

1 **Proposed Bylaw Amendments**
2 **Additions are underlined and deletions are stricken**
3

4 **ASSOCIATION OF AMERICAN LAW SCHOOLS**
5

6 Bylaws of the Section on
7 Clinical Legal Education
8

9
10 Article I. Name and Purpose
11

12 Section 1. Name.

13
14 This section shall be known as the Section on Clinical Legal Education
15 (hereinafter referred to as the Section).
16

17 Section 2. Purpose.

18
19 The purpose of this Section is to promote the communication of ideas, interests
20 and activities among members of the Section and to make recommendations on
21 matters concerning clinical legal education.
22

23 Article II. Membership
24

25 Section 1. Membership.

26
27 (a) Regular Membership in the Section is open to any a faculty member
28 at ~~of~~ a law school that is a member of the Association of American Law Schools
29 (hereinafter referred to as AALS).
30

31 (b) Associate membership is open to any other person who is concerned with
32 the teaching, administration and advancement of clinical legal education.
33

34 Section 2. Privileges of Members.

35
36 (a) Regular members shall be eligible to vote, in person at a section meeting and
37 to hold office in the Section and serve on the Section's Executive Committee,
38 and to participate in the programs, meetings, and activities of the Section.
39

40 (b) Associate members may participate to the fullest extent permitted by AALS
41 Executive Committee Regulations in the programs, meetings and activities of
42 the Section, but may not vote, ~~or~~ hold office in the Section, or serve on the
43 Section's Executive Committee.

Article III. Officers and Committees

Section 1. Officers.

The officers of this Section are the chair, the chair-elect, the secretary and the treasurer. All officers must be regular members of the Section. At the Section's business meeting during each AALS annual meeting, the membership of the Section shall elect a regular member of the Section to serve a two-year term, the first year as chair-elect and the second year as chair. The chair and the chair-elect shall be elected to single, one-year terms by the membership of the section at each annual meeting of the AALS. The Section may elect two members to serve as ~~co-chairs and~~ co-chairs-elect and then co-chairs. The secretary ~~and the treasurer~~ shall be appointed and the treasurer shall be elected and shall serve as provided in accordance with Article V of these bylaws.

Section 2. Executive Committee.

(a) The ~~E~~xecutive ~~C~~ommittee of the Section (hereinafter referred to as the "Executive Committee") shall normally consist of nine elected voting members: ~~is comprised of~~ the Section chair, chair-elect, treasurer and six other elected members (one of whom will be appointed secretary as provided in Article V below). All members of the Executive Committee must be regular members of the Section. In the event the Section elects two members to serve as co-chairs-elect, the size of the Executive Committee shall be increased accordingly. The immediate past chair shall serve as an *ex officio*, non-voting member of the Executive Committee.

(b) The ~~six elected~~ members of the ~~E~~xecutive ~~C~~ommittee shall be elected to ~~three-year terms~~ by the regular membership of the Section ~~at each~~ at the Section's business meeting during the AALS annual meeting. Members of the Executive Committee shall serve the following terms: The chair-elect shall be elected to a two-year term, serving in the first year as chair-elect and in the second year as chair. The treasurer shall be elected to a three-year term and may be elected to one successive three-year term. The remaining six members of the Executive Committee shall be elected to three-year terms and shall be ineligible to serve successive three-year terms. The terms of those remaining members ~~Such members terms~~ shall be staggered to provide for the election of two members each year. ~~Elected members shall be ineligible to serve successive three-year terms.~~ In the event of a vacancy, the chair shall appoint a regular member of the Section ~~someone~~ to serve until the next AALS annual meeting, at which time a regular member shall be elected to serve any remaining portion of the term.

1 (c) ~~The immediate past chair of the section shall serve a one year term as an *ex*~~
2 ~~*officio* member of the executive committee.~~

3
4 ~~(cd) The executive committee shall determine the size of the standing~~
5 ~~committees and may create any special committees it deems appropriate. In the~~
6 ~~interval between annual meetings, The Executive Committee's duties include~~
7 ~~shall: (1) discussing issues relating to Section governance and clinical legal~~
8 ~~education; (2) shall makeing recommendations when appropriate on policies~~
9 ~~affecting clinical legal education to the AALS Standing Committee on Clinical~~
10 ~~Legal Education and to the AALS Executive Committee; and shall (3)~~
11 ~~soliciting and receiveing reports from standing and special committees of the~~
12 ~~Section; Pursuant to AALS Executive Committee Regulation 12.6, the~~
13 ~~executive committee shall also (4) be responsible for reviewing and approving~~
14 ~~the proposed expenditure of Section income in accordance with Article VI; (5)~~
15 ~~designating a member of the Executive Committee to serve as liaison between~~
16 ~~the Section and the AALS Standing Committee on Clinical Legal Education; (6)~~
17 ~~considering the approval of statements of Section position or policy in~~
18 ~~accordance with Article VII; and (7) taking any other appropriate action in~~
19 ~~furtherance of the Section's purpose. With the approval of the AALS Executive~~
20 ~~Committee, the Section's Executive Committee may also designate members of~~
21 ~~its Executive Committee to serve as liaisons between the Section and sections of~~
22 ~~the American Bar Association and other organizations whose activities bear on~~
23 ~~clinical legal education.~~

