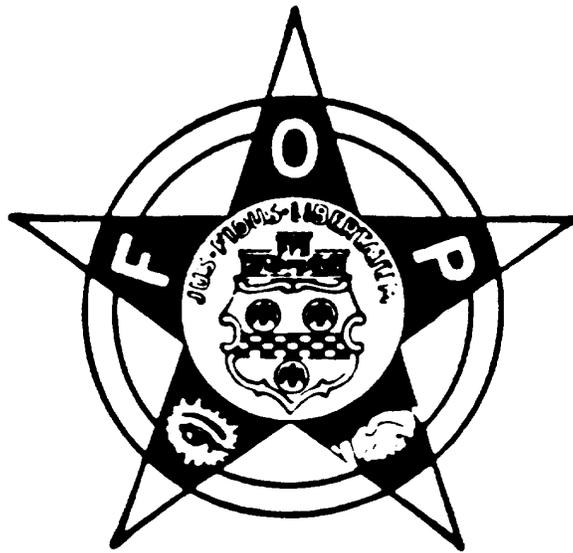


FRATERNAL ORDER OF POLICE

NEW JERSEY STATE LODGE

BY-LAWS



**AS REVISED AT THE
34th BIENNIAL CONFERENCE**

August 23rd – August 26th, 2016

Robert W Fox
President

Wayne Winkler
Secretary

Table of Contents

Certificate of Incorporation	3
Official Statement	6
Preamble	7
List of By-Laws Revised at the 29 th Biennial Conference	8
Article I Organization/Object	9
Article II Membership	9
Article III Officers	12
Article IV Board of Directors/Executive Board	12
Article V Duties of Officers	14
Article VI Meetings	18
Article VII National Trustee	19
Article VIII Committees	20
Article IX State & National Biennial Conference	22
Article X Local Lodges	23
Article XI Suspensions & Reinstatement	27
Article XII Nominations and Elections	30
Article XIII Legal Aid	31
Article XIV Amendments	33
Article XV Parliamentary Authority	34
Article XVI Dissolution	35

CERTIFICATE OF INCORPORATION
OF
NEW JERSEY STATE LODGE
FRATERNAL ORDER OF POLICE

The undersigned persons, desiring to associate themselves into a corporation, pursuant to an Act of the Legislature of the State of New Jersey entitled “Title 15, Corporations and Associations not for Profit”, New Jersey Statutes annotated 15:1-1 to 23 and the amendments or supplements thereto, do hereby certify as follows:

1. The name by which such corporation is to be known in law is “New Jersey State Lodge, Fraternal Order of Police.”

2. The purpose for which this corporation is formed is to further and encourage a higher degree of skill, efficiency and discipline among all persons who are, or may become employed in any rank thereof as police officers, park guards, state police or as police officers or law enforcement officers of any port authority or interstate commission, or by any federal, state or municipal entity, or any political subdivision thereof, for the protection of public safety; to cultivate friendship among its members; and to improve the moral, intellectual, social and economic conditions of the active members of this association by conducting, maintaining, and operating, through subordinate local lodges or chapters, together with affiliated ladies auxiliaries, and such other memberships of public spirited citizens as may be added thereto from time to time. It is a corporation which does not contemplate any pecuniary profit or gain, either incidental or otherwise, to its members. This corporation is not a labor union; and it shall not be or become affiliated, either directly or indirectly, with any committee, congress, federation, organization, or union of industrial workers.

3. The corporation is to be located and its principal place of business is to be conducted at 540 Cooper Street in the City and County of Camden and State of New Jersey. The name and address of the registered agent upon whom process against the corporation may be served is John Henry Reiners, Jr., Esquire, 540 Cooper Street, Camden, New Jersey.

4. The number of Trustees shall be ten, and the names and addresses of the Trustees for the first year are as follows:

John H. Currie	539 Grant St.	Camden, NJ
Joseph Piligno	1606 Pershing Ave.	Camden, NJ
Peter J. Yuengling	419 Locust Ave.	Burlington, NJ
Harry McConnell	313 Mill Rd.	Burlington, NJ
William Mason	1944-44 St.	Pennsauken, NJ
Charles Ball	821 Cooper St.	Camden, NJ
William Lindt	209 Walnut St.	Delanco , NJ
Charles Caldarale	3400 Merriel Ave.	Camden, NJ
Samuel Saunders	523 Grant St.	Camden, NJ

5. The corporation may have an office outside the State of New Jersey, for the convenience

of its officers and its trustees, where meetings of the officers and trustees may be held.

6. The corporation shall be organized as a state-wide federation composed of local lodges, branches, or chapters with each local lodge, branch of chapter having an active membership or persons employed either as active or retired police officers, park guards, bridge police, tunnel police, state police, or as law enforcement officers of any federal, state or municipal agency, or any interstate commission, created, or to be created for the protection of public safety, together with such other memberships as may be created by the said association from time to time. The directors and trustees of this corporation, acting through its duly elected officers, shall have the power to organize, install, and to grant subordinate chapters to such local lodges, branches, or chapters as from time to time they deem fitting and proper for the furtherance of the objects of this corporation.

IN WITNESS WHEREOF, we have hereunto set our hands and seal this 31st day of October AD 1949.

/s/ Victoria R. Pastorius
(Seal)

) /s/ John H. Currie
John H. Currie

/t/ Victoria R. Pastorius
(Seal)

) /s/ Joseph Piligno
Joseph Piligno

(Seal)

) /s/ Peter J. Yuengling
Peter J. Yuengling

(Seal)

) /s/ Harry McConnell
Harry McConnell

(Seal)

) /s/ William Mason
William Mason

(Seal)

) /s/ Charles J. Ball
Charles J. Ball

(Seal)

) /s/ William Lindt
William Lindt

(Seal)

) /s/ William H. Kile
Charles Caldarale

(Seal)

) /s/ Samuel Saunders
Samuel Saunders

STATE OF NEW JERSEY)

SS

COUNTY OF BERGEN)

BE IT REMEMBERED, that on this 31st day of October, AD 1949, before me, the subscriber, personally appeared John H. Currie, Joseph Piligno, Peter J. Yuengling, Harry McConnell, satisfied, are the persons named as incorporators in the foregoing certificate; and I, having made known to them the contents thereof, they did acknowledge the same as their voluntary act and deed. All of which is hereby certified.

/s/ Victoria R. Pastorius (seal)

Y 1937

CERTIFICATE OF INCORPORATION
OF
NEW JERSEY STATE LODGE
FRATERNAL ORDER OF POLICE

DATED October 31, 1949

Filed and Recorded
November 16, 1949

Lesyle March, Secretary of State

Recorded in Book Pg ____ of Corporations

Law Officers:

John Henry Reiners
540 Cooper Street
Camden, NJ

OFFICIAL STATEMENT

The Fraternal Order of Police is a nonprofit corporation under the laws of the Commonwealth of Pennsylvania. The court of Common Pleas of Allegheny County, Pennsylvania, entered the Decree of Incorporation on the 17th day of November 1915. The original Articles were recorded on the 18th day of November 1915 in the Office of the Recorder Book Volume 49, Page 350. Pursuant to the provisions of the laws of Pennsylvania application to the Court of Common Pleas of Allegheny County, Pennsylvania, to amend the original charter was duly made on the first day of June 1940. On the 8th day of June 1940, the Court ordered, adjudged, and decreed these Articles of Amendment approved and a part of the charter. Articles of Amendment recorded June 8, 1940 in the office of the Recorder of Deeds of Allegheny County, Pennsylvania.

