

BYLAWS OF THE NEBRASKA STATE BAR ASSOCIATION

ARTICLE I Fiscal Year

The fiscal year of the Association shall begin on January 1 and end on the following December 31.

ARTICLE II Members

Section 1. Licensed Lawyers. Membership in the Nebraska State Bar Association for lawyers licensed in the state of Nebraska is defined pursuant to Nebraska Supreme Court Rule §3-803.

Section 2. Law Students. Law students currently enrolled at an ABA accredited law schools shall be entitled to become law student members of the Nebraska State Bar Association. Law Student members are not entitled to practice law in this State or to vote or hold office in the Bar Association but shall be entitled to such other privileges as the House of Delegates shall prescribe from time to time. Law student members shall not advertise or hold themselves out as being licensed to practice law in Nebraska.

Section 3. Affiliate Members: Lawyers licensed and in good standing in other States or the District of Columbia, and whose practice does not require admission to the practice of law in the State of Nebraska, shall be entitled to become affiliate members of the Nebraska State Bar Association upon payment of such dues as shall be prescribed from time to time by the House of Delegates. Affiliate members are not entitled to practice law in this State or to vote or hold office in the Bar Association but shall be entitled to such other privileges as the House of Delegates shall prescribe from time to time. Affiliate members shall not advertise or hold themselves out as being licensed to practice law in Nebraska. Violation of this rule by an affiliate member shall be grounds for suspension or revocation of such member's affiliate membership status.

ARTICLE III Meetings

Section 1. Annual Meeting. The President and the Executive Council shall, with the assistance of an Annual Meeting Committee, establish the program of the Annual Meeting. Such program shall be distributed by mail or other electronic means, by the Secretary, to all active members of the Association at least 20 days prior to the date of the meeting.

Section 2. Quorum. The attendance of 25 Active members shall constitute a quorum at all meetings of the members of the Association.

Section 3. Parliamentary Procedure. Except as otherwise provided in the Rules of the Nebraska Supreme Court and these Bylaws all meetings of the Association shall be conducted according to customary parliamentary procedure, the current edition of *Robert's Rules of Order, Newly Revised*, governing; provided however that without leave of the presiding officer or a majority of the voting members present, no member shall be permitted to speak more than 10 minutes at any one time, nor more than once on the same subject.

Section 4. Executive Session. If a majority of the Active members present at a meeting so direct, the members present at the meeting may resolve themselves into an Executive Session or as a Committee of the Whole.

Section 5. Resolutions. At any meeting of the Association, no resolution shall be acted upon unless the proposed resolution shall have first been filed, in writing, with the Secretary not less than 15 days prior to the date of the meeting. Such resolution shall then be referred to the Resolutions Committee of the House of Delegates for hearing. After such hearing the Resolutions Committee shall forward the resolution to the House of Delegates with its recommendations. These recommendations shall be considered by the House of Delegates and approved, amended or rejected.

Thereafter, said resolution and the action of the House of Delegates thereon shall be referred to the presiding officer for consideration at the meeting of the Association. The recommendations of the Resolutions Committee, as approved, amended or rejected by the House of Delegates, may include that the resolution be referred to an appropriate committee or section for consideration and report back to the Resolutions Committee for further hearing. All other resolutions not filed, in writing, with the Secretary within the time limit provided in this section shall be referred to the Resolutions Committee for hearing at the next hearing date.

Section 6. Effective Provision-Resolution. Any resolution properly adopted by the membership at any meeting shall, unless the Nebraska Supreme Court Rules provide otherwise, be effective as provided in such resolution.

Section 7. Privilege of Floor. The presiding officer or a majority vote of the Active members present at any meeting may admit any person to the privileges of the floor at such meeting of the Association.

Section 8. Resolutions Committee. The Resolutions Committee shall consist of three members appointed by the Chair of the House of Delegates from among the members of the House of Delegates. The Committee may meet at any time before any Annual or Special Meeting of the House of Delegates to hear any resolutions referred to it, as provided in Section 5 of this Article.

ARTICLE IV Nominations, Elections and Voting

Section 1. President-Elect Designate. The nomination and election of the President-Elect Designate of the Association shall be as provided in Chapter 3, Article 8, of the Nebraska Supreme Court Rules. If the Secretary shall receive more than one nomination for the office of President-Elect Designate, the time, manner and method of conducting the election and canvassing the same shall be as provided in Section 6 of this Article. Beginning in 2012, the nominee for President-elect Designate shall be nominated annually in the following geographic order: Lancaster County, Douglas or Sarpy Counties, Greater Nebraska, Douglas or Sarpy Counties.

