

CONSTITUTION OF THE STUDENT BAR ASSOCIATION

PREAMBLE

We, the students of The University of Connecticut School of Law, do hereby establish the Student Bar Association and its governing Board, whose purposes shall include:

1. The promotion of such activities as may be of interest to the student body;
2. The promotion of cordial and effective relations among students, faculty, and administration of the Law School, and with the University at large, other law schools and the community; and
3. The expression and representation of student opinion on matters pertaining to the law, to the Law School and to the Student Bar Association.

ARTICLE 1 - MEMBERSHIP

Section 1: Every student enrolled in the University of Connecticut School of Law shall be a member (MEMBER) of the Student Bar Association.

Section 2: Every member elected to a class representative position shall be a representative (REPRESENTATIVE) of the Board of the Student Bar Association.

Section 3: Every member elected to an Executive Board position shall be an Officer (OFFICER) of the Board of the Student Bar Association.

Section 4: Every Member elected or appointed to an Executive Board position shall be a Cabinet Member (CABINET MEMBER) of the Board of the Student Bar Association.

Section 5: The total of Cabinet Members and Representatives shall comprise the Board (BOARD) of the Student Bar Association.

Section 6: The total of enrolled students at the University of Connecticut School of Law shall comprise the Association (ASSOCIATION).

Section 7: The President, Vice-President, and Vice-President of Administration shall comprise the Executive Board (EXECUTIVE BOARD) of the Association.

ARTICLE II - BOARD

Section 1: The activities of the Association shall be directed by the Board, which shall exercise all powers not otherwise provided for, or not denied it by this Constitution. The Board shall consist of ~~three~~four Officers (referred to as the Executive Board), four Representatives elected from each of the three (3) Day Division classes, six Representatives from the Evening Division, ~~and~~one Representative from the Master of Laws (L.L.M.) Program, ~~and~~one Parliamentarian, ~~and~~one Chief Financial Officer, and one Representative of the American Bar Association (ABA Representative);

Comment [SBA1]: This section creates and defines the Cabinet comprised of the Executive Board (President, VP, and VP of Administration), and a Parliamentarian, CFO, and ABA Rep. The latter three are non-voting members.

Section 2(a): The Officers and Cabinet Members of the Executive Board shall be, in order of succession: President, Vice-President, ~~Secretary~~Vice-President of Administration, Chief Financial Officer, and Parliamentarian, and ABA Representative, and Treasurer. ~~With the exception of the Treasurer,~~ With the exception of the Chief Financial Officer and the Parliamentarian, the ~~Officers~~ Cabinet Members shall be elected in accordance with the procedures established in Article II, Sections 5 and 6. ~~The~~ Chief Financial Officer and Parliamentarian ~~Treasurer~~ shall be appointed by the President and approved by ~~elected by~~ a majority vote of the newly elected ~~R~~ representatives of the Board at the first meeting following the election of the Officers. Graduating Third Year Day Division Representatives and Fourth Year Evening Division Board Representatives, and the L.L.M. Representative may not participate in this vote the semester of their graduation. In matters of business of the Board, each Executive Board Member and Representative has voting authority. ~~the Vice-President and Vice-President of Administration shall have voting capacity. The~~ President shall not vote except in the event of a tie of the Board. ‡ ~~The Parliamentarian, ABA Representative, and Chief Financial Officer act in an ex-officio capacity with respect to voting.~~ do not have voting capacity.

Comment [SBA2]: The CFO and Parliamentarian would be appointed by the President and subject to a majority vote of the SBA.

Comment [SBA3]: This removes the President's voting authority, except in the event of a tie.

(b) The members of each Day Division ~~e~~Class shall elect four (4) Board Representatives to represent their class. Day ~~D~~ivision Members in the Four-Year Program will vote with their entering class until their third year, when they will vote with the Second Year ~~e~~Class. First Year Evening Division Board Representatives shall be elected from the First Year Evening ~~student~~ Members. Upperclass Evening ~~D~~ivision Board Representatives shall be elected from the ~~e~~Evening ~~d~~ivision Members at large. L.L.M. Board Representatives shall be elected from the L.L.M. Program ~~student~~ Members At Large from all of the L.L.M. programs.