A Constitution was adopted November 18, 1915 and amended at official Annual Conventions subsequently, including the First Annual Convention held at Pittsburgh, October 15, 1917 and the 30th National Conference held at Cincinnati, Ohio August 12th – 16th 1951.

At the First Annual Convention, a Grand Lodge of the Fraternal Order of Police was formed; and by proper action, said Grand Lodge was authorized and empowered to use the corporate name of the Fraternal Order of Police and to exercise and perform all corporate rights, privileges, powers, authorities, and franchises of the Fraternal Order of Police.

The By-laws prior to August 1947 were included in the Constitution. By-laws adopted at 28th Annual Convention August 11, 1947.

Constitution and By-laws, as amended and adopted, as of August 16, 1951.

The Grand Lodge, Fraternal Order of Police, shall be know as the National Lodge, Fraternal Order of Police; and all officers of the National Lodge shall be known as the National Lodge Officers of the Fraternal Order of Police.

Organized at Pittsburgh, Pennsylvania
May 14, 1915

PREAMBLE
NEW JERSEY STATE LODGE
Fraternal Order of Police

WHEREAS: We, the law enforcement officers of the State of New Jersey and of the several subdivisions thereof, as representatives and Delegates of the Local Lodges, do hereby associate the lodges we represent and the members thereof together, for the following purposes:

To support and defend the Constitution of the United States; to inculcate loyalty and allegiance to the United States of America; to promote and foster the enforcement of law and order; to improve the individual proficiency of our members in the performance of their duties; to encourage social, charitable and educational activities; to advocate and strive for uniform application of the Civil Service merit system for appointment and promotion; to create a tradition of esprit de corps insuring fidelity to duty under all conditions; to cultivate a spirit of fraternalism and mutual helpfulness among our members and the people we serve; to increase the efficiency of the police profession and thus more firmly to establish the confidence of the public in the service dedicated to the protection of life and property.

AND THEREFORE; We, the members of the various local lodges of the Fraternal Order of Police in the State of New Jersey, are convinced that it is for the best interest of all members of the various local lodges of the State of New Jersey to unite under the name of the New Jersey State Lodge, Fraternal Order of Police, and believing that intelligence, industry and normal worth are true standards of greatness, do hereby pledge ourselves to use all honorable means to promote police legislation and a greater sociability and fraternity in the state of New Jersey.

Organized November 4, 1948
Incorporated November 16, 1949

List of By-Laws Revised at the
29th Biennial Conference

Article I	Organization
Article II	Membership
Article III	Officers
Article IV	Board of Directors & Executive Board
Article V	Duties of Officers
Article VII	Committees
Article IX	State and National Biennial Conferences
Article X	Local Lodges
Article XI	Suspensions & Reinstatements
Article XII	Nominations & Elections
Article XIII	Legal Aid

ARTICLE I
Organization / Object

Section 1. This organization shall be known as the New Jersey State Lodge, Fraternal Order of Police, and shall consist of such local lodges as are admitted to the membership and conforms to its rules and regulations.

Section 2. The New Jersey State Lodge, Fraternal Order of Police, is a fraternal organization composed of professional law enforcement personnel who have joined together for their common good. In no event shall the New Jersey State Lodge Fraternal Order of Police join or be controlled by any labor organization, provided, however, that this section shall not prohibit cooperative efforts by the State or subordinate lodges of the Fraternal Order of Police with labor organizations for their common good.

Section 3. The New Jersey State Lodge, Fraternal Order of Police, shall not strike or by concerted action cause a cessation of the performance of police duties or induce other members or lodges to do likewise. The penalty for such action by any member of local lodge shall be immediate expulsion from the Fraternal Order of Police.

Section 4. The New Jersey State Lodge, Fraternal Order of Police, shall be composed of trustees of local lodges, which trustees while so servicing, must be in good standing in the local lodges they are delegated to represent and must have maintained such good standing at the time of nomination, election provisions of this section shall not be applicable to lodges in existence less than one (1) year prior to holding the election or selection for the office of trustee.

ARTICLE II
Membership

Section 1. Any regularly appointed or elected and full-time employed law enforcement officer of the United States, any State or Political subdivision thereof, or any agency may be eligible for membership in the Fraternal Order of Police, subject to the provisions of these by-laws. No person shall be denied membership on account of race, religion, creed, sex, age, or national origin.

Section 2. Subject only to the provisions of these by-laws, each lodge shall be the judge of its membership. Each lodge shall establish requirements for membership in good standing of its respective membership, which requirements shall not be inconsistent herewith.

A. Each subordinate lodge shall establish areas of jurisdiction for its membership.

Section 3. There shall be two (2) classes of membership: Active and Honorary.

A. Active Membership

1. Shall include regularly appointed or elected full time law enforcement officers.

2. Shall include retired regularly appointed or elected law enforcement officers.
3. May include, subject to the approval of the lodge affected regularly appointed or elected law enforcement officers who have resigned from their law enforcement duties and who have remained in good standing with their lodge.
4. Only active members, as herein defined, shall have voice and vote.

B. C. Honorary Membership shall be comprised of individuals recognized by the New Jersey State Lodge or local lodges for exceptional service or contribution to the state, political subdivision, the law enforcement community or the Fraternal Order of Police.

Section 4. No person shall be a member of more than one (1) lodge at the same time nor shall any member who is delinquent, or has been suspended by the State or a local lodge for any reason, be eligible for membership in any other lodge until such suspension has been lifted.

A. Any member who resigns from membership in his local lodge and such resignation is approved by his local lodge, automatically resigns from the order and any office he may have held.

B. Any member who resigns from his local lodge shall not make application for, or be accepted to, any other lodge, unless such application is granted in writing by the Board of Directors of the lodges affected and upon approval of the Board of Directors of the New Jersey State Lodge.

Section 5. The Fraternal Order of Police may deny membership to anyone who is, or has been, a member of the communist party, or any party regardless of what name known which advocates the abolition, destruction or violent overthrow of the government of the United States or any State or Political subdivision thereof.

Section 6. The Fraternal Order of Police may deny membership or continuation of membership to anyone convicted of a felony crime or misdemeanor in any court of the United States or any first, second, third or fourth degree crime of any state, once all appeals have been exhausted.

Section 7. Associate Members

A. The associate membership shall comprise of persons who are American citizens of full age, of good moral character, and being civic minded, and interested in the welfare of the police and their profession.

B. The New Jersey State Lodge recognizes, acknowledges and validates associate lodges. Such associate lodges shall be known as the Fraternal Order of Police Associates and will be subject to the control and supervision of the respective local lodge under the guidance of the New Jersey State Lodge and shall conform to and be governed by its by-laws.

C. All Associate members of New Jersey in local lodges, in accordance with the Certificate of Incorporation, shall be members of the New Jersey State Lodge.

D. Associate Membership is a privilege. Associate membership may be permitted, denied or revoked at the pleasure of the governing body of the lodge with which an Associate member is directly affiliated.

Section 8. Expansion

Any group representing at least ten (10) members from a single particular agency that are members of an existing lodge, may be permitted to form their own lodge under the following guidelines:

A. Those members request from the originating lodge, in writing, a transfer from their existing lodge to proposed new lodge.

