

PERMANENT RULES OF PROCEDURE
of the
REPRESENTATIVE ASSEMBLY
Adopted January 20, 1973

RULE 1—MEETINGS OF THE REPRESENTATIVE ASSEMBLY

1.1 Attendance. Meetings of the Representative Assembly shall be open to all members of the State Bar of Michigan to representatives of the news media and to the public. The Assembly may, however, vote to limit the number of non-members of the State Bar in attendance at any of its sessions whenever the limitation of the physical facilities necessitates. The Clerk shall take attendance of all members of the Assembly by providing attendance slips which shall be signed and submitted to the Clerk by those members in attendance at the meeting. Smoking shall be prohibited at all meetings of the Assembly.

1.2 Seating. Assembly persons shall be seated with the representatives of the circuit in which they maintain their principal office. Non-members may not be seated in areas of the Representative Assembly that are reserved for representatives.

1.3 Officers of the Assembly. A Chairperson, a Vice-chairperson and a Clerk of the Representative Assembly shall be elected by the Assembly for one-year terms. If the Chairperson is temporarily absent during a meeting for whatever reason, the Chair shall be assumed by the Vice-chairperson. The office of temporary Chairperson shall terminate when the Chairperson reassumes the Chair.

1.4 Duties of Presiding Officer. (A) The presiding officer shall (1) preserve order (and may designate members of the Representative Assembly to assist in doing so); (2) require that these Rules of Procedure be followed; and (3) decide questions of order and procedure. If a member appeals from a ruling by the presiding officer, no member may speak on the matter more than once, except upon consent by two-thirds vote of the members present. (B) The Chairperson of the Assembly shall, during the opening session of each meeting, speak to the members as the Chairperson considers appropriate. (C) The Chairperson of the Assembly, in consultation with the Vice-chairperson and Clerk, shall cause to be circulated following each meeting of the Assembly with the notice requesting the submission of calendar items for the Assembly's next meeting a summary of the major policy actions taken by the Board of Commissioners for the period from the Assembly meeting immediately preceding the meeting just concluded to the date of such summary.

1.5 Quorum. No debate or motion, except a motion to recess, adjourn, or direct the Clerk to request the attendance of absent members, may be made unless fifty (50) members are present.

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RULE 2—ORDER OF BUSINESS

2.1 Special Orders. The order of business of the Representative Assembly shall be conducted according to its calendar, subject to change by special order. By two-thirds vote of the members present any subject may be made a special order.

2.2 Calendar. The calendar for each meeting of the Representative Assembly shall include: (1) a determination by the Clerk that a quorum is present; (2) approval of the summary of action of the previous meeting; (3) presentation of any matter that a local bar association wishes to bring before the Representative Assembly; (4) presentation of any matter referred by the Board of Commissioners of the State Bar of Michigan; (5) presentation of any matter that a section council or committee of the State Bar wishes to bring before the Assembly by written petition of one-third or more of its members; (6) presentation of any report, recommendation or resolution from the Congress; (7) presentation of any matter raised by a member; (8) presentation of any matter offered from the floor provided two thirds of the members present shall vote to approve discussion of such matter and provided further that such matter be reserved to the final order of business before adjournment.

2.3 Method of Presentation. No item of business shall be placed on the calendar under sub-sections (3), (4), (5), (6), (7) or (8) of Section 2.2 unless (A) it is filed at least 42 days in advance of the Assembly's scheduled meeting for which its proponent seeks it calendared. Filing shall be made at the State Bar headquarters or by letter postmarked on or before 42 days in advance of the Assembly's scheduled meeting addressed to the Clerk of the Assembly. (B) It is accompanied by the written text of the resolution which the proponent seeks to have the Assembly adopt stated in the affirmative; and (C) It is accompanied by a written explanation by the proponent of the reasons in support of the item in reasonable detail so as to meaningfully inform all members of the Assembly thereof. The calendar, together with the text of all resolutions timely submitted and the written explanation in support thereof submitted by the proponent, shall be given to each member of the Assembly at least thirty (30) days prior to the meeting at which the matter is to be considered.

2.4 Length of Presentation. No item of business shall be placed on the calendar other than those arising under sub-sections (1) or (2) of Section 2.2 if the written materials submitted in support thereof exceed five (5) typewritten (8.5" x 11") pages unless, for good cause shown, permission to exceed this limitation is requested and obtained from the Committee on Rules and Calendar.

2.5 Processing. (A) All items of business submitted for consideration by the Assembly pursuant to sub-sections (3), (4), (5), (6), (7) and (8) of Section 2.2, together with the written materials required in support thereof, shall initially be submitted to the Committee on Rules and Calendar. The Committee on Rules and Calendar shall meet as soon as practicable following the forty-fifth (45) day after adjournment of the preceding meeting of the Assembly. If the committee finds that an item of business submitted can be disposed of without awaiting the next meeting of the Assembly, the committee may proceed to do so upon notice to and with the consent of the proponent. (B) The committee shall review all remaining items of business submitted for consideration by the Assembly to determine if the materials submitted by the proponent comply with all applicable rules and are sufficiently developed to provide a clear understanding to the Assembly of the issue raised and the basis for the recommendation. If additional information is deemed necessary, the committee shall request it of the proponent. When the committee has obtained all necessary materials in a form it deems appropriate, the committee shall refer the item, together with the substantiating documentation, to all State Bar committees and sections having jurisdiction of the subject matter for review analysis and recommendation, including the statement and formulation of any arguments in opposition to the recommendation, and shall set a deadline for the submission thereof. The committee's or section's submission shall be in writing and shall not exceed five (5) typewritten (8.5" x 11") pages unless, for good cause shown, permission to exceed this limitation is requested and obtained from the Committee on Rules and Calendar. In the period between the forwarding of an item to a committee or section for consideration and the deadline fixed for the committee's or section's submission, the Committee on Rules and Calendar shall maintain such communication with the committee or section Chairperson as it deems necessary to satisfy itself that the committee or section is proceeding on a timetable which will guarantee submission of its report by the deadline fixed. The deadline fixed by the committee for the submission of any committee or section report shall be no later than forty-five (45) days prior to the next regularly scheduled meeting of the Assembly. (C) The Committee on Rules and Calendar shall meet between the forty-fifth (45th) and thirtieth (30th) day prior to the next regularly scheduled meeting of the Assembly to formulate the recommended calendar for that meeting. At that time the committee will review all pending items submitted for consideration by the Assembly and will review all materials in its possession pertaining to each such item. If the committee is satisfied that the materials in hand adequately set forth information relevant to a determination of the item, it shall calendar that item for consideration at the next meeting of the Assembly. If in the judgment of the committee the

materials available with respect to any item submitted for consideration by the Assembly are inadequate to enable the Assembly to determine the matter, it shall withhold that item from the calendar and take such further action as it deems necessary to obtain the additional information deemed necessary.

