

## **BYLAWS**

### **ENTERTAINMENT AND SPORTS LAW SECTION**

#### **COLORADO BAR ASSOCIATION**

##### **Name and Purpose**

*Section A.* This Section shall be known as the Entertainment and Sports Law Section of the Colorado Bar Association ("Section").

*Section B.* The purpose of the Section shall be to promote the goals of the Colorado Bar Association ("CBA") within the areas of sports and entertainment law and further the continuing legal education of and cooperation among the Section's members in the practice of entertainment and sports law, and create a better understanding of the entertainment and sports law practice among the CBA's members and the general public.

*Section C.* The Section will be committed to practices consistent with fulfilling the CBA's Mission, Values, and Vision Statements as articulated in Appendix A of the CBA Bylaws. These practices may include, but are not limited to, assigning council composition, creating working groups/committees, planning speaking events and identifying speakers.

##### **I. MEMBERSHIP IN SECTION**

1. Persons who are Attorney members of the Colorado Bar Association may be members of the Section upon payment of Section dues.
2. Persons who are associate members of the Colorado Bar Association may be associate or patron members of the Section upon payment of Section dues. Associate and Patron members shall not be entitled to hold office or vote in Section elections.
3. Persons who are Student members of the Colorado Bar Association may be student members of the Section. Student members will not be assessed Section dues, and the Executive Council will consider reducing fees for participation by Student members in events sponsored by the Section. Student members shall not be entitled to hold office or vote in Section elections.

##### **II. SECTION GOVERNANCE**

1. The governing body of the Section is the Section's Officers and the Executive Council, which includes the Officers. The Section Officers consist of a Chair, Vice-Chair, and Secretary-Treasurer. The Executive Council consists of the immediate past chair, and up to five Executive Council Members At-Large.
2. There is no limit to the number of terms a member may serve as an Officer or as a member of the Executive Council.
3. The duties of the Officers shall include:
  - A. Supervision of Section financial matters;

- B. Representation of the Section on policy matters and legislative matters;
- C. Undertaking short-range and long-range planning for all areas of concern to the Section;
- D. Overseeing the election of a slate of officers and council members, the annual elections, and records of terms of office, as provided for in these By-Laws;
- E. Provide periodic notice of topical news and events and/or maintenance of a web-site for all Section members;
- F. Facilitation of CLE programs for the Section members and others as appropriate;
- G. All things necessary to conduct the business of the Section.

4. The duties of the Executive Council include annual planning for the Section, approval of filing of amicus briefs, approval of Section positions regarding proposed legislation, and all other matters referred to the Executive Council by the Officers.

### **III. MEETINGS**

1. Regular Meetings. The Chair shall schedule meetings of the Officers. Regular meetings of the Executive Council shall occur at least two times each year. Reasonable notice of at least 14 days will be provided to the Officers and Executive Council members orally, in writing, by facsimile or e-mail or other appropriate means. The Chair may provide an agenda before the meetings along with any materials necessary to assist the Officers and/or Executive Council members in making informed decisions. The agenda will clearly identify what items will be submitted to a vote by the Officers and/or Executive Council.

2. Quorum. A quorum for transacting business of the Officers shall consist of two Officers. A quorum for transacting business of the Executive Council shall consist of five members, including at least one Officer.

3. Approval. Ordinary business of the Officers and/or the Executive Council shall be approved by a majority vote by those present, either in person or present by telephonic means.

4. Special Meetings. Special meetings of the Officers or the Executive Council may be convened at the request of any Officer or three Executive Council members. Notice by United States mail of at least seven days is required when time permits, but at least 72 hours notice by phone, fax, or e-mail must be provided for special meetings. Notice shall include the agenda and materials for any matters to be submitted to a vote of the Officers and/or the Executive Council.

5. Attendance. Officers and Executive Council members may attend meetings in person or by phone conference or other electronic means if such facilities are available at the meeting location. The Section will provide a dial-in number for persons wishing to participate by telephone conference and the Section will pay the cost for the conference call.

### **IV. TERM OF OFFICE**

The term of all Officers shall be for one year. The terms of the members of the Executive Council will be for three years. The term of office runs from July 1 through June 30 of the following year.