B. Any correspondence between the New Jersey State Lodge Expansion Committee and a petitioning group in reference to a request for expansion shall be copied and forwarded to the originating lodge without delay.

1. Once the new lodge is chartered, it may only accept new members from the agency.

a. If, at any time, the new lodge is dissolved, that lodge's territory shall revert to the originating lodge.

2. The geographical jurisdiction for membership and solicitation of funds and/or service of the new lodge will be solely from the jurisdiction that the new lodge represents.

3. Should the originating lodge deny the request for transfer of those members who wish to form their own lodge, the requesting individuals may appeal that denial to the New Jersey State Lodge in within 30 days.

a. An appeal will be heard by the New Jersey State Lodge after a written ballot vote where 2/3 of those members that belong to the petitioning agency within the originating lodge have approved the motion to appeal the denial.

b. This ballot vote will be supervised by the State Lodge Tactical Committee and an appointed three (3) member panel from the originating lodge's executive board.

Section 9. Auxiliaries

A. The New Jersey State Lodge recognizes, acknowledges and validates auxiliaries of New Jersey State and local lodges.

B. Such auxiliaries may function as the New Jersey State Lodge or Local Lodge Auxiliaries,

and shall be subject to the control and supervision of the lodges they are affiliated with.

ARTICLE III ***Officers***

Section 1. The officers of the New Jersey State Lodge Fraternal Order of Police shall consist of a President, Executive Vice President, Vice President, Corresponding Secretary, Treasurer, Recording Secretary, Sergeant-at-Arms, Chaplain and all Past Presidents in good standing. These officers, with the exception of Past Presidents, shall be elected at the New Jersey State Biennial Conference.

A. The term of office of the officers shall be for two (2) years or until their successors are elected and qualified. Said term of office shall begin at the close of the New Jersey State Lodge Biennial Conference they are elected.

B. Any vacancies in any office of the New Jersey State Lodge shall be filled by majority vote of the Board of Directors.

C. All officers of the New Jersey State Lodge shall perform the duties prescribed by these by-laws and by the parliamentary authority adopted by this lodge.

D. All above officers, the National Trustee, and Past Presidents, in good standing, shall be compensated in an amount set by the Board of Directors. In the case of a Past President who resides out of state, he would only be entitled to be compensated for transportation from the New Jersey State line or point of entry (airport) to the place of the State Conference or Board of Directors meetings.

E. All elected officers and Past Presidents of the New Jersey State Lodge shall not be a Member of any other Law Enforcement Organization that is affiliated with a state or national organization whose purpose is to represent law enforcement officers in matters which affect their employment, pension, or economic welfare.

F. All elected officers of the New Jersey State Lodge along with all committee members that may handle the funds of the State Lodge shall be bonded.

ARTICLE IV ***Board of Directors and Executive Board***

Section 1. The Board of Directors

A. The Board of Directors shall be composed of the officers of the New Jersey State Lodge, the National Trustee from New Jersey, Past Presidents of the State Lodge in good standing, and one (1) Trustee from each local lodge.

B. The Board of Directors shall have and exercise all administrative powers of the order during the period between the State Biennial Conferences.

C. Each local lodge shall elect or appoint a trustee to the New Jersey State Lodge.

1. In case the State Trustee will be unable to attend a state meeting, the Board of Directors of that local lodge may appoint a temporary substitute trustee, and submit the same in writing to the State Corresponding Secretary, prior to the start of said meeting.

2. The expense for the State Trustee to attend state meetings shall be paid by the lodge they represent.

D. Only members of the Board of Directors shall have a vote at all state board meetings and be allowed to make or second motions. All active members of the order have a voice at said meetings.

E. Any elected state officer missing two (2) consecutive meetings, not properly excused, shall be removed from office.

F. Any Past State President missing two (2) or more meetings not properly excused by the President will forfeit the expenses of attending State Board Meetings and State Conferences.

1. Past State Presidents in good standing will be defined as not missing two consecutive meetings of the Board of Directors, unless properly excused.

Section 2. The Executive Board

A. The Executive Board of the board of directors shall consist of all elected officers of the New Jersey State Lodge (as listed in Article III, Section 1) and the National Trustee from New Jersey.

B. The Executive Board shall have and exercise all administrative powers of the order during the period between State board meetings.

C. The Executive Board shall meet prior to the regular State Board of Directors Meeting and other meetings as the President deems necessary.

Section 3. If two thirds (2/3) of the members of the Board of Directors deem it necessary that the treasury of the order should be increased to meet any emergency, they shall first determine the amount of assessment per member that would be required to cover the estimated expenses. The Board shall notify each local lodge of its intentions of levying an assessment, setting forth the reason for the assessment and a detailed account of probable expenditure.

A. Upon notification, by certified mail, the local lodge shall be required to notify the Board of Directors within thirty (30) days of its approval or disapproval of the proposed assessment. Each local lodge shall cast votes equal in number to the number of delegates it was entitled to

at the previous biennial conference.

B. In the event that the vote of any local lodge fails to arrive at the office of the New Jersey State Secretary within the prescribed thirty (30) days, the date of the postmark shall be considered prima-facie evidence that the vote was filed in accordance with the provisions of this section.

C. To be put into effect, the proposed assessment shall have to be approved by two-thirds (2/3) of the votes cast. If so approved, the Board of Directors shall notify each lodge, by certified mail, of the total votes cast, and how each local lodge cast its vote.

ARTICLE V ***Duties of Officers***

Section 1. President

A. The President shall be chief executive of the order. He shall preside at the New Jersey State Biennial Conference, at meetings of the delegates thereof, at the New Jersey Caucus's at the National Conference and the meetings of the Board of Directors. He shall have general management of the business of the order and shall see that all orders are carried into effect.

B. He shall execute, along with the Corresponding Secretary, any and all contracts that may be authorized by the Board of Directors.

C. He shall have the power to appoint a majority of any committee or committees to inquire into any affair or matter affective or concerning the order.

D. He shall appoint a president pro-tem of each new lodge at its installation, which officer shall hold office until the next regular election and his successor shall have been elected and qualified.

E. He shall convey to his successor all the unfinished business of the order.

F. He shall attest all vouchers for disbursement from any fund of the New Jersey State Lodge.

G. He may call a special meeting of a local lodge upon written request of five (5) active members of said lodge, or when in his discretion feels it will be in the best interest of the local lodge or the State Lodge.

1. At least seven (7) days notice shall be given to the president of the local lodge by the State Lodge Corresponding Secretary to hold such a special meeting.

Section 2. Executive Vice President and Vice President

A. The Executive Vice President shall preside at meetings of the Board of Directors in the absence of the President, and otherwise generally perform the duties of the President during his absence.

1. He shall also perform such other duties as shall be ordered by the Board of Directors.

2. He shall appoint the minority of all committees.

B. The Vice President shall preside at meetings of the Board of Directors in the absence of the President and Executive Vice President, and otherwise generally perform the duties of the President during their absence

1. He shall also perform such other duties as ordered by the Board of Directors from time to time.

Section 3. Corresponding Secretary

A. The Corresponding Secretary shall have control and supervision of the books, records, documents, the seal of the New Jersey State Lodge, and office paraphernalia and equipment under the general authority and orders of the President and the Board of Directors, and shall submit same for approval or rejection at the next succeeding conference or meeting, as the case may be.