24
25 (d) The Executive Committee shall meet at least annually during the AALS
26 annual meeting and at such other times as designated by the chair of the Section.

27
28 Section 3. Standing Committees.

29
30 (a) The standing committees of the Section shall be the Nominating Committee,
31 the Annual Meeting Program Committee, the Membership, Outreach and
32 Training Committee, the Communications Committee, the Awards Committee,
33 and the Committee on Lawyering in the Public Interest. The chair, in
34 consultation with the Executive Committee, shall determine the size, appoint the
35 membership, and appoint the chair of each standing committee. The chair shall
36 promptly inform the Executive Committee of all appointments. The
37 membership of standing committees should reflect different geographic regions
38 and different clinical program types, and be inclusive in accordance with AALS
39 diversity requirements. With the approval of the Executive Committee, the
40 chair may establish additional standing committees as deemed necessary and
41 appropriate to carry out the functions of the Section.

1 (ba) Nominating Committee. The Nominating Committee (4) shall: (1)
2 nominate persons who are regular members of the Section to fill open positions
3 on the Executive Committee shall solicit from section membership the names of
4 potential nominees for section officers and executive committee members; and
5 (2) perform such other tasks and make such other nominations as charged by the
6 chair after consultation with the Executive Committee, shall consider the
7 suitability of the potential candidates for office and select nominees; and (3) In
8 order to create a slate of nominees for open positions on the Executive
9 Committee, the Nominating Committee shall solicit from Section members the
10 names of potential nominees who are regular members of the Section; shall
11 select nominees; and shall report the names of the nominees to the Ssection
12 chair and to the AALS Executive Director not less 60 days before the AALS
13 annual meeting. When selecting nominees for open positions on the Executive
14 Committee, the Nominating Committee shall consider the suitability of the
15 potential candidates for office and shall strive to have the composition of the
16 Executive Committee reflect different geographical regions and different
17 clinical program types, and be inclusive in accordance with AALS diversity
18 requirements.

19
20 (cb) Annual Meeting Program Committee. The Annual Meeting Program
21 Committee: (1) shall determine the nature, format and content of the Ssection
22 program for the next AALS annual meeting; (2) shall arrange for speakers,
23 participants and materials for the AALS annual meeting; and (3) shall notify
24 Ssection members regarding the AALS annual meeting.

25
26 (c) National and Regional Training Program Committee. The chair elect shall
27 form, convene and appoint a chair for the National and Regional Training
28 Program Committee. This Committee shall (1) encourage and assist in the
29 development of a training program for clinical educators; (2) represent the
30 section in the implementation of national training conferences; and (3) promote
31 the establishment of regional training programs, encourage the formation of
32 regional program committees, and provide support for regional training
33 programs.

34
35 (d) Membership, Outreach and Training Committee. The Membership,
36 Outreach and Training Committee shall: (1) design and implement programs
37 and plans to increase and retain membership in the Section; (2) establish and
38 maintain a mentoring program through which experienced clinicians support
39 newer clinicians in their professional development and through which any
40 clinician at a professional transition point might seek guidance and expertise
41 from colleagues; (3) encourage, assist, and provide support for the development
42 and implementation of conference and training programs for clinical educators
43 on a national and/or regional basis; and (4) as requested by the chair, engage in

1 other projects or activities consistent with the Section's membership, outreach
2 and training goals.

3
4 (e) Communications Committee. The Communications Committee shall
5 design and implement effective methods for the Executive Committee to
6 communicate with Section members and for Section members to communicate
7 with one another. At least one member of the Executive Committee shall serve
8 on the Communications Committee.

9
10 (fd) ~~Awards Committee. The chair shall appoint an Awards Committee or~~
11 ~~substitute the Executive Committee as the Awards Committee.~~ The Awards
12 Committee shall proceed as follows:

13
14 (1) The Committee shall solicit nominations for two awards, the
15 William Pincus Award and the M. Shanara Gilbert "emerging clinician"
16 award.

