

**CONSTITUTION AND BY-LAWS
OF RING #244 OF THE INTERNATIONAL BROTHERHOOD OF MAGICIANS**

ARTICLE I NAME

SECTION I:

This organization shall be known as the Frank Garcia Ring #244 of the INTERNATIONAL BROTHERHOOD OF MAGICIANS

SECTION II:

The mailing address of this organization shall be the present residence of the incumbent Secretary of the Ring.

SECTION III:

Branches known as the Frank Garcia Junior Ring #244 of the INTERNATIONAL BROTHERHOOD OF MAGICIANS may be established subject to a majority vote of the membership and the granted authority of the INTERNATIONAL BROTHERHOOD.

ARTICLE II OBJECTS

SECTION 1:

To organize and associate together with individuals interested in the practice and promotion of the art of magic and its advancement

SECTION II:

To encourage the advancement of literature and invention pertaining to the art of magic, and to protect inventors and authors thereof, so they may receive full reward for their creations.

SECTION III:

To oppose exposures of the principles of the art of magic, except in books on magic and magazines devoted to such art for the exclusive use of magicians and devotees of said art; to oppose the exposing of magical tricks or illusions to the public in any type of performance by whatever means employed.

SECTION IV:

To establish a newsletter to enable the membership to be kept abreast of magical affairs and news of interest to those involved in the art of magic.

ARTICLE III MEMBERSHIP

(as amended by addition of section II b, Nov 5, 1992 and addition to Sec II c July 1, 2004)

SECTION I:

There shall be three classes of membership in Ring #244: Active, Associate, and Life.

SECTION II:

a) Active members shall be entitled to all rights and privileges of membership. The active membership shall be limited to ~~forty (40)~~ fifty (50) members.

b) Associate membership shall be available to those former active members who no longer reside within ~~one hundred (100) miles of our meeting place~~ within Long Island or New York City. (as amended March 3, 1995). They shall receive all communications from the Ring and may attend any meeting but shall not be entitled to a vote in Ring business or elections. Their dues shall be 50% of dues for active members.

c) Life membership in Ring # 244 may be extended as an honor upon vote of the active membership. Life members shall be entitled to all rights and privileges of membership but shall not be required to pay Ring dues.

Life membership may be extended to those members or former members who have completed a term of membership in Ring 244 and have contributed exemplary service to the Ring as an elected officer or in an appointed position.

A committee of active members who are past presidents will meet in July to decide if such nominations for this honor will be made. The committee will report back in the September meeting if they make such nominations, at which time a vote by the ring whether to confer this honor will be taken.
SECTION III:

ARTICLE IV OFFICERS

SECTION I:

The affairs of this organization shall be conducted and managed by a Board of Directors composed of qualified members elected to and holding the following offices:

- a) President
- b) Vice-President
- c) Secretary
- d) Treasurer
- e) Sergeant at Arms and
- f) the immediate past President.

SECTION II: Term of Office –

The above mentioned offices shall be held for a term of one year. The office of President may not be held for more than two consecutive years by the same person.

ARTICLE V NOMINATIONS AND ELECTIONS

SECTION I:

A nominating committee appointed by the President shall present a slate of officers at the October meeting and the floor will be open to nominations.

SECTION II:

Elections shall be held annually at the November meeting to determine the officers of this organization. New officers shall be installed and assume their duties as the last order of business at the December business meeting.

SECTION III:

Elections shall be by closed ballot. The nominee with the majority of the vote shall be elected.

ARTICLE V QUORUM

SECTION I:

A quorum of this organization shall consist of fifty-one percent (51%) of the active membership.

ARTICLE VII AMENDMENTS

SECTION 1:

Amendments to this Constitution may be made by a three-fourths (3/4) vote of the voting members present at a regular monthly meeting, prior to which all members have been notified of the proposed amendment.

ARTICLE VIII AGREEMENT

SECTION I:

The membership of this organization shall further agree to uphold the Constitution as it is written herein and to follow the precepts set forth in the Constitution of the INTERNATIONAL BROTHERHOOD OF MAGICIANS

BY -LAWS

ARTICLE I APPLICATIONS FOR MEMBERSHIP

SECTION I:

All applications for membership shall be in compliance with the BY-LAWS of the INTERNATIONAL BROTHERHOOD sections one through five.

SECTION II:

Pursuant to ARTICLE III section I of the I.B.M. Constitution setting forth the eligibility requirements for active membership, any applicants to Ring # 244 shall in addition thereto:

- a) appear and perform before a committee of at least three to be elected by a majority vote of the membership for evaluation and recommendation; and
- b) said committee shall determine to the best of its ability the character, magical skill and overall desirability of the applicant; and
- c) upon the favorable recommendation of the said committee, the applicant shall be required to perform not less than three effects nor less than five minutes before the regular membership at a regular meeting to enable them to make a final determination regarding the applicant's membership; and
- d) said determination shall be by closed ballot of the regular membership present at the applicant's performance. The applicant shall be notified within two weeks following the meeting at which he or she performed as to acceptance.

