

**THE
CONSTITUTION
OF
NORTH CAROLINA SECTION
AMERICAN SOCIETY OF CIVIL ENGINEERS**

As Approved January 17, 1995

ARTICLE I

NAME, LOCATION AND OBJECT

- Section 1. The name of this organization shall be the North Carolina Section, American Society of Civil Engineers.
- Section 2. The offices of this Section shall be located at the office of the Secretary.
- Section 3. The objective of the North Carolina Section shall be the advancement of the science and profession of civil engineering through education, in a manner consistent with the objective of the American Society of Civil Engineers.

ARTICLE II

MEMBERSHIP

- Section 1. All members of the American Society of Civil Engineers of all grades, who subscribe to the Constitution and Bylaws of the North Carolina Section, who have paid the current dues of the Section or who are life or Honorary Members, shall be Subscribing Members of the Section. All other members of the American Society of Civil Engineers of all grades, whose addresses are within the boundaries of the Section as defined by the Society, shall be Assigned Members of the Section.
- Section 2. Only subscribing Members, other than Affiliate Members, shall be entitled to a vote on matters pertaining to the Section and/or to hold office.

ARTICLE III

BRANCHES

- Section 1. Local Branches may be organized by Subscribing Members of the Section in any locality within the geographical boundaries of the Section when authorized by the Board of Directors. Any Branch which loses its effectiveness may be disbanded by the Board of Directors by a rearrangement of the Branch boundaries. The formation or the disbandment of a Branch shall be subject to the approval of the Committee on Local Sections and District Councils of the American Society of Civil Engineers.
- Section 2. The functions of Branches shall be to encourage members to prepare or discuss papers, to confer and to make suggestions with respect to matters of policy, to study engineering problems, to cooperate with other branches and local engineering societies in matters of common interest, to achieve closer personal acquaintance and a spirit of cooperation among engineers, and otherwise to assist in attaining the objective of the Society.
- Section 3. Each Branch so organized shall adopt a set of Bylaws governing its operations. Such Bylaws shall be consistent with the aims and objectives of the American Society of Civil Engineers and shall become effective when approved by the Board of Directors of the Section and the Society.
- Section 4. The Board of Directors shall assign annually from funds of the Section to each Branch, a sum of money varying in proportion to the number of Subscribing Members of the Branch. With the approval of the NC Section Board, each Branch may charge Branch dues above the allocation from Section dues as long as the sum of the Section and Branch dues does not exceed the amount designated in Article VII, Section 3.
- Section 5. All members of the North Carolina Section shall be members of the Branch for the area in which they reside. Only Subscribing Members, except Affiliate Members, shall be entitled to a vote on matters pertaining to the Branch or to hold office in the Branch.

ARTICLE IV

OFFICERS AND BOARD OF DIRECTORS

- Section 1. The officers of the Section shall be a President, a President-Elect, a Vice-President, a Secretary, and a Treasurer. The government of the Section shall be vested in a Board of Directors composed of the officers and the latest living Past President of the Section, and two representatives from and elected by each established branch, one of which has a grade of Member or Fellow and the other having a grade of Associate or Student Member. When an Associate or Student Member is not available to serve as a Branch Representative, both Branch Representatives may hold the grade of Member or Fellow.
- Section 2. The term of office shall be one year for the President-Elect, Vice-President and Secretary, and two years for the Treasurer. The President-Elect shall assume the office of President at the conclusion of his term as President-Elect. Officers of the Section shall not be eligible to serve as Branch Representatives on the Board of Directors of the Section. The Branch Representatives to the Board of Directors shall not serve in this capacity for more than three consecutive years. The term of each officer shall begin at the close of the Annual Meeting at which the newly elected officers are announced and shall continue until a successor qualifies and takes office.
- Section 3. An elected President or President-elect shall be ineligible for re-election to the same office until at least two terms shall have elapsed after the end of his term. The Secretary and the Treasurer may be elected to successive terms.
- Section 4. A vacancy in the office of President shall be filled by the President-Elect for the unexpired term. A vacancy in any of the other offices may be filled by appointment by the Board of Directors for the unexpired term.
- Section 5. In cases of disability, or neglect in performance of his duty, of any officer of the Section, the Board of Directors shall have the power to declare the office vacant.

ARTICLE V

NOMINATION OF OFFICERS

- Section 1. A nominating Committee of five Subscribing Members, including the chairman, for the selection of officers, shall be appointed by the President with the approval of the Board of Directors not later

than March 15 of each year. One member shall be, if possible, the latest living Past President of the Section.

ARTICLE VI

MEETINGS

- Section 1. An annual meeting of the Section shall be held in September or October, but at least 10 days prior to the National ASCE Annual Meeting, on a date and at a place fixed by the Board of Directors at which time business of the Section shall be transacted.
- Section 2. Additional meetings shall be held each year as may be judged desirable by the Board of Directors, and at such time and places as they direct. Meetings shall be called by the President upon the written request of at least ten Subscribing Members.
- Section 3. Business may be transacted at any authorized meeting of the Section.
- Section 4. When an item of business needs immediate action by the Board of Directors, the President may arrange and conduct a meeting of the Board via a conference telephone call.

ARTICLE VII

MANAGEMENT OF SECTION

- Section 1. The management of the Section and its meetings shall be subject to Bylaws adopted by the Section.
- Section 2. Such Bylaws shall provide the manner of admission to and expulsion from the Section, the procedure for nomination of officers, the appointment of committees, both standing and special, and the fixing of the annual dues and fees.
- Section 3. The annual dues for Fellow, Member, Associate Member, and Affiliate, American Society of Civil Engineers, shall not exceed \$25.00 per annum, nor shall the dues for Student Member, American Society of Civil Engineers, exceed \$10.00 per annum. The fiscal year for the Section and for the Branches shall coincide with the fiscal year of the national organization of the American Society of Civil Engineers.
- Section 4. Members of the American Society of Civil Engineers residing within the boundaries of the Section who are exempt from the payment of Society dues, shall likewise be exempt from the payment of dues to the North Carolina Section, but may contribute if they so desire.

ARTICLE VIII

AMENDMENTS

- Section 1. Proposed amendments to the Constitution must be signed by not less than five Subscribing Members of the Section and filed with the Secretary at least sixty days before the Annual meeting.
- Section 2. At least thirty days before the Annual Meeting, a copy of the proposed amendments shall be sent out to all Subscribing Members. Such amendments may be discussed and amendments to same considered at the Annual Meeting, and if passed by a majority of Subscribing members present, the proposed amendments shall be submitted to all Subscribing Members by a letter ballot which shall be canvassed by the Board of Directors and the result sent out to the members.
- Section 3. The Constitution may be amended only by an affirmative vote of a majority of the valid ballots received and shall become effective when approved by the Committee on Local Sections and District Councils of the American Society of Civil Engineers.

ARTICLE IX

MISCELLANEOUS PROVISIONS

- Section 1. No part of the net earnings of the Section shall insure to the benefit of any private shareholder or individual and no substantial part of the activities of the Section shall carry on propaganda, or otherwise attempting to influence legislation and the Section shall not participate in, or intervene in (including the publishing or distributing of statements), any political campaign on behalf of any candidate for public office.
- Section 2. Upon dissolution of the NC Section, the assets remaining after the payment of the debts of the Section shall be distributed to such corporation, community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, testing for public safety, literary or educational purposes, or for the prevention of cruelty to children or animals, which would then qualify under the provisions of Section 501(c)(3) of the Internal Revenue Code, as they now exist or as they may hereafter be amended, as the Board of Directors shall have designated and in the absence of such designation they shall be conveyed to the American Society of Civil Engineers.