Section 3: The ~~Board shall designate an~~ Election Committee ~~to shall~~ establish and oversee the nomination and election processes. ~~The~~ Secretary shall serve as the Chair of the Election Committee. If the Secretary's Chair position creates a conflict of interest, the Secretary is required to delegate the position to a non-conflicted member of the Election Committee. The Election Committee shall establish a nomination period of not less than five (5) school days and will publicize this in accordance with general election procedures to the student body. All Members are eligible for election to the Board provided they are students in good standing with the law school and have been formally nominated to the Board in the form and manner prescribed by the Election Committee.

Comment [SBA4]: Not needed b/c this is all now in the SBA Election Committee ByLaws.

Section 4(a): Members may be nominated for both an Officer and a Representative position, but may not be nominated for more than one of either. The nomination shall require a printed name and the signature of the candidate in writing. The nominee must provide the following information in the form and manner prescribed by the Election Committee: candidate's name, year of graduation, position sought, and a description of the Member's reasons for seeking such position. The nomination shall be in writing, stating the candidate's name, year of graduation, position sought, and a description (not to exceed fifty words) of the Member's reasons for seeking such position. ~~The nomination shall also include the nominee's candidate's signature, which shall indicate the nominee's candidate's acceptance approval of the nomination.~~

Comment [SBA5]: This allows for submissions to the Election Committee to be by email.

(b) A ~~nominee candidate~~ nominated for more than one (1) position on the Executive Board, may not ~~remain a~~ become a candidate for more than one position. Any ~~nominee candidate~~ who is nominated for more than one (1) position may correct such error before the close of the nomination period. The only exception to this rule shall be if the ~~nominee candidate~~ is the only Member nominated for a position. In such case, the ~~nominee candidate~~ will remain a candidate for all other Executive positions. Should a candidate be elected to multiple positions, such candidate must choose only one (1) position to hold on the Board. Vacancies must be filled in accordance with Article II Section 9. Once the nomination period is closed, no corrections will be allowed without a showing of just cause before the Election Committee. The decision of the Election Committee shall be final.

Section 5(a): Each election shall be posted by secret ballot. The formal ballots shall be distributed to Members by the Election Committee ~~in the form and manner assigned by the Election Committee~~. Each ~~voter Member~~ shall have one vote for each available position ~~for which that voter is eligible to vote for~~. The winner shall be determined by a simple plurality. No absentee ballots shall be allowed. In case of a tie for any position, a runoff election shall be held ~~no later than~~ the following week to decide only those positions with tie votes. ~~In the event that the runoff election results in a tie, the Board shall decide the election with a majority vote.~~

(b) Only candidates who received the greatest equal number of votes are eligible to participate in the runoff election. If such a runoff election is held, any succeeding election provided for in this Constitution shall automatically be delayed one week ~~or shall occur within a reasonable time thereafter.~~

Section 6: The President, Vice-President, and ~~Secretary Vice-President of Administration~~ of the Executive Board ~~and the ABA Representative~~ shall be elected by Members at large ~~on the Wednesday the week before the Fourth Meeting of the Spring Semester each year no later than March 15~~, in accordance with the provisions governing elections embodied in Article II, Section 3, 4 and 5. ~~Graduating~~ Third Year Day Division Members, Fourth Year Day and Evening ~~d~~Division Members, and L.L.M. Members shall not be eligible to vote in such election. The ~~Chief Financial Officer and Parliamentarian Treasurer~~ shall be ~~appointed by the President and approved -elected~~ by a majority of the Representatives and Officers of the newly elected Board at the first meeting following the election of the Representatives in accordance with the provisions of Article II, Section 2.

Comment [SBA6]: This creates a student-wide election for the ABA Rep.