Section 2. Chair-Elect Designate of House of Delegates. Only elected members of the House of Delegates shall be eligible to be nominated and elected to the office of Chair-Elect Designate of the House of Delegates. Nominations for the office of Chair-Elect Designate of the House of Delegates may be made in writing in advance of any meeting of the House of Delegates or from the floor. Election of the Chair-Elect Designate of the House of Delegates shall be under such procedures as the House of Delegates may, from time to time, determine. Beginning in 2012, the nominee of Chair-Elect Designate shall be nominated annually in the following geographic order: Douglas or Sarpy Counties, Lancaster County, Greater Nebraska.

Adopted October 18, 2018

Section 3. House of Delegates. Only active members in good standing, residing within a District set forth below in this Section or having the right to vote in such District as hereinafter provided shall be eligible for nomination and election to the House of Delegates from that district.

District 1: Fillmore, Gage, Jefferson, Johnson, Nemaha, Otoe, Pawnee, Richardson, Saline, and Thayer;

District 2: Cass and Sarpy;

District 3: Lancaster;

District 4: Douglas;

District 5: Boone, Butler, Colfax, Hamilton, Merrick, Nance, Platte, Polk, Saunders, Seward, and York;

District 6: Burt, Cedar, Dakota, Dixon, Dodge, Thurston and Washington;

District 7: Antelope, Cuming, Knox, Madison, Pierce, Stanton and Wayne;

District 8: Blaine, Boyd, Brown, Cherry, Custer, Garfield, Greeley, Holt, Howard, Loup, Keya Paha, Rock, Sherman, Valley and Wheeler;

District 9: Buffalo and Hall;

District 10: Adams, Franklin, Harlan, Kearney, Phelps, Webster and Clay and Nuckolls;

District 11: Arthur, Chase, Dawson, Dundy, Frontier, Furnas, Gosper, Hayes, Hitchcock, Hooker, Keith, Lincoln, Logan, McPherson, Perkins, Red Willow and Thomas;

District 12: Banner, Box Butte, Cheyenne, Dawes, Deuel, Garden, Grant, Kimball, Morrill, Sheridan, Sioux, and Scotts Bluff.

Nomination shall be by written petition of three Active members residing within such district or having the right to vote therein, accompanied by the nominee's written statement that he or she will serve if he or she is elected. Nominating petitions shall be filed with the Secretary not less than 90 days prior to the Annual Meeting. The Secretary shall certify all nominations to the Chair of the House of Delegates and to the Executive Council, not less than 80 days prior to the Annual Meeting. The Executive Council, in case of failure to receive at least one nomination for each delegate position, shall make additional nominations so that there shall be at least one nominee for each seat in the House of Delegates which is to be filled by election.

Section 4. Executive Council. Nominations for a District Member of the Executive Council shall be by written petition signed by at least 15 Active members of the Association residing within or having the right to vote in the same Supreme Court Judicial District, accompanied by the nominee's written statement that he or she will serve if he or she is elected. Nominating petitions shall be filed with the Secretary not less than 90 days prior to the date of the Annual Meeting. The Secretary shall certify all nominations to the Chair of the House of Delegates and to the Executive Council not less than 80 days prior to the Annual Meeting. The Executive Council, in case of failure to receive at least one nomination for each district member position, shall make additional nominations so that there shall be at least one nominee for each Executive Council position which is to be filled by election.

Section 5. Delegates to ABA House of Delegates. Nominations and election of this Association's Delegates to the House of Delegates of the American Bar Association shall be made by elective members of this Association's House of Delegates at the October meeting thereof. Such Delegates to the House of Delegates of the American Bar Association shall serve for a term of two years and until their successors are elected.

Section 6. Voting. All matters requiring the vote of Active members of this Association, including a referendum of the membership of the Association on any action taken by the House of Delegates, as

