

HOBIE CLASS ASSOCIATION

DIVISION 3 BYLAWS

(updated 4/30/2019)

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Table of Contents

Article one	Name and geographic boundaries	2
Article two	Purpose	2
Article three	Membership	2
Article four	Meetings	3
Article five	Voting	3
Article six	Order of Business	4
Article seven	Officers	4
Article eight	Duties of Officers	4
Article nine	Board of Directors	5
Article ten	Committees	6
Article eleven	Election and Terms of Office	6
Article twelve	Appeals Committee and Appeals	6
Article thirteen	Dues	7
Article fourteen	Points Regatta Race Management	7
Article fifteen	Division Points	9
Article sixteen	Amendments	9
Article seventeen	Appendices	9
Appendix 1	IHCA Standard Sailing Instructions	10
Appendix 2	The Flags and Courses	10
Appendix 3	Division Points Chart	10
Appendix 4	HCANA Division Officers	10

Appendix 5	Previous Year's Division Decisions	10
Appendix 6	Existing Division Guidelines	10

ARTICLE ONE - NAME AND GEOGRAPHIC BOUNDARIES

The name of the organization is the Hobie Class Association Division 3, hereafter referred to as the Division. The geographic boundaries of this Division include that part of California State north of Bakersfield to Carpinteria up to the Oregon border and from the Pacific Ocean east to the Nevada State Border including Western Nevada.

ARTICLE TWO - PURPOSE

The Division was organized for the following purpose:

1. To encourage and promote the racing of Hobie Cat yachts and to unify the rules in connection therewith;
2. To encourage and promote Hobie Cat activities among the members of the Division and other Hobie Cat organizations in the U.S. and throughout the world;
3. To formulate rules governing sailing competitions among the members and fleets of the Division;
4. To exercise advisory jurisdiction over activities carried on by the members and fleets of the Division and to enforce the bylaws and rules of the Division upon all members, fleets, and individuals who are subject to its jurisdiction;
5. To foster educational programs for the training of members seamanship and navigation;
6. To provide training for candidates and crews for international, national and regional competitions, by organizing and holding competitive events similar in nature;
7. To foster and promote public interest in participation in international, national, regional, and divisional event;
8. No person shall be denied the right to participate in any event within the jurisdiction of the Division or to manage or otherwise be involved in the participation of such an event, or having participated shall suffer any penalty on the grounds of race, color, religion, age, sex, or national origin. This section shall not prevent the conduct of separate events for males and females and juniors.

ARTICLE THREE - MEMBERSHIP

Membership in this Division shall consist of:

1. Voting members (Fleets) represented by delegates as hereafter described, and composed of Hobie Class Association Fleets which by their membership in the Division accept the responsibility to carry out in their respective areas the purpose for which the Division was organized
2. Non-Voting Members composed of Individual Members who are Members in good standing of Fleets, which comprise the Division, or of the HCANA. Fleets shall determine their own

membership requirements under the direction of the International Hobie Class Association and the Division.

No person or Fleet resident in the geographic area of the Division who is interested in the racing of Hobie Cats or any activity related thereto shall be denied membership in the Division for any reason other than for misconduct or nonpayment of dues.

All Members shall have the privilege of attending or being represented at all Annual and Special meetings of the Division. All fleet Chairmen shall receive all publications, as the Board of Directors shall from time to time prescribe. All Individual Members shall be eligible to serve on Committees. Membership in the Division shall be a prerequisite for doing so.