2.6 Appeal. The Committee on Rules and Calendar shall keep the proponent of any item submitted for consideration by the Assembly fully advised of all action it takes with respect to said item. The proponent may, at any meeting of the Assembly at the time appointed for approval of the calendar, appeal any determination by the Committee on Rules and Calendar. The committee's action shall be sustained unless two-thirds of the members present vote otherwise.

RULE 3—PRIVILEGES OF THE FLOOR

3.1 Privileges of the Floor. (A) The privilege of the floor, without vote, may be extended to any person by two-thirds of the members present; (B) The Chairperson of a committee or section of the State Bar of Michigan has the privilege of the floor, without vote, to speak or make a motion concerning the report of the committee or section or any other matter within its jurisdiction; (C) If a minority report is filed in connection with a report with recommendation brought before the Assembly, one representative selected by the minority for that purpose may speak on the question.

3.2 Time Limitation. (A) A person may not speak more than once on the same question except upon consent by two-thirds vote of the members present, provided, however, that the person who made the motion under discussion may close the debate on it; (B) A person may not speak more than ten (10) minutes at one time without the unanimous consent of the Assembly. However, this limitation does not apply to a person presenting a report with recommendations or a minority report; (C) Oral information reports are limited to five (5) minutes, unless on recommendation of the Committee on Rules and Calendar an extension of time has been granted by unanimous consent of the Assembly before the presentation.

RULE 4—REPORTS AND RESOLUTIONS

4.1 Reports Generally. A section or committee must submit a report to Assembly to the Clerk.

4.2 Reports with Recommendations. A recommendation of a section or a committee may be considered if the matter is placed upon the Assembly agenda by referral by the Board of Commissioners, written petition of one-third of the members of the section council or committee concerned, or by a motion duly made and seconded by members of the Assembly, other than members of the section or committee concerned, and: (1) the recommendation is accompanied by a written report; (2) the report contains a statement of the reasons for the recommendation; (3) the recommendation is set forth at the beginning of the report so as to distinguish the recommendation clearly from the body of the report; (4) the report contains no language that commits the State Bar to a policy not set forth in the recommendation; (5) in the case of a section report, the report shows that it has been approved by the section at a regularly authorized meeting or by the section's council, if it has authority to act for the section; (6) in the case of a recommendation proposing or opposing specific legislation, the report includes a complete summary of the phase of legislation under consideration together with copies of the proposed bill or relevant excerpts from it; and (7) in the case of a recommendation calling for action that may result in expenditures, the amount needed is shown in the body of the report.

4.3 Information Reports. Each section or committee shall upon request submit a written informational report to the Representative Assembly. It may also be requested to submit studies on matters within its jurisdiction.

4.4 Minority Reports. A minority report is a written report stating the views of less than half the members of a section, section council or a committee on a recommendation of the majority report. Minority views must have been presented to the section, section council or committee orally or in writing at the time it acted on the matter unless the section, section council or committee did not notify its members in advance that the matter would be considered. The report must be printed at the request of its proponents over their signatures and appealed to the report to which it relates.

4.5 Reference to other Sections or Committees. If a section council or committee is considering a petition to bring a report before the Representative Assembly that relates to a subject that may be within the jurisdiction of another section or

committee, it shall notify the other group and invite its comments and suggestions. However, lack of consultation does not prevent the Assembly from acting on the petition.

4.6 Written Resolutions. A resolution must be in writing. The Representative Assembly or the Chairperson may require that a copy be made available to each member before a vote is taken. A pending resolution may be referred by the Assembly or the Chairperson to the Committee on Drafting for consideration and report before the adjournment of the meeting of the Assembly. Any proposed amendment of more than six words to a resolution on the Assembly's calendar shall be in writing and submitted to the Clerk at or before the time it is seconded.

4.7 Oral Presentation. Unless the Chairperson of the Assembly otherwise directs, written reports may not be read orally.

4.8 House Record and Summary. The proceedings of the Representative Assembly shall be recorded and a summary of action taken shall be prepared by the Clerk. As soon as practicable after a meeting is adjourned, the summary of action shall be sent to each member of the Assembly, each section officer and the Chairperson of each committee of the State Bar. A member of the Assembly who believes that a correction should be made in the summary must notify the clerk within ten (10) days after receiving the summary. Action on the proposed correction shall be taken at the session of the Assembly next following.

RULE 5—VOTING

5.1 Voting. Voting shall be by voice vote, unless a written ballot is required or the members stand and are counted when the chair is in doubt or a division is requested provided however, that a roll call vote shall be taken and a record kept thereof any time a request for such vote is made and supported by at least twenty (20) members of the Representative Assembly, or when a position is to be taken on proposed legislation and the position of the Assembly is not unanimous.

RULE 6—PARLIAMENTARY AUTHORITY

6.1 Standard Code. The current edition of Roberts Rules of Order governs the Representative Assembly in parliamentary situations that are not covered by the Supreme Court Rules, the Bylaws, or these Rules of Procedure.

RULE 7—COMMITTEES OF THE ASSEMBLY

7.1 Appointment and Terms. The Chairperson of the Representative Assembly shall appoint the Chairperson and members of each of the following standing committees of the Assembly, and such other committees as the Assembly may from time to time authorize, unless the Assembly directs otherwise in the case of a particular committee.

7.2 Rules and Calendar. The Committee on Rules and Calendar, consisting of five (5) members, each of whom shall be from a different judicial circuit, shall consider and report to the Representative Assembly on all proposals to amend these Rules of Procedure. It shall prepare a calendar for each meeting of the Assembly in accordance with these Rules of Procedure and the Clerk shall distribute it to the Assembly members, together with reports to be considered, at least thirty (30) days before the meeting. It shall make appropriate recommendations to the Assembly relating to special orders of business and changes in the calendar.

7.3 Hearings. Upon reference to the Representative Assembly or its Chairperson, the Committee on Hearings, consisting of seven (7) members, not more than two (2) of whom shall be members from the same judicial circuit, shall hold hearings on any matter on which non-members of the Assembly ask an opportunity to present their views. The Committee may hold such a hearing at any time during the year, if reasonable notice is given to the person requesting the hearing. It may invite any person to attend. It shall report as soon as possible and make appropriate recommendations to the Assembly at its next meeting on the hearings so held. The report shall be calendared to permit prompt consideration.