Section 7(a): The First ~~Day Division, and~~ Second Year Day ~~d~~Division, ~~along with the and~~ Upperclass Evening Division, shall elect ~~their~~ Class Representatives for the following academic year the week following the election of President, Vice-President, and ~~Secretary Vice-President of Administration~~, in accordance with the procedures set forth in Article II, Section 3, 4 and 5 of this ~~e~~Constitution. ~~Graduating~~ Third Year Day Division Members, Fourth Year Day and Evening ~~d~~Division Members, and L.L.M. Members shall not be eligible to vote in such election.

(b) Each Day ~~d~~Division ~~e~~Class may elect four (4) Members from their class to serve as ~~SBA~~ Representatives for that class. The entire rising Second Year Evening and Upperclass Evening

Division shall be considered as one (1) class for purposes of this section and may elect four (4) members from their class to serve as SBA Representative for that class.

(c) Incoming First Year Day, First Year Evening Division Representatives, and the L.L.M. Representative shall be elected during the Fall Semester, no more than ~~eight-six (86)~~ weeks after commencement of classes. The First Year Day Division may elect four (4) Representatives. The First Year Evening Division may elect two (2) Representatives. The L.L.M. Program may elect (1) Representative to represent the entire L.L.M. Division (including multiple L.L.M. programs). The Election Committee will administer these elections in accordance with Article II.

Comment [SBA7]: This is a technical change reflecting that the LLM Rep actually represents the Insurance and US Legal Studies Program.

(d) Members seeking election to the Board must be enrolled to attend classes at the School of Law's Hartford campus for two full semesters during the term for which they seek to serve on the Board. Members who will be absent from the Hartford campus for one or more semesters during the term for which elections are being held will not be eligible to campaign in said elections or run for positions in said elections. Such Members, however, are eligible to vote in said elections. ~~If there are no willing candidates eligible under this section, then a candidate who will not be present on the Hartford Campus for TWO (2) semesters is permitted to run.~~

Section 8(a): The President, Vice President, ~~and Secretary~~ Vice-President of Administration, ABA Representative, and Parliamentarian of the Board shall serve for a term beginning after the third meeting or one month, whichever occurs first, following their election, and ending at the same time the following year. The ~~Chief Financial Officer's and Parliamentarian's Treasurer's~~ term shall begin on the ~~first day of the next fiscal year~~ last day of final exams following the election, described in Article II, Section 6, and end on the last day of ~~that fiscal year~~ final exams the following year. Outgoing Officers will aid new Officers with the transition. Representatives, except for graduating Third Year Day ~~ay~~ Representatives, Fourth Year Evening Representatives, ~~and~~ the L.L.M. Representative shall serve for a term extending from the meeting following their election until they are replaced by new Representatives at the meeting following their election. Graduating Third Year Day Representatives, Fourth Year Evening Representatives, and the L.L.M. Representative shall serve a term of office from their election until their anticipated graduation date. If a Graduating Third Year Day Representative, Fourth Year Evening Representative, or L.L.M. Representative does not graduate with their class, the term of office will not carry over to the following academic year.

(b) Terms of office for First Year Representatives shall extend from the first meeting following their election until they are replaced by new Representatives at the meeting following the election of ~~upper-class~~ Upperclass ~~Representatives~~ Representatives for the following academic year, and such offices shall remain vacant until a new election is held during the following Fall Semester as provided in Article II, Section 7.

Section 9(a): Vacancies in the Board arising from resignation, removal, failure to elect the allotted number of representatives, inability to complete a term of office, or any other reason, may be filled by a majority vote of the Board members present and voting at a regularly scheduled meeting from a list of nominees submitted by an election Search Committee formed for that purpose. Notice of the vacancy shall be posted at least one week prior to such vote and shall provide for nominations to be submitted in the same manner as for general elections. The

Election Search Committee shall by default be the Election Committee unless the President chooses to appoint a separate three (3) person ad hoc committee comprised of sitting SBA Representatives.

