



**ENLISTED ASSOCIATION OF THE  
NATIONAL GUARD OF UTAH  
BYLAWS  
2010**

**AS AMMENDED APRIL 24, 2010**

**BY-LAWS  
OF THE  
ENLISTED ASSOCIATION OF  
THE NATIONAL GUARD  
OF UTAH (EANGUT)**

INDEX OF CONTENTS:

<b>ARTICLE I:</b>	<b>NAME</b>
<b>ARTICLE II:</b>	<b>OBJECT</b>
<b>ARTICLE III:</b>	<b>ORGANIZATION</b>
<b>ARTICLE IV:</b>	<b>MEMBERSHIP</b>
<b>ARTICLE V:</b>	<b>OFFICER-ELECTION, APPOINTMENTS, AND DUTIES</b>
<b>ARTICLE VI:</b>	<b>MEETINGS AND CONFERENCES</b>
<b>ARTICLE VII:</b>	<b>COMMITTEES</b>
<b>ARTICLE VIII:</b>	<b>GENERAL PROVISIONS AND DEFINITIONS</b>
<b>ARTICLE IX:</b>	<b>RESOLUTIONS</b>
<b>ARTICLE X:</b>	<b>AMENDMENTS TO THE BY-LAWS</b>
<b>ARTICLE XI:</b>	<b>WAR ON NATIONAL EMERGENCY</b>
<b>ARTICLE XII:</b>	<b>ADOPTION</b>

## **ARTICLE I: NAME**

**Section 1:** The name of this Association is “Enlisted Association of the National Guard of Utah,” hereinafter referred to as “EANGUT” or “ASSOCIATION”.

## **ARTICLE II: OBJECT**

**Section 1:** The object of the ASSOCIATION is to promote and maintain adequate national security and to promote and advance the status, welfare, and professionalism of the enlisted members of the National Guard of Utah.

## **ARTICLE III: ORGANIZATION**

**Section 1:** The enlisted Association of the National Guard of Utah shall be organized with State Officers and Committees (outlined in Article III and V, respectively) and into seven areas according to the following plan:

**AREA 1:** All Artillery Command Units

**AREA 2:** Joint Force Headquarters, Army Garrison Command, Troop Command Units and Headquarters, 640<sup>th</sup> Regiment (RTI), and Recruiting Command.

**AREA 3:** All Military Intelligence Command Units.

**AREA 4:** All Engineer Command Units.

**AREA 5:** All Special Forces Command Units.

**AREA 6:** Air National Guard.

**AREA 7:** All Army Aviation Units

**Section 2:** Area President/Officers will be elected by majority vote of area members present. Each area will have, at a minimum, the following committees; Conference, Membership and Retention, Public Affairs, Special Projects, and Ways and Means.

**Section 3:** All areas will abide by the Constitution and By-Laws of EANGUT.

**Section 4:** Should an area become inactive, that area will not have representation within the Executive committee. All business will continue as usual minus the inactive areas.

## ARTICLE IV: MEMBERSHIP

**Section 1:** Classes of Active Membership in the ASSOCIATION are:

Annual  
Life  
Honorary  
Associate  
Corporate

**Section 2:** Qualifications and Requirements for the Membership Classes are:

**Annual:** All enlisted personnel who are members of a recognized unit in the Utah National Guard, active or retired, are eligible for annual membership.

**Life:** Upon application, payment of the prescribed amount and approval of the Executive Council of the ASSOCIATION, a person who is qualified to be an Annual member may be issued a Life membership. Life Membership will be retained by those individuals who receive warrants or commissions as officers, except that these individuals may not vote or hold office.

**Honorary:** The Executive Council of EANGUT may, by majority vote, confer Honorary membership upon a person who has rendered outstanding service to Utah, any political subdivision thereof, and the National Guard of the United States. An Honorary member may not be an accredited state delegate, hold office or be entitled to vote.

**Associate:** Upon application, payment of the prescribed dues, and approval of the Executive Council of EANGUT, a person not otherwise qualified for membership may be issued an Associate membership. An Associate member may not be an accredited state delegate, hold office or be entitled to vote.

**Corporate:** Upon application, payment of the prescribed dues, and approval of the Executive Council of EANGUT, organizations with a common interest in the goals and objectives of EANGUT may join as a Corporate member. Corporate members may not be entitled to representation.

