

KENTUCKY BAR ASSOCIATION
FAMILY LAW SECTION
BY-LAWS

ARTICLE 1

Name and Purpose

1.1 The name of the organization shall be Family Law Section of the Kentucky Bar Association (the "Section").

1.2 The purpose of the Section shall be as follows:

1.21 To promote the objectives of the Kentucky Bar Association (the "Association").

1.22 To keep the family law practitioners of Kentucky informed about current family law, trends and developments, proposed and enacted legislation, rules of civil procedure and rules of evidence.

1.23 To be of assistance to the Association.

1.24 To assist lawyers in the practice of family law.

1.25 To conduct programs of interest and value to family law lawyers.

1.26 To improve the quality of all aspects and types of family law practice through education, research, communication, and to serve as a liaison with interested groups.

1.27 To communicate and cooperate with other sections of the Association respecting matters of family law and practice which affect them.

1.28 To enhance the image of the legal profession.

ARTICLE II

Membership

2.1 All members of the Association are eligible for membership in this Section. The membership of the Section shall consist of those members whose dues for the Section have been paid, as provided for in this Article. Any member of the Association in good standing shall be enrolled as a member of the Section upon the filing of an application of the Association and the payment of annual Section dues.

2.2 A member of the Section shall pay dues as set annually by a majority of the members of the Section in attendance at the Annual Meeting.

ARTICLE III

Governance

3.1 Officers: The officers of the Section shall be Chair, Chair-Elect, Vice-Chair, and Secretary/Treasurer.

3.2 Duties of Officers

3.21 Chair: The Chair shall preside at all meetings of the Section, and all meetings of the Executive Committee, and shall perform such other duties as assigned to him by the membership or by the Executive Committee. The Chair shall prepare a report of the activities for the past year for presentation at the Annual Meeting of the Section and Association. The Chair shall be the Section's representation on the Kentucky Bar Association Board of Governors, unless the privilege is revoked by the Section, and if the Chair is unable to attend, the Chair-Elect shall attend.

3.22 Chair-Elect: The Chair-Elect shall serve as assistant to the Chair and shall perform such other duties as assigned by the Chair or Executive Committee. The Chair-Elect shall serve ex officio on all standing committees and shall serve as the Chair's liaison to those committees. The Chair-Elect shall monitor and administer the election of officers and representatives at the Annual Section Meeting. The Chair-Elect shall assist the Chair in implementing the policies and programs of the Section and regularly report to the Section concerning those efforts. The Chair-Elect shall prepare to assume the duties of the Chair.

3.23 Vice-Chair: The Vice-Chair shall assist the Chair and Chair-Elect in implementing the policies and programs of the Section. The Vice-Chair shall serve as Chair of the Standing Committee on Membership authorized by Section 6.1 of these by-laws, and shall make diligent efforts, along with other members of the Standing Committee on Membership, to recruit, retain, and serve the members of the Section.

3.24 Secretary/Treasurer: The Secretary/Treasurer shall issue notices, keep the minutes, take and retain custody of the records of the Section and Executive Committee, and be responsible for all incoming and outgoing correspondence of the Section and Executive Committee. The Secretary/Treasurer shall further maintain accurate records of all the Section's bank accounts and all internal "accounts" or balances within the Association itself, and be prepared to report on the same at the Annual Meeting of the Section, as well as the regularly scheduled meetings of the Executive Committee.

3.25 Terms of Office: Officers shall serve for a term of one year, beginning with the adjournment of the Annual Meeting of the Section at which they are elected, and ending with the adjournment of the next Annual Meeting of the Section thereafter, or until their successors shall have been duly elected and assumed office. The Chair-Elect shall, upon expiration of his/her term as Chair-Elect, succeed to the office of Chair for a term of one year, beginning with the adjournment of the Annual Meeting of the Section at which he/she assumes office, and ending with the adjournment of the next annual meeting of the Section thereafter, or until his/her successor has assumed office. It is customary, but not mandated under any provision of these by-laws, that the Vice-Chair succeeds to the office of Chair-Elect, and that the Secretary/Treasurer succeeds to the office of Vice-Chair.

ARTICLE IV

Elections and Qualification

4.1 All elections shall be conducted at the Annual Meeting of the Section. Elections shall be by voice except for contested positions, which will be by written ballot. Members of the Association and Section shall be eligible to vote and/or qualify for office.

4.2 District Representatives

4.21 Each Supreme Court district shall be entitled to place one voting member (or "District Representative") on the Executive Committee. Nominations for District Representative shall be by written nominations such as that required of nominations for officers in Paragraph 4.3(1), or by nominations made orally at the Annual Meeting of the Section.

4.22 In the event a Supreme Court district fails to nominate a candidate as set out in these by-laws, and there is, therefore, no District Representative elected for that district, the incoming Chair may appoint a member of the Section from that district to serve for the upcoming year as District Representative. The incoming Chair may exercise such power of appointment in addition to other powers of appointment granted under these by-laws.

4.23 In the event that any District Representative or At-Large Representative shall find it necessary to resign from that position during his or her term, said representative shall notify the Chair of the Section, in writing, and the Chair may then appoint any qualified member of the Section to fill that position for the remainder of the bar year.

4.3 Officers:

4.31 There shall be no official nomination or notice of intent form. A business letter indicating the nature of the candidate and the office for which the candidate intends to run shall be sufficient for the purposes of this provision. Nominations shall close promptly at midnight on May 1st of each year and any nominations received thereafter shall be disregarded. The Chair-Elect shall within ten (10) days of the close of the nominations deliver to the Secretary/Treasurer the original nomination forms and direct that they be entered into the records of the Section.

4.32 All officers must be an active, dues-paying member of the Executive Committee for at least one year prior to their election.

4.33 In the event that no member shall have filed a written notice of intent to seek any of the four offices as set out in Section 4.31 of these by-laws, the current Executive Committee shall, prior to holding elections for the upcoming year, meet and nominate a member (or members) for that office. Said Executive Committee nominations are discouraged and shall be allowed only in instances where no member filed to run for said office, but otherwise shall carry the same force and effect as a timely filed written notice of intention to seek office.

ARTICLE V

Meetings

5.1 An Annual Meeting of the Section shall be held as a part of the Associations' Annual Convention.

5.2 Special meetings of the Section may be called by the Chair, by majority of the Executive Committee, or by the Secretary, upon written request of not less than 50 members of the Section. The time and place of the special meetings shall be announced at least 10 days in advance, either by publication in the Kentucky Bench and Bar, by notice to the membership via first class email, or by notice to the membership via electronic mail.

5.3 Additional meetings of the Executive Committee shall be called by the Chair upon written request of not less than ten members of the Section. The time and place of the meetings of the Executive Committee shall be announced at least ten days in advance by notice, via first class mail, to its members, stating the nature of the business to be discussed.

5.4 At all meetings of the Section or of the Executive Committee, the members present shall constitute a quorum for the purpose of transacting business. The latest edition of Roberts' Rules of Order shall govern the proceedings.

ARTICLE VI

Amendments

These By-Laws may be amended at any meeting of the Section by a two-thirds vote of the members of the Section in attendance and voting, provided that notice of the substance of the proposed amendments shall either have been published with notice of the meeting in the Kentucky Bench and Bar, or sent to all members of the Section with notice of the meeting.

Adopted this _____ day of _____, 2004, by the majority of the Family Law Section members present and voting.

_____, Chair

_____, Vice-Chair

_____, Chair-Elect

_____, Secretary/Treasurer