissolution of the organization, the Board of Directors shall, after paying or making provisions for payment of the liabilities of the organization, dispose of all the assets of the organization exclusively for the purposes of the organization in such manner, or to such organization or organizations operated exclusively for charitable, education, religious, or scientific purposes as shall at the time qualify as an exempt organization under Section 501 (c)(3) of the Internal Revenue Code.

ARTICLE II

Membership

SECTION ONE. Eligibility. Any person who subscribes to the purposes of this organization as described in Article I, Section 2 of these bylaws, and having paid annual

dues of not less than twenty-five dollars shall be eligible for election to membership. Eligibility for membership shall be without regard to race, sex, religion, nationality, or personal inclination.

SECTION TWO. Classes of membership. There shall be four classes of membership in THE KENTUCKY UNITED PIPES & DRUMS: Active member, Auxiliary member, Honorary member, and Inactive member. Student status is recognized but is not entitled to membership privileges.

1. Active membership. New candidates for active membership must be recommended by the applicable Section Leader (Pipe Major, Drum Sergeant). Nominees may be elected to Active membership by a two-thirds vote of members present at a business meeting of the band (which can include sealed proxy votes). Such recommendation shall be based upon the applicant's performing proficiency and ability to contribute to furthering the purposes of the band. Only Active members have voting privileges. Active members will generally be the members who are involved in band performances and competitions.

2. Auxiliary membership. Students or other interested persons may obtain auxiliary membership through nomination by an active member. Auxiliary membership status can then be given to individuals who are generally non-performing members of the organization but offer support service to the band sufficient to warrant formal affiliation. Election to this status requires approval by the Executive Committee (see below) before a vote of the active membership may be taken. Having such sponsorship and approvals, nominees may then be elected to Auxiliary membership by a two-thirds vote of members present at a business meeting of the band (which can include sealed proxy votes). They will be eligible for band furnished equipment and travel funds equivalent to that provided active members and as may be necessary for fulfillment of their support role, provided they are acting in a support capacity and outfitted in a band designated attire (to be determined by the Pipe Major or his designee).

3. Honorary membership. A person meeting the eligibility requirements for membership set forth in Section 1 of this article may be nominated for honorary membership by any active member. Nominations for Honorary membership must be made at least 2 weeks before election. Honorary membership requires a vote of acclamation (100%) of members present (which can include sealed proxy votes). There are no formal responsibilities associated with this level of membership and this rank is reserved for those whom the band feels have merited formal affiliation with the band.

4. Inactive membership. Active members may be transferred to Inactive Status either by request, through non-performance of member responsibilities, or by unanimous decision of the Executive Committee. An Active Member may voluntarily request transfer to Inactive status if it becomes apparent that the member will temporarily be unable to fulfill the responsibilities of membership. Failure to participate in a band function for a period of 180 days may result in transfer to inactive membership at the discretion of the Section Leader (Pipe Major or Drum Sergeant). Active status can be regained by participating in 3 of 4 consecutive band functions or by a two-thirds vote of members present at a

business meeting of the band (which can include sealed proxy votes).

5. Student status. Any person wishing to begin or continue the study of one or more of the Celtic arts described in Article I, Section 2 may acquire student status. Students recognized by the band are entitled to introductory group instruction, free of charge, from designated active members of the organization, and to the use of such equipment and supplies belonging to the organization as may be available for said instruction. Students may be nominated for membership by the Pipe Major or Drum Sergeant and confirmed by a two-thirds vote of members present at a business meeting of the band (which can include sealed proxy votes).

SECTION THREE. Responsibilities of membership. Members are expected to attend band functions on a regular basis. Members are expected to maintain their uniforms and other band equipment in a good state of repair. Active band members are expected to tune and maintain their instruments in a good playing state for band rehearsals and performances. Active pipers should be familiar with various tuning devices and be able to assist the Pipe Major and/or Pipe Sergeant in tuning the band. Active members should strive to perform at the highest level of their abilities. All members should conduct themselves publicly in a manner that reflects positively upon the band and its stated purposes. Active members who are unable to attend a band performance are expected to notify the Pipe Major or his designee as soon as is practical.

