

BY-LAWS
REAL PROPERTY LAW SECTION
KENTUCKY BAR ASSOCIATION

ARTICLE I

Section 1. Name. The organization shall be known as the Real Property Law Section (the "Section") of the Kentucky Bar Association (the "Association").

Section 2. Purpose. The purpose of this Section shall be as follows:

A. To promote the exchange of ideas within the Association regarding Real Property Law matters.

B. To provide through Association-sponsored programs information relevant to Real Property Law.

C. To assist attorneys in discharging their professional responsibilities to their clients in Real Property Law matters.

D. To enhance the image of the legal profession.

E. To recommend new procedures and statutes which will improve Real Property Law practice in Kentucky.

ARTICLE II

Section 1. MEMBERSHIP. All members of the Kentucky Bar Association shall be eligible for membership in the Section. A membership fee shall be assessed annually to those members of the Association who wish to become members of the Section. This fee shall be established by the Executive Committee subject to approval by a majority vote of the Section members present at the Annual Meeting. Dues shall be due and payable with the Association dues.

Section 2. VOTING. Only dues-paying members of the Section shall be qualified electors and eligible to vote and hold office in the Section. Unless otherwise provided in these Articles, any and all official action taken by the Section and the Annual Meeting shall be by majority vote of those members present and voting.

ARTICLE III

Section 1. OFFICERS.

A. The officers of this Section shall be the Chair, Chair-Elect who shall serve as Vice-Chair, Treasurer and Secretary. They shall be elected at the

Annual Meeting of the Section from its own membership by those members present and voting at the Annual Meeting of the Section.

B. Unless otherwise provided herein, an officer shall serve for a term of one (1) year or until the next Annual Meeting. Except as provided herein, in the event an officer is unable or unwilling to serve, the Chair shall appoint, subject to approval of the Executive Committee, an officer to serve until election at the next Annual Meeting.

Section 2. THE EXECUTIVE COMMITTEE.

A. The Executive Committee of the Section shall consist of the officers of the Section.

B. The Executive Committee shall consult with and advise the Chair in the interval between Annual Meetings.

Section 3. STANDING COMMITTEES. The standing committees shall be as enumerated herein. They shall be advisory to the Chair and Executive Committee and, in addition to such duties as directed by the Chair and the Executive Committee, shall have duties as follows:

A. NOMINATING COMMITTEE. One member of the Nominating Committee shall be elected each year by the membership at the Annual Meeting for a three-year term. The Nominating Committee shall consist of three (3) elected members of the Section, and shall include at least one Past Chair of the Section and one Past Chair of the Legislation Committee who shall be appointed by the Chair of the Section. The Nominating Committee shall receive and consider suggestions of persons to serve as officers for the Section, and as members of the Section Committees. The Nominating Committee shall report a slate of nominees to the Section for election at the business meeting of the Section at the Annual Meeting. The Nominating Committee may nominate more than one person for each office Committee position.

B. LEGISLATION COMMITTEE. The Legislation Committee shall study the statutes of the Commonwealth of Kentucky and develop proposals for the improvement thereof in all matters relating to Real Property Law, both substantive and procedurally. The Committee shall advise the Chair and the Executive Committee on such changes, together with any recommendation which the Committee shall desire to make. The Committee shall consist of ten (10) members. The members shall be divided into five (5) classes, each consisting of two (2) members. Two members shall be elected at each Annual Meeting and for a term of five (5) years shall hold office until his or her successor shall be elected.

C. CONTINUING LEGAL EDUCATION COMMITTEE. The Continuing Legal Education Committee shall be in charge of the planning and

presentation of programs relating to Real Property Law. The Committee shall be appointed by the Executive Committee and serve at its pleasure.

D. FINANCE COMMITTEE. The Finance Committee shall have general oversight of the finances of the Section, prepare a budget for members to be voted on at the Annual Meeting, review expenditures for conformity to the budget and recommend any changes in Section dues. The Treasurer shall Chair the Finance Committee.

E. SPECIAL COMMITTEES. The Chair may, with approval of the Executive Committee, create special committees as he or she deems necessary.

