

**RESOLUTION TO THE LOUISIANA BAR ASSOCIATION
HOUSE OF DELEGATES**

WHEREAS, the author of this resolution is the chair of the Legislation Committee for the Louisiana State Bar Association and has served on the Legislation Committee for many years.

WHEREAS, several mandatory state bar associations have been recently sued by their members for legislative activities and there is a case presently pending in the federal courts addressing this issue.

WHEREAS, the Louisiana State Bar Association should not take a legislative position that is unduly divisive.

WHEREAS, the Legislation Committee is required to adhere to house policy.

WHEREAS, in accordance with the Article VIII Section 6 of the Articles of Incorporation of the Louisiana State Bar Association, the current voting requirement for the House of Delegates to take a position on matters that are or may go before the legislature is a simple majority of the required numerical quorum of the House of Delegates.

WHEREAS, a policy position related to a legislative matter and only passed by a simple majority of the required numerical quorum of the House of Delegates could be viewed as unduly divisive, and as such the voting requirement should be increased to “three-fourths of the required numerical quorum of the House of Delegates”.

WHEREAS, I move that the House of Delegates propose that we amend Article VIII, Section 6 of the Articles of Incorporation of the Louisiana State Bar Association as follows:

“Article VIII

Section 6. Voting

Each member of the House of Delegates shall have one vote. Voting by proxy shall not be permitted except as hereinafter provided. The House of Delegates may adopt such rules as it deems proper for representation of an absent delegate by a member of the Association in good standing from the same judicial district as the absent delegate; provided, however, no person may be designated an alternate for more than one elected delegate and no elected delegate may serve as an alternate.

Each resolution presented to the House for passage shall be adopted by the House if it shall pass by a vote of a majority of those present and voting, provided, however, that any resolution of the House of Delegates having to do with the position of the Association ~~on legislation pending before the Legislature~~ shall require a vote in excess of ~~one-half~~ three-fourths of the required numerical quorum of the House of Delegates.”

(Words struck through with a line would be removed and underlined words would be added).

NOW, THEREFORE BE IT RESOLVED that the House of Delegates proposes that Article VIII, Section 6 of the Articles of Incorporation of the Louisiana State Bar Association be amended to state as follows:

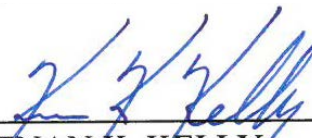
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Each resolution presented to the House for passage shall be adopted by the House if it shall pass by a vote of a majority of those present and voting, provided, however, that any resolution of the House of Delegates having to do with the position of the Association shall require a vote in excess of three-fourths of the required numerical quorum of the House of Delegates.”

Respectfully Submitted,



KEENAN K. KELLY
10TH JUDICIAL DISTRICT

APPROVED BY HOUSE OF DELEGATES AS AMENDED BY AUTHOR
JUNE 6, 2019
MIRAMAR BEACH, FL

AMENDED VERSION APPROVED BY BOARD OF GOVERNORS
JUNE 7, 2019
MIRAMAR BEACH, FL

(this is a proposed amendment to the Articles of Incorporation and will need to go to the membership

in fall 2019 for approval)