provided in Chapter 3, Article 8, of the Rules of the Nebraska Supreme Court, and initiative and referendum proposals, as provided for in Article V of these Bylaws, but other than such matters as are to be considered at a regular meeting or special meeting of the Association, shall be determined by secret ballot, which shall be by electronic ballot. Each ballot shall contain, thereon, the date by which it must be received by the Office of the Secretary, which date shall not be less than thirty (30) days after the date of dissemination. No ballots shall be opened or counted until after the closing date so specified. In any election for an elective office of the Association, the candidate receiving the highest number of votes shall be declared elected. If there is a tie vote in any election, the winner shall be determined by lot conducted by the Election Board. No results of an election shall be publicized until all of the ballots have been counted and these results certified by the Election Board. All nonresident Active members shall be sent ballots for the election of members of the House of Delegates, Executive Council and President-Elect Designate for voting on such offices and all other matters requiring a vote of Active members. All such ballots shall contain a place thereon for the non-resident Active member to indicate the member's last place of residence in Nebraska, or where the member last maintained an office for the full-time practice of law in Nebraska or was employed in Nebraska. The last place of residence in Nebraska, if any, will establish the District in which the non-resident Active member's vote should be tabulated, for all Nebraska State Bar Association purposes and the non-resident Active member will be a member of such District. If the non-resident Active member was not a resident of Nebraska, the member's last place of maintaining an office or place of employment will establish the District as set forth above.

Section 7. Election Board. The Election Board shall consist of three members of the House of Delegates appointed by the Chair of the House of Delegates. The Election Board shall be assisted in its work by the Secretary.

Section 8. Biographical Data. In any contested election for President-Elect Designate, and for District Members of the Executive Council, and for District Members of the House of Delegates, any nominee may submit material for consideration by the Election Board as that person's biographical sketch and/or position statement. Such statement shall not exceed 200 words and, if accepted by the Election Board, shall be forwarded with the ballots.

ARTICLE V Vacancies in Office

Section 1. Investigation. If any question shall arise as to the existence of facts creating any vacancy in office under the provisions of Nebraska Supreme Court Rule 3-804(G)(8), the determination of such question shall be made by the Executive Council of the Association in accordance with such procedures as may be established by the Executive Council.

Section 2. Final Determination. No final determination as to the existence of any such vacancy shall be made by the Executive Council except upon the concurrence of a majority of the District members thereof.

Section 3. Written Notice. Prior to the determination by the Executive Council of the question of facts creating a vacancy in office, other than by death or resignation of an officer, written notice shall be given to the officer concerned, affording such officer the opportunity to Adopted October 12, 2017

appear and to be heard before the Executive Council at a time and place to be fixed by it.

ARTICLE VI Initiative and Referendum

Section 1. Initiative. The right of initiative vested in the membership under the Rules of the Nebraska Supreme Court shall be exercised in the following manner: A petition setting forth the full text of the proposal to be voted upon, signed by at least ten percent of the Active members of the Association, so distributed as to include at least ten percent of the Active members of the Association residing in each of three-fourths of the House Districts, shall be filed with the Secretary. The Secretary shall promptly determine whether the petition is signed by the requisite number and distribution of members of the Association, and if so, shall submit the proposal to the Active members of the Association within 30 days after the petition is filed. The full text of the proposal shall be submitted to each of the Active members of the Association in the form of a ballot, with a square designed "for," and a square designated "against." One or more proposals may be submitted at the same time by setting forth the same information with separate squares for voting for and against each proposal.

Section 3. Position Statements. In any Initiative or Referendum election, the Election Board shall prepare for forwarding with the ballots appropriate position statements for and against the proposal referred or initiated. Any member of the Association or group representing members of the Association may submit material to the Election Board for consideration of that Board in the preparation of such position statements.

ARTICLE VII House of Delegates

Section 1. Organization. The House of Delegates may provide its own rules for the conduct of its affairs, designate the organization of committees from within its own members, specify required attendance, and provide for ex-officio non-voting members who shall have such privileges exclusive of the right to vote, as the House may determine from time to time.

Section 2. Ex-Officio Members. The following shall be ex-officio non-voting members of the House of Delegates:

- (a) The Chair of each Committee of the Association;
- (b) The Chair of each Section of the Association or such Section's elected representative as provided in Article IX, Section 6, hereof;
- (c) Each officer of the Association;
- (d) Each member of the Executive Council;
- (e) The State and Association Delegates to the House of Delegates of the American Bar Association;
- (f) The President of the Nebraska District Judges Association, the President of the Nebraska County Judges Association, the President of the Separate Juvenile Judges Association, the Chief Justice of the Nebraska Supreme Court, and the Chief Judge of the Nebraska Court of Appeals.
- (g) The Dean of the College of Law at the University of Nebraska and the Dean of the School of Law at Creighton University.

Section 3. Term of Office - Chair. The term of office of the Chair of the House of Delegates shall be for one year commencing at the close of the Annual Meeting and terminating at the close of the Annual Meeting in the next following year.