7.4 Drafting. The Committee on Drafting, consisting of five (5) members, each of whom shall be from a different judicial circuit, shall consider and report to the Representative Assembly on any resolution, report, recommendation, or other

matter referred to it by the Assembly, or the Chairperson of the Assembly if the Assembly is not in session, for revision as to phraseology.

7.5 Nominating. The Nominating and Awards Committee shall consist of five (5) members, each of whom shall be from a different judicial circuit. The Committee shall perform the functions provided for in Rule 8.

7.6 Assembly Review. The Assembly Review Committee, consisting of five (5) members, each of whom shall be a different judicial circuit, shall periodically review the functions of the Assembly, and shall from time to time make recommendations for amendments or other matters or procedures to improve Assembly effectiveness and activity.

7.7 Special Issue. The Special Issues Committee, consisting of seven (7) members, each of whom shall be from a different judicial circuit, shall consider and report to the Officers of the Assembly on specific issues or matters that may merit attention by the State Bar and/or the Assembly, and consider and report to the Assembly on any matter referred to them by the Officers of the Assembly.

7.8 Other Committees. The Representative Assembly may create such other committees as it considers necessary to conduct its business. To further the consideration of a subject by the Assembly, the Chairperson of the Assembly may appoint a special committee of not more than five (5) members, not more than two (2) of whom shall be members from the same judicial circuit, to consider the matter and report to the Assembly. No committee of the Assembly shall contain a majority of members from any one judicial circuit.

RULE 8—NOMINATIONS AND ELECTIONS

8.1 Notice to Membership. Written notice of nomination procedures for offices of the Representative Assembly shall be mailed to Assembly members with materials for the April meeting.

8.2 Recommendations. Applications and/or recommendations for nomination for the office of Clerk, or for any other office for which an election is to be held, may be submitted to the Nominating Committee together with biographical material and information regarding the qualifications of the candidate. For elections to be held at the Annual Meeting, these materials shall be submitted on or before July 25 of the year in which the election is to be held.

8.3 Nomination. The Nominating Committee shall meet and nominate one or more qualified members of the Assembly for the Office of Clerk and for any other office to be filled by election, including all interested and qualified persons whose biographical information and qualifications have been submitted as provided by Rule 8.2 above or otherwise. Any meeting may be in person or by telephone at the discretion of the Committee Chairperson. Whenever possible, any meeting shall be held at least forty-five 45 days before the Assembly meeting at which the election is to take place.

8.4 Information on Nominees. The Nominating Committee shall furnish to all Assembly members the name(s) and background of all nominee(s). When the election is to take place at the Annual Meeting, such information shall be included with the materials sent to the Assembly for that meeting.

8.5 Nominating. Speeches Nominating and seconding speeches shall be limited to two speeches per candidate. No nominating or seconding speech shall exceed two (2) minutes in length.

8.6 Nominations from the Floor. In addition to committee nominations, nominations of qualified members may be made from the floor of the Assembly.

8.7 Ballots. If there is more than one nomination for an office of the Representative Assembly as prescribed in Rule 1.3 above, the election by the Assembly must be by written ballot. The Chairperson of the Assembly must be by written ballot. The Chairperson of the Assembly shall appoint five (5) of the Assembly to act as tellers. The tellers shall prepare, distribute, collect and count the ballots. Balloting for contested positions shall be continued until one candidate has received a majority of the votes cast. If there are more than two (2) nominees and no nominee receives an absolute majority on any ballot, the nominee who receives the fewest votes on that ballot shall be eliminated from further balloting.

8.8 Awards. The Nominating and Awards Committee shall meet and recommend qualified members of the State Bar as recipients of the Michael Franck and Unsung Hero Awards, for vote by the Assembly.

RULE 9—AMENDMENT OF RULES

9.1 Procedure. These Rules of Procedure may be amended by two-thirds vote of the members of the Representative Assembly present, who may not represent less than a majority of the votes of those who have signed and submitted attendance slips to the Clerk at that meeting of the Assembly. Fifteen (15) days notice of a proposed amendment stating the purpose of the amendment must be given to all members of the Assembly.

9.2 Corrections. Upon the adoption of an amendment to these Rules of Procedure, the Clerk may correct punctuation, grammar, or numbering where appropriate, if the correction does not change meaning.

RULE 10—EFFECTIVE DATE

10.1. These Rules of Procedure shall become effective immediately upon the adjournment of the meeting of the Representative Assembly at which they are adopted.

Rule 2 & Rule 7.2 Amended March 13, 1976
Rule 5 Amended September 15, 1977
Rule 1.3 Amended April 1, 1978
Rules 1, 3, 4, 5 & 7 Amended November, 1979
Rule 1.4 Amended May, 1981
Rules 1. 1, 2.2 & 8.1 Amended September, 1982
Rules 1. 1 & 4.6 Amended April, 1988
Rules 2.2 & 2.3 Amended September, 1988
Rules 1.2, 1.3, 1.4, 2.3 & 2.5 Amended September, 1991
Rules 5.1, 5.2, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8, 8.1, 8.2,
8.3, 8.4, 8.5, 8.6, 8.7, 9, 10, Amended April, 1993
Rule 7.7 Amended April 29, 2000
Rule 2.3(A) Amended September 13, 2001
Rules 7.5 Amended & 8.8 Added, September 12, 2003

**SUPREME COURT RULES CONCERNING
THE STATE BAR OF MICHIGAN
PERTAINING TO
THE REPRESENTATIVE ASSEMBLY**

RULE 5—BOARD OF COMMISSIONERS

Section 1. Powers, Functions, and Duties.

(a) The Board of Commissioners shall

- (1) implement policy adopted by the Assembly;
- (2) establish policy for the State Bar between Assembly meetings not inconsistent with prior action of the Assembly;
- (3) manage the State Bar, adopt a budget for it, and supervise receipt and disbursements of State Bar funds;

* * *

(b) The Board of Commissioners may

- (1) adopt bylaws;
- (2) appoint standing special committees, including
 - (A) character and fitness,
 - (B) civil procedure,
 - (C) court administration,
 - (D) criminal jurisprudence,
 - (E) fiscal,

* * *

Section 2. Membership; Terms.

