



BY-LAWS

ENLISTED ASSOCIATION NATIONAL GUARD OF KENTUCKY, INC.

Adopted 3 August 2026

Supersedes the By-Laws approved 15 February 2025

SFC Michael Smith, President

THESE BY-LAWS ARE IN EFFECT.

Adopted at a Special Conference on 3 August 2026. Effective under Article X, Section 6.

This document is the governing document of the Association.

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ARTICLE I. NAME OF ASSOCIATION

The name of this Association is "Enlisted Association, National Guard of Kentucky, Inc.," hereinafter referred to as the "Association."

ARTICLE II. PURPOSES AND POWERS

Section 1. Purposes:

The purpose of the Association is:

- a. To promote adequate national security.
- b. To promote and advance the status, welfare and professionalism of the enlisted members of the National Guard of the Commonwealth of Kentucky.
- c. To be a non-profit organization.
- d. Not to participate in a political campaign on behalf of, or in opposition to, a candidate for political office.
- e. To participate in patriotic activities.
- f. To support unit, family support and Service-related activities; and
- g. To offer an annual scholarship to deserving members, spouses and children of members living and deceased.
- h. To provide financial assistance to members and their families during hardships and family crisis, with the support of donations and funding availability.

Section 2. Powers:

The Association has all the necessary powers, incident or appropriate to the furtherance of its purposes, including, but not limited to:

- a. Receipt and collection of dues.
- b. Acceptance of contributions.
- c. Acquisition of property, both real and personal, by purchase, gift, device or lease.
- d. Investment and reinvestment of funds, provided the same does not conflict with applicable provisions of the Internal Revenue Code as amended, relative to exempt organizations under Section 501 (c).
- e. Sale, lease or encumbrance of real or personal property or any part or parts thereof, and the conveyance by way of trust, mortgage or otherwise.
- f. Execution, performance, or cancellation and recession of contracts of every kind.
- g. Creation of such trust or trusts as may be necessary; and
- h. Using all funds to promote the purpose for which the Association was formed.

ARTICLE III. MEMBERSHIP

Section 1. Classes of Membership:

Classes of membership in the Association are:

- a. Annual
- b. Life

- c. Honorary
- d. Associate
- e. Life Associate

Section 2. Qualifications and Requirements:

Qualifications and requirements for the classes are:

- a. Annual. Upon application and payment of the prescribed annual dues, an annual membership may be issued to an active, inactive, honorably discharged or retired enlisted member of the National Guard.
- b. Life. Upon application and payment of the prescribed amount, a person who is qualified to be an annual member may be issued a life membership, provided the Life Membership dues provisions of Article XI, Section 2 are complied with.
- c. Honorary. Enlisted personnel of the active Army or Air Force assigned as Advisors to the Kentucky National Guard shall be afforded honorary membership upon their application.

The Executive Council of the Association may, by majority vote, confer Honorary membership upon:

- (1) The Governor of a State or Commonwealth; or
 - (2) A person who had rendered outstanding service to the Commonwealth of Kentucky, any political subdivision thereof, the National Guard of the Commonwealth of Kentucky, the Enlisted Association of the National Guard of the United States or the Auxiliary, the Enlisted Association of the National Guard of Kentucky, or the Auxiliary.
- d. Associate. Any person who is not otherwise qualified for membership, upon application to the Executive Council and approval thereof, can be issued an associate membership. The associate member will not have a vote. However, they may attend functions of the Association.
 - e. Life Associate. Upon application and payment of the prescribed amount, a person who is qualified to be an associate member may be issued a life associate membership. Life Associate membership continues for the lifetime of the member. The life associate member will not have a vote. However, they may attend functions of the Association.

Section 3. Certificates:

An appropriate certificate of membership shall be issued to each individual member, and "associate" must be stamped or printed on associate membership card.

Section 4. Privileges:

- a. An active member of the Association, other than an Honorary, an Associate, or a Life Associate member, may be:
 - (1) an Officer of the Association.
 - (2) a Member of the Executive Council.
 - (3) a Member of a Standing Committee.
 - (4) a Member of a Special Committee or Commission; or
 - (5) a Delegate to any General Conference or Special Conference.
- b. Any member of the Association may, subject to the order of business, be recognized by the Presiding Officer at any General or Special Conference of the Association.

Section 5. Active Membership Termination:

Membership in the Association may be terminated by a two-thirds (2/3) vote of the voting membership of the Executive Council of the Association.

- a. If the member desires, he/she will be given a reasonable opportunity to present evidence as to why he/she should not be terminated.
- b. On termination, current dues will be returned to the member.

ARTICLE IV. OFFICERS

Section 1. Titles:

The Officers of the Association are:

- a. President
- b. Vice-President (1-ARNG and 1-ANG)
- c. Secretary
- d. Treasurer
- e. Immediate Past President
- f. Sergeant-at-Arms

Section 2. Qualifications:

- a. An officer of the Association shall be an active member of the Association other than an honorary or associate member.
- b. Must have been a member in good standing for at least one (1) year within the annual conference date of election.