17
18 (2) The purpose of each of the awards is to honor Section members and
19 other individuals who have made individuals, groups or institutions for
20 effecting an outstanding contribution to the cause of clinical legal
21 education. The Section's officers – chair, chair-elect, secretary and
22 treasurer – shall be ineligible to receive an award in the year of and the
23 year following their service. The Committee may choose to give one or
24 both of the awards in a given year. The awards may be announced
25 formally at the AALS annual meeting or at an annual clinical conference
26 or workshop.

27
28 (3) The Awards Committees shall have no fewer than three members
29 and at least three members who are regular members of the Section.

30
31 (34) The criteria for the William Pincus Award shall be based on
32 scholarship, program design and implementation, or other activity
33 beneficial to clinical education or to the advancement of justice.

34
35 (45) The Shanara Gilbert "emerging clinician" award will be awarded to
36 a recent entrant (10 years or less) into the clinical legal education
37 community who is eligible to be a member of the Section and who has
38 demonstrated some or all of the following qualities:

39
40 (aA) a commitment to teaching and achieving social justice
41 particularly in the areas of race and the criminal justice system;

42
43 (bB) an interest in international clinical legal education;

1
2 (cC) a passion for providing legal services and access to justice
3 to individuals and groups most in need;

4
5 (dD) service to the cause of clinical legal education or to the
6 AALS Ssection; and,

7
8 (eE) desirable, but not required, an interest in the beauty of
9 nature.

10
11 (56) The Awards Committee recommendations shall be forwarded to
12 the Executive Committee for consideration and approval, and then
13 forwarded to the AALS for approval in accordance with AALS
14 requirements. Awards made by the Section shall also comply with any
15 other applicable AALS requirements.

16
17 (ge) Committee on Lawyering in the Public Interest. This Committee shall
18 select and encourage the work of the Bellow Scholars, and shall encourage and
19 support any other activities which advance the cause of public interest
20 lawyering.

21
22 (1) The Committee shall select as ~~the~~ Bellow Scholars a clinical legal
23 educators who proposes a projects which exemplifyies the personal and
24 professional qualities, particularly innovation and critical analysis,
25 exhibited by Gary Bellow. The Committee may select one or more
26 Bellow Scholars in any a given year.

27
28 (2) The Committee shall select ~~the~~ Bellow Scholars based on proposals
29 from interested applicants. Interested applicants shall submit proposals
30 that involve law students and faculty in anti-poverty initiatives or access
31 to justice projects. Projects that involve collaboration between lawyers
32 and other professionals or empirical analysis are encouraged.
33 Applications shall include:

34 (A) a detailed description of the project;

35
36 (B) the projected goals of the project;

37
38 (C) a timeline for completion of the project; and

39
40 (D) a description of how the project will be evaluated.

41
42 (3) The Bellow Scholars shall be announced formally at an AALS event.
43 The Scholars will present their ~~her~~ conclusions for debate, reflection and

1 critical analysis.

2
3 Section 4. Special Committees.

4
5 With the approval of the Executive Committee, the chair may establish or
6 terminate special committees as deemed necessary and appropriate to carry out
7 special projects or functions on behalf of the Section. The chair, in consultation
8 with the Executive Committee, shall determine the size, appoint the
9 membership, and appoint the chair of each special committee. The membership
10 of special committees should reflect different geographic regions and different
11 clinical program types, and be inclusive in accordance with AALS diversity
12 requirements.

13
14 Article IV. Nominations and Elections

15
16 Section 1. ~~Nominations by Committee.~~

17
18 ~~In nominating members to serve on the executive committee, the nominating~~
19 ~~committee should strive to have the executive committee reflect the different~~
20 ~~geographical regions, different clinical program types and different genders and~~
21 ~~ethnic and racial backgrounds within the section membership. Not less than 60~~
22 ~~days before the annual meeting, the nominating committee shall notify the~~
23 ~~section chair and the AALS Executive Director of the names of persons~~
24 ~~nominated to fill the officer and executive committee positions. Nominations to~~
25 ~~fill open positions on the Executive Committee shall be made by the~~
26 ~~Nominating Committee in accordance with Article III, Section 3(b) of these~~
27 ~~bylaws, and may also be made from the floor of the Section's business meeting~~
28 ~~during the AALS annual meeting.~~

29
30 Upon receipt of the list of names of the nominees from the Nominating
31 Committee, the chair shall submit the nominees to the Executive Committee for
32 consideration and approval. Not less than 45 days before the AALS annual
33 meeting, the chair shall submit the names of nominees approved by the
34 Executive Committee to the AALS national office. The Section membership
35 shall receive notification of the identity of the nominees submitted by the
36 ~~N~~ominating Committee and approved by the Executive Committee not less
37 than 30 days before the AALS annual meeting.