ARTICLE II FEES AND DUES

SECTION I:

All active members of Ring # 244 shall be required to pay Ring Dues annually in the amount of ~~ten~~ ~~twenty~~ twenty-five dollars (\$25. 00) plus the required annual dues for active membership in the INTERNATIONAL BROTHERHOOD OF MAGICIANS.

SECTION II:

All dues for active membership shall be the same, subject only to the provisions of the BY-LAWS of the INTERNATIONAL BROTHERHOOD regarding members over sixty-five (65) years of age who have been I.B.M. members for at least twenty-five (25) years.

SECTION III:

Any member whose Ring Dues are in arrears for sixty (60) days shall be notified by mail and subject to suspension if dues are not brought up to date within thirty (30) days. Reinstatement may occur after payment of the dues in arrears and other sum as may be fixed thereto

ARTICLE III DUTIES OF THE OFFICERS

A-PRESIDENT

SECTION I.

The President shall preside at all meetings of the organization; select and appoint, subject to the President's dismissal for cause, committees or persons from the membership of the organization whenever any normal or special business necessitates in his judgment the appointment of such committees or persons; be an ex-officio member of all committees; and shall have full and complete administrative powers in conducting the affairs of the organization subject to a majority approval of the remaining officers.

SECTION II:

In case of the death, resignation, disqualification or legal disability of any officer, the President shall appoint a successor to that office to serve until the next election meeting.

B- VICE-PRESIDENT

SECTION I

The Vice-President shall assist the President in the discharge of his duties and, in the absence of the President, shall preside at the meetings in his stead. In the event of the death, resignation, disqualification or legal disability of the President, the Vice-President shall succeed to the duties of the President and continue to serve until the next annual election of officers.

C) SECRETARY

SECTION I

The Secretary shall keep a true record of all the proceedings of the organization, together with the minutes thereof and perform such other duties as may be delegated to him by the President. The Secretary shall be bonded in accordance with I.B.M. Rules, section 10, Article C.

D) TREASURER

SECTION I:

The Treasurer shall receive all monies paid to the organization, deposit the same in a depository of good standing approved by the President, and promptly pay all approved obligations or disbursements of the organization.

SECTION II:

The Treasurer shall maintain accurate books of account of all receipts and disbursements of this organization and shall render an accurate itemized account of said transactions at not less than two meetings per year. The Treasurer shall be bonded in accordance with I.B.M. Rules, section 10, Article C.

E) SERGEANT AT ARMS

SECTION I:

The Sergeant at Arms will assist the President in maintaining order at all meetings of this organization.

ARTICLE IV DUTIES AND PRIVILEGES OF MEMBERS AND THE CODE OF ETHICS

(amended by addition of sections II and III, January 2004)

SECTION I

Each active Ring member shall adhere to the provisions of Article 1X, sections one through eight inclusive of the BY-LAWS of the INTERNATIONAL BROTHERHOOD.

Section II:

Membership with all its rights and privileges can be suspended and/or a member may be expelled from Ring #244 for any conduct which is not in the best interest of the Ring; violation of the Code of Ethics; and violation of the Ring Constitution and By-laws. The procedure for suspension and/or expulsion shall follow that prescribed in the International IBM By-Laws:

Charges shall be filed and a hearing shall be held by the Ring's Executive Committee which shall forward any recommendation of suspension and/or expulsion to a hearing by the membership for final action.

Section III:

Ring #244 has determined that among, but not limited to, conduct not in the best interest of the Ring which may lead to suspension and/or expulsion is a preponderance of unexcused absences over attendance at ring meetings in any 12 month period from September through August of the following year.

ARTICLE V AMENDMENTS

SECTION I

Amendments to these BY-LAWS may be made at semi annual meetings established for this purpose or at a meeting so established by the officers of the organization; said amendments to be voted upon in the same manner as for amendments to the Constitution of the organization.

ARTICLE VI AGREEMENT BY THE MEMBERSHIP

SECTION 1:

The membership of this organization shall further agree to uphold these BY- LAWS as they are written herein and to follow the precepts set forth in the BY-LAWS of the international BROTHERHOOD OF MAGICIANS.

ARTICLE VII GENERAL

SECTION I:

All provisions of the Constitution and By-Laws of Ring # 244 are hereby amended so as not to be repugnant to any provisions of the Constitution and By-Laws of the INTERNATIONAL BROTHERHOOD OF MAGICIANS.

SECTION II:

In the event that procedural questions arise which are not covered by either the Constitution and By-Laws of Ring #244 or the Constitution and By-Laws of the INTERNATIONAL BROTHERHOOD OF MAGICIANS, it is hereby agreed that this organization shall follow the procedures set forth in the current edition of *Robert's Rules of Order, Newly Revised*.

AMENDMENT #1

~~Dealers in magic and employees of dealers in magic may become members of Ring 244, but shall not hold office or chairmanship of committees. (Adopted Sept. 1, 1977)~~

Repealed October 3, 1985