Section 3. Duties and Powers:

- a. President:

(1) The President is:

- (a) The presiding officer at each General Conference and Special Conference of the Association.
- (b) A member of the Executive Council and Chairman thereof; and
- (c) A member ex-officio of all committees except the Committee on Nominations.

(2) The President shall:

- (a) Direct the affairs of the Association in accordance with the policies adopted in General or Special Conference of the Association.
- (b) Convene the Executive Council from time to time.
- (c) Subject to Article VI, Section 3 of the By-Laws of the Association, appoint all Standing Committees and designate the Chairperson and Vice-Chairperson of each, except the Committee on Nominations, which is chaired by the Immediate Past President.
- (d) Appoint the Chairperson of Credentials and Rules and select the Chairperson of each Conference Committee.
- (e) Issue and call for a General Conference and, when directed to do so by the Executive Council, issue the call for a Special Conference of the Association and make the necessary arrangements for such conferences.

- (f) With the approval of the Executive Council, direct the operation of the employees and headquarters officers of the Association.
- (g) Prepare annually and present to the Committee on Finances of the Association a proposed budget consisting of an itemized statement of estimated revenue and anticipated and proposed expenditures for the next fiscal year.
- (h) Render an annual report to the Association.
- (i) Perform such other duties as are usually performed by the President of an organization and as may be prescribed by the By-Laws or assigned by the Executive Council of the Association; and
- (j) Designate one (1) Army National Guard member and one (1) Air National Guard member of the Association to serve on the EANGUS Committee on Resolutions, and report those designations to the EANGUS Area II Chairman. The President shall likewise report to the Area II Chairman the current State Chairmen for Legislative, Membership, and Resolutions matters, the State point of contact for the website and social media, and any changes to the slate of elected officers; and
- (k) Publish the slate of elected officers of the Association annually and furnish it to EANGUS.

(3) The President may:

- (a) Incur and authorize incidental expenses as may be necessary for the direction and operation of the affairs of the Association, its employees and headquarters office up to \$300.00. Expenses in excess of \$300.00 must have the approval of the Executive Council.
- (b) Organize the headquarters office of the Association as may be required.
- (c) With the approval of the Executive Council, employ such personnel, for and on behalf of the Association, as in his/her judgment is required, and prescribe the duties to be performed by other professional counsel, consultants or advisors employed or retained by him/her on behalf of the Association.
- (d) Subject to the approval of the Executive Council, fix the rate of an amount of salary or compensation and allowances to be paid to all employees of the Association and the rate of an amount of fee or compensation and allowances to be paid to other professional counsel and consultants or advisors retained by him/her in behalf of the Association.
- (e) Appoint a Chaplain.
- (f) Assign duties to be performed by the Vice-President, Secretary and Treasurer of the Association which are not inconsistent with the By-Laws of the Association or with the usual duties performed by such offices of organizations.
- (g) Appoint such Special Committees as he deems necessary and designate the Chairperson and Vice-Chairperson thereof.
- (h) With the approval of the Executive Council, appoint an Executive Director on behalf of the Association. If appointed, an Executive Director will not be part of the Executive Council, but will be required to attend all Association meetings, conferences and events.

b. Vice-Presidents: The Vice-Presidents are members of the Executive Council and shall:

- (1) Perform the duties usually performed by the Vice-President of an organization, and such duties as may be prescribed by the By-Laws or assigned by the President of the Association.
- (2) Perform the duties of the President during the absence of, or incapacitation of that officer; and

(3) Assume the office, title and pre-requisites of the President in the event of the termination, resignation or removal from office of that officer; and serve the unexpired portion of tenure in office or until his successor is qualified. At the first meeting of the Executive Council, following election of the President of the Association, the Council shall, by majority vote, decide and record in the minutes of the meeting, which of the two Vice-Presidents shall assume the office of President, in the event this is required.

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

d. Secretary:

(1) The Secretary is:

- (a) The recording officer of the organization.
- (b) Responsible for records of the Association; and
- (c) A member of the Executive Council.

e. Treasurer:

(1) The Treasurer is:

- (a) The custodian of all funds of the Association.
- (b) A member of the Executive Council.

(2) The Treasurer shall:

- (a) Cause a receipt to be issued for all funds received by the Association.
- (b) Perform the duties usually performed by the Treasurer of an organization and such other duties as may be prescribed by the By-Laws or assigned by the President of the Association; and
- (c) Cause to be kept an accurate account of all receipts and disbursements of all monies, securities and other property of the Association; report to the Committee on Finance and to the Executive Council on the financial standings of the Association, whenever required to do so; and, if requested by the President of the Association, render an annual report to the Association.

f. Sergeant-at-Arms: The Sergeant-at-Arms is a member of the Executive Council. The Sergeant-at-Arms is responsible for the general order of meetings. He/she shall greet all guests and members at each meeting, call the meetings to order, maintain discipline. This shall be done at the Executive Council meetings, membership meetings and all other association functions and events.

g. Executive Director:

The President may appoint an Executive Director pending approval by the Executive Council. The term of the Executive Director will be concurrent with the President who appointed them. It may be continued uninterrupted by the next President upon approval by the Executive Council. Any compensation will be determined by the Executive Council.