The Board consists of:

- (1) Twenty (20) elected members, each serving a three (3)-year term commencing upon the adjournment of the meeting of the outgoing Board of Commissioners held at the Annual Meeting following the member's election.
- (2) Five (5) members appointed by the Supreme Court, each serving a three (3)-year term commencing upon the adjournment of the meeting of the outgoing Board of Commissioners held at the Annual Meeting following the member's appointment. In the event that a commissioner appointed by the Supreme Court is not appointed before the adjournment of the Annual Meeting at which time he or she would ordinarily take office, that member shall begin to serve immediately upon appointment. Except where appointment is made under Section 5, such appointed commissioner shall be considered to have been in office the beginning of the term for which the appointment is made.
- (3) The chairperson-elect, the chairperson and the immediate past chairperson of the State Bar Young Lawyers Section, each serving for the years during which they hold those positions.
- (4) The chairperson, vice-chairperson, and clerk of the Assembly, each serving for the years during which they hold those positions.

Section 3. Election Districts; Apportionment.

The Board shall establish commissioner election districts consisting of contiguous judicial circuits and containing, as nearly as practicable, an equal lawyer population. The largest geographic area may have the highest deviation from population equality.

The Board shall review and revise election districts every six (6) years. If, as the result of a revision in election districts, no elected commissioner maintains his or her principal office in a district or a district has fewer elected

commissioners than it is entitled to, the Board may designate an elected commissioner or commissioner at large for the district until the next annual election when the vacancy will be filled.

To provide for an orderly transition and to preserve the requirement that approximately one-third of the elected Board members are elected each year, the Board may extend the term of an elected commissioner for a period not exceeding one year and the authorized membership of the Board will be enlarged for the period affected.

An elected commissioner whose district is merged with another district as the result of a revision of commissioner election districts may nevertheless serve the full term for which the commissioner was elected and the authorized membership of the Board will be temporarily enlarged for that purpose.

Section 4. Nomination and Election of Commissioners.

A commissioner is elected by the active members having their principal offices in the election district. To be nominated, a member must have his principal office in the election district and file a petition signed by at least five (5) persons entitled to vote for the nominee with the secretary at the principal office of the State Bar between April 1 and April 30. Voting eligibility is determined annually on May 1. Before June 2, the secretary shall mail a ballot to everyone entitled to vote. A ballot will not be counted unless marked and returned to the secretary at the principal office of the State Bar in a sealed envelope bearing a postmark date not later than June 15. A Board of three (3) tellers appointed by the president shall canvass the ballots, and the secretary shall certify the count to the Supreme Court clerk. A member of or a candidate for the Board may not be a teller. The candidate receiving the highest number of votes will be declared elected. In the case of a tie vote, the tellers shall determine the successful candidate by lot. In an election in which terms of differing length are to be filled, the successful candidate with the lowest vote shall serve the shortest term to be filled.

Section 5. Vacancy.

The Board shall fill a vacancy among the elected commissioners and the Supreme Court shall fill a vacancy among the appointed Commissioner, to serve the remainder of an unexpired term. If an elected commissioner moves his or her principal office out of his or her election district, the Board shall declare that a vacancy exists. If an elected or appointed commissioner does not attend two (2) consecutive meetings of the Board without being excused by the president because of a personal or professional emergency, the president shall declare that a vacancy exists.

Section 6. Meetings.

The Board shall meet during the Annual Meeting of the State Bar and before the convening of the Assembly and shall hold not less than four (4) meetings each year. The interval between Board meetings may not be greater than three (3) months. A special meeting may be held at the president's call and must be held at the secretary's call at the request of three (3) or more Board members. At a meeting, a majority of the Board constitutes a quorum.

Section 7. Voting.

Each member of the Board may cast only one vote. Voting by proxy is not permitted.

RULE 6—REPRESENTATIVE ASSEMBLY

Section 1. Powers, Functions and Duties.

The Representative Assembly is the final policy-making body of the State Bar. No petition may be made for an increase in State Bar dues except as authorized by the Representative Assembly.

Section 2. Membership.

The Assembly consists of:

- (1) 142 elected representatives.
- (2) Eight (8) commissioner representatives who are the members of the executive committee of the Board of Commissioners. No other member of the Board may serve in the Assembly.

Notwithstanding the provisions of this section, all representative previously appointed by the Supreme Court shall serve until the end of their terms. The provisions of Section 6 with regard to the declaration of a vacancy shall also apply, where applicable, to the remaining appointed representatives. Vacancies in appointed positions shall not be filled. In order to achieve the increase in the number of elected representatives from 130 to 142, the Assembly shall allocate additional seats each year as necessary to replace former appointed representative whose terms expire or whose seats have become vacant.

Section 3. Election Districts; Apportionment.

The Assembly shall apportion the representatives every six (6) years. The judicial circuits are the election districts. Each judicial circuit is entitled to one representative. The remaining seats are to be apportioned among the circuits on the basis of lawyer population, determined on February 1 of the reapportionment year. If as a result of the reapportionment any circuit becomes entitled to fewer representatives than are currently elected therefrom, the Assembly representatives from that circuit may nevertheless serve the full terms for which they were elected and the authorized membership of the Assembly will be temporarily enlarged for that purpose.

Section 4. Nomination and Election of Representatives.

A representative is elected by the active members having their principal offices in a judicial circuit. To be nominated, a member must have his principal office in the judicial circuit and file a petition signed by at least five (5) persons entitled to vote for the nominee with the secretary at the principal office of the State Bar between April 1 and April 30. Voting eligibility is determined annually on May 1. Before June 2, the secretary shall mail a ballot to everyone entitled to vote. When an incumbent Assembly member seeks reelection, the election notification must disclose his/her incumbency and the number of meetings the incumbent has attended in the following form: "has attended _____ of _____ meetings during the period of [his or her] incumbency." A ballot may not be counted unless marked and returned to the secretary at the principal office of the State Bar in a sealed envelope bearing a postmark date not later than June 15. A board of tellers appointed by the president shall canvass the ballots and the secretary shall certify the count to the Supreme Court clerk. A member of or candidate for the Assembly may not be a teller. The candidate receiving the highest number of votes will be declared elected. In the case of a tie vote, the tellers shall determine the successful candidate by lot. An election will occur in each judicial circuit every three (3) years, except that in a judicial circuit entitled to three (3) or more representatives, one-third will be elected each year. If a short-term representative is to be elected at the same election as a full-term one, the member with the higher vote total is elected to the longer term.

Section 5. Terms.