**Section 3:** Dues required for membership in EANGUT effective 1 Jan 2001 are as follows:\

1. Annual

	National	State	Total
E1 - E4	\$9.00	Free	\$9.00
E5	\$9.00	\$4.00	\$13.00
E6	\$9.00	\$9.00	\$18.00
E7 - E9	\$9.00	\$19.00	\$28.00

2. Life

Age	E1-E4	E5	E6	E7	E8	E9	Associate
<36	\$230	\$240	\$250	\$260	\$270	\$280	\$225
36	\$220	\$230	\$240	\$250	\$260	\$270	\$245
37	\$210	\$220	\$230	\$240	\$250	\$260	\$235
38	\$200	\$210	\$220	\$230	\$240	\$250	\$225
39	\$190	\$200	\$210	\$220	\$230	\$240	\$215
40	\$180	\$190	\$200	\$210	\$220	\$230	\$205
41	\$170	\$180	\$190	\$200	\$210	\$220	\$195
42	\$160	\$170	\$180	\$190	\$200	\$210	\$185
43	\$150	\$160	\$170	\$180	\$190	\$200	\$175
44	\$140	\$150	\$160	\$170	\$180	\$190	\$165
45	\$130	\$140	\$150	\$160	\$170	\$180	\$155
46	\$120	\$130	\$140	\$150	\$160	\$170	\$145
47	\$110	\$120	\$130	\$140	\$150	\$160	\$135
48	\$100	\$110	\$120	\$130	\$140	\$150	\$125
49	\$90	\$100	\$110	\$120	\$130	\$140	\$115
50	\$80	\$90	\$100	\$110	\$120	\$130	\$105
51+	\$70	\$80	\$90	\$100	\$110	\$120	\$95

3. Associate – Same as E7 – E9 Annual, State and National Dues.
4. Honorary – None
5. Corporate - \$100.00 for State Corporate dues plus National Corporate dues if member elects both memberships.

**Section 4: Membership Year**

The membership year shall coincide with that of the “Enlisted Association of the National Guard of the United States”. The State Treasurer in accordance with Article V of the Constitution effective 5 June 1999, will forward all National dues to the EANGUS National Office.

**Section 5: Lifetime Dues**

All state lifetime dues collected will be deposited in a Restricted Account of EANGUT. The Restricted Account will maintain a minimum balance equal to the amount of the lifetime membership dues paid. The Restricted Account may only be used for defraying costs incurred should EANGUT become non-active and lose its charter or accreditation with the Enlisted Association of the United States (EANGUS). Any remaining balances will be returned to state lifetime members as feasible.

## ARTICLE V: OFFICERS/EXECUTIVE COUNCIL

### Section 1: Titles: The Officers of EANGUT are:

President  
Vice President-Army  
Vice President-Air  
The immediate Past President  
Secretary  
Treasurer  
Army Member-At-Large  
Air Member-At-Large

### Section 2: Duties and Powers:

President: The President is a member of the Executive Council and shall:

- a. Direct the affairs of EANGUT in accordance with the policies adopted in General or Special Conference of EANGUT.
- b. Appoint all committees and designate the chairperson and vice chairperson of each, with all appointments subject to confirmation by the Executive Council.
- c. Issue a call for a State Conference and, when directed to do so by the Executive Council, issue the call for a Special Conference of EANGUT and make the necessary arrangements for such conferences.
- d. Render an annual report to the ASSOCIATION.
- e. Perform other duties as prescribed by the Bylaws or assigned by the Executive Council and other duties usually performed by the President of an organization.
- f. The President may incur such incidental expenses as may be necessary for operation of the ASSOCIATION within limits set by the Executive Council.
- g. The President may sign deeds, mortgages, bonds, contracts, or other instruments which the Executive Council has authorized, except in the case where the signing and execution thereof shall be expressly delegated by the Executive Council or by these Bylaws to some other officer or agent of EANGUT, or shall by law to be otherwise signed or executed.
- h. Appoint Special staff officers (i.e., Chaplain, Parliamentarian, Sergeant-at-arms) incidental to the conduct of State Conferences and Special Conferences.

Vice President(s) Army and Air: The Vice President(s) is a member of the Executive Council and shall:

- a. Perform the duties usually performed by the Vice President of an organization and such duties as may be prescribed by the Bylaws or assigned by the President of EANGUT.
- b. Assume the office, title and prerequisites of the President on the event of termination, resignation, or removal from office of that officer and serve the unexpired portion of tenure in office. The Vice President assuming office of the President is the Vice President of the same branch (Army/Air) followed by the Vice President of the opposite service, if required.

Immediate Past President: The Immediate Past President is a member of the Executive Council. Unless elected thereto under procedures prescribed in the Bylaws of EANGUT, the Immediate Past President may not succeed to any other office by reason of absence, incapacity, death, resignation, or removal from office of such other officer.