ARTICLE FOUR - MEETINGS

1. The Annual meeting of the Division shall be held in October, November, or December of each year at such time and place as the Board of Directors may determine. Preference should be given to, but not before, the last regatta of the calendar year. Notice shall be sent to all Voting Members at least twenty-one (21) days prior to the meeting.
2. The delegates representing one-quarter of all Voting Members shall constitute a quorum and shall be necessary to conduct the business of the Division. A meeting at which there is no quorum may be adjourned for a period of not more than three (3) weeks and the Secretary shall send notice to all members stating the date of the rescheduled meeting.
3. The Division Chair, when deemed in the best interest of the Division, may call special Meetings of the Division. A notice of a Special Meeting shall state the reason for the calling the meeting and the nature of the business to be transacted.
4. At the written request of a majority of the Board of Directors or at the written request of not less than 50% of the Voting Members, the Division Chair shall call a Special Meeting to be held within six weeks of the receipt of such request, and notice of the meeting shall be sent to all Voting Members at least twenty-one (21) days before the date set for the Special Meeting.
5. No business other than that specified in the notice of a Special Meeting may be dealt with at such meeting without a 75% majority consent of the Voting Members attending the meeting.

ARTICLE FIVE - VOTING

1. Hobie Class Association Fleets shall be represented by delegates, in person, at all meetings of the Division. They shall be entitled to **one vote per Fleet**. A delegate's authority to represent and vote on behalf of the Fleet, if challenged, must

be in writing and attested to by the Secretary or some other appropriate officer of the Fleet represented.

2. Delegates shall be chosen from persons who are active members in the Fleet, which they represent and are current members of the North American Hobie Class Association.
3. A Fleet, which is delinquent in its dues or other financial obligations to the Division, shall not be permitted to vote at any meeting of the Division.

ARTICLE SIX - ORDER OF BUSINESS

1. Roll call
2. Reading of the minutes of the previous meeting
3. Reports of Officers
4. Election of Officers and members of the Board of Directors
5. Reports of Committees
6. Unfinished business
7. New business
8. Setting the new Division budget

The above order of business may be changed from time to time at the discretion of the Division Chair.

ARTICLE SEVEN - OFFICERS

The Division shall have the following Officers:

1. Chair
2. One or more Vice Chair(s)
3. One or two Secretary/Treasurers

If there are more than one Vice Chair (Secretary/Treasurers), one will be designated as Senior Vice Chair (or Senior Secretary/Treasurer).

ARTICLE EIGHT - DUTIES OF OFFICERS

1. Chair: The Chair shall preside at all meeting of the Division and perform such other duties as may be delegated to him/her from time to time by the Board of Directors. Specifically the duties shall include:
 - a. Calling the annual Division Meeting,
 - b. Being the focal point for all Division appeals of protest committee rulings,
 - c. Arrange for all Division Regatta insurance, and to verify all Fleets have regatta insurance, which list the Division as an also-insured,
 - d. Handling logistics for Points Regattas, and
 - e. Advising regatta chairpersons on the conduct of regattas.
2. Vice Chair: The Senior Vice Chair, if present, shall preside at all meetings in the absence of the Chair. In the event the Chair is unable to perform the designated duties, the Board of

Directors may designate one of the Vice Chair(s) to be Interim Chair. Specific duties of the Vice Chair include:

- a. The weighing of all boats prior to each boat's first regatta at which the scales are available each year, and
- b. The responsibility for all Division regatta equipment, but he/she may delegate this job to another who will then be known as a Regatta Equipment Manager.
- c. *Keeping record and compiling of Division standings.*

3. Secretary/Treasurer: The Secretary/Treasurer shall keep a record of the proceedings of all meetings of the Division and of the Board of Directors and shall keep an accurate record of all Fleets of the Division and the Officers and Delegates who represent the Fleet. The Secretary/Treasurer shall conduct the correspondence of the Division, send out all notices and perform such other duties as usually pertain to the position of Secretary. Specific duties of the Secretary/Treasurer include:

- a. Collecting and receiving all moneys,
- b. Keeping a correct account thereof and depositing said moneys in such bank or banks as may be designated by the Board of Directors,
- c. Submitting a written report of the financial condition of the Division,
- d. *Emailing the minutes of the Division Meetings to all Division Members via Hobie Google Group.*

4. The Officers of the Division, by virtue of their office, shall be members of the Board of Directors and of the Executive Committee.