SECTION FOUR. Change of membership status. Honorary members may receive either student or active status by meeting the additional requirements for each respectively. Any member may at any time resign their membership provided all band properties are returned and outstanding accounts settled.

SECTION FIVE. Individual member suspension. A member whose conduct is considered detrimental to the interests of the band may be brought before the Executive Committee for review. Such action must be brought forward in the form of a motion during a business meeting of the band. Following an investigation, the Executive Committee will make a recommendation to the membership which may approve, reject, or modify their proposal. A member may then be placed on suspension by a two-thirds vote of members present at a business meeting of the band (which can include sealed proxy votes). If approved, the requirements that the member must meet to resume his prior status should be specified. Suspended members have no voting.

Active members who have been transferred to inactive status as described in Section 2, subsection 4. of this Article may have their membership terminated by a vote of the Executive Committee if they fail to participate in a band function within the subsequent 180 day period. Inactive members may regain Active membership status by participating in 3 of 4 consecutive band functions or by a two-thirds vote of members present at a business meeting of the band (which can include sealed proxy votes). Auxiliary membership may be regained by a majority vote of the Executive Committee.

SECTION SIX. Individual member expulsion. Members may be expelled from the band through the mechanism outlined in Section five, of this article. Grounds for expulsion include actions which are thought to be so detrimental to the band that restitution is not possible. Expelled members shall relinquish all band properties and settle any outstanding accounts.

ARTICLE III

Officers

SECTION ONE. Offices. The active membership of the KENTUCKY UNITED PIPES & DRUMS shall elect the following Officers: President, Vice President, Secretary, Treasurer, Pipe Major, Pipe Sergeant, and Drum Sergeant. There shall be no restriction on the number of offices a member may simultaneously hold with the exception that no member shall be allowed to hold the offices of President and Vice President or President and Treasurer.

1. President. The President shall preside at all business and special meetings of the organization and the Executive Committee and shall have general supervision of the organization, shall be an ex-officio member of all committees, and shall be authorized to make expenditures approved by majority vote of the Executive Committee.
2. Vice President. The Vice President shall be responsible for the recruitment of new members and band morale, shall preside over all meetings in the absence of the President, and shall be authorized to make expenditures approved by majority vote of the Executive Committee.
3. Secretary. The Secretary shall ensure that minutes and attendance are recorded for all board and general meetings. He shall also conduct appropriate correspondence and maintain and distribute copies of band rosters and bylaws.
4. Treasurer. The Treasurer shall maintain financial records and distribute band funds to make purchases as directed by the membership and/or authorized officers, shall follow clear and accurate accounting procedures and be prepared to report receipts, expenditures, and balances at business meetings, and shall deposit all funds of the organization in a bank in the name of the organization. The Treasurer shall receive all moneys, and after authorization, shall pay all just and due bills of the organization. A complete audit trail shall always be maintained, and no disbursement of funds shall be authorized without receipt for the specified expense. The Treasurer shall keep a running inventory of the unit-owned equipment and uniforms showing the cost of each item with a separate page for each category of items in a book called the Property Book. He shall also be responsible for filing all annual tax returns.
5. Pipe Major. The Pipe Major has primary responsibility for Band performances. He establishes reasonable criteria for public appearances and will select or reject performers as may best meet such criteria. He shall be in charge of all performance parameters, including determination of which uniform will be worn at any given performance. The

Pipe Major shall designate piping instructors and establish a training curricula designed to improve the overall band quality. He shall select tunes and settings for practice, training, performance, and competition. The Pipe Major shall issue expendable piping supplies (e.g. reeds, hemp, wax). He shall design band formations and drill the band in their execution. He shall acquaint himself with all performance areas and requirements. He shall also be responsible for the physical appearance of the band and shall inspect the uniform to be worn. He shall also designate those pipers who are to represent the band in performances and/or competition. He shall establish musical criteria for the recommendation of pipers for Active membership and shall be assisted in the performance of his duties as appropriate by other officers.