If an Executive Director is nominated and approved by vote of the Executive Council, their duties consist of, but are not limited to, the following tasks:

- Oversee the day-to-day operations of the organization.
- Prepare official documents requested by the President.
- Provide support to the President on computer programs used for EANGKY.

- Provide support when committee chairs are not available.
- Provide support for the Membership database.
- Communicate with treasurer to confirm deadlines are met for all National and Area II dues.
- Provide to the Treasurer for EANGKY stripe account and bank accounts and monitor all funds incoming or outgoing.
- Renew annual Secretary of State charter.
- Renew all annual programs such as Mailchimp, stripe, eangky domain etc.
- Monitor incoming mail for EANGKY.
- Monitor email traffic.
- Provide support to the Executive Council officers and committee chairs.
- Represent EANGKY at military events.
- Attend all Executive Council meetings.
- Attend all State, Area II and National Conferences.
- Confirm delegates for National are submitted by the deadline.
- Support and provide advice/knowledge to elected EANGKY officers.
- Support President with state conference preparations such as conference agenda, conference booklet, flyers, banners, etc.
- Provide support to the Treasurer for tax documents and communicating with IRS in reference to EANGKY.
- Provide Parliamentary assistance during business meetings.
- Provide administrative support for PDs at the National Conference.

Section 4. Election:

- a. In odd years, a General Conference of the Association shall elect the President, Treasurer and Sergeant-at-Arms of the Association for a two-year term, by majority vote.
- b. In even years, a General Conference of the Association shall elect the Vice-Presidents (1-ARNG and 1-ANG) and Secretary of the Association for a two-year term, by majority vote.
- c. In the event that a nominee for the office of the Association fails to receive a majority, the succeeding votes shall be between the two nominees who have received the highest number on the first vote.

Section 5. Tenure:

- a. The President, Vice Presidents (1-ARNG and 1-ANG), Secretary, Treasurer and Sergeant-at-Arms of the Association shall be installed in the office ninety (90) days following the General Conference by which they are elected. The Oath of Office may be administered at the General Conference at which the officer is elected. Administration of the Oath does not advance the date of installation, and the incumbent officer continues to serve until installation of the successor.
- b. Unless terminated or removed from office as provided in these By-Laws, the President, Vice Presidents (1-ARNG and 1-ANG), Secretary, Treasurer and Sergeant-at-Arms of the Association shall hold a term of office two (2) years or until a successor in office is duly qualified.
- c. The Immediate Past President:
 - (1) Shall be installed in office on the day his successor in the office of President is qualified and installed in that office; and
 - (2) Shall hold office until he is no longer the Immediate Past President.

Section 6. Termination of Tenure:

- a. Tenure in office is terminated by:
 - (1) Death.
 - (2) Resignation which shall be rendered to the Executive Council of the Association; or
 - (3) Removal as prescribed in Subsection (b) of this section.
- b. An officer may be removed from office by a majority vote of the Executive Council:
 - (1) When it is determined that an officer is unable to fulfill the duties of his office due to physical or mental disability.
 - (2) For Inefficiency.
 - (3) For conduct detrimental of the Association; or
 - (4) For other sufficient cause.

ARTICLE V. EXECUTIVE COUNCIL

Section 1. Members:

The Executive Council of the Association consists of:

- a. The voting members: Officers of the Association and the Immediate Past President; and
- b. The non-voting members that serve in an advisory capacity to the Executive Council: The State Command Sergeant Major, The State Command Chief Master Sergeant, and The State Senior Enlisted Advisor.

Section 2. Duties and Powers:

- a. The Executive Council shall:
 - (1) Function as the governing body of the Association in accordance with the policies adopted in General Conference or Special Conference of the Association.
 - (2) Establish the facilities and related criteria for a General Conference, solicit invitations for the time and place of such conference, and certify to each General Conference Committee on Time and Place those invitations which meet such established criteria.
 - (3) Fix the time and place of a General Conference when:
 - (a) A General Conference Committee is unable, for any reason, to select the time and place for the third succeeding General Conference; or
 - (b) A General Conference cannot, for any reason, be convened at the time and place determined.
 - (4) In the event of a vacancy in the office of Vice-President (1-ARNG or 1-ANG), Secretary, Treasurer or Sergeant-at-Arms of the Association resulting from termination of tenure, or the assumption of the office of President by a Vice-President, elect by a majority vote, a successor to the vacant office to serve the unexpired period of tenure.
 - (5) Consider the annual budget for the Association as required to do so by the Committee on Finance, revise, amend or modify it as desired, and approve the expenditure of the funds as set forth in the budget. The Executive Council shall approve the annual budget for the upcoming year not later than 1 December of each year by majority vote.