B. He shall attest, along with the President, under the Seal of the Order, all duly authorized contracts of the New Jersey State Lodge.

C. He shall conduct the general correspondence of the New Jersey State Lodge.

D. He shall be the official custodian of the by-laws and incorporation papers of the New Jersey State Lodge, which shall be authenticated by the Seal of the Order and the signature of the President.

E. He shall keep record of the official amendments adopted at the Biennial Conference amending the by-laws.

F. At the expiration of his term of office, and within ten (10) days thereafter, the secretary shall deliver to his successor the official seal of the Order and all books, documents, records, paraphernalia, and equipment in his possession and shall require and receive a receipt therefore.

G. He shall receive and accept all per-capita taxes due the National Lodge and forward same to the National Lodge Secretary prior to November 1st of each year, and keep a record of same.

H. He shall submit at each session of the Board of Directors, a full and complete report in

writing of the last meeting of the Executive Board together with such recommendations, as they may deem advisable.

I. He shall also perform such other duties as ordered by the Board of Directors from time to time.

Section 4. Treasurer

A. The Treasurer or Secretary shall sign all checks duly authorized by the President for disbursement of funds.

B. He shall receive and accept, from the State Secretary, all per-capita taxes paid by the local lodges and keep record of same.

C. He shall have general charge of all financial records of the New Jersey State Lodge, including all books, cards, leaves and papers showing the payment or nonpayment by the local lodges or all monies due the New Jersey State Lodge.

D. He shall perform such duties as are usual and incidental to the office.

E. He shall make reports to the President and the Board of Directors of the conditions of the funds at every board meeting.

F. The Auditing Committee shall review the books of the New Jersey State Lodge prior to the State Biennial Conference and shall report to the Delegates at the Biennial Conference.

G. He shall submit at each session of the Board of Directors a full report in writing of the official business transacted by him and a Statement of Operating Profit and Loss subsequent to the last meeting of the Board of Directors or Conference, together with such recommendations as he may deem advisable.

H. He shall deposit all monies belonging to the New Jersey State Lodge, Fraternal Order of Police, in the bank to the credit of the lodge.

I. He shall deliver to his successor in office, all books, and other property belonging to the New Jersey State Lodge. Said transition shall take place and be completed by the thirty (30) days after the election of new officers.

J. From such revenue derived from per-capita taxes and other sources, shall be deposited in their respective accounts. Each account shall have an assigned checking account that shall include, but not be limited to:

1. General checking account
2. Political Action Committee (PAC) Account

3. FOP Foundation Account

4. Foundation / Bowman Account

K. He shall prepare and present a budget for the fiscal year of the State Lodge (October 1 to September 30). One week prior to the September Board of Directors Meeting, any member of the Board of Directors may call for a copy of the proposed fiscal budget by requesting it from the State Treasurer. The budget shall include an estimate of anticipated revenue, anticipated expenditures, and line item estimates of the needs of the administrative and operational functions of the State Lodge. Line items shall include, but not be limited to the following.

1. State Board of Directors Meetings
2. State Biennial Conference
3. National Biennial Conference
4. Other Meetings (i.e. State President's, Coalition Meetings, National Board Meeting)
5. Legal Expense
6. Professional Services Expense
 - Legal Counsel
 - Accountant
 - Lobbyist
 - Public Relations
7. State Office Expense, (property taxes, insurance, utilities, maintenance)
8. State Office employee's salaries
9. Compensation of each individual State Officer
10. Officers expense for each individual State Officer (travel, meals, lodging, car)
11. Committees of the State Lodge
12. Contingency Fund

Un-appropriated funds plus any surplus funds collected above appropriated revenues shall be invested by the State Treasurer into the Contingency Fund and shall be subject to appropriation to deficit accounts only upon declaration and notification to the State Board of Directors by the State President that an emergency exist in respect to a particular account.

L. He should also perform such other duties as ordered by the Board of Directors from time to time.

M. Investment accounts shall be maintained for excess funds in all accounts when required as per directed by the Board of Directors.

Section 5. Recording Secretary

A. The Recording Secretary shall record and transcribe a written report of the minutes of the

meetings of the Executive Board, Board of Directors and meetings of the delegates while at the New Jersey Biennial Conference.

B. He shall also perform such other duties as ordered by the President, Corresponding Secretary or the Board of Directors from time to time.

Section 6. Sergeant-at-Arms

A. The Sergeant-at-Arms shall have charge and control of the conference hall or meeting place. He shall permit only qualified persons to enter or remain.

B. He shall examine dues cards of officers, delegates, and other members, ascertaining that all present at the conference or Board of Directors meeting are in good standing.

C. He shall perform such other duties as the President or Board may require.

Section 7. Chaplain

A. The Chaplain shall, at the opening and closing of each conference and Board of Directors Meetings, lead the members in prayer as set forth in the ritual book.

B. He shall be chairman of the Sick and Vigil Committee.

C. He shall perform such other duties as the President or Board may require.

Section 8. Past Presidents

A. The Past Presidents, in good standing, shall attend the New Jersey State Biennial Conference and meetings of the Board of Directors.

B. They shall advise and assist the President and the Board of Directors in the performance of their respective duties and shall execute such assignments as may be ordered by them, or either of them.

Section 9. State Trustees

A. State Trustees shall be elected or appointed by local lodges to represent them at all State conferences and State board meetings.

*ARTICLE VI
Meetings*

Section 1. The New Jersey State Lodge shall meet four (4) times each year. The calendar year will be divided into four (4) quarters, January – March, April – June, July – September and October – December and one (1) meeting will be held in each of those quarters.

A. The meetings will be held at locations specified by the State President.

Section 2. Special meetings may be called by the President, or upon written request of at least five lodges, the purpose of the meeting shall be stated in the call.

Section 3. Five (5) members of the Executive Board plus twenty (20) State Trustees shall constitute a quorum for the state board meeting.

Section 4. At all meetings of the New Jersey State Lodge, the order of business shall be as follows:

- A. The members led in prayer by the Chaplain
- B. The Pledge of Allegiance
- C. Roll Call of Officers
- D. Reading of the minutes of the last board meeting, or conference.
- E. Officer's Reports
- F. Reports of Committees
- G. Communications
- H. Sick and Vigil Report
- I. Unfinished Business
- J. New Business
- K. Good of the Order
- L. Nominations of Officers, when appropriate
- M. Election and Installation of Officers at the State Conference
- N. Closing Prayer by Chaplain
- O. Adjournment

This order may be changed by a majority vote of the members present.

ARTICLE VII

National Trustee

Section 1. The National Trustee of the State of New Jersey shall have as prime duty, that of organization within the State, and shall issue the charter to all new lodges with the consent of the Board of Directors of the New Jersey State Lodge. If time is of the essence, and a lodge can be formed between regular board meetings, the State Lodge President can give approval for the issuance of said charter.

Section 2. The delegates accredited to the National Conference shall meet at said conference prior to the nominations of National Lodge Officers, for nomination and election of The National Trustee from the State of New Jersey.

Section 3. The National Trustee shall represent the State of New Jersey on the National Board of Trustees, and when so instructed, shall bring before the National Board of Trustees any matter of importance to the order within the State of New Jersey.

Section 4. He shall submit, in writing, a report at the four (4) meetings of the New Jersey State Lodge, giving a detailed report of business transacted at all meetings of the National Board of Trustees.

