

**UTAH STATE BAR
ENTERTAINMENT LAW
SECTION BYLAWS**

**ARTICLE 1
ORGANIZATION**

1.1 Creation. The Entertainment Law Section (hereinafter "Section") was established pursuant to the Rules for Integration and Management of The Utah State Bar and Bylaws of the Utah State Bar (sometimes referred to as the "Bar") to accomplish the purposes set forth therein.

1.2 Purpose. The purpose of the Section shall be to assist its members and all interested members of the Bar:

- a. By providing high quality continuing legal education ("CLE") opportunities which will satisfy all of the Utah State Bar Mandatory Continuing Legal Education requirements;
- b. By sponsoring periodic CLE luncheons with topics selected by Section officers (after considering input from Section members);
- c. By holding an annual Section meeting (e.g., a half-day seminar) with an update of case law relevant to the practice of Entertainment Law in Utah;
- d. By sponsoring activities at Utah State Bar related events;
- e. By providing opportunities and forums for Entertainment lawyers to network and exchange ideas regarding the practice of Entertainment Law;
- f. By periodically publishing an update advising Section Members of upcoming events, legislation and other matters pertinent to Entertainment lawyers;
- g. By monitoring legal and political issues relevant to Entertainment lawyers and to make recommendations to the Bar with respect thereto including without limitation participation on the Utah State Bar Governmental Affairs Committee, if applicable;
- h. If applicable, by forming ad hoc committees to address legislation of general interest to Entertainment Law practitioners; and
- i. To undertake such other service as may be of benefit to the Section's members, the legal profession and the public.

1.3 Limitations. The power and authority of the Entertainment Law Officers is created, and these Bylaws are adopted, subject to the applicable Utah Statutes, Rules for Integration and Management of The Utah State Bar, the Bylaws of the Utah State Bar, and the Utah State Bar Commission, and supersede any existing Bylaws of the Section.

1.4 Principal Office. The principal office of the Section shall be maintained in the offices of the Utah State Bar.

1.5 Fiscal Year. The fiscal year of the Section shall coincide with that of the Utah State Bar.

ARTICLE 2
MEMBERSHIP

2.1 Enrollment. Any member of the Utah State Bar in good standing with the Bar may, upon request to the Executive Director of the Bar, be enrolled as a member of the Section by the payment of annual Section dues in an amount and for the purpose approved by the Board of Commissioners of the Utah State Bar. Persons who are not members of the Bar may be placed on the mailing list of the Section and notified of meetings of the section and encouraged to attend.

2.2 The Membership. Members enrolled as provided in Section 2.1 shall constitute the membership of the Section.

2.3 Dues. The Section officers shall set the dues for Section members. The dues shall be \$20.00 for each member per year unless the Section officers determine an adjustment should be made.

ARTICLE 3
MEETINGS

3.1 Annual Meeting. The annual meeting of the Section shall be held at a place determined by the officers on the first Friday in March in each year or such other date as designated by the Section Officers unless that day is a legal holiday, and if a legal holiday, on the following Thursday which is not a legal holiday.

3.2 Quorum. Those Section members present at any duly called Section meeting shall constitute a quorum for the transaction of business.

3.3 Controlling Vote. Action of the Section shall be by majority vote of the members present and voting at any meeting of the Section.

3.4 Agenda. At the annual meeting of the Section members, Officers of the Section shall be elected and other business may be discussed and voted upon as determined to be appropriate by the Officers.

3.5 Special Meetings. Special meetings of the membership of the Section may be called by the Section Chair at such time and place as may be determined.

3.6 Notice of Meetings. Written, printed, or electronic notice shall be given to all Section members stating the date, hour and place of all meetings of members, and in the case of all special meetings the purpose or purposes for which the meeting is called. Notice shall be delivered by hand, U.S. mail or e-mail at least five (5) days prior to the date of the meeting to each member of the Section. If mailed, notice shall be deemed delivered when deposited in the United States mail addressed to the member at his or her address as it appears on the records of the Utah State Bar, with postage thereon prepaid.

ARTICLE 4
OFFICERS

4.1 Officers. The Officers of the Section shall be a Chair, a Vice Chair, a Treasurer, and a Secretary, chosen from the membership of the Section. The Officers shall establish the rates for Section dues, CLE presentations (e.g., monthly lunches and the annual Section meeting), as well as approve expenditures for special projects, donations, reimbursements and lodging and meals for guest speakers at Section-sponsored events. Officers cannot take positions on legislative issues, or take action with the legislative or executive branches of government, either on behalf of the Section or as an executive committee, without first bringing the issue to the members of the Section for a discussion and vote, and then obtaining permission from the Bar Commission. Specific duties of those officers related to administration and operation of the Section shall be as follows:

Chairperson

- General oversight of Section
- Liaison with Utah State Bar
- Represent Section at Utah State Bar Commission meetings, as invited
- Respond to inquiries made to Section
- Oversee Distinguished Entertainment Law Practitioner award [if applicable]
- Supervise and prepare agenda for Section Officer meetings
- Communications to Section officers
- Oversee regular CLE presentations
- Coordinate/oversee matters assigned by Section Officers
- CLE presentations, special ad hoc projects

Vice Chairperson

- Serve on Utah State Bar Legislative Affairs Committee, as invited
- Canvas Section for position on pending legislation
- Serve on Utah State Bar Annual Meeting Committee, as invited
- Arrange for applicable Section-sponsored speakers at Annual Meeting
- Authorized to attend Annual Meeting and introduce Section-sponsored speaker(s)
- Provide recognition for outgoing Section Chairperson
- Provide recognition for distinguished Entertainment Law Practitioner award [if applicable]
- Coordinate/oversee matters assigned by Section Officers
- CLE presentations, special ad hoc projects

Treasurer

- Serve on Utah State Bar Mid-Year meeting committee, as invited
- Arrange for applicable Section-sponsored CLE session or sessions at mid-year meeting,
- Authorized to attend mid-year meeting and introduce Section-sponsored speaker(s),
- Analyze regular financial reports
- Make recommendations on rates for dues, CLE charges, etc.
- Monitor self-sufficiency of regular functions
- Prepare annual budget/estimates of expenditures
- Process reimbursements with Utah State Bar

Coordinate/oversee matters assigned by Section Officers
Organize new lawyer CLE if applicable
CLE presentations, special ad hoc projects

Secretary

Supervise preparation and e-mailing of section correspondence
Maintain records (historical listing of CLE, Officers, Section rules, etc.)
Reserve facilities for CLE meetings and select menus
Coordinate/oversee matters assigned by Section Officers
CLE presentations, special ad hoc projects, as invited
Send out correspondence for no shows at CLE presentations, if applicable
Coordinate annual Section meetings, including arranging for speakers and preparing materials, introducing speakers and conducting election of new Section Officer(s)

ARTICLE 5
ELECTIONS

5.1 Succession to Offices. The Secretary shall automatically succeed to the office of Treasurer. The Treasurer shall automatically succeed to the Office of Vice Chair. The Vice Chair shall automatically succeed to the Office of Section Chair.

5.2 Elections. A new Secretary shall be elected each year at the Section's annual election meeting by majority vote of the members then in attendance. If for lack of nominations or any other reason no Secretary is elected, the position may be filled pursuant to Section 5.3, below.

5.3 Vacancies. If at any time an office shall become vacant for any reason, then the remaining Section Officers may appoint any member of the Section to fill the vacancy for the balance of the unexpired term. Such appointed person shall not succeed automatically to another Section Office as provided in Section 5.1, above, but shall be subject to elections as provided in Section 5.2, above.

5.4 Term of Office. The term of office shall begin with the adjournment of the Section annual election meeting, following election or succession to office, and shall end following the annual election meeting at which a successor has been duly elected and qualified, appointed and qualified, or succeeded to office.

ARTICLE 6
COMMITTEES

6.1 Committees. The Section shall have such committees as may from time to time be appointed by the Officers to perform such duties and exercise such powers as the Officers may direct.

6.2 Committee Chairperson. Each Committee shall have a Chairperson to be appointed by the Officers who will then regularly report to the Officers.

6.3 Duties of Committees. Each Committee shall have the responsibilities which are delegated to it by the Officers, which may include the following:

- a. To plan and implement Section projects including but not limited to Section meetings and continuing legal education seminars.
- b. To analyze issues and make recommendations to the Officers on matters referred to the Committee or on its own initiation.

6.4 Membership of Committees. Upon request, any member of the Section may be a member of one or more Committees.

6.5 Duties of Members of Committee. A Section member shall become a member of a Committee with the understanding he or she will devote sufficient time to assist the Chairperson of the Committee in performing the duties of the Committee.

6.6 Meetings. The Committees may act by correspondence or at meetings separate from the Section. Section members may but need not be given notice of Committee meetings and all Committee meetings may but need not be open to all Section members.

ARTICLE 7 **AMENDMENTS**

7.1 These Bylaws may be amended at any meeting of the Section by a majority vote of the members of the Section present and voting.

CERTIFICATION OF ADOPTION

I CERTIFY THAT THE FOREGOING BYLAWS WERE ADOPTED BY VOTE OF THE SECTION MEMBERSHIP OF THE ENTERTAINMENT LAW SECTION OF THE UTAH STATE BAR AT A MEETING, DULY CALLED, ON THE __ DAY OF ____, 2018.

BY: _____
David B. Dellenbach, SECTION CHAIR