(6) Subject to the provisions of Article XI, Section 7, Subsection (b) of the By-Laws, exercise direction and control over and provide for the proper care and maintenance of the property of the Association.

(7) Convene:

(a) At the Call of the President of the Association; or

(b) Upon written demand signed by a majority of the members thereof and communicate to each member of the Executive Council.

(8) Issue a call for a scheduled General or Special Conference of the Association in the event the President of the Association fails or refuses to do so; and

(9) Performs such additional duties and exercises such additional powers as are specifically granted in, or required by, the By-Laws of the Association.

b. The Executive Council may:

(1) Order an audit of the records and finances of the Association by a Certified Public Accountant in addition to the annual audit required by Article XI, Section 4 of the By-Laws.

(2) By majority vote, call a Special Conference of the Association, fix the time and place therefore, and direct the President of the Association to issue a call for such conference.

(3) Remove from office any officer of the Association in accordance with Article IV, Section 6 of the By-Laws of the Association.

(4) Determine whether any officer of the Association is to receive a salary, compensation or allowance in lieu of expenses and fix the rate, amount or amounts and the time and method of payment thereof.

ARTICLE VI. COMMITTEES

Section 1. Standing Committees:

Standing Committees of the Association are:

- a. Committee on Finance.
- b. Committee on Membership.
- c. Committee on Social Media.
- d. Committee on Public Relations.
- e. Committee on By-Laws.
- f. Committee on Continuity.
- g. Committee on Scholarships.
- h. Committee on Legislation.
- i. Committee on Resolutions.
- j. Committee on Junior Enlisted.
- k. Major Subordinate Command Committee; and
- l. Committee on Nominations.

Section 2. Special Committees:

- a. Special Committees and Commissions of the Association are authorized as required.

b. General Conference and Special Conference Committees are as follows, but not limited to:

- (1) the Committee on Credentials and Rules.
- (2) Committee on Time and Place.

Section 3. Functions of Standing Committees:

All Standing Committees shall render an annual report to the Association at the General Conference. The functions of the Standing Committees are:

a. Committee on Finance:

- (1) The Committee on Finance consists of members of the Association appointed, and hereinafter provided, by the President, by and with the consent of the Executive Council for a term of two (2) years each.
- (2) The terms of the members on the Committee on Finance are to be staggered so that annually at least half of the members complete their tenure on the committee.
- (3) The Committee on Finance shall:
 - (a) Accept, in the name of the Association, donations and bequests.
 - (b) Subject to Article XI, Section 7, Subsection (b) of the By-Laws of the Association, exercise general direction and control of real property acquired by the Association.
 - (c) Review the annual budget of the Association as developed by the President, revise, amend or modify it as desired, and recommend its adoption by the Executive Council.
 - (d) Consider requests for extraordinary or unforeseen expenditures not provided for in the annual approved budget, and, if deemed warranted, recommend to the Executive Council the approval thereof.
 - (e) Examine the annual audit of the records and finances of the Association by the audit committee, which is required by Article XI, Section 4 of the By-Laws.
 - (f) Perform such additional duties and exercise such additional powers as are specifically granted in, or required by, the By-Laws of the Association.
 - (g) Render an annual report to the Association, and such additional reports as the President may request.
 - (h) Recommend to the Executive Council the amount of the dues for annual membership for the coming year prior to 1 January. In the event a recommendation is not made, the dues will remain the same as for the preceding year; and
 - (i) Recommend to the Executive Council the amount of reimbursement of travel costs to the delegates to the National Convention and/or other designated meetings by the elected officers of the Association.

b. Committee on Membership:

The Committee on Membership consists of the number of members of the Association appointed by the President. The Committee on Membership shall:

- (1) Develop and recommend to the Executive Council membership policies of the Association.
- (2) Recommend actions to the Executive Council that will ensure the membership of the Association is maintained at fifty (50%) percent of available senior enlisted end strength of Army and Air; and working with the Junior Enlisted Committee, twenty-five (25%) of the available junior enlisted end strength of the Army and Air.
- (3) Render an annual report to the Association.

c. Committee on Social Media:

The Committee on Social Media consists of the number of members of the Association appointed by the President. The Committee on Social Media shall:

- (1) Develop and recommend to the Executive Council policies that will promote and distribute the official publications, to include the official Association website; and
- (2) Render an annual report to the Association.

d. Committee on Public Relations:

The Committee on Public Relations consists of the number of members of the Association appointed by the President. The Committee on Public Relations shall:

- (1) Develop and recommend to the Executive Council policies which will establish and maintain goodwill with members of Congress, officials, departments and agencies of the Federal Government, the State Governments and the public.
- (2) Study and report to the Executive Council and mail recommendations to correct publicity or conditions adverse to the Association and its purposes; and
- (3) Perform such other duties in respect to the field of public relations as may be referred to it from time to time, such as submitting news feeds to the Public Affairs Offices.

e. Committee on By-Laws:

The Committee on By-Laws consists of that number of members of the Association appointed by the President. The Committee on By-Laws shall:

- (1) Study the By-Laws of the Association, draft proposed amendments thereof, and submit them to the Executive Council for approval and subsequent submission to the body of the Association.
- (2) Study proposed amendments thereof submitted by a member of the Association and render a report to the Association with such recommendations concerning the proposed amendments as the Committee may see fit; and
- (3) Receive proposed amendments to these By-Laws and render a report to the General Conference or Special Conference concerned. The procedure for amending these By-Laws, including notice requirements and the vote required for adoption, is set forth in Article X, Sections 3 through 6.

f. Committee on Continuity:

The Committee on Continuity consists of a Chairperson and Vice-Chairperson appointed by the President. The Committee on Continuity shall:

- (1) Advise the Executive Council on all matters affecting those members of the Association who are in a separated status.
- (2) Promote increased membership activity and interest among persons in a separated status who are eligible for membership in the Association; and
- (3) Perform such other functions as may be directed by the President.

g. Committee on Scholarships:

The Committee on Scholarships consists of three members of the Association appointed by the President. The Committee on Scholarships shall:

- (1) Accept applications for scholarships to a college, university or trade school and evaluate and select applicants to receive the scholarship. Applications will be submitted on a standard

Scholarship Application prepared in accordance with this paragraph. Applications must be received on a date determined by the Scholarship Committee and/or the Executive Council.

(2) Assure that applicants are an enlisted member, a retired enlisted member, a spouse or a child of an enlisted member, a spouse or a child of a retired enlisted member, or a spouse or child of a deceased enlisted member of the Association.

(3) Select the number of recipients as directed by the Executive Council and award the amount of money verified as being available by the Finance Committee and approved by the Executive Council; and

(4) The Committee on Scholarships will meet annually. The chairperson will prepare applications for evaluation by the committee as set forth in subparagraph (1) above. Selected recipients will be notified as early as possible, and the scholarship will be presented at the annual conference.

h. Committee on Legislation:

(1) The Committee on Legislation consists of a Chairperson and members selected by the President of the Association.

(2) The Committee on Legislation shall develop and recommend to the Executive Council the legislative priorities of the Association.

(3) The Committee on Legislation shall track federal and state legislation affecting the enlisted members of the Kentucky National Guard, coordinate with the legislative program of EANGUS, and provide current legislative information to the membership.

(4) Render an annual report to the Association.

i. Committee on Resolutions:

(1) The Committee on Resolutions consists of a Chairperson and members selected by the President of the Association.

(2) The Committee on Resolutions shall consider each resolution referred thereto and may revise, amend or modify it as desired. Each resolution shall be:

(a) Recommended for adoption; or

(b) Rejected.

(3) A member of the Association proposing a resolution for consideration shall submit it in writing to the Chairperson not less than thirty (30) days prior to the date set for the convening of the General Conference at which it is to be considered. The Committee may accept a resolution offered from the floor of the Conference.

(4) The Chairperson shall submit each resolution adopted by the Association for national consideration, in writing, to the Chairman of the EANGUS Committee on Resolutions not later than 30 May. The Chairperson shall complete and forward the submission not later than 1 May of each year to allow review by the Executive Council before the national deadline.

(5) Render an annual report to the Association.

j. The Committee on Junior Enlisted:

(1) The Committee on Junior Enlisted consists of a Chairperson and members selected by the President of the Association. A senior mentor (grade E7-E9) shall be appointed if so desired by the President.

(2) The Committee on Junior Enlisted shall develop and recommend to the Executive Council policies of the Association that will support and develop our Junior Enlisted Servicemembers.

(3) Recommend actions to the Executive Council that will ensure the Junior Enlisted membership of the Association is maintained at twenty-five (25%) percent of available junior enlisted end strength of Army and Air; and

(4) Render an annual report to the Association.

k. The Major Subordinate Command Committee:

(1) The Major Subordinate Command Committee will consist of a representative (E7-E8) from each major command within the Kentucky National Guard. Each major command is encouraged to name additional representatives (E6-E7) from each subordinate unit.

(2) The Major Subordinate Command Committee representatives will be responsible for disseminating information about all Association activities to all unit representatives within their major commands. In the event the subordinate commands do not have a representative, the major command representative will be responsible.

(3) The Major Subordinate Command Committee representatives will be responsible for gathering and forwarding information, requests for funding, resolution proposals, etc from the subordinate units to the president of the Association and, when appropriate, the Executive Council.

