BY-LAWS

JUVENILE JUSTICE & CHILDREN’S RIGHTS SECTION*

NORTH CAROLINA BAR ASSOCIATION

ARTICLE I

Name and Purpose

Section 1. Name. This section shall be known as the Juvenile Justice & Children’s Rights Section of the North Carolina Bar Association.

Section 2. Purpose. The purpose of the Section shall be to further the purposes of the North Carolina Bar Association as stated in Article 1.2 of its By-Laws and to bring together members of the North Carolina Bar Association with a special interest in the practice of juvenile law and children’s rights.

ARTICLE II

Membership

Section 1. Eligibility. Any member in good standing of the North Carolina Bar Association shall be eligible for membership in the Section.

Section 2. Admission to Membership. Admission to membership shall be by application and by payment of the Section dues.

Section 3. Affiliate Members. A non-lawyer who is active in the field of juvenile justice and children’s rights is eligible for affiliate membership in this Section. A person desiring affiliate membership in this Section shall submit a written application to the Association. The dues for affiliate membership shall be the same as those charged regular members of the Section. Affiliate members of the Section shall be eligible to vote as a member of the Section and to hold a council position in each term expiring. Affiliate membership in the
Section does not constitute and will not be considered as membership in the North Carolina Bar Association. Affiliate members shall be eligible to enjoy all other privileges of Section membership, including service on standing and special committees.

Section 4. Quorum for Meeting of Membership. Those members present at meetings duly called as provided for in the By-Laws shall constitute a quorum. * Article 7.5 of the By-Laws of the N.C. Bar Association provides: “Ex-Officio Members.” The President, President-Elect, and Executive Director shall be ex-officio members of all sections and section councils.”

ARTICLE III

Officers

Section 1. Chair and Vice-Chair. The Chair and Vice-Chair of the Section shall be appointed by the President of the North Carolina Bar Association. The Nominating Committee may submit recommendations for each office in writing by no later than March 1 of each year. The Chair shall perform the duties and have the responsibilities of the Chief Executive Officer of the Section. The Chair shall preside at meetings of the Council and at meetings of the Section. The appointment of Committee Chairs will be by the Chair. The Chair shall have such other and further duties as the Section, from time to time, may provide. The Vice-Chair shall assume the duties of the Chair in the absence of the Chair and shall have such other and further duties as the Chair or the Section, from time to time, may provide.

Section 2. Secretary. The Council may elect a Secretary who shall, in consultation with the Director of Section Activities of the North Carolina Bar Association, maintain the rolls and records of the Section and shall have the further responsibility of preparing and maintaining such other records and reports of the Section as may become necessary. The Secretary shall have such other duties as the Chair or the Section, from time to time, may provide.
Section 3. Treasurer. The Council may elect a Treasurer who shall, in consultation with the Director of Section Activities of the North Carolina Bar Association, maintain the financial records of the Section and shall provide such reports and records of the Section as may become necessary. The Treasurer shall have such other duties as the Chair or the Section, from time to time, may provide.

Section 4. Term. Officers of the Section shall serve a one-year term which shall coincide with the terms of office of the officers of the North Carolina Bar Association. No Section officer shall serve more than two consecutive terms in the same office except upon application to and approval by the Board of Governors of the North Carolina Bar Association.

Section 5. Eligibility for Officer Positions. Only members in good standing with the Juvenile Justice & Children’s Rights Section shall be eligible for consideration as an Officer under Article III or as a Council member under Article IV, and such members shall remain in good standing with the Juvenile Justice & Children’s Rights Section during their tenure as an Officer or Council member hereunder.

ARTICLE IV

Council

Section 1. Composition. The Section shall have a Council composed of the officers of the Section and twelve members elected by the membership of the Section. Each term shall have one non-lawyer position.

Section 1.a. Young Lawyers. At least one voting member on the Council shall be 36 years of age or younger at the time of election.

Section 2. Nomination. The Chair of the Section shall appoint a nominating committee of five members of the Section who shall prepare a report of the nominating committee to be presented at the annual meeting of the Section. Members of the Council serve for staggered three-year terms. To this end, the initial report of the nominating committee shall include a total 12 nominations. Four members of the Council who
shall serve a one-year term, four members of the Council who shall serve two-year terms and four members of
the Council who shall serve three-year terms. Additional nominations may be made from the floor in
accordance with the election procedures to be specified by the Section.

Section 2.a. *Vacancy*. The chair of the Section shall fill any vacancies which may occur on the Council
for the duration of the year, with the nominating committee nominating a member to be elected at the annual
meeting for the duration of the term beyond the year.