ARTICLE VIII *Committees*

A. Legislative Committee

1. Shall consist of at least five (5) members. Responsibilities will include but not be limited to preparing legislative and political programs on a statewide level, and make arrangements to lobby such programs when necessary. The committee will also assist local lodges with legislation in their respective jurisdictions when required or requested.

B. By-Laws Committee

1. Shall consist of five (5) members. Responsibilities will include but not be limited to reviewing new and revised local lodge by laws and make recommendations to local lodges for changes and improvements. These local lodges by laws will be presented by the committee, to the board of directors for approval. The committee when required will review and update the State Constitution and By laws before the biennial conference and present any proposed changes to the conference along with any other proposed changes properly submitted for consideration.

C. Ways and Means Committee

1. Shall consist of three (3) members. Responsibilities will include but not be limited to implementing and conducting fund raising activities through out the State and devise and present possible new fundraising avenues to the Board of Directors for their approval.

D. Awards Committee

1. Shall consist of three (3) members. Responsibilities will include but not be limited to reviewing all nominations for State awards presented to them, investigate these nominations, and recommend what award, if any, is appropriate for the act performed in the nomination.

E. Tactical North Committee

1. Shall consist of five (5) members. Responsibilities will include but not be limited to evaluating and investigating all complaints, as assigned by the President or the Board of Directors, brought forth by local lodges or an individual member into the conduct of a lodge or a member which may be in violation of the State or National By laws or which is detrimental to the Fraternal Order of Police. The committee, after completion of the investigation, will make recommendations to the Board of Directors.

F. Tactical South Committee

1. Shall consist of five (5) members. Responsibilities will include but not be limited to evaluating and investigating all complaints, as assigned by the President or the Board of Directors, brought forth by local lodges or an individual member into the conduct of a lodge or a member which may be in violation of the State or National By laws or which is detrimental to the Fraternal Order of Police. The committee, after completion of the investigation, will make recommendations to the Board of Directors.

G. Sick and Vigil Committee

1. Shall consist of the Chaplain and four (4) State Trustees. Responsibilities will include but not be limited to monitoring members that are in need of the State's assistance in times of sickness, trauma or death. The committee shall take appropriate action, as determined, in each case. All actions of the committee shall be reported to the Board of Directors.

H. Legal Aid and Financial Committee

1. Shall consist of the Treasurer and four (4) members. Responsibilities will include but not be limited to evaluate all requests assigned to them for assistance and make the appropriate recommendations to the Board of Directors for approval.

Section 2. Such other committees shall be appointed by the President, as the Board of Directors shall from time to time deem necessary to carry on the work of the lodge. At the direction of the Executive Board or the Board of Directors the number of members can be changed when required to efficiently perform their duties. The President shall be ex-officio member of all committees, except the Election Committee.

Section 3. No proposal for lodge action shall come upon the floor for debate or vote until it has first been referred to and reported from an appropriate committee, unless a majority of the members present shall agree to immediate consideration thereof. However, this exception shall not apply in the case of a request for legal representation or financial aid which must be referred

to or reported from an appropriate committee.

Section 4. The President shall name the chairmen and the majority number of members on each Committee, the Executive Vice President shall name the minority number of committee members.

Section 5. When needed there will be an Election Committee consisting of five (5) members, three (3) appointed by the President and two (2) appointed by the Executive Vice President.

Section 6. No subordinate lodge shall allow any of its members to take action on any legislation which is before the New Jersey State Legislature without the authorization of the New Jersey State Lodge Executive Board or its designee. Any subordinate Lodge which shall have legislation to be presented to the New Jersey State Legislature must first send same to the New Jersey Lodge Executive board, or its designee, for their consideration and approval. No subordinate Lodge or its member(s) can submit any prospective legislation to the New Jersey Legislature or any member thereof in the name of or using the name of the Fraternal Order of Police, without first having the consent of the New Jersey State Lodge Executive Board or its designee.

Section 7. When action is directed by the President or the Board of Directors to have a Committee convene any issue each member of said Committee shall be entitled to a per diem for their services, an amount which shall be decided by the Board of Directors.

ARTICLE IX

State and National Biennial Conferences

Section 1. The New Jersey State Conference

A. The New Jersey State Lodge shall hold a conference every two (2) years in the even numbered years. The conference shall be held at such a place as shall be determined by the previous State Conference, or by the Board of Directors in the event the conference fails to determine the place.

B. The State Lodge or any local lodge desiring to submit a bid for the State Biennial Conference site must do so in writing, to the State Corresponding Secretary, no later than 90 days prior to the State Biennial Conference at which the bids will be voted upon. Provided a Conference bid has sufficient housing and a sufficient meeting room, the bid shall be placed on the ballot and voted upon in the same manner as a candidate for the Executive Board

1. A Site Committee, appointed by the President, shall make an inspection of each bid and check for size of meeting room, sufficient housing, and activities for family interests. The committee shall report to the delegates their findings and offer their opinions as to the proposed sites.

C. Those being permitted to attend the New Jersey State Biennial Conference shall be members in good standing.

D. Notification of all local lodge delegates and alternates shall be filed with the State Secretary and on the local lodge's yearly officers report form and must be in good standing for the year, before being cleared by the New Jersey State Lodge to attend the National and State Biennial Conferences. In the need of an emergency appointment, said delegates and alternates' names shall be filed with the New Jersey State Secretary no less than forty-eight (48) hours prior to the elections of the State Lodge Conference.

E. All attending the Biennial Conference of the New Jersey State Lodge shall pay an entrance fee if so determined by the Board of Directors of the New Jersey State Lodge, or by the host lodge with the approval of the Board of Directors, if stated at the time of their bid. The host lodge may impose an additional fee on any attendee not staying in the host hotel(s).

Section 2. Representatives to the New Jersey State Conference.

A. Delegates to the New Jersey State Biennial Conference shall be composed of the Officers duly elected to the New Jersey State Lodge, National Trustee, and Past Presidents in good standing, one trustee from each lodge and delegates from each lodge.

1. Each lodge, in good standing, of fifty (50) members or less shall be entitled to one (1) delegate and one (1) delegate for each additional fifty (50) members or a greater portion thereof.

B. No one but certified delegates shall have a vote at the Biennial Conference.

1. Only certified delegates shall have the right to make or second a motion.

C. Any National Officer, out-of-state member or state member of the Fraternal Order of Police, in good standing, may attend any New Jersey Biennial Conference or Board of Directors meeting.

D. Six (6) State Officers and 50% of the registered delegates shall constitute a quorum at the New Jersey State Conference.

E. If, at any time prior to the call of the conference, serious national, state or local emergencies arise, making it inadvisable to hold said conference at its appointed place, the Executive Board shall be entrusted with the power to cancel temporarily or transfer said conference to another favorable location.

F. Officers and Past Presidents in good standing from the New Jersey State Lodge shall be compensated necessary and sufficient expense money, as set by the Board of Directors, to attend the State Conference.

Section 3. National Biennial Conference

A. The New Jersey State President, Executive Vice President and Corresponding Secretary shall represent the New Jersey State Lodge as Delegates to the National Conference.

B. The New Jersey State Vice President, Treasurer, Recording Secretary, Sergeant-at-Arms, and Chaplain, in that order, will be Alternate Delegates, if the Board of Directors deems so.

