

BYLAWS

of the COLORADO COUNCIL OF SCHOOL BOARD ATTORNEYS

ARTICLE I - NAME

The name of this organization shall be the Colorado Council of School Board Attorneys (hereinafter sometimes referred to as "Council").

ARTICLE II - ORGANIZATION

The Colorado Council of School Board Attorneys shall be associated with the Colorado Association of School Boards (hereinafter sometimes referred to as "CASB") as an ad hoc committee, and the location of the principal office of the organization shall be in the City of Denver, at the headquarters of the Colorado Association of School Boards.

ARTICLE III - PURPOSES

The purposes for which this Council is formed shall be:

- A. To identify the current legal problems of concern to those who advise school boards, to disseminate legal information and analysis to members, and to promote the exchange of legal information and analysis among members. To facilitate this purpose, members shall be encouraged to contribute to a data resource center which shall be established in the office of the Colorado Association of School Boards, for the benefit of all members of the Council;
- B. To provide a state forum for consideration of the practical and professional problems faced by school attorneys incident to their providing legal counsel, advice, and representation to school boards
- C. To promote a closer and more understanding relationship between school attorneys and their client school board members and the Colorado Association of School Boards;
- D. To provide the means by which school attorneys may participate actively while retaining their professional identity in the state educational dialogue in association with the Colorado Association of School Boards.

ARTICLE IV - MEMBERSHIP

A. Qualification

1. Any attorney for any school district in Colorado which is a member of the Colorado Association of School Boards may become a member of this organization upon the payment of the dues as herein provided and upon the approval by the membership committee. The qualification for a member shall

be based upon an application for membership by the attorney, endorsed by certification by the board of education and said district, stating that the applicant represents a specified school district in the State of Colorado, and that the school district is a member of the Colorado Association of School Boards, in good standing.

2. Membership is essentially limited to attorneys and representing a Colorado Association of School Boards member district. However, the Executive Director of and Attorney for the Colorado Association of School Boards shall be members without charge.
3. Membership shall be on the basis of an individual attorney rather than membership by a law firm; however, any member may (by advance notice as to each meeting in writing to the administrative secretary of the Council) designate another attorney from the member's firm to represent said member at any meeting of members.
4. Any member may be accompanied at meetings by another attorney, or attorneys, presented by said member as a member or associate with which said member practices.

B. Termination

1. Membership shall terminate immediately when an attorney member ceases to represent any CASB member school district or for other good and just cause.
2. Any member shall promptly notify the Director in the event of termination of the attorney-client relationship with a specified school district, and the district also shall notify the CASB of such termination.

C. Membership Committee

1. The Executive Committee, as herein provided, shall constitute the Admissions Committee whose duty it shall be to decide any dispute or other matters relating to eligibility for membership or termination of membership.
2. The Admissions Committee's function shall be generally to qualify candidates for membership, to have the sole determination as to the termination of membership for good and just cause, and to keep the Board informed as to memberships. The determination of the Admissions Committee shall be final as to the eligibility of any attorney for membership or termination of membership in this organization.

D. Associate Membership

1. Notwithstanding any other provision in these Bylaws, an attorney who represents a public school district in Colorado which is not a member of the Colorado Association

of School Boards may become an associate member of the Colorado Council of School Board Attorneys. An associate member must represent a public school district in Colorado. The membership committee may require an attorney who applies for associate membership to produce certification from a Colorado public school district stating that the applicant represents a Colorado public school district.

2. An associate membership shall terminate immediately when an attorney member ceases to represent a Colorado public school district. Any associate member shall promptly notify the Director in the event of termination of the attorney-client relationship with the school district on which associate membership is based.
3. An associate member may be elected an officer to the Colorado Council of School Board Attorneys as provided in these Bylaws. However, an associate member may not serve on any committee or in any other capacity which coordinates the activities of the Colorado Association of School Boards or which otherwise involves the Colorado Association of School Boards. In addition, an association member shall not be entitled to benefits or information provided by the Colorado Association of School Boards to its member school districts and to members of the Colorado Council of School Board Attorneys. An associate member shall receive mailings or other information provided by the Colorado Council of School Board Attorneys solely for its members and produced at the expense of the Colorado Council of School Board Attorneys. Any dispute about any benefit or other privilege which an association member may receive, shall be decided by the admissions committee, and its decision on such a dispute shall be final.
4. Except as set forth in this Article IV(D), an associate member shall be subject to the same rules, procedures, and other requirements applicable to members.

