

MEXICAN AMERICAN GOLF ASSOCIATION OF SAN ANTONIO, INC.

BY-LAWS

**I.
NAME OF ORGANIZATION**

The name of the organization shall be: MEXICAN AMERICAN GOLF ASSOCIATION OF SAN ANTONIO, INC. For purposes of marketing and conducting sanctioned golf events, the organization may be referred to as "MAGA of San Antonio".

**II.
REGISTERED AGENT**

The registered agent for the organization shall be Humberto Garcia and the registered office address shall be 1350 North Loop 1604 East, Suite 104, San Antonio, Texas 78232.

**III.
PURPOSE**

The purpose of the organization is to provide a nonprofit social club that promotes the enjoyment of the game of golf and its related activities. The organization shall also make an effort to raise funds for scholarships to advance the education of economically disadvantaged students and for other charitable purposes.

**IV.
MANAGEMENT OF ORGANIZATION**

The organization shall be governed by its members. Decisions of the organization shall be determined by a majority vote of the members present at a meeting where a quorum exists, except as provided by paragraph XVIII. A quorum shall consist of at least twenty five percent (25%) of the registered members.

V.
MEMBERSHIP

Any person interested in the game of golf shall be eligible for membership in the organization regardless of race, national origin, ethnicity, gender, age, sexual orientation, religion or golf proficiency. Following the organizational meeting, any person wishing to become a member shall have his/her name submitted to the President who will present it to the members at the next scheduled meeting for approval by the membership. A prospective member receiving a majority of votes of approval at the meeting shall be accepted as a member.

VI.
MEMBERSHIP DUES

Annual dues for membership shall be set at \$100.00 per person, except for persons under the age of 18 years which dues shall be \$15 per person, and shall be due by no later than January 31 of each year. If a member joins after March 31, of any calendar year, the dues shall be \$25 per calendar quarter or part thereof and due in one lump sum payment. Dues for the year of organization shall be due at the organizational meeting. Except for the organizational meeting, eligibility for voting at any meeting of the organization shall require timely payment of annual dues. For the first year of existence, eligibility for playing in a MAGA of San Antonio sanctioned event shall require timely payment of annual dues. After the initial year, the amount of the annual dues may be changed by a majority of the members present at a meeting when such issue is being considered.

**VII.
OFFICERS OF THE ORGANIZATION**

To facilitate the management of the business and activities of the organization, the membership shall elect the following officers at the organizational meeting and thereafter at the annual meeting of the organization pursuant to paragraph IX below and such officers shall assume the duties of their respective office beginning on January 1, following their election:

President

Vice President

Secretary/Communications Director

Treasurer

Tournament Director

Handicap Chairperson

The officers shall be elected for a term of one year. There shall be no limit to the number of terms served by any officer.

**VIII.
DUTIES OF OFFICERS**

The officers shall have the following respective duties:

President: Shall preside over the meetings of the organization, represent the organization in matters and activities relating to the other MAGA organizations in the U.S., and shall perform such other functions and duties as may be delegated and authorized by the members.

Vice President: Shall perform the duties of the President when the President is absent or unable to perform the duties of his office.

Secretary: Shall make and keep a record of each meeting, members present, and its activities and decisions of the membership and shall make such records available for inspection by any member requesting

such. The Secretary shall present a record of the meeting at the subsequent meeting of the members.

Treasurer: Shall receive, on behalf of the organization, all funds paid to the organization by the members or any third party. Such funds shall be deposited in an account opened and established in the name of the organization as approved and authorized by the members. The Treasurer shall maintain accurate records of any and all funds received as well as any expenditure of funds authorized by the members. A report of the status of the organization's financial accounts shall be made at each meeting of the organization.

Tournament

Director: Shall arrange and schedule golf outings as directed by the members and will be responsible for conducting each event in accordance with USGA Rules. A calendar of all events scheduled shall be made to the members at least six months in advance.

Handicap

Chairperson: Shall receive all scorecards of each member participating in any MAGA of San Antonio sanctioned event and shall maintain a handicap for each member in accordance with USGA Rules and the terms of the Golf Handicap and Information Network ("GHIN"). The Handicap Chairperson shall report the current handicap of each member participating in any such event to the Tournament Director.