F. CHAIRPERSONS. Except as otherwise provided at the first meeting of each Committee following the Annual Meeting, each Committee shall elect a Chair from its own membership for the year.

ARTICLE IV

DUTIES OF THE OFFICERS

Section 1. CHAIR. The Chair of the Section shall serve as the chief executive officer of the Section and preside at all meetings of the Section and of the Executive Committee. The Chair shall present at each Annual Meeting of the Association a report of the section for the prior year and shall oversee the program of the Section.

Section 2. VICE-CHAIR AND CHAIR-ELECT. The Vice-Chair shall serve as assistant to the Chair and shall perform the duties assigned to him/her by the Chair and Section. The Vice-Chair shall endeavor to become thoroughly familiar with the duties of the Chair, programs and activities of the Section. The Vice-Chair shall perform the duties of the Chair during the absence or disability of the Chair. Upon expiration of his/her term as Vice-Chair, he or she shall succeed to the office of Chair for a term of one year, beginning with the adjournment of the Annual Meeting of membership of which he/she assumes the office and shall serve until his/her successor shall have been elected.

Section 3. TREASURER. The Treasurer shall maintain the financial records of the Section, shall Chair the Finance Committee, and shall perform such the duties assigned by the Chair in the Section.

Section 4. SECRETARY. The Secretary shall keep a record of the proceedings of the Section and Minutes of each meeting; keep a correct roll of the membership; notify members of meetings of the Section; and shall perform the duties assigned by the Chair of the Section.

ARTICLE V

ELECTIONS

Section 1. ANNUAL MEETING NOMINATIONS. Except as specifically provided otherwise, the officers of the Section shall be elected at the Annual Meeting by a majority vote of those members present and voting. Nominations shall be received from the Nominating Committee and from the floor.

ARTICLE VI

MEETINGS

Section 1. ANNUAL MEETING. The Annual Meeting of the Section shall be held at a time and place established by the Executive Committee; but if none shall be so established, the Annual Meeting shall be held either (a) as part of the Association's Annual Convention or (b) at a time and place determined by the Executive Committee. If the Annual Meeting is to occur at the call of the Executive Committee, written notice thereof shall be mailed to the membership at least twenty (20) days prior to the Annual Meeting date. If the Annual Meeting of the Section is not held during the Association's Annual Convention there shall be a regular meeting of the Section during Convention. All Section programs and time and place of all meetings shall be approved by the Board of Governors of the Association.

Section 2. SPECIAL MEETING. Special meetings of the Section may be called by the Chair, by a majority of the Executive Committee, or by the Vice-Chair upon written request to the Vice-Chair of not less than ten percent of active members of the Section and upon approval of the Board of Governors. The time and place of the special meetings shall be announced at least ten days in advance by notice to the membership via first class mail.

Section 3. EXECUTIVE COMMITTEE MEETINGS. The meetings of the Executive Committee shall be called by the Chair, or upon written request to the Vice-Chair of not less than two (2) voting members of the Executive Committee. A quorum for meetings of the Executive Committee shall be two (2) voting members. The time and place of the meetings of the Executive Committee shall be announced at least ten (10) days in advance by notice via first class mail to Executive Committee members stating the nature of the business to be discussed. It is provided, however, that ten (10) days notice shall not be required if all Executive Committee members voting shall execute a waiver of notice of said meeting and attach said waiver to the minutes of the meeting. Meetings may be held by telephone or video conference.

ARTICLE VII

AMENDMENTS

These by-laws may be amended at any Annual Meeting for the Section membership by a two-thirds (2/3) vote of the members of the Section in attendance and voting, provided that notice of the substance of the proposed amendments shall either have been published with notice of the meeting in the Kentucky Bench and Bar or sent to all members of the Section with notice of the meeting via first class mail at least ten (10) days prior to the meeting.

ADOPTED: June 7, 1989, effective June 1, 1988.

AMENDED: June 24, 1994, effective on adoption.

PRESIDENT
KENTUCKY BAR ASSOCIATION

ATTEST:

CHAIRMAN
REAL PROPERTY LAW SECTION

ATTEST:

SECRETARY
KENTUCKY BAR ASSOCIATION

SECRETARY
REAL PROPERTY LAW SECTION