

**BYLAWS OF THE TRINITY RIVER  
ADAPTIVE MANAGEMENT WORKING GROUP**

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**BYLAWS OF THE TRINITY RIVER  
ADAPTIVE MANAGEMENT WORKING GROUP**

**ARTICLE I**

**NAME**

**SECTION 100.** The name of this organization shall be the Trinity River Adaptive Management Working Group (TAMWG)

**ARTICLE II**

**PURPOSES**

**SECTION 200: VISION.** *The members of the TAMWG recognize the ecological, cultural, recreational, and economic value of the Trinity River...seek to create a working group that....Role of participation...uses sound scientific information to promote adaptive management..establish a transparent, balanced, collaborative, respectful, and inclusive forum.*

**SECTION 201: GENERAL PURPOSE.** The purpose of the Trinity River Adaptive Management Working Group (TAMWG) is to provide a forum for a diverse group of stakeholders to make policy and management recommendations to the Trinity River Restoration Program (Restoration Program) with the goal of restoring and maintaining the natural production of salmon and steelhead on the Trinity River mainstem downstream of Lewiston Dam.

**SECTION 202: DUTIES.** To achieve the general purpose stated in Section 201, the TAMWG will:

- (a) Provide policy and management recommendations and advice to the Trinity Management Council on (1) effectiveness of management actions in achieving restoration goals; (2) priority of restoration projects; (3) funding priorities; (4) and other components of the Trinity River Restoration Program.
- (b) Develop and submit alternative hypotheses (strategies and methods) for consideration by the Trinity Management Council and potential analysis by the Adaptive Environmental Assessment and Management (AEAM) Technical and Modeling Analyses Group and the Rehabilitation Implementation Group.
- (c) Review and make recommendations on actions that are being considered for implementation by other parts of the AEAM organization.
- (d) Review and make recommendations on policy matters, technical issues, annual flow schedules, and Requests for Proposals (RFP's) for implementation activities as they relate to achieving restoration goals.
- (e) Submit alternative restoration actions to the Trinity Management Council (TMC) for consideration.

**SECTION 203: DURATION.** We expect the TAMWG to exist for the duration of the Trinity River Restoration Program. The TAMWG, however, is subject to the provisions of the Federal Advisory Committee Act, 5 U.S.C. Appendix 2, and will take no action unless the charter filing requirements of Section 9 of the Act have been met. The TAMWG is subject to biennial renewal and will terminate two years from the date the charter is filed, unless, prior to that time, the charter is renewed in accordance with Section 14 of the Act.

**SECTION 204: REPORTING.** The TAMWG reports to the Secretary of the Interior through the Trinity Management Council.

**SECTION 205: SUPPORT.** The Fish and Wildlife Service will fund administrative and logistical support for the TAMWG.

### **ARTICLE III**

#### **MEMBERSHIP**

**SECTION 300: APPOINTED MEMBERS.**

- a) There will be 12 to 20 members of the TAMWG. Membership will be fairly balanced and will represent stakeholders, agencies, and tribes with interest in and a commitment to implementation of the Trinity River Restoration Program. Members should be senior representatives of their respective constituent groups with knowledge of the Trinity River Restoration Program, including the Adaptive Environmental Assessment and Management Program.
- b) The Secretary of the Interior will appoint Working Group members based on nominations submitted by interested parties, including but not limited to Trinity County residents, recreational and commercial fishermen, commercial and recreational boaters, power utilities, water users, forestry, grazing/ranchers, tribal interests, environmental interests, and the general public.

**SECTION 301: COMPENSATION.** Members will serve without compensation or their services on the TAMWG. In accordance with 5 U.S.C. 5703, non-Federal members will be reimbursed for travel, subsistence, and other necessary expenses incurred while performing official business of the TAMWG.

**SECTION 302: ALTERNATIVE REPRESENTATIVES** Each member of the TAMWG shall designate an alternate representative authorized to speak and vote on behalf of the member in the absence of the primary representative. Such designation shall be in writing and on file with ?. *Or Alternates will be approved at discretion of the Chair on a case-by-case basis.*

**SECTION 303: TERM OF OFFICE.** Members will serve three year terms. If the TAMWG terminates prior to the end of the term of a member, however, the terms will terminate with the TAMWG.

**SECTION 304: VACANCY.** Whenever a vacancy occurs among TAMWG members, the vacancy will be filled in the same manner as the original appointments as outlined in Section 300 above.

**SECTION 305: ABSENCE FROM MEETINGS.** If a member misses without good cause three consecutive, regularly schedule TAMWG meetings, that member's membership will be terminated. Good cause will be determined by the Chair (??). *Relation to alternatives??* If a membership is terminated in this manner, the affected group will forward names of potential nominees to the Secretary for selection and appointment.

## ARTICLE IV

### OFFICERS

**SECTION 400. OFFICERS' TITLES AND TERM OF OFFICE. ??**

**SECTION 401. DUTIES OF THE CHAIRPERSON.** The chairperson shall preside at all meetings of the TAMWG and shall perform other duties as may be prescribed by the TAMWG.

**SECTION 402. DUTIES OF THE VICE CHAIRPERSON.** The vice chairperson shall have and exercise all the powers, authority and duties of the chairperson during the absence or inability of the latter, and shall perform such other duties as may be prescribed by the TMC.

## ARTICLE V

### MEETINGS

**SECTION 500. REGULARLY SCHEDULED MEETINGS**

- (a) The TAMWG will meet at least twice per year at the call of the Designated Federal Officer in consultation with the TAMWG chair.
- (b) TAMWG meetings will be open to the public and will be announced in the Federal Register at least 15 days prior to each meeting.
- (c) The designated Federal official has to be in attendance at all the meetings of the TAMWG (?)