5. No officer or member of the Board of Directors of the Division may receive a salary or compensation from the Division, but nothing herein shall be construed to prevent an officer or member of the Board of Directors from receiving compensation for expenses from the Division for duties performed on behalf of the Division.

ARTICLE NINE - BOARD OF DIRECTORS

1. There shall be a Board of Directors consisting of the Officers of the Division. Members of the Board shall be selected without regard to race, color, religion, national origin, or sex.

2. The Board of Directors shall have general control and management of affairs and funds of the Division. It shall have full power and it shall be its duty to carry out the purposes of the Division according to law and as provided in these bylaws.

3. The Chair of the Division shall preside at all meetings. In the absence of the Chair, the Senior Vice Chair, or if none has been designated, the Vice Chair shall preside.

4. Two-thirds of the entire Board shall constitute a quorum and a vote of a majority of the Board of Directors present at any

board meeting at which a quorum is present shall be necessary for the transaction of the business.

5. Without in any way limiting the powers of the Board of Directors, it shall:

- a. Appoint committees and chair(s) thereof as it may deem appropriate to further the purpose of the Division;
- b. Determine the recipients of the Division awards;
- c. Fill vacancies in the Officers and the Board of Directors until the next annual meeting; and
- d. Hire all consultants of the Division and fix their compensation.

6. The business of the Board of Directors may be carried out by correspondence and phone. The Board shall meet at the call of the Chair. Members unable to attend a meeting may vote by mail (fax, E-mail, etc.) on questions that have been submitted to them for the vote. Members voting by mail shall be deemed to be present for purposes of determining the presence of a quorum with respect to the particular matter that was voted on by mail (E-mail, etc.).

7. The Board of Directors may expel or suspend any member of the Division by a two-thirds vote of the entire Board for any violation of the bylaws or any conduct, which in the opinion of the Board is improper and/or prejudicial to the welfare, reputation, or best interest of the Division. No member shall be expelled or suspended for a period exceeding three months without having been given two weeks written notice of the charges and of the time when said member can submit to the Board a written response to such charges. Any member expelled or suspended will be prohibited from competition, and if the member is determined to complete, the member will not be scored nor be eligible for any awards.

ARTICLE TEN - COMMITTEES

(other than the appeals committee)

1. All committees and their chairmen as herein provided shall be appointed and the Board of Directors shall delineate their duties.
2. All committees shall be subject to the direction and control of the Board of Directors, but each Committee shall be authorized to prescribe rules and procedures for the direction of the activities assigned to it.

ARTICLE ELEVEN - ELECTION AND TERMS OF OFFICE

1. The Chair, Vice Chair(s), and Secretary/Treasurer(s), shall be elected at the Annual Meeting for a term of one year and may be successively re-elected.
2. Delegates from the Division Fleets shall be appointed by their respective Fleets annually.

ARTICLE TWELVE - APPEALS COMMITTEE AND APPEALS

1. The Division Appeals Committee shall consist of five members, two of whom shall be appointed annually to serve terms of three years. In the absence of the standing Division Appeals Committee, the Division Chair may appoint an interim Appeals Committee for the purpose of handling Division appeals.
2. It shall be the duty of the Appeals Committee to hear and decide, in conformity with the Racing Rules of Sailing, all appeals herein provided for. A member of the Appeals Committee, who is the skipper, crew or owner in whole or in part of the yacht which is a party to an appeal shall not act as a member of the Appeals Committee in connection with such appeal.
3. Appeals Committee members and their chair are appointed by the Chair of the Division.
4. The Appeals Committee shall accept appeals from a competitor or representative concerning the decision of the Race Committee or Protest Committee of the race in question.
5. The decision of the Division Appeals Committee must be unanimous or the Appeal must be sent to the HCANA for decision.
6. If any party to the Appeal is dissatisfied with the decision of the Appeals Committee, that party may appeal to the HCANA and/or to the Appeals Committee of the United States Sailing Association. The appealing party is responsible for the payment of fees, if any, associated with the appeal.
7. Appeals by members of the Division must be filed in writing within two weeks of the decision by the Race Committee or Protest Committee, and the procedures for making appeals shall comply with Rules 77 and 78 of the US Sailing Racing Rules.