An elected representative shall serve a three-year term beginning with the adjournment of the Annual Meeting following the representative's election and until his or her successor is elected. A representative may not continue to serve after completing two (2) successive three (3)-year terms unless service is extended under the provisions of Rule 7, Section 2.

Section 6. Vacancy.

If an elected representative ceases to be a member of the State Bar of Michigan, dies during his or her term of office, moves his or her principal office out of the judicial circuit he or she represents, or submits a written resignation acceptable to the chairperson, the chairperson shall declare that a vacancy exists. If an elected representative does not attend two (2) consecutive meetings of the Assembly without being excused by the chairperson because of a personal or professional emergency, or does not attend three (3) consecutive meetings of the Assembly for any reason or reasons, the chairperson shall declare that a vacancy exists. When a vacancy exists, the remaining representatives from the affected

judicial circuit or, if there are none, the State Bar recognized local bar associations in the affected judicial circuit, shall nominate a successor prior to the next meeting of the Assembly. The Assembly may appoint such nominee or, in the event of failure to receive such nomination, any lawyer from the affected judicial circuit, to fill the vacancy, effective immediately upon such appointment and continuing until the position is filled by the election process.

In the event that at the time a vacancy arises under this rule more than eighteen (18) months remain in the term of an elected representative, there will be an election for the unexpired term at the next annual election of representatives. If there are less than eighteen (18) months remaining in the term of an elected representative when a vacancy arises, no interim election will be held. The interim appointment ends when the secretary certifies the election count, and the person elected shall take his or her seat immediately.

Section 7. Meetings.

The Assembly shall meet:

- (1) during the Annual Meeting of the State Bar;
- (2) annually in April; and
- (3) at any other time and place it determines.

A special meeting may be called by the Board of Commissioners, or by the chairperson and clerk who, shall determined the time and place of such meeting. A special meeting must be called by the chairperson on the written request of a quorum of the Representative Assembly. Fifty (50) members constitute a quorum. The chairperson of the Assembly presides at all of its meetings. The Assembly may adopt rules and procedures for the transaction of its business not inconsistent with these roles or the Bylaws of the State Bar. A section chairperson is entitled to floor privileges without a vote when the Assembly considers a matter falling within the section's jurisdiction.

Section 8. Voting.

Each member of the Assembly may cast only one vote. Voting by proxy is not permitted.

RULE 7—OFFICERS

Section 1. President, President-elect, Vice-president, Secretary, and Treasurer.

After the election of Board members but before the Annual Meeting each year the Board of Commissioners shall elect from among its members, by majority vote of those present and voting, if a quorum is present

- (1) a president-elect who becomes president on the adjournment of the next succeeding Annual Meeting;
- (2) a vice-president;
- (3) a secretary; and
- (4) a treasurer.

The officers serve for the year beginning with the adjournment of the Annual Meeting following their election and ending with the adjournment of the next Annual Meeting. A person may serve as president only once.

A commissioner whose term expires at the next Annual Meeting is not eligible for election as an officer unless the commissioner has been reelected or reappointed for another term as a commissioner. If a commissioner is elected president-elect with only one (1) year of the term as a commissioner remaining, the term is extended for an additional year. If the term of an elected commissioner is so extended, the authorized membership of the Board is increased by one for that year; a vacancy in the district the president-elect represents exists when the president-elect's term as a commissioner would normally expire, and an election conducted to choose a successor is to be held in the usual manner.

Section 2. Chairperson, Vice-Chairperson, and Clerk of the Assembly.

A clerk of the Representative Assembly chosen from the elected or appointed membership of the Assembly must be elected by the Assembly at each Annual Meeting by majority vote of those present and voting, if there is a quorum present. The clerk serves a one (1)-year term beginning with the adjournment of the Annual Meeting at which he or she is elected and ending with the adjournment of the next Annual Meeting at which he or she becomes vice-chairperson for a one-year term concluding with the next Annual Meeting, at which time he or she becomes chairperson for a one-year term concluding with the next Annual Meeting. If a representative is elected clerk of the Assembly with only one (1) or (2) two years of his or her term remaining, the term of the representative is extended for an additional year or years to permit him or her to serve consecutive terms as vice-chairperson, and chairperson. If the term of an elected representative is so extended, the authorized membership of the Assembly is increased by one for the appropriate period; a vacancy in the judicial circuit the vice-chairperson or chairperson represents exists when his or her term would normally expire and an election conducted to choose a successor having the vote to which the representative for that judicial circuit is entitled is

to be held in the usual manner. Assembly officers may not concurrently hold another State Bar office and may not be reelected as Assembly officers.

Section 3. Duties.

The president shall preside at all State Bar meetings and at all meetings of the Board of Commissioners and perform other duties that are usually incident to that office.

The president-elect shall perform the duties assigned by the president. If the president is unable to perform his or her duties or is absent from a meeting of the Board or the State Bar, the president-elect shall perform the duties of the president while the disability or absence continues.

The vice-president shall perform the duties assigned by the president and if the president and president-elect are unable to perform their duties or are absent from a meeting of the Board of the State Bar, the vice-president shall perform the duties of the president while the disability or absence continues.

The secretary shall act as secretary of the Board of Commissioners, prepare an annual report, and perform the duties usually incident to that office.

The treasurer shall prepare an annual report and perform the duties usually incident to that office. The treasurer will furnish bond that the Board of Commissioners directs.

The Board of Commissioners may assign other duties to the president, president-elect, vice-president, secretary, and treasurer.

The chairperson of the Representative Assembly shall preside at all of its meetings and perform the other duties usually incident to that office, together with additional duties the Assembly may assign. The vice-chairperson shall perform duties assigned by the chairperson or as the Assembly may assign. The clerk of the Assembly shall act as secretary of the Assembly and perform the other duties the Assembly assigns. If the chairperson is unable to perform his or her duties or is absent from a meeting of the Assembly, the vice-chairperson shall perform the chairperson's duties while the disability or absence continues.

Section 4. Vacancies.

If any office other than that of president or chairperson or vice-chairperson or clerk of the Representative Assembly becomes vacant, the Board of Commissioners shall fill the office for the unexpired term. If the office of president becomes vacant, the president-elect becomes president for the unexpired term, and may continue as president at the adjournment of the next Annual Meeting. If the office of president becomes vacant when the office of president-elect is also vacant, the Board of Commissioners shall fill both vacancies for the unexpired term. If the office of chairperson of the Representative Assembly becomes vacant, the vice-chairperson becomes chairperson for the unexpired term, and may continue as chairperson at the adjournment of the next Annual Meeting. If the office of chairperson becomes vacant when the office of vice-chairperson or clerk is also vacant, the Assembly shall fill all vacancies for the unexpired term at its next meeting; the secretary shall convene and preside at the meeting until successors are elected.

