

**BYLAWS
of the
Bankruptcy Law Section
of the
Maricopa County Bar Association**

ARTICLE I

This organization (“Section”) shall be known as the Bankruptcy Law Section of the Maricopa County Bar Association (“MCBA”).

ARTICLE II

PURPOSES OF THE SECTION

- a) To educate and inform the Section membership on legal and related topics of interest and concern to attorneys practicing bankruptcy law.
- b) To provide an effective forum for the exchange of ideas, views and information common or unique to bankruptcy law.
- c) To explore methods and procedures to facilitate and improve the relationship and communicate between the bench and bankruptcy bar.
- d) To represent and foster professionalism within the legal community and the community at large, and specifically, bankruptcy practice. This may include proposals and support for legislation, Court rules and procedures and appropriate guidelines.
- e) To facilitate social relationships among Section members.

ARTICLE III

MEMBERSHIP

Any member in good standing of the MCBA shall be eligible for membership in the Section upon the payment of dues established for the current

fiscal year. The Section may from time to time by majority vote of the Board of Directors elect honorary members of the Section.

ARTICLE IV

DUES

Section 1 - Fiscal Year and Dues. The fiscal year of the Section shall commence on January 1 and shall end on December 31. Section dues shall be payable in accordance with the dues structure established from time to time by the MCBA Board of Directors.

Section 2 - Non-Payment of Dues. The name of any member who has not paid his or her annual dues to this Section by February 1 of the current fiscal year shall be stricken from the membership rolls of the Section; provided, however, he or she may be reinstated at any time during the fiscal year upon payment of the entire amount of annual dues.

ARTICLE V

BOARD OF DIRECTORS

The Board of Directors of the Section shall be comprised of the following: Chair, Vice-Chair, Treasurer/Secretary, Immediate Past Chair (if applicable) (collectively "Officers") and up to ten (10) Directors. The Chair, Vice-Chair, Treasurer/Secretary and the Directors shall be elected in accordance with Article IX. The position of Immediate Past Chair shall automatically be conferred upon the person occupying the position of Chair at the end of the immediately preceding fiscal year. If the person occupying the position of Chair at the end of the immediately preceding fiscal year is re-elected to the position of Chair, the position of Immediate Past Chair shall remain vacant for the remainder of the Chair's term.

ARTICLE VI

DUTIES OF OFFICERS AND MEMBERS OF BOARD OF DIRECTORS

Section 1 - Chair. The Chair shall preside at all meetings of the Section and shall have such other executive powers and perform such other executive duties as are consistent with these Bylaws and with the Bylaws of the MCBA.

Section 2 - Vice-Chair. The Vice-Chair shall have all of the powers and authority and perform all of the functions and duties of the Chair in the Chair's absence or the Chair's inability for any reason to exercise such powers and functions or to perform such duties. Should the position of Chair become vacant as a result of resignation, removal, or death, the Vice-Chair shall become Chair for the remainder of the former Chair's term.

Section 3 - Treasurer. The Treasurer shall in conjunction with the Executive Director of the MCBA, oversee the finances of the Section and report periodically to the Board of Directors regarding same.

Section 4 - Secretary. The Secretary shall record the minutes of the meetings of the Board of Directors and any business meetings of the Section.

Section 5 - Immediate Past Chair. The Immediate Past Chair shall provide leadership and guidance to the current officers of the Section and carry out such other duties as may be assigned by the Chair or the Board of Directors.

Section 6 - Directors. Each of the Directors shall be responsible for assisting the Chair in implementing the goals of the Section.

Section 7 - Meetings. The Board of Directors may act at a meeting duly called or by poll of each member of the Board of Directors. A majority of the members of the Board of Directors shall constitute a quorum to transact business. Meetings shall be called by the Chair or by a majority of the Board of Directors. A poll of the Board of Directors may be conducted at the meeting, by electronic mail, regular mail, or telephone.

Section 8 - Terms of Office. The Chair, Vice-Chair, Treasurer, Secretary, and Immediate Past Chair shall have a one-year term of office, commencing on the first day of January of each year and shall end on the last day of December of

the same year. The Directors shall have a two-year term of office, commencing on the first day of January of each year and shall end on the last day of December of the next year. The terms of the Directors shall be staggered with five open positions in even years and five open positions in odd years.

Section 9 - Vacancy. In the event of a vacancy on the Board of Directors for any position (other than Immediate Past President) occurs by death, resignation, or otherwise, the same may be filled by majority vote of the Board of Directors.

Section 10 - Removal. Any officer or member of the Board of Directors may be removed for cause by a two-thirds (2/3) vote of the Board of Directors present at a meeting duly called at which a quorum is present.

ARTICLE VII COMMITTEES

The Chair or the Board of Directors may establish committees within the Section or within the Board of Directors to carry out the Section's work. The Chair shall appoint all members of said committees and the terms of the committee members shall run concurrently with that of the Chair. Committee members shall be eligible for reappointment at the discretion of the successor Chair.

ARTICLE VIII MEETING OF MEMBERS

The Section may hold meetings of the Section membership at such places and times as may be determined by the Chair. Notice of said meetings shall be given at least five (5) days prior to any such meeting. Should the meeting be held for the purpose of conducting any Section business, fifteen (15) members of the Section shall constitute a quorum for such purpose.

ARTICLE IX ELECTIONS

Section 1 – Board of Directors Nominations. All Section members shall be notified of the opportunity to apply for a position as a Director of the Section. Notice of the opportunity to serve on the Board of Directors (i) shall be provided on or before October 31 of the year preceding the year in which the term of the Board of Directors position would commence, (ii) shall identify the MCBA staff person to whom application must be made, and (iii) shall identify the deadline for application submission, which shall not be later than November 30.

Section 2 – Board of Directors Voting. The Board of Directors shall be elected by a plurality of votes of the Section members by written ballot mailed or emailed to the members. If the number of qualified nominees for the Board of Directors equals the number of positions available for election, no ballots shall be mailed or emailed, and the nominees shall be deemed elected.

Section 3 – Officer Elections. All Directors shall be notified of the opportunity to apply for a position as an Officer. On or before December 1 of the year preceding the year in which the term of the Officers positions would commence, the Officers shall be elected by a majority vote of the Board of Directors at a meeting duly called at which a quorum of the Board is present.

ARTICLE X

AMENDMENTS TO BYLAWS

These Bylaws may be amended by a two-thirds vote of the members of the Board of Directors.

The MCBA Board of Directors retains the power to reject, amend or approve all or any portion of these Bylaws, and these Bylaws shall not be effective until approved by the MCBA Board of Directors.