IX. AFFILIATION WITH OTHER MAGA ORGANIZATIONS

The organization shall be affiliated with the Mexican American Golf Association of California as well as all MAGA Chapters established and existing in other cities. To the extent necessary, the organization shall conduct its business and activities in accordance with the rules and guidelines of such Associations.

**X.
WEBSITE OF ORGANIZATION**

The organization shall establish and maintain a website known as “MAGA of San Antonio.com” which will display such information as authorized and directed by the members. The President shall designate an individual who will create and manage the information on the website. The user name and password for such website shall be the property of the organization and shall not be changed except by approval of the members. The information relating to the user name and password shall be maintained by the Secretary.

**XI.
TAX EXEMPT STATUS**

The organization shall seek and maintain tax exemptions under the IRS Code of the U.S. and the laws and regulations of the State of Texas. The organization shall not perform any act or function, which may jeopardize its tax-exempt status. The organization shall submit any and all reports to the IRS and other taxing authorities as required by all applicable laws and regulations.

**XII.
MEETINGS OF THE ORGANIZATION**

The organization shall meet once annually at least sixty days before the end of a calendar year for the purpose of electing officers and conducting such other business as may be deemed necessary by the members. Other meetings may be scheduled on a monthly basis as scheduled by the President as warranted by the needs of the organization. A meeting may also be scheduled by a written request of at least five members directed to the President.

XIII.
ESTABLISHMENT OF GHIN SYSTEM

The organization shall open and maintain a handicap system for the members with the Golf Handicap and Information Network (GHIN) by joining the Texas Golf Association. All handicaps for the members shall be kept in accordance with the GHIN system. The Handicap Chairperson shall have authority to report any member's handicap as maintained by the organization to any third party seeking to confirm such member's handicap.

XIV.
RECOGNITION OF HANDICAPS FROM THIRD PARTIES

The organization shall recognize and accept any member's handicap provided it has been maintained by a system consistent and in accordance with USGA Rules and has been verified by the third party to the Handicap Chairperson. Once verified, the handicap shall be used for all organization-sanctioned events.

XV.
ESTABLISHING A VALID USGA HANDICAP

Any member who does not have a USGA sanctioned handicap as provide in the foregoing paragraph may establish a valid handicap by playing five MAGA sanctioned events. Once established, the handicap shall be maintained in accordance with the GHIN system of the organization. Until the member has established a USGA sanctioned handicap, the member shall not be eligible to receive any prize determined by the use of a handicap.

XVI.
COLLECTION AND USE OF MEMBER INFORMATION

Any information collected from the members, such as addresses, phone numbers, email addresses and the like, shall not be disseminated or revealed to any third party without the expressed consent of the affected member. This provision is not intended to restrict the revelation of a member's handicap if such is requested by another golf organization. Unless specifically authorized by the affected member, the organization shall not collect private information of members such as social security numbers, driver's license numbers and the like.

XVII.
PROHIBITED ACTIVITIES

The organization shall not engage or permit any member to engage in any political activity or any other activity inconsistent with the purpose of the organization. No member shall be allowed to receive any direct monetary benefit from the organization unless expressly authorized by the members after full and complete disclosure. Any member committing an act or omission contrary to the interests of the organization may be expelled as a member by a two-thirds majority vote of the members present at the meeting whereupon such issue is to be considered.

XVIII.
ADOPTION AND AMENDMENT OF BY-LAWS

The adoption of these By-Laws shall be made by a vote of two-thirds of the members present at the organizational meeting. Any amendment to these By-Laws shall require a two-thirds majority vote of the members present at the meeting where such

proposed amendment is to be voted. No proposed amendment shall be considered for a vote unless the members have been given notice of the proposed amendment at least fourteen (14) days prior to the meeting.

**XIX.
ACTION BY RESOLUTIONS**

All decisions of the members regarding any activity authorized by these By-Laws shall be by resolution adopted by the members at a scheduled meeting. A record of all resolutions adopted by the members shall be kept by the Secretary in due form.

ADOPTED by a two-thirds vote of the declared members present at the organizational meeting held on the 2nd day of March 2016.

ATTESTED:



Cynthia C. Garcia
Secretary/Communications Director