**SECTION 501. SPECIAL MEETINGS.** Special meetings of the TAMWG shall be held upon request of six (6) members with the time and location designed to accommodate the majority of the members.

**SECTION 502. QUORUM.** A quorum for the transaction of business at any meeting of the TAMWG shall be ten (10). (*Charter says that a majority of the currently-appointed membership will constitute a quorum*)

**SECTION 503. VOTING RIGHTS, MAJORITY.** No member shall have more than one vote. A majority vote is required to pass a motion when at least ten (10) members are present.

**SECTION 504. SEEKING CONSENSUS.** Although the TAMWG has formally adopted a majority vote for decision-making, the TAMWG will seek to resolve issues and make decisions through consensus. The term consensus refers to a voluntary process in which members agree “to live with” the overriding opinion even though it may not be a member’s preferred ideal. In these cases, members recognize that the decision is fair and is a mutually acceptable resolution to an issue.

**SECTION 505. MINORITY OPINION.** *Something about representing minority opinions on all documents, if need be??*

**SECTION 506. ABSTENTIONS.** It is the intent of the TAMWG that the need for abstentions should be rare. Legitimate abstentions (e.g., recusals due to potential conflict of interest or pending litigation), shall not count against the quorum requirement in Section 502)??.

**SECTION 507. VOTING BY WRITTEN BALLOT OR CONFERENCE CALL**

- (a) Any matter of business to be voted upon by the members at a meeting of the TAMWG, may be submitted by mail to all of the members for their written vote without a meeting of the members at the motion and approval of a majority of the members. Any written ballot distributed to all members entitled to vote shall be in accordance with procedures established by the TAMWG subject to the provisions of this section.
- (b) Any matter of business to be voted upon by the members at a meeting of the TAMWG, may be submitted by individual and/or conference telephone calls to all of the members for their verbal vote without a meeting of the members at the motion and approval of a majority of the members.

**SECTION 508. ADJOURNMENT FOR WANT OF A QUORUM.** If the Executive Director (?) determines that a quorum is unlikely to be present at any meeting of the TAMWG, the meeting shall be postponed (rescheduled) to a date not less than seven (7) nor more than thirty (30) days thereafter, at which time those present shall constitute a quorum for the transaction of business. Members will be advised of such circumstances at least two days prior to the original meeting date.

**SECTION 509. BUSINESS.** The business at the quarterly or special meetings shall be in compliance with Robert's Rules of Order, and shall be conducted as follows:

- (a) Introductions and Ascertainment of Quorum.

- (b) Review and approval, or correction, of the minutes of the last meeting.
- (c) Initial comments from the public.
- (d) Chairperson's Report.
- (e) Scheduled Agenda Items.
- (f) New Agenda Items.
- (g) Adjournment.

**SECTION 510. MINUTES.**

- a) Detailed minutes of each regularly scheduled and special meeting shall include a record of persons present, and a description of topics discussed and actions taken. The minutes shall be recorded and distributed to TAMWG members within 30 days of such meetings. The ?? has responsibility for recording and distributing the minutes by the most appropriate means at his or her disposal.
- b) Minutes shall be presented for approval at the next scheduled meeting, and upon approval of the TAMWG, be certified by the Chair as an accurate representation of the proceedings.

**ARTICLE VI**

**SUBGROUPS**

**SECTION 600. FORMATION.** The TAMWG may form (and disband) standing and ad hoc committees of its members and alternates as necessary and appropriate to facilitate the mission of the TAMWG as described in Section ??.

**SECTION 601. RECOMMENDATIONS.** Recommendations of such committees shall be presented to the full TAMWG, and shall not take effect until passed by a majority vote of the TAMWG.

**SECTION 502. COMMITTEE CHAIRPERSONS.** Upon formation of a committee, a chairperson will be selected from among the appointed members subject to the approval of the TAMWG Chair.

**ARTICLE VII**

**GENERAL**

**SECTION 700. AUTHORITIES AND RESPONSIBILITIES.** The TAMWG is established pursuant to the Secretary of the Interior's authority to manage the fish and wildlife resources of the Trinity River basin. These authorities include Pub.L. 84-386, the Act of August 12, 1955 (original authorization for construction of the Trinity River Diversion, Central Valley Project); Pub. L. 96-335, Trinity River Stream Rectification act; Pub.L. 98-541 and Pub. L. 104-143, Trinity River Basin Fish and Wildlife

Management Act of 1984; and Pub. L. 102-575, The Central Valley Improvement Act.

**SECTION 701. RECORDS OPEN TO INSPECTION.** Minutes of each TAMWG meeting, including motions, seconds, and recorded votes, as well as recommendations made and copies of all studies and reports received, issued, or approved in conjunction with the TAMWG activities, will be available for public inspection and copying at the Trinity Management Council and the Trinity County Library in Weaverville, California.

**ARTICLE VIII**

**AMENDMENTS TO BYLAWS**

**SECTION 800. BYLAWS.** Amendments to these bylaws may be adopted by the majority vote of the TAMWG at any duly held meeting.

**KNOW ALL PEOPLE BY THESE PRESENT:**

That we, the undersigned members of the Trinity River Adaptive Management Working Group, do hereby certify that the above and foregoing bylaws were duly adopted as the bylaws of this organization this \_\_th day of \_\_\_\_\_, 2003.

IN WITNESS WHEREOF, we have hereunto subscribed our names this \_\_th day of \_\_\_\_\_, 2003.