RULE 8—EXECUTIVE DIRECTOR

The Board of Commissioners may appoint an Executive Director and such assistants, who shall serve on a full-time or part-time basis during such period and for such compensation as the Board of Commissioners may determine, but shall at all times be subject to removal by the Board with or without cause. The Executive Director shall perform such duties as the Board of Commissioners may from time to time prescribe. The Executive Director shall have the privilege of the floor at all meetings of the Board of Commissioners, Representative Assembly, sections, section councils, committees, or subcommittees, without vote.

RULE 9—DISBURSEMENTS

The Board of Commissioners shall make the necessary appropriations for disbursements from the funds of the treasury to pay the necessary expense of the State Bar of Michigan, its officers, and committees. It shall be the duty of the Board to cause proper books of account to be kept and to have them audited annually by a certified public accountant. On or before December 31 each year the Board shall cause to be presented an audited financial statement of the receipts and expenditures of the State Bar of Michigan for the fiscal year ending the preceding September 30. Such a statement shall also be filed with the Clerk of the Supreme Court and shall be published in the January issue of the official publication of the State Bar of Michigan.

No officer, member of the Board of Commissioners, member of the Representative Assembly, or member of a committee or section of the State Bar of Michigan shall receive compensation for services rendered in connection with the performance or his or her duties. They may, however, be reimbursed for the necessary expenses incurred in connection with the performance of their duties.

RULE 10—ANNUAL MEETING

The State Bar shall hold an Annual Meeting, which shall include a meeting of the Board of Commissioners and the Representative Assembly and, if requested, the Annual Congress, as well as meetings of section and committees that the Board of Commissioners may set. The Board of Commissioners shall designate the time (no later than November 1) and place of the Annual Meeting.

RULE 13—INITIATIVE

Three (3) percent or more of the active members of the State Bar may by written petition require consideration by the Representative Assembly of any question of public policy germane to the function and purposes of the State Bar; the Assembly may take action on it that it finds proper. The petition must be filed with the clerk at least ninety (90) days before any meeting of the Representative Assembly at which the subject matter is to be considered.

RULE 14—CONGRESS

Section 1. Membership and Meeting.

Twenty-five (25) or more active members of the State Bar may file a written petition with the secretary at the principal office of the State Bar no later than ninety (90) days before the Annual Meeting of the State Bar, to require the convening of a Congress of the active members of the State Bar in conjunction with the Annual Meeting to consider the subject matter raised in the petition. One hundred (100) active members constitute a quorum. The president is the presiding officer of the Congress and the secretary is the secretary of the Congress.

Section 2. Agenda.

The Congress shall consider all matters proposed for inclusion on its agenda in the petition requesting its convening. The Congress may take action on the matters arising on its agenda that it deems warranted. The action is advisory only and must be communicated to the Board of Commissioners and to the Representative Assembly, but the Congress may by a two-thirds vote place an issue on the agenda of the Board or Assembly. If an issue so initiated is first considered by the Board, the Board shall notify the Assembly of its actions, and the Assembly shall concur with, modify, or reverse the Board's action.

Amended April 22, 1975;

Amended April 29, 1976;

Amended May, 1978;

Amended 1979;

Amended May, 1981;

Amended February, 1986;

Rules 5.4 & 6.4 Amended December 1988;

Rules 5.2, 5.3, 7.1, 7.2, 7.3, 7.4 & 8 Amended August 1, 1991

**BYLAWS OF THE STATE BAR OF MICHIGAN
PERTAINING TO
THE REPRESENTATIVE ASSEMBLY**

ARTICLE III—BOARD OF COMMISSIONERS

* * *

Section 7. Meetings.

The first meeting of each newly elected Board of Commissioners shall be held during the week of the Annual Meeting. Meetings of the Board shall be held at least quarterly at such time as the Board shall from time to time prescribe.

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ARTICLE IV—REPRESENTATIVE ASSEMBLY

Section 1. Notice of Election.

Notice of election of representatives to be held and the judicial circuits from which they shall be elected during the year shall be published by the Secretary in the regular issue of the *Michigan Bar Journal* last published and mailed prior to the month of April in each year.

Section 2. Nominations.

Representative shall be nominated by written petition filed with the Secretary during the month of April of five (5) or in active members eligible to vote in the circuit for which that nomination is made. Only active members of the State Bar of Michigan eligible to vote in the circuit they are to represent and who consent to their candidacy in writing may be nominated to serve as representatives.

Section 3. Form of Petition.

The Secretary shall prepare a form of petition for the nomination of representatives and shall furnish copies thereof to any active member upon request. Nominations may be made on such forms, but nominations in any other form of petition which complies with the Rules and Bylaws shall be deemed sufficient.

Section 4. Election Procedure.

In the event that nominating petitions are filed for the election of representatives in any circuit less than or equal to the number of representatives to which such circuit shall be entitled, the person or persons so nominated shall be declared elected and no ballot shall be prepared or mailed to those entitled to vote in such circuit at such annual election.

In the event that in any circuit fewer individuals are nominated to serve as representatives within the time prescribed than the number of representatives to which such circuit shall be entitled, the Representative Assembly, at its next meeting, shall appoint a representative or representatives for such circuit to fill the vacancy or vacancies resulting from such failure to nominate and elect, which representative or representatives shall serve until their successors are elected, and an election in such circuit or circuits shall be held at the time and in the manner of the next succeeding annual election of a representative or representatives who shall serve for the balance of the term for which the representative or representatives should have been elected in the prior year. The Assembly shall appoint representatives to fill such vacancies from among the candidates nominated by the remaining representatives from the affected circuit or, if there are no other representatives in that circuit, upon nomination of the State Bar recognized local bar association(s) whose principal office is located in the affected circuit.

All ballots shall be voted for one-half or more of the number of Representatives to be elected from the circuits in that election. No ballot shall be counted which does not comply with this provision.

Section 5. Disputed Election.

In the event there is any contest in the election of a representative, the contest shall be decided by the Representative Assembly at its first meeting after the election, or at an adjourned meeting or meetings thereof, and the decision of the Assembly shall be final. The Clerk shall give written notice to each contestant of the hearing of the contest, and each contestant shall have the right to be personally present and also to be represented by an attorney and to present his/her proofs at such a hearing. The Assembly shall have the right not only to examine the ballots but also to examine into the validity thereof and into all matters germane to such election and contest.

