



BYLAW CHANGES

Bylaws are the primary governing rulebook of our organization and can be amended only during the Annual General Meeting by majority consent of our General Membership and Board of Directors. The changes we are proposing in 2020 have been recommended or required by Oregon Youth Soccer Association in order to remain in compliance with revisions to various OYSA, USSF, and FIFA statutes (all of which are parent organizations of Pelada Football Academy), as well as changes to Oregon state and US federal law.

BYLAW CHANGES - SECTION 100

- **Bylaw 103** - USSF requires a statement that an affiliate must acknowledge compliance with, and enforcement of, the statutes, regulations, directives, and decisions of FIFA and CONCACAF. Pelada's updated bylaws will include the following wording required by the Federation:

Section 2...

- A. To the extent permissible under applicable law, the USSF articles of incorporation, bylaws, its binding rules and policies, including interplay, take precedence over and supersede the governing documents and decisions of the Academy, and the Academy shall abide by the USSF articles of incorporation, its bylaws, and its approved binding rules and policies.
- B. To the extent permitted by governing law, the Academy will respect and enforce the statutes, regulations, directives, and decisions of FIFA and CONCACAF.

- **Bylaw 106** – The Federation has set the soccer seasonal year as September 1 through August 31. Pelada's bylaws currently define the seasonal year as extending from August 1st through July 31st and will be updated to read:

Section 2. The seasonal soccer year shall extend from September 1st through August 31st of the following year.

BYLAW CHANGES - SECTION 200

- **Bylaw 201** – The Federation has updated its statement of Equal Opportunity and requires all affiliated organizations to include a statement that matches the Federation's provision. Pelada's updated bylaws will include the following wording required by the Federation:

Section 1. The Academy will comply with all applicable state and federal laws governing nondiscrimination and will be open to participation by any individual, without discrimination on the basis of race, color, religion, national origin, citizenship, disability, age, sex, sexual orientation, gender identity, or veteran status.

Section 2. The Club does not tolerate any form of physical or sexual abuse.

BYLAW CHANGES - SECTION 300

- **Bylaw 301** ⇨ **Bylaw 401** – Moved Bylaw 301, Section 3 to replace Bylaw 401, Section 4, as it makes more sense to have the quorum requirement in the bylaw dealing with board meetings and not have it duplicated. OYSA Policy also requires the addition of a restriction on eligibility to be a director because of certain criminal history or SafeSport violations. Pelada's updated bylaws will include the following wording required by OYSA:

Section 5. An individual is not eligible to serve as a member of the Board of Directors if the person has:

- A. A felony conviction of any kind;
- B. Any conviction (misdemeanor or otherwise) for sexual abuse or sexual assault of any kind or for a hate crime; or
- C. Served a period of ineligibility for a SafeSport Code violation as defined by the U.S. Center for SafeSport.

- **Bylaw 302** – Added a statement that no one person can hold the offices of president, secretary, or treasurer. The position of Treasurer is now required by ORS 65.371, so there should never be a vacancy in this position.

Section 2. No one person may simultaneously hold the offices of president, secretary, or treasurer.

BYLAW CHANGES - SECTIONS 400 & 500

- **Bylaw 401** – Moved Bylaw 301, Section 3 to replace Bylaw 401, Section 4. Both bylaws concerned a quorum for a Board meeting. It makes more sense to have the quorum requirement in the bylaw dealing with board meetings and not have it duplicated.

Section 4. A quorum for conducting business at any Board meeting shall consist of 60% of the voting members of the Board, but in no case shall a quorum be fewer than three (3) Board members. The affirmative vote of a majority of all eligible voting members of the Board shall be required to adopt or amend Academy policies.

- **Bylaw 501** – Added a provision to ensure that PFA bylaws and policies undergo annual review and revision:

Section 4. The Board shall review both Academy and Oregon Youth Soccer Association policies on an annual basis (after OYSA holds its Annual General Meeting and publishes changes to bylaws and policies) to ensure that Academy policies remain current and in compliance with state and federal law as well as the policies of OYSA and other parent governing bodies.

BYLAW CHANGES - SECTION 500, cont.

- **Bylaw 503** – Added a Grievance, Protest, and Appeals policy reference and exhaustion of remedies provision required by FIFA:

Bylaw 503. Grievance, Protest, and Appeals / Exhaustion of Remedies

Section 1. The Board shall adopt a policy to govern grievances, protests, and appeals that follows the recommendations outlined in the bylaws of the Oregon Youth Soccer Association.

Section 2. No member or participant of the Academy, be it an official, league, team, player, coach, administrator, or referee may invoke the aid of the courts in the United States, or of a state, without first exhausting all available remedies within the Academy and organizations of which the Academy is a member.

Section 3. For violation of this bylaw, the offending party shall be subject to suspension and fines, and shall be liable to the Academy for all expenses incurred by the Academy and its officers and members of the Board of Directors in defending each court action, including the following:

- A. Court costs;
- B. Attorney's Fees;
- C. Reasonable compensation for time spent by Academy officials and employees in responding to and defending against allegations in the action, including responses to discovery and court appearances;
- D. Travel expenses;
- E. Expenses for holding special Academy meetings necessitated by court action.