Section 4. Election and Succession. The Chair-Elect Designate of the House of Delegates shall succeed to any vacancy in the office of the Chair-Elect of the House of Delegates, and shall be elected by the House of Delegates at the Annual Meeting. No Chair of the House of Delegates shall

serve two successive terms unless the Chair-Elect shall succeed to the office of Chair due to death, incapacity, disqualification, or resignation of the Chair, in which case the Chair-Elect shall serve the remainder of the term of his or her predecessor as well as his or her own elected term.

Section 5. Approval of Annual Budget. The Executive Council shall present the proposed budget for each fiscal year to the House of Delegates for its approval at the Annual Meeting. The House of Delegates, by majority vote thereof, may amend or modify the proposed budget prior to its final adoption.

ARTICLE VIII Executive Council

Section 1. Presiding Officer. The President shall preside at all meetings of the Executive Council, and if the President is absent or unable to preside, the President-Elect shall preside. If both the President and President-Elect are absent or unable to preside, the Chair of the House of Delegates shall preside.

Section 2. Minutes. The Secretary, or in the Secretary's absence or inability to act, some other member of the Executive Council designated by the presiding officer, shall prepare complete minutes of each meeting of the Executive Council, which shall be submitted to the next regular or special meeting of the Executive Council for consideration and approval, and thereafter shall be maintained in a permanent file by the Secretary as part of the records of the Association.

Section 3. Treasurer's Report. The Treasurer shall present an interim report of all cash receipts and disbursements at each regular meeting of the Executive Council, which report, upon approval by the Executive Council, shall be reported to the Chair of the House of Delegates and to the Chair of the Budget and Planning Committee.

Section 4. Meeting Dates. The Executive Council shall meet at the time and place of each Annual Meeting of the Association, and shall hold regular meetings at least four additional times during each fiscal year of the Association, on dates designated by the Executive Council at its meeting during the Annual Meeting. Any date so fixed for a meeting of the Executive Council may be changed by the President on not less than seven days' written or electronic notice to all members of the Executive Council. Special meetings of the Executive Council may be called by the President or by any two District Members of the Executive Council on two days' written or electronic notice to the members of the Executive Council, provided however, that any action required to be, or which may be taken at a meeting of the Executive Council, may be taken, without such meeting if a consent in writing, setting forth the action so taken shall be signed by all of the members of the Executive Council entitled to vote with respect to the subject matter thereof.

Section 5. Executive Session. If a majority of the Members of the Executive Council at a meeting so direct, the members present at the meeting may resolve themselves into an Executive Session.

Section 6. Ex-Officio Members. The Chief Justice of the Nebraska Supreme Court or his or her designee, and the chair of the Young Lawyers section, and one of the NSBA's ABA Delegates shall be ex-officio non-voting members of the Executive Council.

ARTICLE IX Committees

Section 1. Appointment and Organization. The House of Delegates may authorize or approve the organization of standing committees. The House of Delegates or the Executive Council may authorize or approve Special Committees. The Standing and Special Committees of the NSBA are listed in Appendix A, attached to these Bylaws. Whenever a Committee is approved or abolished by action of the House of Delegates, taken in accordance with these Bylaws, the list of Committees in Appendix A will be deemed automatically amended. As soon as possible after the regular Annual Meeting of the Association, except as otherwise provided, the President shall appoint the members of all committees and shall designate the chair and at the discretion of the President a vice-chair of each committee. Each committee may select from among its members a secretary and such other officers as are deemed desirable. In appointing committee members, chairs or vice-chairs, the President, in consultation with the President-Elect, shall be guided by the general policy of rotation of appointments in order to provide the membership of the Association with a widespread opportunity for committee service, but with retention from term to term of a sufficient number of experienced members to assure continuity of effort. All committee members of standing committees shall be appointed for staggered three-year terms. Initial appointments shall be for staggered terms so that an aliquot number of committee member terms will expire each year. Unless otherwise specified in the Nebraska Supreme Court Rules or these Bylaws, all members of special committees shall be appointed for one-year terms. Unless otherwise specified, committee members, chairs or vice-chairs may serve for successive terms. If the chair is not reappointed to the committee at the end of his or her term, such chair of a standing committee may continue to serve on the committee as immediate past chair for an additional one-year term.

Section 2. Meetings and Quorum. Meetings of any committee shall be held at such times and places as may be fixed by the chair thereof upon notice to the members of the committee. A majority of the members of any committee shall constitute a quorum for the transaction of its affairs.