ARTICLE THIRTEEN - DUES

The schedule of annual dues and general fees including the regatta fee schedule shall be established at the Annual Meeting by majority vote (see a Appendix 6).

Schedule of dues:

1. There are no dues to be a member of the Division.
2. Any HCANA Fleet that hosts a Division-sanctioned Points Regatta shall pay a fee set at the annual meeting for each said regatta. The fee shall be mailed to the Secretary/Treasure no more than 30 days after the regatta.
3. *A minimum bank account of \$5,000.00 shall be maintained. Moneys in excess of this amount shall be budgeted to both regatta and non-regatta events on a split as close as possible to 60% (regatta) / 40% (non-regatta). Special consideration should be given to which proposed events will give the best exposure for the Division.*

ARTICLE FOURTEEN - POINTS REGATTA RACE MANAGEMENT

1. The US Sailing Racing Rules of Sailing shall be adhered to, except where modified by the IHCA Rules.
2. IHCA Standard Sailing Instructions shall be used in the form supplied by HCANA to Division. Minor changes may be made in the starting sequence and the type of marks and/or shapes used at the ends of the start and finish lines. A copy of the sailing instructions be used at all Points Regattas is included in these Bylaws in Article Seventeen - Appendix 1.
3. All Points Regattas must use the flag and sound signals as shown in Article Seventeen - Appendix 2. It is strongly recommended that races other than Points Regattas also use the standard signals.
4. Points Regattas will be awarded to HCANA Fleets or Division race committees at the Annual Division Meeting. If voting is needed on the approval of individual Points Regatta proposals, a secret ballot voting system will be used. The Fleets with the most votes will be awarded Points Regattas. If a tie exists for any regatta, a secret ballot vote of only those Fleets involved in the tie will be taken.
5. If during the process of organizing a Points Regatta, a Fleet cannot carry out the Points Regatta for any reason, the Division Chair may award a Points Regatta to the Fleet or Division race committee receiving the next highest vote until all prospective Fleets have been exhausted.
6. *If a Division race committee, or fleet seeking Division funds, has been chosen to organize a Points Regatta, that race committee will use the Division-sanctioned registration format (e.g., mail-in, Regatta Network, Jibeset, etc.) to register racers and collect funds for said regatta, obtaining needed information from the Division Secretary in order to complete the task.*
7. *A one page, copy-ready regatta information flyer must be e-mailed to the Division Chair by January 31st of the calendar year in which the regatta will be held. If not received by February 28th, the annual Division regatta booklet may be published without including the regatta for which no information flyer was received.*
8. Events run by Division or using Division funds shall submit a budget to the Division Treasurer for event approval.
9. Fleets, at their choosing, may limit the size of their regattas through registration or pre-registration.
10. The following is a list of people and committees, which should be considered when organizing a Division Points Regatta:
 - a. People in charge:
 - i. Chair
 - ii. Vice-Chair
 - iii. Race Committee Chair
 - b. Committees:

- | | |
|------------------------|--------------------------------------|
| iv. Clean-up | x. Trophies |
| v. Finance | xi. Registration |
| vi. Photography | xii. Social - Breakfast/Lunch/Dinner |
| vii. Protest | xiii. Sponsorship |
| viii. Publicity | xiv. Town Liaison |
| ix. Racing/Chase Boats | xv. Traffic Control – Communication |

ARTICLE FIFTEEN - DIVISION POINTS

The Division Points System is intended exclusively for Division ranking and not for the qualification for Continental Championships. The points assigned to each finisher in a given regatta scale with the number of boats racing in a fleet according to the scoring chart included in these bylaws in Article Seventeen - Appendix 3. Four (4) additional comments must be made.