Secretary: The Secretary is a member of the Executive Council and shall:

- a. Perform the duties usually performed by the Secretary of an organization.
- b. Be the recording officer of EANGUT.
- c. Be responsible for the records of EANGUT.

Treasurer: The Treasurer is a member of the Executive Council and shall:

- a. Receive, receipt for, and be custodian of all funds of any nature whatsoever due EANGUT and such contributions as may be made to it and deposit the same in the name of EANGUT in a bank or banks or trust company or companies to be designated by the Executive Council. The Treasurer shall ensure that all bills and claims of EANGUT are paid, and shall render to the President and Executive Council, at its regular meetings, or when the Executive Council so requires, an account of all such transactions as Treasurer and of the financial condition of EANGUT. There shall be an annual audit of the books and finances of EANGUT and report thereof submitted by the Treasurer to the Executive Council at its regular meetings. The Treasurer shall make an annual report of finances to the State Conference.

Member(s)-At-Large: Air and Army Member(s)-At-Large are members of the Executive Council and shall:

- a. Provide liaison between EANGUT and the area they represent.
- b. Visit or appoint a MACOM representative to visit all areas of responsibility as a representative of EANGUT.
- c. Provide information/advice on EANGUT matters to responsible area.

### **Section 3: Elections:**

The President, Vice President, Secretary, and Treasurer of the ASSOCIATION shall be elected biennially, by majority vote, at a State Conference or Special Meeting of EANGUT. The President, Vice President Army and Vice President Air are voted for during even years while the Secretary, Treasurer, and at-large members: Army and Air are voted for during odd years. In the event that a nominee for an office of EANGUT fails to receive a majority, the succeeding votes shall be taken on the two nominees who receive the highest number on the first vote. Area President(s) are elected in their respective areas during scheduled area meetings.

**Section 4:** Tenure:

The President, Vice President(s), Secretary and Treasurer of EANGUT shall be installed in office on the last day of the State Conference at which they are elected. In the event of election at a Special Meeting, the tenure will be until the next scheduled State Conference.

The Immediate Past President of the ASSOCIATION shall be installed in office on the day the successor in the office of President is qualified and installed in that office.

**Section 5:** Executive Council:

Officers of the ASSOCIATION, other than the immediate Past President, are members of the Executive Council by virtue of election as an Officer of the ASSOCIATION.

The Executive Council shall have general supervision of the affairs of the ASSOCIATION between State and Special Conferences.

The Executive Council will convene at the call of the President of the ASSOCIATION.

In the event of a vacancy on the Executive Council resulting from termination/resignation, except for the office of President, elect by majority vote, a successor to the vacant office to serve the unexpired period of tenure.

**Section 6:** Oath of Office

The President shall administer the Oath of Office to all incoming Officers, elected or appointed. The Oath is as follows: "I, (State Name), do solemnly swear to uphold the office of (State Office). I pledge my full support and ability to further the ideals and missions of the Association, to serve the membership by deeds worthy of their trust, and to abide by the provisions of the Association." The Office of President will receive the same Oath administered by the Immediate Past President.

**Section 7:** Termination of Tenure

An Officer may be removed from office by two-thirds (2/3) vote of the Executive Council, or by two-thirds (2/3) vote of the delegates at a special or state conference for sufficient cause.

## **ARTICLE VI: MEETINGS AND CONFERENCES**

**Section 1:** The Annual Conference shall be held each year in an Area determined on the meeting floor of the Annual Conference the previous year. In the event no bids are received for the conference, such place shall be determined by majority vote of the Executive Committee. The Area containing the city where the conference is held, will be known as the Host Area(s) for the conference. The area most logistically capable will be responsible for arrangements within the Host City. That area will make arrangements within reason to support the annual conference. They will relay information directly to the Conference Chair in order to maintain the Executive Committee's awareness of plans.

**Section 2:** At least sixty (60) days prior to the date of any Annual Conference or Special Meeting, the Secretary shall cause written notice to be made to all Army and Air Units of the Utah National Guard, whose responsibility shall be to relay such notice to all members belonging to those units.

**Section 3:** Special Meetings may be called by the President with the concurrence of a majority of the Executive Committee or by petition of twenty (20) percent or more of the active members.

**Section 4:** The Order of Business for all meetings or conferences shall be as follows:

- a. Call to order
- b. Roll Call
- c. Reading, Corrections, and approval of minutes of previous meetings.
- d. Reports of Officers.
- e. Reports of Standing Committees.
- f. Reports of Special Committees.
- g. Special Orders.
- h. Unfinished Business and General Orders.
- i. New Business.
- j. Adjournment.