(4) The Major Subordinate Command Committee members will submit a written report at the end of the calendar year to be included in the annual report presented at the State Conference. The report will include the following information: Membership within the MACOM (both actual numbers and percentage of endstrength), events within the MACOM in which the Association participated either physically (booth, table, etc) or financially, any resolutions forwarded for consideration, and any other information they deem relevant (retiree awards, awards at the national conference, Professional Development activities, etc).

l. Committee on Nominations:

The Committee on Nominations shall be chaired by the Immediate Past President. It consists of the Chairperson and that number of additional members appointed by the President of the Association. The Committee on Nominations shall:

(1) Convene on the first day of a General Conference which is required to elect officers of the Association.

(2) Prepare a slate of nominations consisting of the name of one (1) or more eligible members of the Association for each office required to be filled by the General Conference.

(3) Report to the Conference its slate of nominations; and

(4) Each office shall be voted on separately and by secret ballot, if there is a contest, in which event balloting shall continue until one of the candidates shall have a majority of votes cast. If there are three or more nominees for one office and should any one of the nominees fail to poll 51% or more of the votes cast, there will be a run-off ballot between the first and second place candidates for the office in question.

Section 4. Functions of General Conference and Special Conference Committees:

a. Committee on Credentials and Rules:

The Committee on Credentials and Rules consists of not more than five (5) members of the Executive Council of the Association appointed by the President to serve during a General Conference or Special Conference of the Association or until discharged by the Conference. The Committee on Credentials and Rules shall:

- (1) Subject to an approval to the General Conference or Special Conference concerned, rule on the credentials of each active member to a General Conference or a Special Conference of the Association.
- (2) Cause each member of the voting body of a General or Special Conference of the Association to be provided with appropriate identification; and
- (3) Render a report to each General or Special Conference of the Association, consisting of:
 - (a) A list of the members of the voting body.
 - (b) A list of the ex-officio members of the Conference concerned; and
 - (c) A recommendation concerning any special rules to be adopted by the Conference concerned.

b. Committee on Time and Place:

The Committee on Time and Place consists of a Chairperson and members selected by the President of the Association. The Committee on Time and Place shall consider only those invitations for the time and place of a succeeding General Conference by the Executive Council of the Association as meeting the criteria established therefore by the Executive Council. The Committee on Time and Place shall:

- (1) From among those invitations submitted to it by the Executive Council, report the Conference its choice in respect to the time and place of any succeeding General Conference; or
- (2) In the event that no invitations have been certified to the Committee, it shall report to the Conference.

ARTICLE VII. CONFERENCES

Section 1. General Conference:

A General Conference of the Association shall be convened annually.

Section 2. Special Conferences:

A Special Conference of the Association may be convened when required.

Section 3. Representation:

Representation at a General Conference or Special Conference of the Association will be any active member.

Section 4. Quorum:

A quorum exists when a majority of the voting members of the Executive Council attends a Special or General Conference in person or through teleconferencing. Non-voting advisory members of the Executive Council are not counted toward a quorum. All decisions will be made by a majority vote of those present at a meeting for which a quorum is present. If less than a majority of the voting members of the Executive Council is present at said meeting, the meeting will be adjourned and no business conducted.

Section 5. Proxy:

Proxy votes are not allowed in this Association. All matters will be voted on only by those present during regular Executive Council meetings, Special Conferences or General Conferences. This prohibition governs the meetings and conferences of this Association only. It does not restrict accredited delegates

of the Association to an Annual or Special Conference of the Enlisted Association of the National Guard of the United States, who may vote by proxy to the extent permitted by the By-Laws of that Association and as approved by its Committee on Credentials and Rules.

ARTICLE VIII. RULES OF ORDER

Section 1. Order of Business:

Except as modified in the By-Laws of the Association, the order of business shall be:

- a. As established in Robert's Rules of Order, Newly Revised; and
- b. For each General and Special Conference arranged by the President of the Association.

Section 2. Rules:

The rules contained in Robert's Rules of Order, Newly Revised, shall govern the Association in all cases to which they are applicable except when modified by:

- a. The By-Laws of the Association; or
- b. Standing Rules or Special Rules established by a General or Special Conference.

ARTICLE IX. NATIONAL REPRESENTATION

Section 1. Delegate Entitlement:

The number of delegates the Association may seat at an Annual or Special Conference of the Enlisted Association of the National Guard of the United States is fixed by the By-Laws of that Association. As of the date of this amendment, the Association is entitled to one (1) delegate for the President of the Association, one (1) delegate for each member of the Association serving on the EANGUS Executive Council, and one (1) delegate for each two hundred (200) current and paid Enlisted Annual or Enlisted Life members, or major fraction thereof, as of the 31st day of December of the year preceding the Conference.