Section 3. Committee Reports. The chair of each committee shall be charged with the duty of seeing to it that the report of the committee is formulated and delivered to the Secretary of the Association not less than 60 days prior to the date of each Annual Meeting. Such written committee reports as the Executive Council may designate may be printed in the program for the Annual Meeting. Such reports shall be presented at the regular meeting of the House of Delegates for consideration without reading of such reports. When a report of a committee recommends action by or on behalf of the Association, such recommendation shall be set forth in italics, underscored, or be in some form which will readily distinguish the recommendation from the body of the report. The House of Delegates in its report shall advise the members of the Association of any action taken on each committee report.

Section 4. Non-Participating Committee Members. At the time of submission of the committee annual report, or earlier, the chair of each committee shall recommend to the President the removal of any member the committee determines is not participating in committee activities.

Section 5. Annual Review and Retention. Based upon reports submitted by the Budget and Planning Committee and such other information as may be before the body, the House of Delegates may, at the Annual Meeting, vote whether to retain a committee or committees, except the Budget and Planning Committee, for the ensuing year. A committee shall be automatically retained for the ensuing year unless abolished by vote of the House of Delegates or unless the pre-established term of

the committee's existence has expired. Any committee not retained shall be abolished as of the close of the Annual Meeting.

ARTICLE X Sections

Section 1. Organization. The House of Delegates may authorize or approve the organization of additional sections devoted to the improvement of professional knowledge and skill. Each section, when so approved, shall have the power to adopt its own bylaws, not inconsistent with the bylaws of this Association, but such bylaws shall not become effective until approved by the House of Delegates. There shall be no qualification for membership in any section, other than membership in this Association and payment of NSBA voluntary dues and such section membership dues or fees as have been duly established by the section bylaws. Each section shall select a chair and such other officers as are deemed desirable. The sections of the NSBA are listed in Appendix A, attached to these Bylaws. Whenever a section is approved or abolished by action of the House of Delegates, taken in accordance with these Bylaws, the list of sections in Appendix A will be deemed automatically amended.

Section 2. Executive Committee. Each section shall have an executive committee composed of the elected officers of the section and such additional members, if any, selected as may be specified in the section's by-laws.

The business and affairs of the section shall be the responsibility of its executive committee. The executive committee of a section may conduct such seminars and institutes as the NSBA Education Committee may authorize or direct.

Section 3. Annual Review and Retention. At least 60 days prior to the Annual Meeting of the Association, the chair of each section shall submit a written report of the work of the section to the Secretary of the Association. Based upon the annual reports submitted by each section, reports submitted by the Budget and Planning Committee, and such other information as may be before the body, the House of Delegates may, at the Annual Meeting, vote whether to retain a section or sections for the ensuing year. A section shall be automatically retained for the ensuing year unless abolished by vote of the House of Delegates. Any section not retained shall be abolished as of the close of the Annual Meeting. No vote shall be held on the abolishment of a section unless not less than fifteen days' written notice is provided to the chair of the section and notice of the vote is published on the agenda for the meeting of the House of Delegates.

Section 4. Meetings. Each section shall meet at least once each year at such time as the executive committee of the section shall direct.

Section 5. Financial Sources and Responsibility. Except to the extent of funds available to the section from its own dues and fees, or other sources of revenue generated entirely by the section, no section shall incur any obligation or make any expenditure in excess of the amount, if any, approved by the Executive Council or the House of Delegates. No action, report, recommendation or resolution of any section shall be binding upon the Nebraska State Bar Association, nor shall it be publicized as such, unless formally ratified or adopted by the House of Delegates or by the membership of the Association.

Section 6. Representation in House of Delegates. The chair of each section shall be an ex-officio, non-voting member of the House of Delegates unless such section shall, at its annual meeting, elect a

delegate other than the chair so to serve. The term of such representative shall be for the period of one year.

Section 7. Annual Meeting Program. Each section shall be entitled to such assignment of time on the program of the Annual Meeting of the Association as shall be allotted to it by the Annual Meeting Committee and the Executive Council.

Section 8. Law Students. Law students may be members of sections but shall not be entitled to vote or be members of the executive committee of a section.

Section 9. Membership Requirement/New Section. A section must maintain a minimum of twenty-five (25) members in order to remain in good standing as a section of the Nebraska State Bar Association. New sections may, with the approval of the House of Delegates, be created upon application signed by twenty or more voluntary-dues-paying members of the Association. A new section shall be exempt from maintaining the required minimum membership for a section until its second anniversary of existence, after which time it shall be subject to the minimum membership requirement.