6. Pipe Sergeant. The Pipe Sergeant, in the absence of the Pipe Major, shall assume the duties of that office, and shall assist in the teaching of piping, pipe maintenance, and tuning.

7. Drum Sergeant. The Drum Sergeant shall act as or otherwise designate the lead drummer, write or secure drum scores, specify cadences to be played, rehearse and drill the drummers, and have general supervision of the drummers. He will work in close alliance with the Pipe Major to insure that drum scores are complementary to the piping arrangements. He shall be responsible for the caliber of playing of the drum line and shall establish a curriculum for drumming instruction. The Drum Sergeant shall issue expendable drumming supplies as necessary. He shall also designate those drummers who may represent the band in performances and/or competition. He shall establish musical criteria for the recommendation of drummers for Active membership.

SECTION TWO. Nominations. The Executive Committee shall meet and serve as a nominating committee prior to the election of officers. Other nominations may also be made from the floor.

SECTION THREE. Elections. Election of officers should be held in conjunction with the November business meeting. A candidate must receive at least a simple majority of the votes cast to assume an office. Should no nominee receive a simple majority of votes, a run-off election will be held between the two candidates receiving the greatest number of votes.

SECTION FOUR. Removal from office. Following the recommendation of a majority of the Executive Committee, an officer may be removed from his office by a two-thirds vote of the active membership.

SECTION FIVE. Executive Committee. The Executive Committee shall consist of all elected officers. The Executive Committee shall be authorized to transact any business of the organization. Executive Committee decisions shall be made by majority vote of that committee.

SECTION SIX. Appointments. The Executive Committee may appoint members to the following positions as they see necessary: Librarian, Quartermaster, Business Manager,

and Drum Major. These positions may be held by any member of the organization. Additional appointments may be created as needed.

1. Quartermaster. The quartermaster shall be responsible for procurement, maintenance and accounting of all band property. He shall ensure the return, repair, or replacement of property.
2. Librarian. The librarian shall keep a record of all books, manuscripts, and audio recordings owned by the band, shall maintain a card system for lending them out for 2 week periods, shall also make a monthly inventory to see if any items are overdue, and if so, shall contact the borrower and request return of the item.
3. Business Manager. The Business Manager shall solicit opportunities for paid performances for the band and coordinate these with the Pipe Major who will make the final determination.
4. Drum Major. The Drum Major shall function as a ceremonial position as needed for band performances. Under the direction of the Pipe Major, he shall lead all performances in accordance with "British Drill Commands and Regulations."

ARTICLE IV

Administration

SECTION ONE. Official functions. Active members are expected to attend official functions of the band which shall include rehearsals, performances, classes, and business meetings. Rehearsals shall be held on a weekly basis at a time and place of convenience to the majority of the members if possible. The frequency and duration of these meetings may be temporarily modified by the Pipe Major. Band performances shall be announced as soon as the appropriate arrangements have been made. Members who are unable to attend an official band performance should inform the Pipe Major as soon as is practical. Business meetings of the band shall generally be held at the last rehearsal of each month. Election of officers will occur as near as possible to the November business meeting. Additional meetings may be scheduled as necessary. These business meetings may be held in conjunction with a rehearsal or performance.

SECTION TWO. Quorum. A quorum of THE KENTUCKY UNITED PIPES & DRUMS shall be a simple majority of the currently Active members. A quorum is required for conducting an official pipe band business meeting. Business and policy matters concerning the KENTUCKY UNITED PIPES & DRUMS may be conducted by either the band as a whole or by the Executive Committee. Should the Executive Committee enact band business contrary to the will of a simple majority of the active members, the will of the band will prevail.