**Section 5:** Voting

- a. Each member of the Executive Committee, with the President as a non voting member except in the case of a tie, has one (1) vote at any meeting (no proxies).
- b. Active members present at the Annual Conference or Special Meeting (excluding Executive Committee meetings) each has one (1) vote (no proxies).

**Section 6:** The following year Annual Conference shall be held at a place to be determined by a majority vote of the members present at the current conference.

**Section 7:** Quorum. At least fifty (50) percent of the Executive Committee shall be in attendance at any meeting or conference.

## ARTICLE VII: COMMITTEES

**Section 1:** The President of the Association shall appoint all committees. The committees shall meet as often as determined by the Committee Chair, but as a minimum, at least two times per year. They may include, but are not limited to:

a. Conferences

1. The Conference Committee will coordinate the planning and scheduling of the annual enlisted association conference by reserving meeting space and catering of meals, contacting vendors for contributions and booth requirements, solicit hotels, eateries, etc., for prize donations, assembling and mailing registration packets, assisting with vendor and conference room set up, and coordinating all events and socials.

2. The Conference Committee Chair will inform the membership of information pertaining to the National Conference. This information will include as a minimum: Time and place, transportation issues, lodging issues, registration issues, and any other information deemed necessary or pertinent.

b. Constitution and By-Laws

1. The Constitution and By-Laws Committee shall review and update the constitution and by-laws of the local organization and make proposed changes as deemed necessary. Said changes shall be incorporated into the documents and reviewed by the Executive Committee and put forth to a vote of the membership at the next Annual Conference. Proposed changes will be made available in print and on the Enlisted Association website at least 30 days prior to the annual conference.

c. Finance

1. The Finance Committee shall audit the accounts of the Treasurer once a year at a minimum, at least 30 days prior to the EANGUT annual conference and provide a report at said conference. The committee shall draft an annual budget for approval by majority vote at the annual conference or, in the case of an emergency, by majority vote of the Executive Committee. The Committee shall prepare the income tax reports and present them to the Executive Committee each March.

d. Insurance

1. The Insurance Committee shall monitor any revenues generated by insurance Policies and make recommendations to the Executive Committee as to the disbursement of any revenues received.

e. Legislative

1. The Legislative Committee shall review all legislative issues that effect the members. They shall also review all resolutions made by the body for possible inclusion in upcoming state and federal legislative sessions. The committee will also keep current on any and all legislation that would or could effect the members of the body.

f. Membership

1. The Membership Committee has the responsibility to maintain accurate membership information in the EANGUT database.

2. The Membership Committee Chair will report membership numbers at each Executive Council meeting and the Annual Conference.

3. The Membership Committee Chair will submit transmittal documents to the membership coordinator at the National Office and post transmittal received from the National Office to the EANGUT database.

4. The Membership Committee Chair will coordinate, at least monthly, with the Treasurer for disbursements to the National Office for membership.

g. Publications

1. The Publications Committee Chair will select a member of the ASSOCIATION to maintain the EANGUT Website.

2. The Publications Committee will select a member of the ASSOCIATION to publish the EANGUT Express newsletter at least Semi-annually.

h. Scholarship

1. The Scholarship Committee shall establish requirements for scholarship applications and shall announce when applications are to be submitted. The committee shall also screen all applications and select the recipients. It shall then notify the Executive Committee. Recognition of scholarship recipients will take place at Governor's Day and be awarded at the Soldier's or Airman's unit during a formation or where appropriate.

i. Special Projects

1. The Special Projects Committee shall be appointed by the President and approved by the Executive Committee when deemed appropriate and necessary.

j. Ways and Means

1. The Ways and Means Committee shall propose and conduct fund raising events.

k. Junior Enlisted

1. The Junior Enlisted Committee shall represent the ranks of E-5 and below. The Committee's purpose shall be to review policies and make proposals that effect the rank's represented.

l. Resolution

1. The Resolution Committee shall review and consolidate all proposals for resolutions submitted by areas. The committee shall notify the Executive Committee as to the content of the proposals. The Resolution Committee shall prepare the proposals for vote at the Annual Conference.

m. Technician Issues

1. The Technician Issues Committee shall monitor and report those issues directly affecting the Technician Workforce. They shall also communicate regularly with the Technician Local Union. At least one member of the committee shall be on the Union Executive Committee.

n. AGR Issues

1. The AGR Issues Committee shall monitor and report those issues directly affecting the AGR Workforce.

## **ARTICLE VIII: GENERAL PROVISIONS AND DEFINITIONS**

**Section 1:** The Finance Committee, consisting of at least three (3) members, shall audit all financial account books at least once annually prior to the Annual Conference.

