

## CHESTER COUNTY BYLAWS

### ARTICLE I NAME AND OBJECT

**SECTION 1:** The name of this organization shall be the Chester County Democratic Party.

**SECTION 2:** The object of this organization shall be to promote the ideals and principles of the Democratic Party and to aid in the election of Democrats and Democratic Nominees for public office.

### ARTICLE II MEMBERSHIP

**SECTION 1:** Eligibility. All residents of Chester County, Tennessee who are registered to vote in this county and who believe in the ideals and principles of the Democratic Party are eligible to become members of the Chester County Democratic Party.

**SECTION 2:** Nondiscrimination. Membership in the **Chester** County Democratic Party shall not be denied because of race, color, sex, religion, age, and disability or ethnic origin.

### ARTICLE III POWERS AND RESPONSIBILITIES

**SECTION 1:** Governance. The governance and direction of the affairs of the Chester County Democratic Party shall be vested in the Chester County Democratic Executive Committee (the "Executive Committee") and in officers of the Chester County Democratic Party, as hereinafter set forth in these bylaws, subject to the laws of the state of Tennessee and such rules as may be established by the Tennessee State Democratic Executive Committee.

**SECTION 2:** Party Responsibilities. The Chester County Democratic Party shall have the following responsibilities:

- (a) Planning and conducting all county meetings and convention.
- (b) Keeping and maintaining records of all Democratic Party meetings and business.
- (c) Supporting the duly selected nominees of the Democratic Party.

### ARTICLE IV EXECUTIVE COMMITTEE

**SECTION 1:** Membership. The Executive Committee shall be composed of men and women elected from each county (*district or precinct or ward*) (*provided each such district or precinct or ward represents an equal number of voters in the county; if a county has difficulty filling Executive Committee positions on a district or*

*precinct or ward basis, then and in that event all representation should be at-large; re representation should be at-large, representing that particular district, representation should be balanced if possible.*

**SECTION 2:** Manner of Election. The Executive Committee members shall be elected at a (*county convention or district meeting*) called for the purpose of electing Executive Committee members at a date determined by the State Democratic Committee.

**SECTION 3:** Resignations. The resignation of any member of the Executive Committee shall be made in writing and shall take effect at the time specified therein, or if no time is specified, then it shall take effect upon receipt of such resignation by the Chair or Secretary.

**SECTION 4:** Vacancies. A vacancy shall be filled by nomination from the membership. Any vacancies occurring in the Executive Committee may be filled by the affirmative vote of a majority of the Executive Committee members present at any regular meeting, even though less than a quorum of the Executive Committee exists. In the event of a vacancy, whether resulting from a resignation, expulsion or failure of any (*district or precinct or ward*) to elect its Executive Committee members, the remaining members of the Executive Committee in attendance at any subsequent meeting may fill those Executive Committee positions from members of the Chester County Democratic Party who reside in that (*district or precinct or ward*) and who meet the same requirements of a duly elected member as prescribed in Section 1.

**SECTION 5:** Attendance. An Executive Committee member who fails to attend three (3) consecutive meetings of the Executive Committee, without an excuse satisfactory, as prescribed in Section 7: (ii), to the majority of the members of the Executive Committee in attendance, may be removed from the position shall be declared vacant.

**SECTION 6:** Manner of Acting. The act of a majority of the Executive Committee members present shall be the act of the Executive Committee, unless a greater number be required by law or by these bylaws.

**SECTION 7:** Sanctions of Expulsion.

- (a) Notice and Opportunity To Be Heard. The Executive Committee may vote to impose sanctions on, or expel a member, but only if written notice is given the issue will be taken up at the meeting on which such action is voted. The member in question must be given written notice, and an opportunity to be heard.
- (b) Automatic Expulsion. A member of the Executive Committee shall automatic forfeit his/her membership in said committee (and the position shall be declared vacant) for the following reasons:
  - (i) In the event he/she qualifies for political office as an independent or

representing any political party other than Democratic Party and opposes a duly qualified Democratic nominee.

(ii) If he/she has three(3) unexcused absences during a term. An absence is excused if notice is given to the Chair or the Secretary prior to the start of the meeting and the reason for the absence is one of the following:

- (1) illness;
- (2) family illness or death
- (3) business; or
- (4) out of town.