C. Delegates and Alternates from the New Jersey State Lodge shall be compensated necessary and sufficient expense money as set forth by the Board of Directors, to attend the National Conference.

ARTICLE X
Local Lodges

Section 1. Each local lodge in the State of New Jersey shall enact by-laws for its own government, not in conflict with the Constitution and by-laws of the National Lodge and the New Jersey State Lodge.

Section 2. The New Jersey State Lodge will not and cannot undertake to deal with the individual members of the local lodge in the State of New Jersey, in the collection and assessment of dues of the New Jersey State Lodge.

Section 3. Each local lodge shall adopt, ratify and make part of its by-laws, the Constitution and by-laws of the National Lodge and the New Jersey State Lodge in writing within ninety (90) days of activation of a new lodge. These by-laws must be reviewed by the State Lodge By Law Committee and approved by the Board of Directors. If not approved by the Board of Directors, the changes mandated by the committee must be incorporated into these by laws and, within 30 days, these by laws must be resubmitted for approval.

Section 4. Each local lodge must hold at least one (1) meeting each month.

A. Except in such areas where the law enforcement profession and police duties require the local lodge to suspend the monthly meetings during the summer months and for that reason only.

B. Notification of such suspended monthly meetings shall be filed with the President and Secretary of the New Jersey State Lodge prior to June 1st of any given year.

Section 5. No local lodge shall accept or allow any suspended member or a suspended lodge to affiliate with it, without written dispensation from the State President or Board of Directors.

A. Without such authorization, the acceptance of such member or lodge shall be null and void.

Section 6. The Board of Directors of the New Jersey State Lodge may suspend the charter of a local lodge for any of the following reasons:

- A. Lack of interest and organization.
- B. Illegal banking of the funds or expenditures of funds.
- C. Continued violations of the Constitution and by-laws.
- D. Any conduct that is detrimental to the New Jersey Fraternal Order of Police or any of its members.

Section 7. The Board of Directors of the New Jersey State Lodge shall exert tolerance and hold under advisement for a period of not less than thirty (30) days the decision to revoke or suspend the charter of a local lodge immediately after a trial or official notification of delinquency of dues.

Section 8. Each local lodge Secretary, after installation of officers, shall, within forty-eight (48) hours, forward to the President, Corresponding Secretary and Treasurer of the New Jersey State Lodge on forms supplied by same, the names, addresses and telephone listings of the newly installed officers in all local lodges and the total number of active members.

Section 9. When a death occurs to a member of a local lodge, the State Lodge Chaplain shall be notified of his/her name immediately.

Section 10. The State Lodge Corresponding Secretary and Treasurer shall be kept informed by the Secretary of each local lodge on all new members, thus keeping the State Lodge roster full and complete on all new members in the State of New Jersey.

Section 11. Special meetings of the local lodges may be called by the State President or by the Board of Directors of the New Jersey State Lodge, upon the request of five (5) members of a local lodge.

A. The request shall specify the reason for desiring such special meeting.

B. No other business can be transacted at said special meeting.

Section 12. No local lodge shall be entitled to be reimbursed for bills contracted, without first submitting a detailed report for investigation, and the approval of the Board of Directors.

Section 13. Any monies procured under the name of the Fraternal Order of Police for such purpose as death benefits, sick benefit or for whatever purpose shall be procured by the local lodge, shall be placed in a fund so designated, and shall not be used for any other purpose, nor shall the said fund be dissolved without the sanction of the Board of Directors of the New Jersey State Lodge.

Section 14. Solicitations by all local lodges must be approved by the Board of Directors of the New Jersey State Lodge, and must be in accordance with the laws of the State of New Jersey.

A. Any lodge found in violation of soliciting in an unauthorized area by the State Solicitation Committee, may be assessed Five Thousand Dollars (\$5,000.00) or Fifty Percent (50%) of the entire amount of the funds collected, payable to the aggrieved lodge, whichever is greater.

B. It shall be the responsibility of the lodge conducting the fund raiser to have a clause built into the contract directing the fund raising company to only solicit in authorized areas.

C. It shall also be the responsibility of the lodge conducting the fund raiser to demand from the solicitor, on a weekly basis, receipts from all donating parties with addresses.

Section 15. All associate membership cards shall be ordered through the State Corresponding Secretary and per-capita tax shall be paid on them at the time they are ordered.

Section 16. Each local lodge shall pay the New Jersey State Lodge a per-capita tax of \$35.00 per year per active member in 2011 with two dollars (\$2.00) deposited in the New Jersey FOP Political Action Committee and \$52.00 per year per active member in 2012 with two dollars (\$2.00) per active member in the New Jersey FOP Political Action Committee. Any active member may withdraw from the PAC by submitting a letter to the State Lodge and their contribution will be placed in a mutually agreed upon non religious charity. The charities are as follows, The Bowman Foundation, NJ Special Olympics or Deborah Hospital. (This addition to the by-laws was required by the National By-laws Committee and the National Board of Directors for passage of the changes to the NJ By-laws at the National Board of Directors meeting in Salt Lake City, UT 9/9/06)

A. Each local lodge shall be required to pay their per-capita tax in two (2) installments on active members.

1. The first installment, due and payable November 1st for the ensuing six (6) month period, January 1st to June 30th.

2. The second installment, due and payable May 1st for the ensuing six (6) month period July 1st to December 31st of each year.

3. Any local lodge not submitting their per-capita to be received by the State Lodge within thirty (30) days of the due date shall be suspended automatically following the expiration of the thirty(30) days and be assessed a ten percent (10%) delinquency fee and a \$50 reinstatement before their per-capita is accepted

B. There shall be no requirements to pay a per-capita tax on active members who are serving in the Armed Forces of our Country activated during any conflict.

Section 17. Each local lodge shall pay a per-capita tax on all new members to the State and

National Lodge, which will entitle it to receive the additional membership cards of its need.

Section 18. The State Corresponding Secretary will be prohibited from issuing delegate credentials for the National or State Biennial Conferences to any local lodge that has not paid its per-capita tax or assessment, or any other monies due the State Lodge.

Section 19. All indebtedness must be paid to the New Jersey State Lodge before the password can be communicated to the President of a local lodge and before credentials can be issued to the lodge for any conference.

Section 20. Each local lodge shall forward to the New Jersey State Lodge copies of the labor agreement/s of their agency or agencies covered by said lodges whether said lodge is the bargaining representative or not. The agreement shall be submitted to the state lodge within thirty days (30) of the adoption of this by-law and all new labor agreements shall be submitted to the state lodge within (30) days of said agreement.

Section 21. Each local lodge shall incorporate and provide a copy of their incorporation papers along with a copy of their by-laws pursuant to Article X, Section 3 within 180 days commencing September 1, 2004. New lodges shall incorporate and provide a copy of their incorporation papers along with a copy of their by-laws pursuant to Article X, Section 3 within 90 days of their charter.

ARTICLE XI

Suspensions and Reinstatement

Section 1. This Article shall govern discipline of officers of the New Jersey State Lodge and subordinate lodges and their members, and shall be interpreted in such a manner as to afford equity and fairness to all affected thereby.

Section 2. Discipline shall be initiated by the New Jersey State Lodge and imposed on an individual member of a subordinate lodge, a subordinate lodge or state officer only in circumstances where the member, lodge, or state officer has acted or failed to act in respect of a matter of direct and significant importance to the New Jersey State Lodge or has violated the Constitution, the By-Laws or the Ritual of the Order.