**Section 2:** In case of partial mobilization of the Utah National Guard, the ASSOCIATION shall remain active. In case of total mobilization of the Utah National Guard, the ASSOCIATION shall become inactive and no business shall be executed except to meet any obligations that shall have been incurred prior to such mobilization and all funds shall be held in abeyance.

**Section 3:** The ASSOCIATION shall be reactivated upon reorganization of the Utah National Guard following demobilization.

**Section 4:** Assets. All property of a financial nature shall be accounted for in accordance with National Guard regulations as applicable.

**Section 5:** Definitions. When used in this constitution and By-laws, the following terms shall mean:

- a. Utah National Guard: Both Army and Air
- b. Association: The Enlisted Association of the National Guard of Utah.
- c. National Association: Enlisted Association of the National Guard of the United States.
- d. "Shall" is used in an imperative sense.

## **ARTICLE IX: RESOLUTIONS**

**Section 1:** Due process shall be served by voting on issues that may become resolutions during the Annual Conference or Special Meetings. Approved resolutions will be sent to the State Judge Advocate General for review of legalities. After this review, national-level resolutions will be sent to EANGUS Area Six Chairperson. State-level resolutions will be sent to the Utah State Legislature for inclusion in the upcoming legislative plan. An information copy will also be sent to the State of Utah Senior Enlisted Advisors for Army and Air.

**Section 2:** How to write a resolution. The purpose of a resolution is to delineate a position for the Enlisted Association of the National Guard of Utah. Resolutions are declarations of position and are not meant to require specific actions. On most issues, EANGUT has ample authority to clarify policy without specific direction by resolution. Keep in mind some of the common reasons that cause resolutions to be tabled.

- a. The EANGUT is already on record and/or has ample policy direction on the subject involved.
- b. The resolution may be premature in light of pending or imminent developments.
- c. The language is too general to be of value when applied to specific projects or instances, or
- d. The subject is simply too local to call for a state or national policy.

Resolution Format. Please use the correct format. If possible, include brief explanations on background and details needed for adopting the measure as a state policy.

## **ARTICLE X: AMENDMENTS TO THE BY-LAWS**

**Section 1:** Amendments to these By-laws may be adopted by a two-thirds vote of the active members present at an Annual Conference or Special Meeting called for that purpose. The members shall be given at least thirty (30) days written notice of any proposed amendments.

## **ARTICLE XI: WAR OR NATIONAL EMERGENCY**

**Section 1:** When Article Invoked:

- a. This Article may be invoked by majority of the Executive Council of the ASSOCIATION in the event of:
  - (1) War and/or
  - (2) National Emergency
    - (a) Proclaimed by the President of the United States.
    - (b) Declared by the Congress of the United States.
- b. This Article when invoked, shall take precedence over any conflicting provision of the By-laws of the ASSOCIATION.

**Section 2:** Tenure and filling vacancies:

On or after the date of invocation of this Article:

- a. Subject to the provisions of Article III, Section 1, of these By-laws, the tenure in office of each officer of the ASSOCIATION is, if so determined by a majority vote of the Executive Council of the ASSOCIATION, extended for the duration of the war or National Emergency and for six (6) months thereafter or until the Executive Council, by majority vote determines that this Article shall no longer remain in effect.
- b. In the event of a vacancy in the office of President of the ASSOCIATION and there is, at that time, no Vice President of the ASSOCIATION to succeed thereto, the Executive Council shall elect to the office of President, by majority vote, a member of the existing Executive Council.
- c. In the event of a vacancy in the office of President of the ASSOCIATION and there is, at that time, no Vice President of the ASSOCIATION to succeed thereto, the Executive Council shall elect to the office of President, by majority vote, a member of the existing Executive Council.
- d. In the event of a vacancy in the office of Vice President, Secretary or Treasurer of the ASSOCIATION, the Executive council shall elect to that office by majority vote, a member of the ASSOCIATION.
- e. A member of the Executive Council elected to be an officer of the ASSOCIATION vacates his original seat on the Executive Council; and
- f. The Executive Council may suspend the operation of any provisions of Article III and/or VIII of the By-laws.

## **ARTICLE XII: ADOPTION**

**Section 1:** These By-laws were adopted as amended by a majority vote of the members assembled at a conference on 26 October, 2006.