(b) A vacant Class Representative position may be filled only by a member of the class from which the vacancy arose (i.e., a Second Year Day Division Representative position may be filled only by another Second Year Day Division student). Evening ~~D~~ivision Members may, following the election for First Year Evening Division students, fill an Evening Division vacancy for the remainder of the term. If a current ~~SBA~~-Class Representative is elected to an Executive Board position, a new election will be held to fill the newly vacated position, following election procedures as outlined in this Section.

(c) An Executive Officer position vacancy may only be filled by a member of the Second or Third Year Day Division, or Second, Third, or Fourth Year Evening Division class. In the event that ~~twenty-five~~25% percent (25%) or more of the representative seats of the Student Bar Association become vacant with six weeks or more remaining in their terms, a special election will be held to fill the vacant seats. With a majority vote of its sitting representatives, the Student Bar Association can opt to have a special election if there are fewer than six weeks remaining or fewer than ~~twenty-five percent~~ (25%) of the seats vacant.

Section 10: Representatives that transfer to another division shall continue to represent and report to the division that elected them.

ARTICLE III: OFFICERS

Section 1: The President of the Board shall be the Chief Executive Officer of the Association. The President shall preside at all meetings of the Association and of the Board, shall be an ex-officio member of all committees, shall exercise general direction of the business of the Association, subject to the supervision by the Board, ~~and~~ shall see that all orders and resolutions of the Board are executed, ~~and~~ shall act as a voting delegate for the Law School at the American Bar Association Law Student Division. Upon completion of the President's term ~~At the end of each semester~~, the President shall report the activities and business of the Association in an open letter addressed to the ~~M~~members of the Law School community at least once in the fall and spring semesters.

Section 2: The Vice-President shall, in the absence of the President, discharge the duties and exercise the powers of the President. The Vice- President shall also serve as the Chairperson of the Social Committee. The Vice-President may choose to delegate the position of Social Committee Chairperson to any current member of the Board, upon approval by a majority of the Board, Such delegation of authority resulting in the establishment of a separate Chairperson for the Social Committee shall result in the Chairperson receiving the title of Cabinet Member as defined in Article I, Section 4.

Section 3: ~~The~~ Secretary-Vice-President of Administration shall be responsible for noticing, recording and posting the minutes of all meetings, ~~and~~ the keeping maintenance of Association and Board records, providing notice to the State of all meetings, making reservations for SBA

Comment [SBA8]: This clarifies that the SBA President represents the school externally and encourages transparency by requiring at least one student-wide report per semester.

Comment [SBA9]: The Secretary does much more than record and post minutes and maintain records; these lines detail some of the responsibilities of the VP of Administration/Secretary.

and student spaces on campus, and coordinating general correspondence to the Association (including, but not limited to, information about SBA and Committee meetings). Additional duties include maintenance of the SBA Offices and acting as the Election Committee Chairperson, in the absence of a conflict of interest. The latter position may also be delegated to any member of the Board upon approval by a majority of the members of the Board.-

Section 4: The Treasurer shall be the Chief Financial Officer of the Association and Chairperson of the Budget Committee. The latter position may be delegated to any member of the Board upon approval by a majority of the members of the Budget Committee. The Treasurer shall also be responsible for the financial records and accounts of the Association, shall render financial statements to the Board when required, and shall exercise general financial supervision over all committees appointed by or operating under the direction of the Board.

With the approval of either the Dean or Associate Dean for finance and Administration the Treasurer shall be authorized to issue a check for any amount up to \$500.00 for any purpose without the prior approval of the Officers or Representatives of the Board.

ARTICLE IV: CABINET MEMBERS

Section 1: The Chief Financial Officer shall be the Chief Financial Officer of the Association and Chairperson of the Budget Committee. The latter position may be delegated to any member of the Board upon approval by a majority of the members of the Budget Committee. The Chief Financial Officer shall also be responsible for the financial records and accounts of the Association, shall render financial statements to the Board when required, and shall exercise general financial supervision over all committees appointed by or operating under the direction of the Board.