The Representative Assembly may cause the hearing concerning such contest to be heard by a committee appointed from its members, but the decision of the committee shall not be effective until approved by the Assembly. In each contest the Assembly shall have the right to prescribe additional rules and regulations for the conduct thereof.

Section 6. Meetings.

Notification of the time and place of any meeting of the Representative Assembly and the calendar to be considered shall be mailed by the Clerk or published by him/her in the *Michigan Bar Journal*, not less than thirty (30) days prior to the time fixed for the first session of the meeting. Such notice, other than by publication in the *Journal*, shall be sent to each member of the Assembly and to each chairperson of a section of the State Bar of Michigan.

Meetings of the Assembly shall be open to attendance by members of the State Bar of Michigan, subject to the right of the Assembly by vote to go into closed session at any time when it is determined that a particular session shall be a closed session. In fixing and announcing any annual or special meeting of the Assembly, the Board of Commissioners or the President or the Chairperson of the Assembly, as the case may be, may announce one or more sessions as closed sessions of the Assembly and such sessions shall be closed unless the Assembly shall vote otherwise.

At all meetings of the Assembly, elected representatives shall be seated by the circuit they represent. Those who are members of the Assembly in any other capacity shall be seated with the circuit in which they maintain their principal office. Non-members of the Assembly shall be seated separately from members.

The Chairperson of the Representative Assembly shall preside at meetings of the Assembly. In the absence of the Chairperson of the Assembly, the Vice-Chairperson shall serve in that capacity.

The presiding officer shall preserve order and shall have the power to designate members of the Assembly to aid him/her in so doing. He/She shall require observance of the rules of the Assembly and shall decide questions and order of procedure subject to majority vote of the members present. On an appeal by a member from a ruling by the presiding officer, no member shall speak more than once except by unanimous consent.

The order of business of the Assembly shall be conducted pursuant to its calendar as modified by special orders of business. Any subject may, upon recommendation of the Board of Commissioners and by vote of two-thirds of the members present, provided there is a quorum, be made a special order.

In the event that less than a quorum of the Assembly attend a meeting, those present shall have the right to adjourn the meeting to a later time, and if a quorum is present at the adjourned time, the Assembly may proceed with action at such time without further call or notice.

Section 7. Rules of Procedure.

The Representative Assembly may adopt Rules and Procedures not inconsistent with the Supreme Court Rules Concerning the State Bar of Michigan or the Bylaws.

Section 8. Filling Vacancies by Nomination of the Remaining Members from the Affected Judicial Circuit.

When a vacancy arises in the membership of the Representative Assembly as the result of the inability or ineligibility of an elected member to continue to serve, and the vacancy is to be filled by nomination of the remaining Representatives from the affected judicial circuit, the remaining members shall promptly be given notice of the vacancy and requested to submit candidates for consideration for the nomination to the Clerk by a date certain no earlier than three (3) weeks after the notice is mailed. In the event more than one candidate for the nomination is submitted, the Clerk shall within one (1) week after the expiration of the period for submitting candidates prepare and submit a ballot to the remaining members in the affected judicial circuit who shall indicate thereon their preference from among the candidates proposed. The ballot shall be returned by a date specified thereon by the Clerk which may not be earlier than one week after the mailing. The candidate receiving the largest number of votes shall be the nominee. In the event that two (2) or more candidates receive the same number of votes, the Clerk shall determine the nominee by lot.

The remaining members of the Representative Assembly from the affected judicial circuit and all the candidates for the nomination shall promptly be advised of the results of the balloting. Any one of them who has any objection to the process by which the nominee was selected may file a protest with the Clerk in writing within ten (10) days after the results of the balloting are released. The protest shall be considered and acted upon by the Representative Assembly immediately prior to the vote on filling the vacancy. If in the judgment of the Clerk the resolution of the issues raised by

the protest would be materially assisted by an investigation and evaluation prior to the Assembly meeting, the Clerk shall refer the protest to the Assembly Committee on Hearings for consideration and report to the Assembly at the time the matter is considered. The Clerk shall give written notice to each person having an interest in the protest of the time and place the matter will be heard by the Representative Assembly and, if referred, by the Assembly Committee on Hearings. Each person interested in the protest shall have the right to be personally present and also to be represented by an attorney and to present his/her proofs. The Assembly shall have the right not only to examine the ballots but also to examine the validity thereof and into all matters germane to the nomination. The decision of the Assembly shall be final.

The process of selecting a nominee governed by these procedures must be completed at least 40 days before the Assembly meeting at which the vacancy is calendared for consideration.

ARTICLE VI—COMMITTEES

Section 1. Jurisdiction.

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Standing Committees

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Fiscal—shall concern itself with the preparation of the proposed annual budget, supervising the receipt of all income and the expenditure of all disbursements on behalf of the State Bar of Michigan and, in general, to evaluate and make recommendations to the Board of Commissioners with respect to all proposed financial transactions involving the funds of the State Bar of Michigan.

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Section 2. Appointment and Tenure of Members.

The standing committees prescribed in the Rules (except Character and Fitness committees and the Fiscal committees), and the other standing committees mentioned in this article, as well as all special committees, shall be appointed from the active membership of the State Bar of Michigan by the President unless the Board shall otherwise specifically provide. Local Character and Fitness committees shall be composed of members of the State Bar of Michigan nominated by the commissioner or commissioners for the district in which the committee shall serve and the Fiscal committee shall be composed of the Treasurer of the State Bar of Michigan as Chairperson, three members of the Board of Commissioners appointed by the President and three members of the Representative Assembly appointed by the Chairperson of the Representative Assembly.

The number and tenure of members of the committees of the State Bar of Michigan shall be:

(a) Standing Committees. Each standing committee shall consist of no more than fifteen (15) members, each of whom shall serve until the adjournment of the third (3rd) Annual Meeting following his/her appointment and until his/her successor is appointed, and from whom the President shall designate a Chairperson annually; * * *

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Section 4. Unexcused Absences.

Any member of a Standing or Special Committee or Assembly Committee who shall be absent without having been excused by the Chairperson at three (3) consecutive meetings of such committee or subcommittee to which he/she may have been assigned, or combination of both, shall be deemed to have resigned and the vacancy thereby created shall be filled by appointment by the President or Chairperson of the Representative Assembly for the unexpired term. * * *

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ARTICLE VIII—REPORTS OF COMMITTEES AND SECTION

Section 1. Annual Reports.