(c) Discretionary Sanctions or Expulsions. A member may be expelled in the Discretion of the Executive Committee if a pattern of non-attendance is established, even if such absences are excused. Sanctions may be imposed against a member, or he/she may be expelled in the discretion of the Executive Committee, for demonstrating disloyalty to the Democratic Party, either in the form of a public announcement of support of a candidate of another party in a pending election, or by working for or giving financial support to any such candidate running against a duly nominated candidate of the Democratic Party. The Executive Committee shall not impose discretionary sanction of expel a member, unless and until such a member is given an opportunity to be heard and three-fourths (3/4) of the membership present and voting concur in a discretionary sanctions or expulsion.

## **ARTICLE V. MEETINGS**

**SECTION 1:** General. All meetings of the Chester County Democratic Party or of the Executive Committee shall be well publicized in countywide media at least fourteen (14) days prior to the date of the meeting. All meetings shall be held at convenient times and locations, and shall be open to the general public and media representatives (*except where legal counsel otherwise indicated based upon a legal need for a closed meeting*).

**SECTION 2:** Regular Meetings. Regular meetings of the Executive Committee shall be held when called by the Chair or by one-third (1/3) of the Executive Committee members.

**SECTION 3:** Special Meetings. If more than sixty (60) days have passed since the last previous meeting, and if the Chairperson has not called a meeting, any thirty (30) members may call a meeting by notifying all members at least seven (7) days prior to such a meeting. If fewer than sixty (60) days have passed since the last previous meeting, thirty (30) members may call a special meeting provided seven (7) days prior notice is given by mail to the membership. Any notification of a meeting must include time and location.

**SECTION 4:** Quorum. Whatever number of members attending the Executive Committee

meeting shall constitute a quorum for the transaction of business at a meeting of the Executive Committee.

**SECTION 5:** Convention Meeting. A regular meeting of the Executive Committee shall be Held without other notices than this bylaw immediately after, and at the same place as, the convention.

## **ARTICLE VI. CONDUCT OF CONVENTION**

**SECTION 1:** Convention. The provisions for the holding of the county convention shall be as follows:

- (a) The convention shall be well publicized in the local new media. At least fourteen days prior notice must be given.
- (b) All members of the Chester County Democratic Party who are registered voters, and who attest they are bona fide Democrats by execution of affidavits or affirmations to that effect, are eligible to vote at the convention and to be candidates for the Executive Committee.
- (c) The Chairperson, prior to voting, shall appoint an adequate number of Sergeants-at-arms to assure that only bona-fide Democrats are present for the voting process. The Secretary or duly appointed representative shall verify the affirmations of all attendees.
- (d) The convention shall be called to order by the incumbent Chair of the Chester County Democratic Executive Committee. The chairman shall appoint a nominating committee consisting of six (6) people, one from each legislative district of Chester County, to select the names of the Executive Committee members in their respective district. These six (6) selected people shall serve as Chairman of their respective districts.

**SECTION 2:** Election of All County Nominees for All County Offices.

- (a) The Chester County Democratic Executive Committee shall select the Democrat nominees for all county offices as here listed:
  - (i) circuit court clerk
  - (ii) sheriff
  - (iii) county mayor
  - (iv) county court clerk
  - (v) register of deeds
  - (vi) assessor of property
  - (vii) trustee
  - (viii) road superintendent

If it occurs that the laws of Tennessee has changed from school board selection of the superintendent of schools, the Chester County Democratic Executive Committee shall select the Democrat nominee for Superintendent of schools. This committee shall also select any Democrat nominee that Tennessee law prescribes.

**ARTICLE VII.  
PROXIES**

- SECTION 1:** No Proxies Allowed. No proxy shall be allowed at any meeting of the Executive Committee.
- SECTION 2:** Unit Rule. No voting by the unit rule shall be allowed at any meeting of the Executive Committee
- SECTION 3:** Open Voting. All votes shall be public and shall not be by secret ballot.

**ARTICLE VIII.  
OFFICERS**

- SECTION 1:** Officers. The officers of the Chester County Democratic Party shall be chair, vice-chair (additional vice-chairs optional) secretary, and treasurer, all of who shall be elected by the Chester County Executive Committee for a two (2) year term, or until their successors are duly elected and qualified.
- SECTION 2:** Election of Officers. The officers shall be elected by a simple majority of the members of the Chester County Democratic Executive Committee present at the meeting held immediately following the convention. In the event a majority is not achieved, a runoff election shall be held until a majority prevails with the low vote getter being dropped from the next ballot. A complete list of all officers and Executive Committee members shall be forwarded to the Chair of the Tennessee Democratic Party within ten (10) days after their election.
- SECTION 3:** Vacancies. Vacancies in any office for any reason may be filled by the Executive Committee for the unexpired portion of the term.
- SECTION 4:** Chair. The chair shall preside over any convention, which may be called, and over the meetings of the Executive Committee. He/she shall perform all duties incident to the office of chair and such other duties as may be prescribed by the Executive Committee members from time to time.
- SECTION 5:** Vice-Chair. In the absence of the chair or in the event of his/her death or inability or refusal to act, the vice-chair shall perform the duties of the chair, and, in so acting, shall have all the powers of, and be subject to all restrictions on, the chair. He/she shall perform all duties incident to the office of vice-chair and such other duties as may be assigned to him/her by the chair or by the Executive Committee. In the absence of the vice-chair, the second vice-chair steps up to perform the duties of the Vice-Chair.
- SECTION 6:** Secretary. The Secretary shall:

- (a) keep the minutes of the Executive Committee;
- (b) keep the minutes of any conventions which may be held;
- (c) see that all notices are duly given in accordance with the provision of law and these bylaws;
- (d) be custodian of the records of the Executive Committee;
- (e) keep membership records and have general charge of membership books of the Executive Committee; and
- (f) in general perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him/her by the chair or by the Executive Committee, or which may be required by law.

**SECTION 7: Treasurer.** The treasurer shall:

- (a) have charge and custody of, and be responsible for, all funds and securities of the Party from any source whatsoever, and deposit all such monies in the name of the Chester County Democratic Executive Committee in such bank or other depositories as shall be selected in accordance with the provisions of these bylaws;
- (b) keep and maintain, open to inspection by any member of the Executive Committee at all reasonable times, adequate or correct accounts of the funds and transactions of the Executive Committee, which shall include all matters required by law.
- (c) disburse the funds of the Executive Committee as he/she may be ordered by the Executive Committee;
- (d) render to the chair and secretary, or to the Executive Committee, whenever it may require or request it, an account of all his/her transactions as treasurer, and a financial statement in form satisfactory to it, showing the condition of the Executive Committee;
- (e) in general perform all of the duties incident to the office of treasurer and such other duties as, from time to time, may be assigned to him/her by the chair or Executive Committee; and
- (g) if required by the Executive Committee, give a bond, to be paid for by the Executive Committee, for the faithful discharge of his/her duties, in such sum and with such corporate surety or sureties as the Executive Committee shall determine.

**SECTION 8: Officers Not Required to be Members.** It is not required that the officers be Members of the Executive Committee. Any officer who is elected by the Executive Committee. Any officer who is elected by the Executive Committee who is not an elected member of the Executive Committee shall, upon his/her election as an officer, become a voting member of the Executive Committee.

**SECTION 9: Neutrality.** No officers shall openly support a candidate in a Democratic Primary, so that the officers present neutrality to maintain party unity.

**SECTION 10: Members Must Support Nominees of the Democratic Party.** No person shall be

less than one thousand (\$1,000.00) dollars, obligating the Executive Committee may be authorized by the chair of the Executive Committee. The treasurer shall present a monthly-itemized statement of income and expenditures to Executive Committee members. All paid bills shall be retained by the treasurer for a period of two (2) years.

**SECTION 2: Audits.** Auditors may be designated by the Executive Committee, who shall audit and examine the books of account of the Chester County Democratic Party and shall certify to the Executive Committee the annual balances of the books which shall be prepared at the close of the fiscal year by, or under the direction of the treasurer.

### **ARTICLE XIII. PARLIAMENTARY PROCEDURES**

The current edition of Robert's Rules or Order, Newly Revised, shall govern meetings of the Executive Committee in all cases to which they are applicable and in which they are not inconsistent with the bylaws and any special rules of order which may be adopted.

### **ARTICLE XIV. AMENDMENTS**

These bylaws may be amended or substituted by a two-thirds (2/3) vote of the total membership of the Executive Committee at any meeting or the Executive Committee called for the purpose of amending these bylaws.

### **ARTICLE XV. RULES**

The Chester County Democratic Party is a constituent party of the Tennessee Democratic Party. The Chester County Democratic Executive Committee is an organization created by the State Democratic Executive Democratic, with the State Democratic Executive Committee having full authority in all matters over the Chester County Democratic Party bylaws conflict, the Tennessee Democratic party bylaws shall prevail.

By-laws of the Chester County Democrat Party were adopted by the Democrats of Chester County at the re-organizational meeting on the second day of April, 2005. These by-laws take the place of any other by-laws that has been adopted, readopted as of this date, April second at 10:00 o'clock A.M., 2005.

*Re-adopted 11:00 A.M. April 7, 2007*