Section 10. Custody of Funds. The Secretary of the Association shall serve as ex-officio treasurer of each section and shall receive and account for dues and other funds paid to him/her on behalf of each section. The ex-officio treasurer shall retain custody of all section funds in an account or accounts of the Association, and shall act as disbursing agent for each section. A section may choose to maintain custody of and disburse its funds, provided the executive committee of such section shall comply with any requirements that may be established by the House of Delegates as a condition of doing so.

Section 11. Oversight. To assist the House of Delegates in respect to its oversight of the sections of the Association, the Budget and Planning Committee, or such different committees as the President may appoint, shall review and make recommendations as to matters pertaining to the organization, status and governance of sections of the Association.

ARTICLE XI Reports and Publications

Section 1. Filing and Ownership. All papers, addresses, and reports presented to the Association, House of Delegates, Executive Council or any section or committee thereof, shall be filed with the Secretary and become the property of the Association insofar as may be permitted by law.

Section 2. Distribution. The House of Delegates or the Executive Council may, in its discretion, order all or any portion of the proceedings or addresses or other publications to be distributed to all or such portion of the membership as the House of Delegates or the Executive Council may direct.

Section 3. Annual Reporting. The Secretary shall prepare and distribute annually by mail or electronic means, to each active member of the Association, an Annual Report which shall contain: a list of the officers, members of the Executive Council and the House of Delegates with the date of expiration of the term of office of each, a report on the total number of members of each classification of membership of the Association, a description and roster of committees and sections, a report of the most recent audit of the financial affairs of the Association, the annual report of the President, and a current directory of membership listed by mailing address. Such items need not be published at the same time.

Section 4. Nebraska Lawyers Deskbook. The Secretary shall make available to each Active member of the Association, in online electronic format, the NEBRASKA LAWYER'S DESKBOOK, which shall include: (a) The current Nebraska Rules of Professional Responsibility, (b) Duly adopted Real Estate Title Standards, (c) The Nebraska Supreme Court Rules Creating and Controlling the Nebraska State Bar Association, and the Bylaws of this Association, and (d) Such other matters as the House of Delegates or the Executive Council may from time to time direct.

ARTICLE XII Representation of the Association

Section 1. Judicial. No member, committee, or section shall assume to represent the Association in any court or in any controverted procedure before any tribunal unless authorized to do so by the House of Delegates, the Executive Council, or in the case of emergency, by the President.

Section 2. Financial. No committee or section, or any officer or member thereof, shall have the power to make the Association liable for any debt or obligation except upon the express prior authorization of the House of Delegates, the Executive Council or the Association itself.

Section 3. Legislative or Regulatory. Unless otherwise authorized in these Bylaws, no member, committee, or section shall represent the Association before any federal, state, or local legislative, executive, regulatory or administrative body or authority on legislative matters unless authorized to do so by the House of Delegates, the Executive Council, the President, or the President-Elect.

ARTICLE XIII Dues

Section 1. Dues Established by House of Delegates. Dues to be paid by its Members to the Association shall be established by the House of Delegates.

Section 2. Delinquent Dues. The annual dues of each year shall become due and payable on or before January 1 and shall become delinquent the first day of March. No Member shall be permitted to exercise any right or privilege of dues paying while his/her dues are delinquent.

Section 3. Termination for Nonpayment of Dues. If a Member is delinquent in their annual payment of dues on March 1, such Member shall be automatically dropped from the roll of dues paying members for nonpayment of dues, and all rights in respect thereto shall cease. If a Member becomes delinquent in their monthly payment of annual dues, they will be notified of the delinquency. If payment is not made within 30 days of notice, they will be dropped from the roll of dues paying members for nonpayment of dues, and all rights in respect thereto shall cease.

Section 4. Legislative Check Off: The annual dues notice shall offer the members of the Association an opportunity to reduce their dues by the stated amount of their dues intended for lobbying activities. If a member selects the legislative check-off but fails to deduct that amount from the total paid, that amount will be donated to the Nebraska Lawyers Foundation.

ARTICLE XIV Adoption, Amendment and Repeal

Section 1. These Bylaws may be amended at any meeting of the House of Delegates by a vote of two-thirds of the voting members present, provided that no amendment shall be considered (except by unanimous consent of the voting members present) unless a written or printed copy of the proposed amendment or amendments shall have been transmitted by mail or electronically to the members of the House not less than ten days in advance of the meeting.

