

BYLAWS OF THE WORKERS' COMPENSATION SECTION OF THE NEW JERSEY STATE BAR ASSOCIATION - Posted August 19, 2003

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OF THE

NEW JERSEY STATE BAR ASSOCIATION

Article I

Name and Purpose

Section 1. This Section of the New Jersey State Bar Association shall be known as the Section on Workers' Compensation.

Section 2. The purpose of the Section shall be to promote the objectives of the New Jersey State Bar Association within the field of workers' compensation and to this end:

- (a) Stimulate the interest of the members of the New Jersey Bar and to inform them in the law concerning the field of Workers' Compensation.
- (b) Study and develop beneficial changes in the administration and procedures pertaining to Workers' Compensation.
- (c) Report periodically to the Association its recommendations as to actions requested of the Trustees of the Association.

Article II

Membership

Membership in this Section shall consist of all members of the New Jersey State Bar Association who shall signify their desire in writing to become members of this Section, and shall pay whatever Section dues may be required by Article X of these Bylaws.

Article III

Officers

Section 1. The officers of this section shall be a Chair, a Chair-Elect, a Vice-Chair and a Secretary.

Section 2. The officers shall be elected in a manner as set forth in Article IV and they shall hold office for a term beginning at the close of the annual meeting at which they shall have been elected, and continue thereafter until the close of the following year's annual meeting, or until their successors have been elected.

Section 3. A Chair of this Section may be elected to an additional term of one year and, thereafter, may not be elected for at least five years from the expiration of this term as Chair.

Article IV

Nomination and Election of Officers and Members of the Executive Committee

Section 1. Nominations for election to the Executive Committee shall be made prior to each Annual Meeting of the Section by a Nominating Committee.

Section 2. The Chair shall annually appoint a Nominating Committee consisting of five (5) members of the Section, no later than March 15th. It shall be the duty of this Committee to place in nomination one (1) for each position.

Section 3. When considering candidates for nomination, the Committee shall be guided by the following principles:

a) No member of the Executive Committee shall be re-nominated if the member has completed nine (9) years as a member of the Committee, unless one (1) year has elapsed from the last day of membership on the Committee; provided that every member of the Executive Committee on the date this Amendment becomes effective, shall be eligible to be re-nominated for one (1) additional term, irrespective of the number of years served, if otherwise eligible.

b) No officer or member of the Executive Committee shall be re-nominated, if said officer or member has failed to attend at least 60% of the regularly scheduled meetings of the Committee during the officer's or member's term of office. The Secretary shall provide the Nominating Committee with the attendance record of those members whose term expire.

Section 4. Eligibility for nomination and service as an officer of the Executive Committee shall not be affected by the number of terms served as a member of the Committee.

Section 5. Written notice of all nominations shall be given to each member of this Section at least (30) days prior to the annual meeting of the Section.

Section 6. Additional Nominations.

a) Additional nominations may be made by petition of at least 15 members of the Section, submitted to the Secretary not later than 15 days prior to the commencement of the Annual Meeting of the Section at which the election is scheduled to be held.

b) If any additional nominations are made, written notice of the nomination(s) shall be given to each member of this Section no later than seven (7) days prior to the commencement of the Annual Meeting of the Section at which the election is scheduled to be held.

Section 7. Elections.

a) If no additional nominations are made, the Chair shall direct the Secretary to cast one ballot for the election of the entire slate of candidates.

b) If additional nominations are received, the Chair shall appoint three members of the Section as an election committee with authority to count votes cast in the election.

c) If the contested election is for Chair-elect, Vice-Chair or Secretary, the person receiving the greatest number of votes of the members present at the Annual Meeting shall be elected to office.

d) If there is a contested election for Members of the Executive Committee, each member of the Section present at the Annual Meeting, shall be entitled to cast a vote for each vacant seat to be filled, and those candidates receiving the greatest number of votes of the members present at the Annual Meeting shall be deemed elected.

Article V

Duties of Officers

Section 1. The Chair shall preside at all meetings of the Section and Executive Committee. The Chair shall formulate and present at each Annual Meeting of the New Jersey State Bar Association a report of the work of the Section for the past year. The Chair shall further perform such other duties and acts as

usually pertain to such office.