Section 3. *Powers*. The Council shall be the governing body of the Section subject to the control of the
Board of Governors of the North Carolina Bar Association.

Section 4. *Regular Meetings*. The Council shall hold an annual meeting and other meetings as needed.

Section 5. *Quorum*. A majority of the members of the Council shall constitute a quorum for the
purpose of transacting business.

Section 6. *Special Meetings*. Special meetings of the Council shall be held at any time at the call of the
Section Chair, any three members of the Council or of the President or the Board of Governors of the North
Carolina Bar Association.

Section 7. *Notice of Meetings*. All meetings of the Council, except the annual organizational meeting,
shall be upon not less than ten (10) days notice by mail.

Section 8. *Attendance at Meetings*. If any elected member of the Council shall fail to attend, in a one
year period commencing after the North Carolina Bar Association annual meeting, at least one half of the
scheduled meetings of the Council or if any committee to which such member is appointed, such member’s
office, committee or appointment, as the case may be, shall be automatically vacated. Vacancies shall be filled
by the chair of the Section.

Section 9. *Executive Committee*. There shall be a standing committee of the Council called the
Executive Committee. Its members shall be the Chair, the Immediate Past-Chair, the Vice-Chair, the Secretary,
the Treasurer, and at least one other member of the Council nominated and elected by majority vote of the Council members at regular Council meeting. The Executive Committee shall have the power to act in the place of the Council between meetings of the Council. The Chair of the Section may call a meeting of the Executive Committee upon reasonable notice to all the Committee’s members. Action by the Executive Committee shall be by majority vote of all of its members. The Executive Committee may also act by unanimous written consent without a meeting. All action by the Executive Committee shall be reported at the next meeting of the Council. The Council, by majority vote, may amend, suspend, or revoke any action by the Executive Committee, except insofar as the Executive Committee’s action has been implemented.

Section 10. Eligibility for Council Positions. Only members in good standing with the Juvenile Justice & Children’s Rights Section shall be eligible for consideration as an Officer under Article III or as a Council member under Article IV, and such members shall remain in good standing with the Juvenile Justice & Children’s Rights Section during their tenure as an Officer or Council member hereunder.

ARTICLE V

Committee

Section 1. Standing Committees. The Council may designate such standing committees as it may deem appropriate.

Section 2. Special Committees. The Chair or the Council may appoint special committees as either may deem appropriate.

Section 3. Jurisdiction. The Council shall establish the jurisdiction of the Section members and shall resolve any disputes among its committees. The Board of Governors of the North Carolina Bar Association shall govern any disputes concerning the jurisdiction of the various Sections, Standing and Special Committees of the North Carolina Bar Association.
ARTICLE VI

Miscellaneous Provisions

Section 1. Annual Meeting of the Section. The Section shall have at least one meeting for the entire membership of the Section. The Section may have such other meetings of the entire Section as the Council or Chair may deem necessary. The annual meeting of the Section may be during the Annual Meeting of the North Carolina Bar Association, or at such time as the Council deems appropriate. The nominating committee of the Section shall make its report and the Section shall hold elections for the members of the Council at its annual meeting.

Section 2. Amendments. Any amendments or additions to these By-Laws shall be upon the approval of a majority of the members of the Section present and voting at the annual meeting. Upon such approval by the Section, such amendments or changes shall be presented to the Board of Governors of the North Carolina Bar Association for approval. No changes or amendments shall be effective until approved by the Board of Governors of the North Carolina Bar Association.

Section 3. Publications. The Section may produce and distribute a newsletter or other publications in furtherance of its objectives. Any such publications shall be produced in consultation with the President and Executive Director of the North Carolina Bar Association.

Section 4. Continuing Legal Education. In order that the North Carolina Bar Association may continue to coordinate Continuing Legal Education programs so as to provide the greatest possible benefit to all members of the North Carolina Bar Association, all Continuing Legal Education programs, except such publications as the Section may be authorized to publish, shall be conducted in consultation with the Continuing Legal Education Committee of the North Carolina Bar Association Foundation.

Section 5. Budget. The Section shall, upon request, submit its budget to the Board of Governors of the North Carolina Bar Association for its review and approval.
Section 6. **Reports.** The Section will submit an annual report to the Board of Governors and the President of the North Carolina Bar Association. The Section shall submit such other reports as may be requested by the Board of Governors or the President of the North Carolina Bar Association.

Section 7. **Expenditure of Funds.** Except as otherwise provided herein or in the By-Laws of the North Carolina Bar Association, the Section may expend the funds it collects through the payment of dues in the manner it sees fit. However, the Section is not empowered to spend funds in excess of those actually on hand, nor may it obligate the North Carolina Bar Association in any financial matter.