Appendix A – Description of Committees and Sections

Standing Committees

Budget and Planning. The Committee shall consist of three members appointed by the Executive Council, three members appointed by the House of Delegates and six members appointed by the President-Elect. It shall perform the duties described in Chapter 3, Article 8 of Rules of the Nebraska Supreme Court and such other functions assigned by the House of Delegates, Executive Council or President. Given the need for particular expertise, the Investment Policy adopted by the Budget and Planning Committee will first be researched and then recommended to the Budget and Planning Committee by an Investment Subcommittee. The Investment Subcommittee will be chaired by the Chair of the Budget and Planning Committee. The Chair will recommend the membership of the Investment Subcommittee to the Executive Council for approval. The Subcommittee shall consist of no more than seven members, in addition to the Chair, it shall include at least three members of the Budget and Planning Committee. The Chair may additionally recommend for appointment, up to three other dues-paying members of the NSBA, based on their expertise in the area of investments.

Education. The Committee shall be responsible for the planning, implementation and accreditation of all continuing legal education programs sponsored by the NSBA and its various sections.

Elections Committee. The Elections committee shall make plans for and carry out any elections taking place in the House during a regular or special meeting; shall supervise, oversee and insure the successful election of District Delegates to the House, and shall serve as the Election Board for the election of members of the Executive Council and officers of the Association at the appropriate times as designated in the Rules and Bylaws of the Association.

Judicial Resources. The Committee shall develop the policy and legislative position of the Association on matters pertaining to the creation, elimination or movement of judicial positions with respect to the courts of the State of Nebraska. The Committee shall be responsible for proposing, considering and commenting upon legislation which creates, abolishes, moves or otherwise changes judicial positions or vacancies concerning the courts of the State of Nebraska.

The Committee shall consist of the NSBA President, the immediate past-President, the President-elect, the Chair of the House of Delegates and 12 members of the House of Delegates selected by the chair of that body. The members of the House shall be selected in a manner so as to provide two (2) representatives from each Supreme Court District of the State.

The recommendations and positions of the Committee shall be communicated to the Executive Council and the House of Delegates, and thereafter become the position of the Association unless changed or overruled by a vote of the House of Delegates. The Committee is authorized to appear on behalf of the Association on such matters before the Legislature or its Judiciary Committee, and is also authorized to appear on behalf of the Association before the Judicial Resources Commission. The Committee shall develop and submit to the House of Delegates for approval its own rules for meetings and conducting business.

The committee shall also shall monitor, study and evaluate the laws and proposed laws of the State and the rules of court which relate to civil, criminal or juvenile practice and procedure in the courts of this State in order to determine the adequacy of the operation of all rules of practice and procedures. It shall study and make recommendations concerning the betterment of judicial administration in all courts of this State, the improvement of the working conditions and compensation of the members of the judiciary and the evaluation and promotion of an independent and impartial judiciary. The Committee shall also monitor, study and evaluate the operation of the

Nebraska Rules of Evidence (including all proposed changes) in order to determine their adequate operation. The Committee shall make its recommendations concerning policy or for any desirable changes to the House of Delegates and Executive Council.

Legislation. The Committee shall monitor legislation proposed before the Nebraska Unicameral and shall advise and make recommendations to the Executive Council and the House of Delegates with regard to matters which are within the legislative policy of the Association. The Committee shall also advise and assist the President with regard to all legislative matters coming before the Association. In carrying out its functions, the Committee may request the assistance of the other Committees and Sections of the Association.

Legal Services. The Committee shall be responsible for recommending, reviewing, and approving the policies and guidelines regulating volunteer legal services, including private attorney participation, client eligibility for services and program record keeping. The Committee shall assist in recruiting private attorneys and other professionals, establishing and maintaining a program of awards and recognition for the volunteer attorneys and maintaining the funding for volunteer legal services. It shall study and make recommendations on the referral of non pro bono cases, including modest means and other special interest panels. The Committee shall perform such other functions as may be assigned by the Executive Council or President.

Nominations. The Nominations committee shall function to nominate, or cause to be nominated, one or more nominees for the position of Chair-Elect of the House of Delegates, and shall set or cause to be set any policy regarding geographical rotation of the position of Chair-Elect; and shall supervise, oversee and encourage the successful nomination of at least one nominee for the position of District Delegate from each House District and of ABA Association Delegates at the appropriate time as designated in the Nebraska Supreme Court Rules and Bylaws of the Association.

The Committee shall nominate or cause to be nominated one or more nominees for the Association's awards, specifically the Award of Appreciation, the Award of Special Merit and the George H. Turner Award. None of these awards must be granted annually. The nominees will be forwarded to the Executive Council for final approval.