Section 2. The Chair-Elect shall, in the absence of the Chair, perform the duties of the Chair, or, in the event of the death, resignation or disability of the Chair, shall succeed to his/her office. In addition, the Chair-Elect is charged with the responsibility for planning and making all preparations for Section meetings at the Annual Meeting and Mid-Year Meeting of the New Jersey State Bar Association. The Chair-Elect shall automatically become Chair upon the expiration of the term of the Chair.

Section 3. The Vice-Chair shall perform such duties as the Chair shall delegate to him/her. In addition, the Vice-Chair is charged with the responsibility of arranging for the publication of the Section Newsletter and making all preparations for any special meetings which may be held in accord with Article VII, Section 1.

Section 4. The Secretary shall be custodian of all books, papers, documents and other records which are the property of this Section, and shall keep a true record of all proceedings of this Section and its Executive Committee.

Article VI

Removal of Members: Filling Vacancies

Section 1. Any Officer or Member of the Executive Committee who fails to attend three (3) regularly scheduled meetings of the Committee in any twelve (12) month period, shall be deemed to have resigned as an Officer or Member of the Committee, unless at the next regularly scheduled meeting of the Committee following the last such absence, the resignation is waived by a majority vote of the Committee members present.

Section 2. The Secretary shall be given written notice of these Bylaw provisions to any Officer or Member who misses two (2) regularly scheduled Committee meetings in any twelve month period.

Section 3. In the event of a vacancy in any position other than Chair-elect, the vacancies shall be filled by the Chair until the next Annual Meeting.

Section 4. A vacancy in the office of Chair-elect shall remain vacant until the next Annual Meeting. The Vice-Chair of the Section, shall, in addition to all other responsibilities, assume the duties of the Chair-elect, until the next Annual meeting.

Article VII

Meetings

Section 1. The meetings of this Section shall be held at the same time and place as the Mid-Year and Annual Meetings of the New Jersey State Bar Association and special meetings may be held at such other times and places as the Chair may deem necessary, or upon the request of any 10 members of the Section submitted to the Secretary. There shall be at least seven days written notice of such special meetings.

Section 2. Wherever used in these Bylaws, the term "annual meeting" shall mean the meeting of this Section which coincides with the Annual Meeting of the New Jersey State Bar Association.

Section 3. Action by the Section shall be by the majority of members of the Section present, and such action shall be binding upon the Section. A quorum shall consist of 25 members of the Section.

Article VIII

Executive Committee

Section 1. (a) This Section shall have an Executive Committee consisting of the 4 officers, and 25 members of this Section elected as provided for in these Bylaws.

(b) A retiring Chair of the Section shall remain a member of the Executive Committee for a term of six (6) years after the expiration of his/her term of office.

Section 2. The Executive Committee shall conduct the business of this Section during the interval between meetings of the Section and shall have full authority to act for the Section in any way in which the Section itself would be authorized to act.

Section 3. Meetings of the Executive Committee shall be held upon seven day's written notice at the call of the Chair of this Section at least three times in each year at such times and places as may be determined by the Chair.

Section 4. Action by the Executive Committee shall be by majority vote of its members present. A quorum shall consist of a majority of the Committee's membership.

Article IX

Committees

Committees as shall be deemed necessary or desirable by the Executive Committee may be appointed by the Chair.

Article X

Dues

Annual dues for this Section shall be determined by the New Jersey State Bar Association and payable to the New Jersey State Bar Association on July 1 of each year in advance, covering the yearly period from July 1 to June 30.

Article XI

Amendments

Section 1. The bylaws may be amended at any meeting of this Section by a majority vote of the members of the Section present, but such amendments shall not take effect until they have been approved by the Board of Trustees of the New Jersey State Bar Association.

Section 2. Notice of any proposed amendments shall be given to the members of this Section at least 15 days prior to the meeting of the Section at which such amendments will be voted upon.

Article XII

Authority

The Section shall be organized and conducted in all respects subject to the bylaws of the New Jersey State Bar Association.