

PROPOSED AMENDMENT TO ARTICLE VI, SECTION 1 AND SECTION 2 OF THE
BY-LAWS OF THE ALTERNATIVE DISPUTE RESOLUTION SECTION

WHEREAS, the Alternative Dispute Resolution Section of the Louisiana State Bar Association held its Annual Meeting on October 21st of 2011 to amend Article VI, Sections 1 and 2 to read as follows:

“Section 1. Nominations - Annually, the Chairman shall appoint a Nominating Committee of three members of the Council. This Committee shall make and report one nomination for each office and council position which is to be filled by election in that year, identifying each nominee and including a brief statement of the activities undertaken by the nominee in the Section and in the legal profession. Upon receipt of the committee report, the Chairman of the Section shall have it published via email to Section members prior to the Annual Meeting. Added nominations may be made prior to the meeting by means of a petition signed by not less than ten members of the Section.

Section 2. Elections – If only one person be nominated for any office, and the nominations are closed, that person shall be declared elected to that office and there shall be no ballot confirming such. The Section members shall be notified of said election via email. If two or more persons are nominated for any office, the nominee receiving the plurality of votes cast pursuant to an email ballot shall be elected to that office. The ballot shall contain the names of all nominees and shall be accompanied by a brief biography of each nominee. The ballot shall include a deadline for returning the ballot by email to the Louisiana State Bar Association to the attention of the Section Coordinator, who will forward the results to the Secretary/Treasurer of the Section. The ballot shall further instruct the Section member to include an electronic signature on the email. Voting shall be under such scheduling as set by the Officers of the Section; provided that such scheduling shall allow completion of the election no less than thirty days prior to the commencement of the Annual Meeting of the Section.”

I, the undersigned chairman of the Alternative Dispute Resolution Section of the Louisiana Bar Association, confirm that a majority of the Section’s Council members, as well as a majority of the Section’s members who appeared at the Section’s Annual Meeting, voted in favor of this amendment to the by-laws.

Respectfully Submitted:

Paul W. Breaux
Chair, ADR Section

**APPROVED BY HOUSE OF DELEGATES
JANUARY 21, 2012
NEW ORLEANS, LA**

**APPROVED BY BOARD OF GOVERNORS
JANUARY 21, 2012
NEW ORLEANS, LA**

ARTICLE VI
ELECTION OF OFFICERS AND COUNCIL

Section 1. Nominations - Annually, the Chairman shall appoint a ~~n~~Nominating eCommittee ~~made up~~ of three members of the Council. This committee shall ~~notify the Section members of those Council positions to be filled by election in that year. This notice shall invite Section members who have an interest in filling one of those positions to submit a biography and a statement as to why they wish to serve on the Council. Following the publication of this notice, and after allowing a reasonable period of time for Section members to submit a biography and statement,~~ the nominating committee shall meet ~~make~~ and report one nomination for each office and Ccouncil position which is to be filled by election in that year, identifying each nominee and including a biography for each nominee brief statement of the activities undertaken by the nominee in the Section and in the legal profession. ~~This~~ Upon receipt of the committee report, the Chairman of the Section shall be ~~have~~ it published via email to the Section members prior to the Annual Meeting. ~~This report shall also inform the members that nominations may be added to the ballot by~~ Added nominations may be made prior to the meeting by means of a single petition signed by not less than ten members of the Section.

Section 2. Elections - If only one person be nominated for any office, and the nominations are closed, that person shall be declared elected to that office and there shall be no ballot confirming such. The section members shall be notified of said election via email. If two or more persons are nominated for any office, the nominee receiving the plurality of votes cast pursuant to an email ballot shall be elected to that office. Following a reasonable period of time to allow Section members to review the published report and submit petitions, a ballot in such form as determined by the nominating committee shall be mailed to all Section members. The ballot shall contain the names of all nominees and shall be accompanied by a brief biography of each nominee. The ballot shall include a deadline for returning the ballot ~~to the Secretary/Treasurer either by mail or facsimile. The ballot shall further instruct the Section member to both print and sign his/her name on the ballot.~~ Election shall be by plurality of the votes cast, by email to the Louisiana State Bar Association to the attention of the Section Coordinator, who will forward the results to the Secretary/Treasurer of the Section. The ballot shall further instruct the Section member to include an electronic signature on the email. Voting shall be under such scheduling as set by the Officers of the Section; provided that such scheduling shall allow completion of the election no less than thirty days prior to the commencement of the Annual Meeting of the Section.