SECTION THREE. Voting. Only Active members may vote. Business of the band shall be conducted by a simple majority vote of those members present (which can include sealed proxy votes) except where otherwise noted

SECTION FOUR. Committees. The pipe band shall have one standing committee (the Executive Committee) and may create additional ones as needed.

ARTICLE V

Uniforms and equipment

SECTION ONE. Uniforms. The band uniform will consist of the equipment necessary to outfit each performing member. The band and its members will make every effort to ensure that all members are in complete uniform at all band appearances. The KENTUCKY UNITED PIPES & DRUMS shall have three styles of uniform from which to choose for various performances. They shall be identified by the designations of: Long Sleeves, Short Sleeves, and Full Dress. Uniform elements may be modified by the Pipe Major as fits a given performance. It will be the policy of the band to provide as much of the above uniform as possible to each of its Active members. Members will generally be expected to purchase their own footwear, kilt hose, kilt belts, kilt pins, cap badges, headgear, sweaters, and rain capes. It is hoped that band members will make a good faith effort to acquire items that the band may not have in stock to complete their uniform as allowed by the individual's personal finances. Each member will be responsible for maintaining all band property in his custody. Articles damaged beyond reasonable normal wear will be repaired or replaced at the member's expense. All band property will be returned upon termination of membership or at the request of the Executive Committee.

1. Long Sleeves. The uniform designated as Long Sleeves is for use at appearances when excessively hot temperatures are not anticipated. It may be used however during high profile summer performances. Typical uses would include indoor, evening, Spring, or Autumn performances. It shall consist of:

- 1) White long sleeved buttoned down Oxford cloth dress shirt
- 2) Band Kilt with kilt pin
- 3) Black Glengarry with red toorie and cap badge. Cap badge is to be no larger than 2.5 inches at its widest or tallest point and must be of a standard belt and buckle design.
- 4) White, popcorn knit top, kilt hose
- 5) Black leather kilt belt
- 6) Garter flashes
- 7) Black ghillie brogues or similar dress shoes
- 8) Plain black leather day-wear sporran with black leather sporran belt.
- 9) Black KUPD tie
- 10) Black V-neck, commando style, long sleeve sweater (optional)
- 11) Black, 5 button wool vest (optional)
- 12) Black Inverness rain cape (optional)

2. Short Sleeves. The uniform designated as Short Sleeves will be the usual summer/hot weather dress of the pipe band. It shall consist of all the items listed above except the substitution of a short sleeved White Oxford cloth button down shirt for the long sleeved shirt described above.

3. Full Dress. The full dress uniform of the Pipe Band shall consist of the elements listed under the Long Sleeved uniform with the addition of:

1) Black wool, plain cuffed, daywear kilt jacket

SECTION TWO. Equipment. The band shall keep and maintain such equipment as necessary to fulfill the purposes of the organization and meet reasonable performance criteria as set forth by the Pipe Major. Each member will be responsible for maintaining all band property in his custody. Articles damaged beyond reasonable normal wear will be repaired or replaced at the member's expense. All band property will be returned upon termination of membership or at the request of the Executive Committee. The band will supply the following equipment as able:

1. Matched chanters
2. Expendable piping supplies (i.e. reeds, hemp, wax, etc.)
3. Drums
4. Expendable drumming supplies (i.e. sticks, heads, snares, etc.)

ARTICLE VI

Amendments

SECTION ONE. Amendments. Amendments to these bylaws may be made providing they are proposed in writing 30 days before being voted on. A two-thirds vote is required to amend the bylaws.

SECTION TWO. Order. In all matters where a procedure is not specifically mentioned in the bylaws, parliamentary procedure shall be governed by the Executive Committee.

SECTION THREE. Suspension of Bylaws. These bylaws may be temporarily suspended by a two-thirds vote during a business meeting as allowed under Section two of this Article

SECTION FOUR. Review of Bylaws. These bylaws shall undergo review in even numbered years by the Executive Committee. Amendments or alterations proposed by this Committee must be processed as described above in Section One of this Article.