1. The number of Points Regattas counting for the Division points championship will be one plus the integer part of the number which is one-half the total number of Division Points Regattas for one year. (i.e. 10 Points Regattas, $5 + 1 = 6$; 11 Points Regattas, $5 + 1 = 6$) Each skipper's highest points value 6 regattas will be counted. If 6 or less regattas are attended, then all regattas are counted toward Division points.
2. The points system is equally applied to Division and State Championship and regular points regattas.
3. The calendar year will delineate the season for earning points. (i.e. regattas held in 2019 will determine Division Champions for 2019).
4. The Points Regatta Race Chair, who opted not to compete in the points regatta, will receive 2nd place points for working any Points Regatta. All others involved in activities, which prevent them from racing in the regatta, may earn points for working their Fleets Points Regatta. The number of points awarded will be determined by dividing the total number of points the person earned during the season by the number of Points Regattas participated in. These points will be awarded to each participant listed above for only one regatta per season. All names of these participants are to be given to the Secretary.

COMPTIPS are required for all Division Points Regattas. A skipper can get a one-time exemption from this rule. A skipper sailing without a COMPTIP will be noted on the score sheet and recorded with the Division Secretary.

ARTICLE SIXTEEN - AMENDMENT

Any amendment in the Bylaws shall be initiated by the majority of the entire Board of Directors, shall be circulated to all Fleets to be

represented by voting Delegates at the Annual Meeting at least 30 days prior to the Annual Meeting or special meeting called for the purpose of ratifying such proposed amendment, and shall not be effective until ratified by a majority vote of the voting Delegates at an Annual or Special Meeting; provided that if such proposed amendment is not so circulated at least 30 days prior to such meeting, the ratification of such amendment shall require the unanimous vote of all voting Delegates at such meeting.

ARTICLE SEVENTEEN - APPENDICES

APPENDIX 1

INTERNATIONAL HOBIE CLASS ASSOCIATION STANDARD SAILING INSTRUCTIONS

<http://hcana.hobieclass.com/standard-sailing-instructions/>

APPENDIX 2

THE FLAGS (REF. US SAILING RULE 4)

APPENDIX 3

DIVISION SCORING

<http://div3.hobieclass.com/regatta-results-2019/>

APPENDIX 4

DIVISION OFFICERS & BOARD MEMBERS

<u>OFFICERS</u>	<u>2017-2018</u>	<u>2018-2019</u>
CHAIR	Scott Erwin	Tom
Sinnickson		
VICE-CHAIR	Rolf Jaeger	Rolf Jaeger &
Dafna Brown		
SECRETARY/TREASURER	Kim Zimmer	Kim
Zimmer		

*BOARD MEMBER

*Senior Race Advisor

Gene Harris

APPENDIX 5

2018 DIVISION DECISIONS

Lines in with and asterisk (*) indicates changes made in November 2018 - April 2019

APPENDIX 6

EXISTING DIVISION GUIDELINES

1. Fleet Race Committees retain the responsibility to group low participation boats at Point Regattas.
2. Regatta Points are given to classes with three (3) or more boats only; all others will be combined and scored in open class.

3. Fleets holding Points Regattas will send to the Division a fee of \$3 per boat per Points Regatta.
4. All fees collected from the Fleets and in excess of the base amount set in Article thirteen will be allocated according to the yearly budget set at the Annual Meeting.
5. The Division may assess a \$1 per boat fine to any Fleet whose race results and/or Regatta fees are not received within 30 days of the event.
6. At a Points Regatta, there must be an A Fleet skipper who will act as advisor to the race committee and will be designated Fleet Captain. Compulsory Information Regarding Division Regatta Fliers:
 - a. All Regatta Fees: All registration fees, HCANA membership at one of the five levels, and/or any other fees relating to the two-day event.
 - b. Comtips are mandatory at all Division Points Regattas.
 - c. Insurance Disclaimer: "This Regatta (event) is officially sanctioned by Division. All activities are staffed by Division volunteers."