

PROPOSAL FOR NDAHA MEETINGS

BY-LAW ARTICLE IV: MEMBERSHIP – PAGE 3

CURRENT WORDING:

FORFEITURE AND SUSPENSION – Members shall be subject to forfeiture and/or suspension of membership in the event of a failure to comply with any of the requirements of the Bylaws, and Rules and Regulations of the NDAHA and USA Hockey, Inc., or the Decisions of the Board of Directors of the NDAHA or USA Hockey, Inc. as proscribed by the current Affiliate Agreement of the NDAHA or USA Hockey, Inc.

BY-LAW ARTICLE XIII: SUSPENSIONS AND FORFEITURES – PAGE 18

CURRENT WORDING:

A. SUSPENSIONS – Members shall be subject to forfeiture and/or suspension of membership in the event of a failure to comply with any of the requirements of the Bylaws, and Rules and Regulations of the NDAHA and USA Hockey, Inc., or the decisions of the Board of Directors of the NDAHA or USA Hockey, Inc. as proscribed by the current Local Affiliate Agreement of the NDAHA or the current Affiliate Agreement of USA Hockey, Inc.. Suspension as used in these Bylaws means that the individual player, coach, team representative or entire team organization will be prohibited from participating in the hockey activities governed by the suspending authority. The exact penalty, length, and extent of the suspension shall be determined by the appropriate suspending authority. Accordingly, any individual or organization that has been suspended shall have the right to appeal the suspension to the next higher authority as outlined in the NDAHA Bylaws Article XIV, Disputes and Appeals. If further appeals are authorized and made to USA Hockey, Inc., the procedure to follow shall be as outlined in Article 10. Resolution of Disputes, Arbitration, and Suspensions of the USA Hockey, Inc. Annual Guide.

SPECIFIC WORDING OF PROPOSAL:

(As it should appear with Additions-underlined, New Wording-in bold, Deletions-Strikethrough)

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B. Right to Refuse Membership: Associations have the right to refuse membership into its Association to a party who: (a) either themselves or their family members have in the past violated the Rules of NDAHA or the affiliate of refusing membership which justifies such refusal; and (b) there are equivalent programs offered within NDAHA in which the party can participate.

1. In cases where an Association refuses registration to a party, a Hearing as outlined in this Article is required. Except as modified in this Article, the hearing shall be governed by USA Hockey Bylaw 10.

2. The Association refusing registration of any member must agree to a Discretionary Waiver if the player is accepted for registration with another association.

INTENTION OF PROPOSAL:

Currently the topic of suspensions & forfeitures is covered in two separate portions of the bylaws and should be merged. In addition, we would like to specifically call out an affiliate's right to refuse membership to those who continually violate the rules of the affiliate themselves.

SUBMITTER: Shana Wilson, West Fargo Hockey Association