## **V. ELECTIONS/NOMINATIONS**

1. The Appointing Committee shall consist of at least three Section members, including the immediate Past Chair who will chair this Committee. If the Past Chair is unavailable, the Chair will select a member to Chair the Appointing Committee. The Appointing Committee shall be formed no later than January 15th of each year. The Appointing Committee established herein shall solicit leadership volunteers.
2. The Appointing Committee Chair, no later than February 15 of each year, shall send a notice to all Section members soliciting applications for open positions including: Executive Council Members At-Large, Secretary/Treasurer, and any unexpected position vacancies. No later than March 15th of that year, the Appointing Committee Chair shall submit the names of those nominated by the Section to the rest of the Appointing Committee. No Officer shall serve more than one consecutive full term in the same office unless necessary to prevent a vacancy. The Appointing Committee shall assemble a written slate of candidates and submit it to the CBA Liaison for distribution to the section no later than April 1st. Written notice of the slate of candidates will be sent to the Section members no later than April 15th. Section members will have until May 15th to accept the current slate or propose an alternate slate signed by at least 10 section members. If the slate is approved, the then serving Vice-Chair will move into the Chair position and the current Secretary/Treasurer will move to the Vice-Chair position. If an alternate slate is received, there shall be a run-off vote between the two slates by the members of the section. These votes must be received no later than June 15th.
3. The section must have a CBA Board of Governors Representative. Any member of the Executive Council may volunteer to serve as the Representative to the CBA Board of Governors. If more than one person volunteers, the Executive Council will select the Representative.
4. The section must have a Communications Representative. This position can be held in conjunction with another position on the Executive Council, or can be a Section Member At- Large. The duties of the Communications Representative include helping onboard new Section members. The Section Liaison shall coordinate with this person in order to provide the tools needed to accomplish the Communications Representative duties.
5. The section must have a Legislative Liaison. This position can be held in conjunction with another position on the Executive Council, or can be a Section Member At- Large. The duties of the Legislative Liaison include correspondence with the CBA.
6. When selecting its officers and at large members, the Section will be committed to practices consistent with fulfilling the CBA's Mission, Values, and Vision Statements as articulated in Appendix A of the CBA Bylaws.

## **VI. COMMITTEES**

The Section Chair may from time to time establish such committees from among the Section's members as are appropriate to advance goals and duties of the Section, its Executive Council and Officers, and shall appoint the Committee Chairs. At least one member of any committee shall be a Section Officer. Subject to these bylaws and the bylaws of the CBA, the Council may authorize the Chair to appoint one or more committees from among the Section's members to perform such duties and exercise such powers as the Council may direct. The Chair will be committed to practices consistent with fulfilling the CBA's Mission, Values, and Vision Statements as articulated in Appendix A of the CBA Bylaws.

## **VII. DUES**

The dues of the Section shall be as determined by the Officers.

## **VIII. VACANCIES**

The Officers may declare a position vacant if the office holder has three or more unexcused absences from scheduled meetings. Any vacancy in any office, including the Executive Council, may be filled by vote of the Officers, except for Chair, which shall be assumed by the Vice-Chair.

## **IX. MISCELLANEOUS PROVISIONS**

1. The fiscal year of the Section shall be the same as that of the CBA.
2. All bills incurred by the Section, before being forwarded to the CBA for payment, shall be approved by an Officer of the Section or, if the Executive Council shall so direct, by any two of them.
3. No salary or compensation shall be paid to any Section Executive Council member.

## **X. AMENDMENTS**

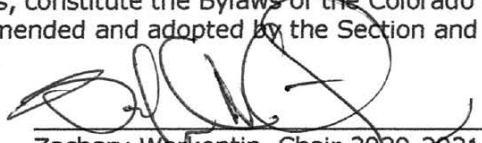
The Bylaws may be amended at any Executive Council meeting or annual meeting of the Section by a majority vote of the members of the Section present and voting at that meeting.

## **CERTIFICATE**

I, the undersigned Chair of the Colorado Bar Association Sports and Entertainment Law Section, hereby certify that the foregoing Bylaws, consisting of six pages, constitute the Bylaws of the Colorado Bar Association Sports and Entertainment Law Section as amended and adopted by the Section and approved by the Board of Governors of the Colorado Bar Association.

Date

2/10/21

  
Zachary Warkentin, Chair 2020-2021