Section 2. Selection of Delegates:

- a. The Executive Council shall select the delegates and an equal number of alternates, by majority vote, not later than 1 June of each year.
- b. The President of the Association is a delegate by virtue of office. If the President is unable to attend, the Executive Council shall designate an alternate.
- c. In selecting delegates the Executive Council shall give due regard to representation of both the Army National Guard and the Air National Guard.
- d. The Secretary shall record the accredited delegates and alternates in the minutes and shall furnish the roster to the National Office by the deadline established by EANGUS.

Section 3. Eligibility:

Each accredited delegate shall hold a current and paid Enlisted Annual or Enlisted Life membership in the Association and in EANGUS throughout the Conference and to its close. A delegate whose membership lapses is not eligible to be seated.

Section 4. Reconciliation of Membership Records:

The President shall compare the membership records of the Association against the EANGUS delegate report as of the 31st day of December and shall submit notice of any discrepancy to the National Office not later than the 1st day of July of the Conference year.

Section 5. Reporting to the Area:

The President shall furnish the EANGUS Area II Chairman with current contact information for the leadership and board positions of the Association, the Auxiliary leadership, the State Chairmen for Legislative, Membership, and Resolutions matters, the State point of contact for the website and social media, and the State Senior Enlisted Leaders of the Army and Air National Guard, with updates as they occur.

ARTICLE X. VOTING AND AMENDMENTS**Section 1. General:**

a. Except as otherwise provided by these By-Laws, the method of voting:

- (1) By a General Conference, a Special Conference, or conference committee of the Association is determined by the Chairperson or presiding officer thereof.
- (2) By a Standing Committee, Special Committee, or the Executive Council of the Association is determined by Chairperson or presiding member thereof or by a majority vote of the Committee or Council.

b. Voting may not be by proxy, except as provided in Article VII, Section 5.

Section 2. General Conference and Special Conference:

At a General Conference or Special Conference of the Association:

- a. The voting body consists of each accredited active member; and
- b. Each member of the voting body shall, when actually present, and except as otherwise provided in these By-Laws, be entitled to one vote on each matter acted upon by the Conference.

Section 3. Amendment by Majority Vote:

These By-Laws may be amended at a General Conference or a Special Conference of the Association by a majority vote of those members present. An amendment may be proposed by an active member of the Association and shall be submitted in writing to the President of the Association at least forty-five (45) days prior to the date set for the convening of the Conference at which the proposed amendment is to be considered. As soon as practical after its receipt, the President shall provide copies via electronic means of the proposed amendment to the members of the Committee on By-Laws of the Association, which shall render a report to such Conference with such recommendations concerning the proposed amendment as it may see fit. The President shall provide via electronic means copies of the proposed amendment to the Executive Council for further dissemination to the membership not less than thirty (30) days prior to the date set for the convening of the Conference.

Section 4. Amendment by Two-Thirds Vote:

If proposed changes to these By-Laws are published to the membership within thirty (30) days prior to the date set for the convening of the Conference, they may be amended by a two-thirds (2/3) majority of the membership in attendance at the Conference.

Section 5. Amendment by Unanimous Vote:

These By-Laws may be amended at a General Conference or a Special Conference of the Association by a unanimous vote without prior notice and without prior action by the Committee on By-Laws.

Section 6. Effective Date:

Unless otherwise provided, an amendment of the By-Laws shall be effective upon the adjournment sine die of the General Conference or Special Conference of the Association that adopted it.

ARTICLE XI. FISCAL

Section 1. Fiscal Year:

The fiscal year of the Association commences on 1 January and ends on 31 December.

Section 2. Dues:

a. The dues required for membership in the Association are:

- (1) Annual
- (2) Life
- (3) Associate
- (4) Life Associate

Life Membership dues:

Upon application, an individual may apply for Life Membership in the State Association (EANGKY) by payment of \$200.00. Life membership will be retained by those individuals who receive warrants or commissions as officers. A member who spent the majority of his or her military service as an enlisted person retains the right to vote and to hold office, regardless of current or retired grade, consistent with the By-Laws of EANGUS. A member who did not spend the majority of his or her military service as an enlisted person may not vote or hold office. Dues in the National Association (EANGUS) are prescribed in the By-Laws of the Enlisted Association of the National Guard of the United States. Applicants must join the National Association in order to be a member of the State Association. Life membership applications should be referred to the Membership Committee.

Annual and Associate Membership dues:

Current rates of annual membership are as follows:

Annual: \$25

Associate: \$15

Life Associate Membership: \$150

1st year Annual (using code: KYNG): \$1

- (1) Membership rates will be reviewed and set annually by the Executive Council of the Association.
- (2) Dues paid to the Association may/may not cover both state and national membership (special membership rates may be set that will not cover dues i.e., 1st year Annual).
- (3) Dues may be paid at any time and membership shall be effective on the date of receipt of the annual dues at the Headquarters of the Association.
- (4) Annual dues shall expire one year following the date of payment. Applicants must join the National Association in order to be a member of the State Association. Renewal dues shall be effective on the date following expiration of the previous year's dues.

