

Membership By-Laws

ARTICLE I - NAME AND DEFINITION

SECTION 1. The name of this organization is Midwest Coal Preparation Society, Inc, hereinafter referred to as MCPS.

SECTION 2. MCPS is dedicated to the tenets of furthering the awareness of Coal Preparation and the value of Coal Preparation for producers and consumers of coal. Coal Preparation includes coal exploration activities, coal mining, coal handling, coal cleaning, thermal drying, sorting and blending, quality control, and any other method of improving the quality of coal prior to utilization. Coal Preparation also includes elements of business and project planning; cost estimating; economic and financial analysis; research and development.

ARTICLE II - OBJECTIVES

Section 1. To promote the principles of Coal Preparation, through education and scientific means, for the public good.

Section 2. To advance the science and art of Coal Preparation.

Section 3. To provide forums and media through which experience with the principles and techniques of Coal Preparation may be reported, discussed, and published in furtherance of the public interest.

Section 4. To promote standardization of terminology in Coal Preparation and so far as practical, develop standard methods.

Section 5. To encourage the inclusion of Coal Preparation instruction in engineering curricula in furtherance of our primary objective.

Section 6. To cooperate with other organizations having common or related objectives, in furtherance of the public interest.

Section 7. To be organized and function exclusively for charitable, educational and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as tax-exempt organizations under section 501C3 of the Internal Revenue Code, or the corresponding sections of any further federal tax code.

Section 8. To evaluate and issue certification credentials to individuals having expertise in Coal Preparation.

ARTICLE III - MEMBERSHIP

Section 1. The membership grades shall initially consist of members, but other categories, such as Student Member may be included within the grade of member.

Section 2. Admission of membership shall be upon approval of application duly made, and in accordance with procedures established by the Membership. MCPS shall admit members without regard to race, religion, ethnicity, nationality, or gender.

ARTICLE IV – OFFICERS AND BOARD OF DIRECTORS

Section 1. The initial Officer of the Society shall be a President, Vice-President, Secretary-Treasurer, and Chairman of Programs Committee. Additional officers may be added in the future, as dictated by the needs of the Society.

Section 2. The governing body of the Society shall be a Board of Directors, hereinafter call the Board, in which the government and management of the Society is vested. The Board shall consist of the Officers identified in Section 1 of this Article.

ARTICLE V – MEETINGS

Section 1. There shall be monthly meetings held on the second Tuesday of each month during September through March. The Board shall fix the time and place of the monthly meetings.

Section 2. Other meetings of the Society shall be determined by the Board.

ARTICLE VI – RECORDS

Section 1. A roll of members shall be maintained by the Society's headquarters, which shall include the name, address, membership, grade, date of admission of each member in good standing.

Section 2. A complete accounting shall be kept of all monies received and expended by the Society. These financial records shall undergo an annual legal audit by persons or a company qualified to perform this audit.

ARTICLE VII – AMENDMENTS

Section 1. The Constitution may be amended by letter ballot.

Section 2. An affirmative vote of three-fourths of the valid votes cast shall be required for adoption of an amendment to the Constitution.

ARTICLE VIII – LIMITATION AND DISTRIBUTION

Section 1. No part of the net earnings of MCPS shall benefit its members, trustees, officers, or other private persons. MCPS may, however, make reasonable payments for services rendered for purposes listed in Article II. No substantial part of MCPS activities may attempt to influence legislation. MCPS shall not participate or intervene in the political campaign of any candidate for public office. MCPS shall not carry on any other activities prohibited for (a) a corporation exempt from federal income tax under section 501 (c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) a corporation to which contributions are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

Section 2. If MCPS is dissolved, its assets shall be used for one or more exempt purposes set forth in section 501 (c)(3) of the Internal Revenue Code (or the 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 assets then remaining shall be disposed of by a Court of Competent Jurisdiction of the county where the principal office of the corporation is then located, solely for such purpose.