- (1) In an investigation of a subordinate lodge, member or members, the President shall assign the appropriate Committee to serve as the Investigating Committee for purposes of that particular investigation. They shall review documents, interview all necessary parties, and make a written report as to whether charges should be instituted. In the event the committee feels that charges are appropriate they shall draft charges and serve them as specified in these By-Laws.
- (2) Service shall be made upon the Lodge, member or members, personally, or by

- certified mail and shall contain a written copy of a sworn complaint signed by the Chairman of the Investigation Committee, which such specifications of facts as shall enable the lodge, member or members to be placed on defense.
- (3) Not less than thirty (30) days after the service of a copy of the complaint, a hearing shall be scheduled.
 - (4) In the hearing, consideration shall be confined to the specified facts set forth in the complaint and charges.
 - (5) In the hearing, the order of procedure shall be as follows:
 - i. The complainant shall present evidence in support of the charges and specifications;
 - ii. The charged lodge or member shall then present such evidence as they may wish to offer in defense;
 - iii. The complainant may offer evidence in rebuttal;
 - iv. The production of evidence at the hearing and the determination and decision thereof shall be administered fairly, allowing all positions to be presented without interference. There shall be no interrogation by the parties of each other; however, members of the Board of Directors may ask questions.
 - (6) The hearing shall be held in the location specified by the President.
 - (7) Only FOP members may be present during a hearing, however, the FOP State Lodge Counsel may attend.
 - (8) The investigation Committee, as designated in Section 2 (1) of this Article, shall not participate in the vote as to discipline. The imposition of discipline shall require a majority vote of the Board of Directors with the exclusion of members of the Board of Directors who have been designated as the Investigation Committee.
 - (9) The burden of proof shall be preponderance of the evidence.
 - (10) The Board of Directors shall have the right, power and authority to take such action as it may deem fitting and proper, upon proof of facts leading it to the conclusion that any subordinate lodge, officer or member thereof, are guilty of the charges.
 - (a) Immediately upon the suspension of the charter of any subordinate lodge, the Board of Directors, or its duly authorized agent or representative, is authorized and empowered to take possession, control and custody of all books and records and to provide for the supervision, government and administration of such lodge.

Section 3. Individual Members of Subordinate Lodges

- (1) Except as provided herein, individual members shall only be disciplined by their lodge, and each subordinate lodge shall develop and promulgate rules that provide for the fair and appropriate discipline of its members that are not inconsistent with these By-Laws.
- (2) In the case of discipline imposed upon an individual member involving suspension, expulsion or removal of office by a subordinate lodge, an appeal may be taken by the member to the New Jersey State Lodge and an appeal may be taken from the decision of the New Jersey State Lodge by the non-prevailing party to the National Board of Directors and ultimately to the Biennial Conference of the Grand Lodge.

- (a) An appeal of the State Lodge may be brought by the filing of a written notice of appeal by certified mail with the State President not more than thirty (30) days after the member's official notification of his suspension, expulsion, or removal from office. Unless continued or delayed for good cause, such appeal shall be heard by the State Lodge at the next board meeting following President's receipt of such notice of appeal and, unless waived in writing by both the appealing member and the responding lodge, a written decision shall be rendered by the board within ten (10) days after such meeting. Both appealing member and the lodge from whose action the appeal is brought shall have the right to a hearing at which both parties may be heard and may present witnesses and documents. The State Lodge may sustain, modify or reverse the disciplinary action against the member.
- (b) In case of discipline involving suspension, expulsion or removal from office of an individual member initiated by a State Lodge, or upon the decision of the State Lodge in respect to an appeal from the action of a subordinate lodge, an appeal may be taken to the National Board of Trustees and, ultimately, to the Biennial Conference of the Grande Lodge.
- (c) A Party seeking to appeal the decision of the State Lodge shall give notice of appeal to the National Board by submitting by certified mail within thirty (30) days, a written submission consisting of the decision from which the appeal is taken and such other written materials as the appellant deems relevant to a fair consideration of the appeal by the National Board of Trustees.

Section 4. Subordinate Lodges

- (1) Except as otherwise provided herein, a subordinate lodge shall only be disciplined by the New Jersey State Lodge. Such discipline may be imposed only upon a showing of good and sufficient cause after a fair hearing by the State Lodge's governing body and may include suspension or revocation of the lodge's charter. Any subordinate lodge whose charter may be suspended, shall forward through its Recording Secretary to the New Jersey State Lodge Recording Secretary all books, papers, and records together with the seal, all of which shall immediately become the property of the New Jersey State Lodge.
 - (a) Any subordinate lodge whose charter may be revoked thereupon, said charter will become null and void and the lodge shall forward through its Recording Secretary to the New Jersey State Lodge, in addition to all books, papers, and records together with the seal, all assets in the name of the lodge, all of which shall immediately become the property of the New State Jersey Lodge.
- (3) Upon the cause of its suspension being removed, a subordinate lodge may be reinstated by the New Jersey State Lodge Board of Directors. Upon refusal of reinstatement by the Board of Directors, a suspended lodge may make a written request to the Grand Lodge Board of Trustees for a hearing. If the reinstatement is refused by the Grand Lodge Board of Trustees, the lodge may submit an appeal at the next National Conference and shall abide by the decisions of the Conference.

(4) A subordinate lodge may appeal the imposition of discipline by the State Lodge to the National Board of Trustees and, ultimately, the Biennial Conference.

(a) Such appeal shall be commenced by serving upon the National Secretary and the Secretary of the State Lodge from whose action the appeal is brought, within thirty (30) days of notice of the action appealed from and by certified mail, a notice of appeal. Such notice of appeal shall consist of the decision or ruling appealed from and all relevant written materials believed by the subordinate lodge to be necessary for a fair consideration of the matter by the National Board of Trustees.

Section 5. Discipline and Hearings

(1) In respect to any disciplinary hearing conducted by any lodge of this Order, the parties shall be treated fairly in accordance with these By-Laws.

(2) In all disciplinary hearings conducted by any lodge of this Order, the body conducting such hearing shall:

- a. Require the complaint, charge of allegation be made under oath and in writing and provide such facts as may enable the charged party to be fairly apprised of the nature of the charge;
- b. Ensure that the party charged is provided with a copy of such complaint, charge or allegation and given sufficient time, which is any event shall be not less than thirty (30) days, to prepare a defense;
- c. Conduct a hearing upon the matter during which the hearing officer(s) of fact shall limit the scope of the inquiry to the specific complaint(s), charge(s) or allegation(s) set forth in the written notice thereof; and
- d. Permit the parties thereto to introduce documents and exhibits and the testimony of witnesses.

3) Discipline may be imposed for any violation including, but not limited to, the following:

- a. Violation of the Constitution, By-Laws, Ritual, oath or obligations of this Order;
- b. Acts of disloyalty to the Fraternal Order of Police, including, but not limited to, overt attempts to decertify the Fraternal Order of Police where such lodge is the certified bargaining representative of its members, holding office in an organization which encourages members of the Fraternal Order of Police to leave the Order or, where applicable, which attempts to decertify the Order or such other acts as bring disrepute, disgrace or dishonor upon the Fraternal Order of Police.
- c. Distribution or use of the membership list for any reason without the express permission of the State Lodge Board of Directors; and
- d. The unauthorized use or the abuse of the name or insignia of the Fraternal Order of Police or the infringement of a trademark thereof.