Every committee and section shall annually make a written report containing a summary of its activities during the association year which shall be submitted to the Secretary on or before May 31. Annual reports may not exceed five (5) 8.5"x 11" pages unless a waiver of this limitation is approved by the Executive Director.

Section 2. Reports Containing Recommendations.

Every committee and section requesting State Bar endorsement of a position it advocates shall submit a report so recommending to the Board of Commissioners and/or Representative Assembly.

Any report containing a recommendation:

(a) Shall be reproduced and distributed to the members of the Board of Commissioners or Representative Assembly prior to the session at which the report is to be considered, and unless otherwise ordered by the Board of Commissioners or the Committee on Rules and Calendar of the Representative Assembly, all reports shall be mailed to members of the Board by the Secretary at least ten (10) days before any meeting and to the members of the Representative Assembly at least thirty (30) days before any meeting.

(b) Shall have each recommendation set forth at the head of the report as a recommendation so as to distinguish readily the recommendation from the body of the report, and the body of the report shall contain no language that may be construed as committing the State Bar of Michigan to any policy not contained in the recommendation.

(c) Shall, in the case of a section report, indicate whether approved by the section at a regularly authorized meeting thereof or by the council if it has authority to act for the section.

(d) Shall contain a statement of the reasons for the recommendations contained therein as well as the arguments against, if any.

(e) Shall, when new legislation, court rules or administrative regulations, or in changes existing legislation, court rules or administrative regulations, is proposed, be accompanied by the text of the proposed legislation, court rule or administrative regulation.

(f) Shall, if the recommendation contemplates action that may result in expenditures, contain in the body of the report an estimate of the amount that will be required.

(g) No report containing a recommendation may exceed five (5) 8.5" x 11" typewritten pages unless a waiver of this limitation is obtained from the Executive Director.

Section 3. Waiver.

No written reports shall be received or considered by the Board of Commissioners or Representative Assembly unless there shall have been compliance with the foregoing provisions or unless the Board authorizes a waiver by two-thirds vote provided a quorum is present. Any section or committee seeking a waiver of any of the foregoing provisions shall give written notice stating its reasons therefor to the Board or the Committee on Rules and Calendar of the Representative Assembly at least forty-eight (48) hours before the meeting at which the report is to be considered. Such waiver shall not be granted by the Board or Assembly unless action by the Board or Assembly at its forthcoming meeting shall be desirable because of pending legislation or unless such action for some other reason shall be considered by the Board or Assembly to be of sufficient importance to justify its consideration at the meeting.

Section 4. Related Committees or Sections.

Whenever a section or a committee of the State Bar of Michigan undertakes to report or make recommendations to the Board of Commissioners or Representative Assembly on a subject which may be within the jurisdiction of another section or committee, it shall notify such latter section or committee of such proposed report or recommendation and invite comments and suggestions thereon. Whenever a section is so notified, it shall in turn notify section committees which may be concerned. The failure of the section or committee initiating the report or recommendation to give notice to another section or committee as herein provided shall not prevent the Board of Commissioners or Representative Assembly from taking action upon such report or recommendation.

Section 5. Consideration by Representative Assembly.

The determination of the Board of Commissioners with respect to any recommendation submitted by a section or committee may be placed on the calendar of the Representative Assembly by action of the Board or upon written petition of one-third of the members of the section council or concerned or upon motion duly made and seconded by members of the Assembly other than members of the section or committee concerned. The action of the Representative Assembly with respect to any such matter shall be final and shall constitute the action of the State Bar of Michigan.

ARTICLE IX—PUBLIC STATEMENTS

No section, section council or committee or member thereof shall assume to represent the State Bar of Michigan before any legislative body, in any court or before any other tribunal, or to the public, unless authorized to do so by the Board of Commissioners.

No report, or recommendation or any action of any section or council thereof, or of any committee of the State Bar of Michigan, shall be considered as the action of the State Bar of Michigan, unless and until it has been approved by the Board of Commissioners or the Representative Assembly in accordance with these Rules and Bylaws. Reports, recommendations, or other actions of any section, section council or committee of the State Bar of Michigan non-inconsistent with policy adopted by the Board or Assembly may be released, announced or published as the action of such section, section council or committee only when it is determined by the Executive Director of the State Bar of Michigan that:

- (a) The report is germane to the purpose of the section, section council, or committee;
- (b) The report has been made by a majority of the full membership of the section, section council or committee after notice to the members thereof;
- (c) The report reveals that notice was given and the vote on the matter;
- (d) The report indicates in a form approved by the Executive Director that it is the action of the section, section council or committee only and does not represent the view or action of the State Bar of Michigan unless and until the Board of Commissioners or Representative Assembly shall have taken an approving action with respect thereto in accordance with the Rules and Bylaws.

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ARTICLE X—BUDGET AND APPROPRIATIONS

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Section 4. Annual and Other Meetings.

Members of the State Bar of Michigan, other than members of the Assembly whose principal place of business is located in the Upper Peninsula and staff, may not be reimbursed for travel or other expenses incurred in attending the Annual Meeting of the State Bar or other meetings of the Representative Assembly, except as specifically authorized by the Board of Commissioners.

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ARTICLE XI—MISCELLANEOUS

Section 3. Terminology.

The word “Rules” used in these Bylaws means the Supreme Court Rules Concerning the State Bar of Michigan as adopted by the Court on January 12, 1972, or as the same may hereafter be amended or supplemented; the word “Board” means the Board of Commissioners of the State Bar Commissioners of Michigan; the word “Assembly” means the Representative Assembly of the State Bar of Michigan; the word “Congress” means the annual Congress of members of the State Bar of Michigan.

ARTICLE XII—AMENDMENTS

These Bylaws may be amended at any regular or special meeting of the Board of Commissioners by a two-thirds vote of all of the members present provided there is a quorum, and notice of the proposed amendment has been given, in writing no later than at the meeting immediately preceding the meeting at which it is to be considered, but no amendment inconsistent with any Rule of the Supreme Court Concerning the State Bar of Michigan shall be effective until and unless an appropriate amendment of such Rules is promulgated by the Court.

Amended April 11, 1975;
Article VIII Amended 1977;
Amended 1979;
Amended 1982;
Article IV, Section 4,
 Amended 7/20/84;
 Amended February 1986;
Article III, Section 7,
 Amended February 1986;
Article IV, Sections 1 & 2,
 Amended January 1989.