Section 3. Bond:

a. The Executive Council may, by majority vote, require the bonding of:

- (1) An officer of the Association; or
- (2) An employee of the Association.
- (3) A member of the Executive Council; or

(4) A member of any Standing Committee or Special Committee.

b. The Executive Council shall authorize the expenditure of funds required to pay the premium of any bonds required by it.

Section 4. Audit:

A Committee will be appointed by direction of the Executive Council of the Association and shall annually audit the records and finances of the Association and render a report thereon to the Council of the Association, which shall transmit the same to the Committee on Finance and to the next annual General Conference.

Section 5. Funds:

Funds of the Association shall be:

- a. Deposited in the name of the Association in a federally insured bank or banks, or similar institution designated by the Executive Council.
- b. Separated into such accounts as the Executive Council may direct.
- c. Expended, without further authority from the Executive Council, in support of the approved annual budget.
- d. Invested and reinvested in accordance with the purpose of the Association as the Executive Council may direct; and
- e. Used to promote the purposes of the Association.

Section 6. Expenditures:

Bills, claims and expenditures of the Association shall be:

- a. Certified by the President or a Vice-President of the Association; and
- b. Paid by warrant drawn on the funds of the Association and executed by either of the following:
 - (1) Treasurer; or
 - (2) Executive Director.

Section 7. Property:

a. Personal:

- (1) Held in the name of the Association.
- (2) Under the control and direction of the Executive Council.

b. Real. Real property acquired by the Association shall be:

- (1) Subject to the provisions of the By-Laws of the Association.
- (2) Held subject to the terms and conditions of the Trust herein or title to real property shall be vested in the name of the Association (a voluntary, unincorporated Association) as Trustees, without further designation and pursuant to the following terms and conditions:

FIRST: Subject to the management, control, power of sale, disposition and appointment, herein granted in Trust for the exclusive sale and benefit of the said Association and to permit it to use, occupy and enjoy the Trust property, without rent, for so long as the Association exists.

SECOND: In further Trust, that the Trustee or such of them as at that time hold the office of President, Vice-President, Secretary or Treasurer of the Association shall, subject to the general direction and control of the Executive Council and the Committee on Finances of the

Association, have and exercise, in respect to such Trust property, the same powers as are held by and vested in the Association.

THIRD: That each of the Trustees hereunder shall continue to hold said property as Trustees and in Trust only so long as he serves and by virtue of his service as President, Vice-President, Secretary, or Treasurer of the Association; and as each succeeding President, Vice-President, Secretary or Treasurer of the Association qualifies for and assumes that office, he shall succeed to and become vested in such trusteeship.

Section 8. Contracts:

Contracts, other than those involving real property, shall be executed in name of the Association and signed by:

- a. The President of the Association; and
- b. The Executive Director of the Association, or, if no Executive Director is then serving, one other officer of the Association designated for that purpose by the Executive Council.

ARTICLE XII. WAR AND 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; or
 - (2) National Emergency:
 - (a) Proclaimed by the President of the United States; or
 - (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 this Association.

Section 2. Tenure and Filling Vacancies:

On and after the date of invocation of this Article:

- a. Subject to the provisions of Article IV and V, the tenure in office of each officer of the Association and of each member of the Executive Council of the Association is so determined by a majority vote of the Executive Council.
- 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 Association to serve until such a time as a General Conference or Special Conference of the Association can be convened.
- c. In the event of a vacancy in the office of Vice-President, Secretary, Treasurer or Sergeant-at-Arms of the Association, the Executive Council shall elect to that office, by majority vote, a member of the Association to serve until a General Conference or Special Conference of the Association can be convened.
- d. The Executive Council may suspend the operation of any provision of Article VI and/or Article VII of the By-Laws.

ARTICLE XIII. DEFINITIONS

Section 1. "State":

"State" means and includes a State or Commonwealth.

Section 2. "Army National Guard":

"Army National Guard" means and includes National Guard.

Section 3. "Air National Guard":

"Air National Guard" means and includes National Guard.

Section 4. "Delegate":

"Delegate" means and includes a duly accredited representative of the Association.

Section 5. "Board of Directors":

"Board of Directors" as referred to in the Articles of Incorporation are the same as the Executive Council as referred to in the By-Laws of the Association.

Section 6. "EANGUS":

"EANGUS" means the Enlisted Association of the National Guard of the United States.

END OF BY-LAWS

APPENDIX. CERTIFICATE OF ADOPTION

I certify that the foregoing By-Laws were adopted by the membership of the Enlisted Association, National Guard of Kentucky, Inc., at a Special Conference of the Association convened on 3 August 2026 during the Annual Conference of the Enlisted Association of the National Guard of the United States, and that they supersede the By-Laws approved 15 February 2025.

SFC Michael Smith
President, EANGKY

Secretary
EANGKY

Date: _____