ARTICLE XII

Nominations and Elections

Section 1. The chair shall receive as many nominations for office as voiced by the New Jersey State Board of Directors at the pre-conference Board of Directors meeting. They shall be duly filed with the State Corresponding Secretary. Nominations shall be suspended until the Biennial Conference, where at the proper time, shall be received by the chair.

A. Any nominations for state office shall be denied if the nominee is a member of any other law enforcement organization that is affiliated with a State or National organization whose purpose is to represent law enforcement officers in matters which effect their employment, pension or economic welfare.

B. Any member in good standing for a period of two (2) years or more at the State Board of Directors meeting prior to the New Jersey State Lodge Biennial Conference shall be eligible for nomination and election to any state office.

C. No member shall be nominated for nor elected to state office at a Biennial Conference at which he/she is not a member in good standing and either a delegate or serving as an incumbent state officer.

Section 2. The names of all nominees shall appear on a printed ballot the day of the election.

A. Nominations of officers shall be closed at the end of business on the second day of the conference.

B. Those nominees receiving the highest number of votes shall be declared elected.

1. In case of a tie vote, there shall be an immediate special election for only those nominees tied. If one of the nominees tied is an incumbent in the same office, there will not be a special election and said incumbent will be declared elected.

C. Only one member from any local lodge shall be entitled to hold an elected State Lodge Office at any one time.

D. Ballot boxes or election machines used in the election shall not leave the conference floor, or a designated area until all votes are counted, and the election certified by the election committee.

Section 3. The newly elected officers shall be installed as the last business of the conference.

ARTICLE XIII *Legal Aid*

Section 1. Any local lodge within the scope of the New Jersey State Lodge may appeal to the

Board of Directors of the State Lodge, in writing, for legal aid or financial assistance for the following reasons:

- A. Any member, in good standing, who may become involved and charged with any offense, while in the proper performance of his or her duties.
- B. To protect the tenure and civil service rights for the positions and promotions, for any member or members in good standing.
- C. To protect the right to organize under the Constitution of the State of New Jersey.
- D. Any other reason that is deemed appropriate to the expansion of the New Jersey State Lodge or for the retention of its membership.

Section 2. Requesting and granting legal aid and requirements governing same.

A. All request for legal assistance to the State Lodge must be made, in writing, signed by the local lodge President and Secretary and must contain the following information:

- 1. If for the lodge, the basis for request and nature of litigation.
- 2. If for a member, a copy of the charges or complaint against him.
- 3. A report as to what steps have been made or taken by the member and the lodge to date. Including any financial assistance given to the member by the members' lodge, or any other source.
- 4. If an attorney has been involved, a copy of all communications and a report on legal expenses paid to date or owed.

B. All requests for legal assistance will be referred to the Financial Committee.

- 1. This committee will investigate the request and make a report with their recommendations to the State Board of Directors.
- 2. The effected lodge will submit a financial statement to the committee for the purpose of determining the need for funds.
 - a. No financial statement of any lodge will be divulged by the committee unless consented to by the lodge that submits the statements.

C. The Investigation Committee will tape all investigations for future reference.

D. No local lodge or individual State Officer shall obligate the State Lodge for legal assistance without the approval of the State Board of Directors, except when it is in the best interest of the local lodge or member that action be taken immediately and a commitment be

given to an attorney before he will act.

1. The Investigation Committee shall not obligate the State Lodge for more than one thousand dollars (\$1,000.00).
2. The State Board may increase this commitment at a regular or special meeting.

E. In the event the State Lodge gives assistance for any individual member as a result of charges brought against said member by his or her governing body and the charges are dismissed and the member is subsequently acquitted of all charges or action determined in his or her favor, it shall be the responsibility of the local lodge to immediately apply to said governing body for reimbursement for the expenses of the member's defense in accordance with Chapter 165, Law of New Jersey 1972 approved October 25, 1972.

1. Upon receiving said reimbursement, the local lodge shall reimburse the State Lodge any money granted for legal assistance on this case.

F. It shall be agreed upon by the State Lodge, the Local Lodge and the member requesting legal assistance that, in the event the said member shall plead guilty or agree to any plea bargain resulting in the conviction of any of the charges.

1. Then the member shall reimburse the State Lodge for any legal assistance granted.
2. Said member will not be considered in good standing until such reimbursement is made.
3. This agreement and all agreements between a local lodge, a member, an attorney, and the State Lodge shall be in writing.

Section 3. Any active member who is dismissed from service on charges which are subsequently sustained in a regular court of law, or who does not contest the decision of the dismissing authority, shall forfeit their membership.

Section 4. The New Jersey State Lodge and any local lodge within its scope shall not be liable for any litigation's and involvement's having occurred or pending, prior to the day and date of the association of any person or persons in the Fraternal Order of Police.

Section 5. The New Jersey State Lodge and any local lodge within its scope, shall not be obligated to furnish legal defense to any member or members, for an offense outside his or her police duties, or for a civil action against a brother member, whether or not said action results from the proper performance of his or her police duties.

Section 6. Any local lodge not observing and abiding by the aforementioned sections of this article shall be considered as one who has committed a violation of the by-laws of the New Jersey State Lodge, namely Article X, Section 6,B. "Illegal Expenditure of Funds".

ARTICLE XIV
Amendments

Section 1. Amendments to these by-laws shall be submitted in writing to the New Jersey State Corresponding Secretary at least sixty (60) days prior to the date of the New Jersey State Biennial Conference.

A. The State Corresponding Secretary shall then inform all local lodges, by special bulletin, on the proposed amendments at least forty-five (45) days prior to the date of said conference.

B. The amendments shall become law upon approval of two-thirds (2/3) of the delegates voting at the conference and shall take effect at the close of the conference.

C. Provided a local lodge complies with the requirements of this section, the proposed by-law amendment will be heard on the floor of the Conference and voted upon.

Section 2. The by-laws of the Order may be revised only at the New Jersey State Biennial Conference and after approval by the National Board of Trustees shall be printed and delivered to the local lodges.

A. The amendments shall be submitted to the National Board within two (2) months after the conference.

Section 3. All local lodges in the State of New Jersey shall submit two (2) copies of their adopted amendments from time to time, to the State Corresponding Secretary for approval of the Board of Directors at the meetings.

A. The By-Laws Committee will make recommendations to the Board.

ARTICLE XV
Parliamentary Authority

Section 1. The rules contained in the current edition of Robert's Rules of Order, newly revised, shall govern the lodge in all cases to which they are applicable and in which they are not inconsistent with these by-laws and any special rules of order the lodge may adopt.

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ARTICLE XVI
Dissolution

A. Dissolution

The lodge shall not be dissolved so long as ten (10) or more members in good standing acknowledge its jurisdiction and authority and continue to comply with the By Laws and Constitution and the rules of the Fraternal Order of Police. In the event that less than ten (10) members acknowledge its jurisdiction and authority, the lodge will be dissolved by the New Jersey State Fraternal Order of Police.

B. Disbursement of Funds upon Dissolution

Any subordinate lodge whose charter may be dissolved, shall forward to the New Jersey State Lodge all books, papers, and records together with the seal, all assets and monies in the name of the lodge, all of which shall immediately become the property of the New State Jersey Lodge.

Approved at National Board Meeting
Sept 15, 2016
Nashville, TN