

DAL-TEX Flyers

AMENDMENT TO BY-LAWS

Effective 4/17/2021

At a meeting of the membership on 17 APR 2021, by a vote of 9 yeas, to 0 nays, Article 4 was amended by adding:

"Section G: (a) When a court determines a member is incompetent, or a member dies, that membership will automatically be deemed terminated, and all interest in that share shall immediately pass to the association subject to a redemption period. The member's estate shall remain liable for any amounts past due, prorated amounts that accrued before termination, and its portion for any repairs or maintenance that Daltex ordered before termination of the share. Within 10 days of learning of a members passing or court order, the Secretary or designee of the president shall send a written notice to the estate of the deceased member, via certified US mail, and by email to the last known addresses on file with the board. That notice shall be dated, state that the share has been terminated by operation of these By-Laws, include a copy of the constitution and these by-laws or a URL link to them, include the most recent bill, advise of any pending assessment, and recite paragraph (b).

(b) A share which has been terminated under this section, is subject to a redemption period. That period begins upon the member's passing or order of incompetence, and expires 45 days after the notice required under paragraph (a) is postmarked. During the redemption period, the estate's designee, spouse, or any immediate family member may exercise an option to designate a broker to sell the share so that the estate can receive the net proceeds just as if there had been no termination. To exercise that option, all past amounts due must be paid in full, along with submitting to the board a written notice giving the name, address, email, and phone number of the person who will act as the broker. The deceased's flight privileges do NOT vest to the broker, nor to any heir. Access to the aircraft or hanger without a current member being present is subject to board discretion. The transfer of the share is subject to Section E of this Article, just the same as any other transfer. The redemption period is automatically extended while new invoices are paid in full, including the mandatory hour. The redemption period automatically expires, along with the brokers authority and any rights of the estate to proceeds, when:

a) any portion of an invoice becomes more than 90 days late, or
b) if the option to designate a broker is not timely exercised,
which ever comes first. The association is not responsible for determining the distribution among heirs, therefore any net proceeds due the estate, shall

be made payable to: "The Estate of {*member's name*}". Any instructions from the broker or the estate to the contrary will be disregarded. The treasurer shall deliver all payments via certified mail or Fed wire to the executor, probate attorney, or registry of the probate court. The costs of Postage and Fed Wire Fees incurred by complying with this Section shall be charged against the estate and may be deducted from the proceeds."

At a meeting of the membership on 17 APR 2021, by a vote of 9 yeas, to 0 nays, Article 12 was amended by amending Section B and adding Section G as follows:

"Section B: No Association member will allow any passenger, regardless of any pilot rating held by that passenger, to handle the controls of any Association aircraft below 2,000 ft. above the ground, (AGL). A ~~licensed and Board approved airplane~~ certified flight instructor may operate the aircraft below 2,000 ft. above the ground, (AGL), so long as he is giving flight instructions to a Association member, and meets the requirements of Section G."

Section G: A CFI may not provide instruction in the Association Aircraft unless he/she is providing instruction to an Association Member, has a total time of 500 total hours, has 10 hours of instruction in the same category and class as the association aircraft, has a commercial rating, a high performance endorsement, meets all requirements of the Association's insurance policy, and has not been previously disqualified by the board. The board may approve other instructors not meeting these standards, so long as they still meet all the requirements of the Association's insurance policy. It is the Member's responsibility to ensure that the CFI meets these requirements."

Sincerely,



Antonio Savarese
Secretary
aps/BHS