With the approval of either the Dean or Associate Dean for Finance and Administration or the Director of Financial Services, the Chief Financial Officer shall be authorized to issue a check for any amount up to \$500.00 for any purpose without the prior approval of the Officers or Representatives of the Board. However, such allocation may be subject to a Presidential veto and affirmed by a two-thirds (2/3) vote by the Board.

Section 2: The Parliamentarian shall act as the Speaker of the Association and Chairperson of the Constitution and ByLaws Committee. The latter position may be delegated to any member of the Board upon approval by a majority of the members of the Constitution and ByLaws Committee. The Parliamentarian shall be responsible for interpreting and applying the SBA Constitution. The Parliamentarian shall ensure that the Board adhere-s to Robert's Rules of Order. If the Parliamentarian is unavailable, a member of the Executive Board shall conduct the meetings of the Board and shall retain the powers of his or her office.

Section 3: The ABA Representative serves as one+ of the school's two2 official voting delegates to the ABA Law Student Division Assembly, advocates on behalf of the Law School within the ABA, and serves as the Law School's point person to the ABA Law Student Division. The ABA Representative shall encourage student ABA membership to actively recruit and enroll new members.

Comment [SBA10]: Please note: This section has not changed, the Treasurer's duties are exactly the same, minus their voting authority.

Comment [SBA11]: Creation of Parliamentarian role.

Comment [SBA12]: Creation of ABA Rep role.

ARTICLE V: REPRESENTATIVES

Section 1: The Representatives of the First Year Day, Second Year Day, Third Year Day, Upperclass Evening, and L.L.M. Classes shall serve as the representatives of their classes under the Board.

ARTICLE VI: FINANCES

Section 1: The Board shall be authorized to appropriate and make expenditures necessary for the conduct of any activity consistent with the purpose of the Association.

Section 2: There shall be rendered a Chief Financial Officer's-Treasurer's report of the finances of the Association at the first meeting of each semester, and the contents of such report shall be posted publicly via hard copy and in any other manner to promote ease of access by the Association.-

Section 3: There shall be prepared and posted by the Chief Financial Officer-Treasurer a statement of all financial affairs of the Association once during the months of September and January, and within ten (10) days after the end of the term of office.

Section 4: Ten (10) school days prior to the Board's vote on a budget, all Members~~the Association~~ must be notified of the forthcoming posting of the budget. At least five (5) school days prior to the vote, the proposed budget must be posted on the Student Bar Association bulletin board, and a copy placed on reserve in the law library and in any other manner to promote the ease of access by the Association.

ARTICLE VII: COMMITTEES

Section 1: The ~~President may appoint such committees and committee members to said committees as needed to promote the goals of the Association as stated in the Preamble to this Constitution. Such committees must be chaired by a Representative, Officer, or Cabinet Member of the Board, unless the committee specifically stands as a committee of non-Board members (i.e. SBA Diversity Committee). The President may, appoint such committees, chaired by a Representative, Cabinet Member or Officer of the Board, as needed to promote the purposes of the Association stated in the Preamble to this Constitution.~~

Section 2: The following shall be standing eCommittees: Budget and Finance Committee, Elections Committee, ~~and~~ Social Committee, and Constitution and ByLaws Committee.

~~**Section 3:** All committees (both Standing and Ad Hoc) must have at least three (3) members and headed by a Chairperson.~~

ARTICLE VI: MEETINGS

Section 1: Association meetings may be called by the President upon due notice to the Association and to the State (in accordance with state law).

Comment [SBA13]: The Constitution never actually explained what class reps do; while possibly self-explanatory, it is helpful to codify.

Comment [SBA14]: This provides a structure for the formation of SBA Committees, and ensures that the Chair is a member of the SBA.

Section 2: The Board shall endeavor to meet at least two (2) times a month or every other week in a convenient and designated place on the Law School campus.

Comment [SBA15]: This provides additional flexibility by adding "every other week"

Section 3: No meeting of the Board shall be officially convened nor shall any business of the Association be voted upon unless a quorum of the Board is present, which is counted and recognized by the Secretary/Vice-President of Administration. Meetings should be conducted with the presence of at least two Officers, one of whom must be the President or Vice-President, unless a meeting is called by Members in accordance with Section 7.