ARTICLE V - GOVERNING AUTHORITY

A. Officers

1. The officers of the Council shall be a chairman, a first vice chairman and a second vice chairman who shall be elected for one-year terms by the membership of the Council at the annual meeting of the Council.
2. The chairman shall preside over all meetings of the Executive Committee and the Council. In absence of the chairman, the vice-chairman shall preside.

3. The administrative secretary of the Council of School Board Attorneys, who shall not have voting power, shall be the attorney for the CASB, or appropriate designee. The duties of the administrative secretary shall be set forth by the Executive Committee within the administrative time limitations established by the Board of Directors of the CASE. The administrative secretary shall also act as treasurer for the Council.

B. Executive Committee

1. The Executive Committee shall be composed of the officers of the Council and the immediate past chairman. The officer's term on the Executive Committee will be concurrent with the term of office on the Council.
2. The administrative secretary of the Council shall serve as an ex-official member of the Executive Committee, without vote.

C. Powers and Duties of the Executive Committee

1. The Executive Committee shall conduct and be responsible for all business of the Council of School Board Attorneys.
2. It may call and conduct meetings and conferences of the Council of School Board Attorneys.
3. It may fix membership fees. All moneys collected from membership fees shall be held and accounted for by the Colorado Association of School Boards, which shall expend such moneys exclusively for the benefit of the Council of School Board Attorneys.
4. It shall fill any vacancy in the Executive Committee by appointment, and such appointment shall be effective for the remainder of the term of the person who vacated the office.

D. Nominating Committee

1. The chairman of the Executive Committee shall appoint a nominating committee of three (3) members prior to October 1 of each year, and the nominating committee shall nominate a slate of candidates for the vacancies to be filled.
2. The nominating committee shall report its nominated slate at the annual business meeting of the Council election from the floor shall be afforded the membership of the Council prior to the taking of the vote electing officers.
3. Persons elected to the Executive Committee shall take office at the annual meeting of the Council.

E. Liability

The Council of School Board Attorneys and/or the Colorado Association of School Boards, shall not be held liable for the

actions of its officers, members, or employees thereof unless such officers, members, or employees have been specifically authorized by the Executive Committee of the Council of School Board Attorneys, in the case of the Council of School Attorneys, or the Board of Directors or Executive Director of the Colorado Association of School Boards, in the case of CASB.

F. Assets on Dissolution

In the event the Council of School Board Attorneys is dissolved or its existence terminated in any manner, all real and personal property that may be held for use of the Council of School Board Attorneys shall become the sole property of the CASB or its successor organization, and in no event shall any of such real or personal property, or any proceeds from the sale thereof, be distributed to, or inure to the pecuniary benefit of, any member of the Council of School Board Attorneys.

ARTICLE VI - MEETINGS

A. Membership - Annual Meeting

1. The annual membership meeting of the Council of School Board Attorneys shall be held at the annual business meeting of the Council during or in conjunction with the annual convention of the CASB.
2. The members who attend the annual business meeting of the Council of School Board Attorneys held during the annual convention of the CASB shall constitute a quorum for the purpose of electing officers and transacting all other business. All action shall be by majority vote of the members present.

B. Executive Committee

The Executive Committee shall meet at least once each year at the annual business meeting of the Council of School Board Attorneys held in conjunction with the annual convention of the CASB. Other meetings of the Executive Committee may be called by the chairman or by any member of the Executive Committee. Members of the Executive Committee shall receive at least five (5) days written notice of all meetings.

ARTICLE VII - AMENDMENTS

New bylaws may be adopted, or these bylaws may be amended or repealed by the vote or written consent of a majority of the members entitled to vote and in attendance at the annual meeting or a special meeting called for that purpose.

Revised, December 1984

Revised, December 1995