

Section 3: Powers of the Board

(A) The Board shall be vested with and shall exercise all the powers of the Association and upon it is conferred the management, direction, and control of the Association, except as otherwise provided herein.

(B) The Board shall have the power to censure, suspend or expel any or all the Officers, Directors, members, or employees of the Association for violation of any provision of this Constitution and Bylaws, for illegal, unethical or un-sportsman-like conduct, or for failure to remain in good standing in accordance with the rules of racing in effect where the members race, after a duly held hearing in accordance with the Constitution and Bylaws.

(C) The Board shall designate the location of the Association's Headquarters.

(D) The President, with the advice and consent of the Board of Directors, may appoint and employ, shall determine the method of appointment and length of employment of, and shall supervise the employment and conduct in office of the Executive Director, Secretary-Treasurer and General Counsel and such other employees as he deems necessary.

Section 4: Constitutional Amendments

The Board of Directors may by an affirmative vote of two-thirds (2/3rds) of its board members, alter or repeal any Bylaw of the Association or make new Bylaws. All votes to alter or repeal any Bylaw or make new Bylaws shall be in writing. Ballots shall be mailed or given to each member of the Board and each member shall have twenty-one (21) days from receipt of such ballot to return his/her ballot to the principal office of the Association.

Section 5: Obligations of the Association

All notes, checks and other negotiable instruments of the Association shall be signed by the President and Secretary-Treasurer or Executive Director, at least two (2) signatures shall be required.

No notes, mortgage, or negotiable instruments other than checks may be signed by an Officer, employee or member without the prior written approval of the Board of Directors.

No Officer, either singly, or with others, shall have the power to make any note, check or other negotiable instrument binding upon the Association except as set forth in this Section 5.

Section 9: Subsistence and Travel Expense Reimbursement

Any Officer, Director, or employees of the Association and his or her spouse may be reimbursed for subsistence and travel expense while in travel status or on official business of the Association and the National Association, and attendance at Board and National Board meetings, except as otherwise restricted in this Constitution and Bylaws.

Section 4: Duties of Membership

(A) It shall be the duty of every member of the Association to conduct himself at all times in such manner as to merit the respect of the public and to always act in the best interests of the New England Horsemen's Benevolent & Protective Association, Inc.

(B) Every member of the Association, by accepting the benefits of membership, agrees to abide by the Constitution and Bylaws of the Association, any order or decision of the Board of Directors, and to accept as final the decision of the Board of Directors after and agrees to hold the Association, its Officers, Directors, and employees harmless for any action taken or not taken.

(A) Suspension or Expulsion. A member of this Association may be suspended or expelled from membership by a two-thirds (2/3rds) vote of the elected members of the Board of Directors, following a hearing for violation of any provision of the Constitution and Bylaws, or for illegal, unethical, or un-sportsman-like conduct, or for failure to remain in good standing in accordance with the rules of racing adopted by the state or states where this Association's membership exists. A member shall be given reasonable notice of the hearing and shall have the right to be heard in person or by counsel and to introduce evidence on his/her behalf.

Section 5: Tenure of Membership

(A) Suspension or Expulsion. A member of this Association may be suspended or expelled from membership by a two-thirds (2/3rds) vote of the elected members of the Board of Directors, following a hearing for violation of any provision of the Constitution and Bylaws, or for illegal, unethical, or un-sportsman-like conduct, or for failure to remain in good standing in accordance with the rules of racing adopted by the state or states where this Association's membership exists. A member shall be given reasonable notice of the hearing and shall have the right to be heard in person or by counsel and to introduce evidence on his/her behalf.

(B) While a member is suspended, no benefits of membership will be provided to that member, nor shall he enjoy the rights and privileges of membership.