Comment [SBA16]: This clarifies who determines quorum for meetings, as well as an Executive Board requirement of attendance.

Section 4: A quorum of the Board shall be a majority of the occupied positions of the Board, which is counted and recognized by the Secretary/Vice-President of Administration. Vacant positions will not be counted toward the number required for quorum.

Section 5: Voting shall be by a show of hands. In the alternative, a motion may be made to conduct a vote by secret ballot.

Comment [SBA17]: This allows the SBA to conduct a secret ballot at their discretion.

Section 6: Each Officer AND Representative of the Board shall have one (1) vote. No proxy or absentee votes shall be accepted.

Section 7: The President or Vice-President shall, upon written petition signed by not less than thirty-five members (35) of the student body, call a meeting of either the Board or the Association, as requested, regarding any matter of importance to the Association and embodied in said petition. Said meeting shall be conducted by the Executive Board or the Board, and the original petitioner shall serve as spokesperson for the subject matter of the petition.

ARTICLE VII: MEETINGS

~~Section 1:~~ Association meetings may be called by the President upon due notice.

~~Section 2:~~ The Board shall endeavor to meet at least twice a month in a convenient and designated place.

~~Section 3:~~ No meeting of the Board shall be officially convened nor shall any business of the Association be voted upon unless a quorum of the Board is present.

~~Section 4:~~ A quorum of the Board shall be a majority of the occupied positions of the Board. Vacant positions will not be counted toward the number needed for a quorum.

~~Section 5:~~ Voting shall be by a show of hands. However, the Board may elect, by a majority vote, to vote by secret ballot at any time.

~~Section 6:~~ Each Officer AND Representative of the Board shall have one vote. No proxy or absentee votes shall be accepted. Cabinet Members shall not have any vote.

~~Section 7:~~ The President or Vice-President shall, upon written petition signed by not less than thirty-five members of the student body, call a meeting of either the Board or the Association, as requested, regarding any matter of importance to the Association and embodied in said petition.

~~Said meeting shall be conducted by the Executive Board or the Board, and the original petitioner shall serve as spokesperson for the subject matter of the petition.~~

ARTICLE ~~IXVII~~: REMOVAL FROM OFFICE

Section 1: Any Representative or Officer is subject to removal from office for any of the following reasons:

- (a) Failure to attend ~~four~~three (43) properly noticed regular meetings of the Board as a Representative, or two (2) meetings as an Officer or Cabinet Member, without written notice to the ~~Secretary~~Vice-President of Administration;
- (b) Failure to join and/or adequately participate in at least one (1) SBA Committee;
- (c) Violation of any Article of this Constitution or the ByLaws;
- (d) Failure to properly represent one's constituency;
- (e) Any Academic misconduct;
- (f) Making false, -disingenuous, or malicious representation/presentation to the Board and/or Association;
- (g) Failure to adhere to or fulfill any positional requirement;
- (h) Any reasonable circumstance presented by the moving party and approved by the Constitution and ByLaws Committee.

Section 2: ~~In order to~~To initiate proceedings to remove an Officer or Representative, the moving party must submit a statement no more than one thousand (1,000) words describing the reason for said removal, signed by at least twenty-five (25) members or 1/3 of the Board, to the Chairperson of the Constitution and ByLaws Committee. If the subject of said removal is the Chairperson of the Constitution and ByLaws Committee, then such submission shall be to the President. If said submission has been endorsed by at least twenty-five (25) members, the Constitution and ByLaws Committee must hold impeachment proceedings regarding the complaint.

Section 3: Upon the submission of the written statement, the Constitution and ByLaws Committee must place the complaint in a public forum on campus in order to inform the Association of such proceedings. The complaint must be posted at least five (5) days prior to the impeachment proceedings.