Rules and/or Bylaws shall review, study and analyze the various operations, procedures and responsibilities of the House of Delegates as they now exist or will exist in the future, and determine if the House needs or will need to alter or amend its Rules for efficient and effective functioning; shall review, study and analyze the Bylaws of the Association and the Rules Creating, Controlling and Regulating the Nebraska State Bar Association. If so, the committee shall function in such a way as to bring about the drafting, consideration and adoption by the House of the required amendments to the House Rules and/or Bylaws, and to recommend to the Supreme Court changes to the Rules, Creating, Controlling and Regulating the Nebraska State Bar Association.

Special Committees

Annual Meeting. The Committee shall assist the President, Executive Council and Association staff in planning the program of the Annual Meeting of the Association. Persons who are not members of the Association may serve as ex-officio members of the Committee.

Client Assistance Fund Board. The Board shall, in accordance with Rules approved by the House of Delegates, administer the Client Assistance Fund of the Association. The Board shall receive claims, cause them to be investigated, review the findings and recommendations of investigations and make

a determination concerning the allowance of each claim. It shall perform such other functions assigned by the Executive Council or President. The Executive Council shall recommend the members of the Client Assistance Fund Board to the Nebraska Supreme Court for appointment.

Member Grievance. The Committee shall review and make recommendations to the Executive Council with regard to complaints made by dues-paying members. Such review shall be pursuant to a grievance procedure established by the Executive Council. This Committee shall consist of three members appointed by the Executive Council. Members may not be officers of the Nebraska State Bar Association, or members of the House of Delegates, the Executive Council or the Legislation Committee.

Membership Committee: The Committee is charged with soliciting new and retaining current members of the Association. The Committee shall insure that members are informed of the various services offered by the Association and encourage participation by the members in the programs, committees and activities of the Association. The Committee shall evaluate members' interests and needs regarding the practice of law, including but not limited to electronic legal research, insurance and technology, and may recommend that additional member services be provided by the Association.

Practice and Procedure. The Committee shall monitor, study and evaluate the laws and proposed laws of the State and the rules of court which relate to civil, criminal or juvenile practice and procedure in the courts of this State in order to determine the adequacy of the operation of all rules of practice and procedures. It shall study and make recommendations concerning the betterment of judicial administration in all courts of this State, the improvement of the working conditions and compensation of the members of the judiciary and the evaluation and promotion of an independent and impartial judiciary. The Committee shall also monitor, study and evaluate the operation of the Nebraska Rules of Evidence (including all proposed changes) in order to determine their adequate operation. The Committee shall make its recommendations concerning policy or for any desirable changes to the House of Delegates and Executive Council.

Professional Enhancement. The committee shall study and make recommendations concerning the ethical standards applicable to the members of the NSBA and the rules and regulations for professional responsibility and to ensure that the Nebraska State Bar Association maintains appropriate focus and emphasis on legal professionalism.

Publications. The Committee shall be responsible for editorial control and oversight of the production of the Nebraska State Bar Association monthly publication for members and shall operate as the Editorial Board for the publication. The Committee shall perform the following duties: (a) recommend, implement and assess the editorial and advertising policies; (b) establish and annual plan for publication; (c) review on an annual basis the practices and procedures for the Committee and NSBA staff working with the Committee; (d) periodically conduct editors and authors workshops; and (e) perform any other duties required to produce a monthly publication for the benefit of NSBA members.

Real Estate Practice Guidelines. The Committee shall study and make recommendations to the House of Delegates and Executive Council concerning procedures and practices for the establishment of title to real estate in the State, and the practice of law as it relates to land titles. It shall propose rules that will assist in the orderly and efficient transfer of land titles and review and propose changes in existing title examination standards. It shall perform such other functions assigned by the Executive Council or President.

Sections

Agricultural Law
Alternative Dispute Resolution
Appellate Practice
Bank Attorneys
Bankruptcy
Business Law
Corporate Counsel
Diversity
Elder Law
Family Law
Federal Law
General Practice
Government Practice
Health Law
Immigration Law
Indian Law
Intellectual Property
Juvenile Law
Labor Relations and Employment Law
Law Practice Management
Limited Scope of Representation
Military Law
Natural Resources and Environmental Law
Public Interest Law
Real Estate, Probate and Trust
Securities Law
Senior Lawyers
Taxation
Women and the Law
Workers' Compensation
Young Lawyers