

BYLAWS  
COLLECTION LAW SECTION  
HAWAII STATE BAR ASSOCIATION

ARTICLE 1

Name and Purpose

1.1 Name. The name of this Section is the Collection Law Section (the “Section”) of the Hawaii State Bar Association (the “Association”).

1.2 Purpose. The purpose of the Section is to promote and maintain a high standard in the practice of collection law and in the operation of the courts; to improve the system of justice and its administration; to provide leadership in improving and making uniform substantive and procedural law; to seek fulfillment of the obligations of the collection law practitioners to the courts and the community; to advance public understanding of collection law, the system of justice and the role of lawyers; and to promote good fellowship among the members of the collection law bar.

ARTICLE 2

Membership

2.1 Regular Members. Any member of the Association whose Association and Section dues are paid or are not more than one month past due shall be eligible to enroll as members in the Section. Enrollment in the Section shall constitute a member’s declaration of commitment to work actively for the purposes of the Section. Those so enrolled shall constitute the members of the Section (the “Membership”).

2.2 Associate Members. Associate members may be admitted on such terms as the Section’s Board of Directors may decide but may not vote or hold office.

2.3 Dues. The annual Section dues for members and shall be \$30.00 or such other amounts as may be set from time to time by the Board of Directors.

ARTICLE 3

Meetings of the Membership

3.1 Meetings. Two meetings of the Section shall be held each calendar year with such program and order of business as may be arranged by the Board of Directors.

3.2 Special Meetings. Special meetings of the Section may be called by the Board of Directors, Chair, or any ten (10) members of the Section. Written notice of the date, place and program of any special meeting of the Section shall be mailed via e-mail or U.S. Mail to each member of the Section at least seven (7) days prior to such meeting.

3.3 Quorum. The members of the Section present in person or by proxy at any meeting of the Section shall constitute a quorum for the transaction of business.

3.4 Votes Required. All action of the Section shall be by a majority vote of the members present and voting.

## ARTICLE 4

### Board of Directors

4.1 Composition. There shall be a Board of Directors (“Board”), which shall consist of eleven (11) members who are elected by the members of the Section.

4.2 Terms. Except in the case of elections to fill vacancies for unexpired terms, members of the Board shall be elected for a term of two years. For calendar year 2001 only, six directors shall serve a two-year term, and five directors shall serve a one-year term. Thereafter, all directors shall be elected for a two-year term.

4.3 Duties and Powers of the Board of Directors. The Board shall have general supervision and control of the affairs of the Section, subject to the provisions of these bylaws.

4.4 Regular Meetings. Regular meetings shall be held monthly or at such other intervals as called by the Board of Directors.

4.5 Vacancies. The Board shall promptly select individuals from the Membership to fill any vacancies on the Board that may occur. Members so selected shall serve until the close of the unexpired term of the seat vacated.

4.6 Quorum; Voting. The majority of the members of the Board shall constitute a quorum at any meeting. A valid action at any meeting shall be by a majority vote of the members present at the meeting.

## ARTICLE 5

### Officers

5.1 Officers; Terms. The officers of the Section shall be a Chair, a Vice Chair, a Treasurer, and a Secretary. They shall be appointed by the Board of Directors at the annual meeting of the Board, or at such other times as the Board may determine, and shall serve for one year or at the pleasure of the Board. No officer is required to be a director.

5.2 Chair. The Chair (or the Vice Chair, the Treasurer, and the Secretary, or the Immediate Past Chair, in that order, in the absence of the Chair) shall preside at all meetings of the Section and of the Board. The Chair shall plan and superintend the program of the Section, subject to the directors and approval of the Board. The Chair shall perform such other duties and acts as usually pertain to the office or as may be designated by the Board.

5.3 Vice Chair. The Vice Chair shall perform such duties and have such further powers as usually pertain to the office or as may be designated by the Board or the Chair. In case of the death, resignation, absence, or disability of the Chair, the Vice Chair shall perform the duties of the Chair for the remainder of the Chair's term, absence or disability, as the case may be.

5.4 Treasurer. The Treasurer shall (a) aid the Chair in the manner and to the extent designated by the Board or the Chair, (b) be responsible for the keeping and accounting for the financial records and the funds of the Section and disbursing them as directed by the Board, (c) be responsible for collection of membership fees and dues, and (d) be responsible for preparing periodic financial statements of the Section.

5.5 Secretary. The Secretary shall (a) consult with and assist all the officers of the Section in the work of the Section generally in the manner and to the extent they may request, (b) keep a record of the proceedings of all meetings of the Section and of the Board and (c) be responsible for the preservation of all books, documents and other papers of the Section, except money.

## ARTICLE 6

### Nomination and Election of Directors

6.1 Nominations. Not less than two months before the last scheduled meeting of the year or at a time otherwise set by the Board, the Board shall appoint a Nominating Committee of no more than three (3) members of the Section.

6.2 Report of Nominating Committee. The Nominating Committee shall submit its report to the Board, which shall cause such report to be published to Section members at or before the last scheduled meeting or at a time otherwise set by the Board. The Nominating Committee shall present its report to the Section at such meeting.

6.3 Other Nominations. Other nominations may be made by petition signed by at least two members of the Section and filed with the Chair or the Secretary no later than twenty (20) days after the date of publishing the notice of candidates. Any such nomination shall be announced to the Section promptly upon receipt.

6.4 Elections. All elections shall be held during the last scheduled meeting of the year or at a time otherwise set by the Board. Write-in ballots shall be allowed.

ARTICLE 7

Relations with Hawaii State Bar Association

7.1 Actions of the Section as Action of the Association. Any action by the Section that the Section requests that the Association adopt as action of the Association must be approved by the Association before the same becomes effective as the action of the Association.

7.2 Use of HSBA Name. Use of the HSBA name by the Section must be approved by the Association.

ARTICLE 8

Miscellaneous Provisions

8.1 Expenditures. The payment of all bills, invoices and obligations shall be approved by the Board.

8.2 Compensation. No salary or compensation shall be paid to any Member of the Board.

8.3 Amendment. The power to alter, amend, or repeal the bylaws or adopt new bylaws, subject to repeal or change by action of members of the Section, shall be vested in the Board of Directors.

Adopted at meeting held on Dec. 14, 2000

/s/ Marvin S. C. Dang

Marvin S. C. Dang, Chair,

Collection Law Section

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