Section 4: The Constitution and ByLaws Committee may choose (with approval by the President) to hold the impeachment proceedings during a scheduled Board Meeting or may choose to ~~initiate~~initiate proceedings upon their own accord. In any event, the impeachment hearing may not occur more than three (3) weeks after the initial submission of the impeachment.

Section 5: The Parliamentarian shall act as the Chief Justice in any impeachment process. The impeachment panel shall consist of the Parliamentarian, one Representative of the Board assigned by the President (or, in the impeachment process of the President, the Vice-President), and one Representative of the Board requested by the party being impeached. The panel shall be the only Members allowed to question the impeached party.

Comment [SBA18]: This is an entirely new section. We have no accountability as we cannot remove anyone unless they have missed 4 meetings without written notice, as per the current Constitution. This is one of the most significant changes.

Section 6: The party being impeached has the right to have any Member of the Association testify on their behalf and has a right to be heard. The party being impeached has the right to confront the drafter of the complaint against them.

Section 7: Following the impeachment hearing, the panel shall put forth a formal recommendation to the Board prior to their vote. Such recommendation shall include the panel's suggestion as to how the Board should vote and the justification for their stance.

Section 8: The final decision to remove an Officer or Representative from office must be made by a two-thirds (2/3) vote by the Board. ~~Such vote requires quorum.~~

Section 9: Any vacancies resulting from the above proceedings shall be filled pursuant to Article II, Section 9.

~~Any Representative or Officer who fails to attend four properly noticed regular meetings of the Board, without written notice, may be removed by a two-thirds majority vote of all voting Representatives and Officers of the Board at a regular meeting or at a special meeting called for such purpose, provided that written notice of such absences is given to the absent Representative or Officer after both the second and third absence by the President, Vice President or Secretary of the Board.~~

~~Such notice shall contain a warning that continued failure to attend regularly scheduled meetings could result in removal from the Board under this provision. Such notice shall also provide an opportunity to submit a written explanation or information on this matter to the Executive Board for its consideration. The Executive Board shall then make a recommendation concerning the removal of the Representative or Officer to the entire Board, which will then vote to either approve the recommendation or, upon proper motion by any Representative or Officer, impose alternative sanctions. All decisions by the Board shall be final and binding.~~

~~Section 2:~~ With a majority vote, a Representative or Officer of the Student Bar Association can be removed from office or "recalled" by the "class" of eligible voting members from the election to elect that representative or Officer. A "recall" vote must be scheduled no fewer than 7 days and no more than 14 days after a minimum of 20% of the signatures of the "class," OF Members named in this section, represented by the position in dispute, are submitted to the Student Bar Association Executive Board.

ARTICLE IXVIII: AMENDMENTS

Section 1: This Constitution may be amended by a vote of a majority of the voting members of the Association with due notice for that purpose, except that this Article of the Constitution may be amended by the affirmative vote of three-fourths of the total Association membership.

Section 2: A proposed amendment to this Constitution shall be posted on the Association notice board for at least one week prior to the vote on such amendment.

ARTICLE IXI: BY-LAWS

Section 1: Should any conflicts arise between the SBA Constitution and the ByLaws, the Constitution shall govern. The ByLaws are subservient to and dependent on the Constitution.

Comment [SBA19]: This clarifies the relationship of the Constitution to the ByLaws

Section 2: The Board may enact such ~~by laws~~ByLaws as it deems necessary and proper to promote the purposes of the Constitution.

Section 3: The Board shall approve any ~~by laws~~ByLaws by a majority vote.

Comment [SBA20]: This imposes a voting structure for the passage of ByLaws, which do not currently exist.

Section 4: ~~Any proposed by laws must be submitted by the Chairperson of the Constitution and ByLaws Committee~~committee from which the proposed by laws originated to the Board. ~~Only the committee for which the by laws stand to effect may propose such by laws to the Board.~~The proposed By-Laws must be submitted to the Board and the Constitution and ByLaws Committee and posted in a public forum at least ~~five school days~~seven (75) days prior to the Board voting upon them.

Section 5: Any passed By-Laws are binding upon the Association so long as they do not conflict with the SBA Constitution.