38
39 ~~Section 2. Nominations by Petition.~~

40
41 ~~A regular member of the section may be nominated for an elected position on~~
42 ~~the executive committee by petition signed by three other regular members and~~
43 ~~submitted to the section chair and the AALS Executive Director not less than 15~~

1 ~~days before the annual meeting.~~

2
3 Section 32. Elections.

4
5 Open positions on the Executive Committee shall be filled by majority vote of
6 the regular members present at the Section's business meeting during the AALS
7 annual meeting, with each member present having one vote for each open
8 position on the Executive Committee. ~~All officers and other elected members~~
9 of the executive committee shall be elected at the annual meeting. Elections at
10 that meeting may be by voice or secret ballot, as determined by the chair. In the
11 event that an AALS annual meeting does not take place, the Executive
12 Committee may conduct the elections to fill open positions on the Executive
13 Committee via mail or e-mail ballot to be voted on by the regular members of
14 the Section, so long as the procedure is not inconsistent with any AALS
15 Executive Committee policy promulgated to address the non-occurrence of an
16 AALS annual meeting.

17
18 Article V. Duties of Officers

19
20 Section 1. Chair.

21
22 The chair shall: (1) preside at all meetings of the Section and the Executive
23 Committee; (2) oversee the expenditure of Section funds as provided in
24 Article VI; (3) appoint a voting member of the Executive Committee to serve as
25 secretary, subject to the approval of the Executive Committee; (4) ~~The chair~~
26 shall present at the AALS annual meeting the report of the Section for the prior
27 year including a detailed accounting of Section funds and of all expenditures;
28 (5) ~~The chair shall~~ in consultation with the Executive Committee, appoint
29 members of the standing and special committees, including the chairs of those
30 committees; and (6) take any other appropriate action in furtherance of the
31 Section's purpose. With the approval of the Executive Committee, the chair
32 may designate Section members with special expertise to be available as
33 resource persons to Section members. ~~The membership of such committees~~
34 should reflect the different geographic regions, different clinical program types
35 and different genders and ethnic and racial backgrounds within the section
36 membership. ~~The executive committee shall designate members of the~~
37 executive committee to serve as liaison between the section and the AALS
38 Standing Committee on Clinical Legal Education and with the approval of the
39 AALS Executive Committee, the executive committee shall also designate
40 members fo [sic] the executive committee to serve as liaison between the
41 section and the American Bar Association Section of Legal Education and
42 Admissions to the Bar and other organizations whose activities bear on clinical
43 legal education.

1 Section 2. Chair-Elect.

2
3 The chair-elect of the Ssection shall assist the chair, as the chair may request
4 and shall perform the duties of the chair during the absence or disability of the
5 chair. The chair-elect shall prepare a program proposal for the ~~an~~ annual
6 clinical professional development conference and shall submit this proposal for
7 approval to the AALS. If the office of the chair becomes vacant, the chair-elect
8 shall succeed to the office of chair and shall serve as chair for the remainder of
9 the two-year term for which she or he was elected.

10
11 Section 3. Vacancies in the Office of Chair.

12
13 Should both the chair and the chair-elect be unable to serve in the office of
14 chair, a temporary chair shall be elected from the voting ~~elected~~ members of the
15 Executive Committee ~~to complete the term~~ and shall serve until elections are
16 held at the next Section business meeting at the AALS annual meeting. This
17 election shall be by majority vote of the Executive Committee. The secretary
18 of the Executive Committee shall, as soon as practicable after learning of the
19 vacancy, call and conduct a meeting of the Executive Committee in person,
20 by conference call, by e-mail or by regular mail for the purpose of this election.

21
22 Section 4. Secretary.

23
24 The secretary of the Ssection shall be appointed by the chair, with the approval
25 of the Executive Committee, from among the elected members of the Executive
26 Committee. The secretary shall serve for a one-year term, and may be
27 reappointed for successive terms. The secretary shall: (1) keep written minutes
28 of Executive Committee meetings; (2) maintain a written record of all formal
29 actions taken by the Executive Committee; (3) solicit and maintain written
30 records, if any, of the activities of Executive Committee ~~section~~ sub-
31 committees; (4) maintain a record of the terms of the Executive Committee
32 members; (5) maintain ~~archival~~ copies of ~~all~~ formal communications between
33 the Section and the AALS or other organizations whose activities bear on
34 clinical legal education; (6) ensure the transmission of minutes and copies of
35 formal actions and records received by the secretary to his or her successor in
36 office; and (7) perform relevant duties as assigned from time to time by the
37 chair or the Executive Committee.

38
39 Section 5. Treasurer.

40
41 The treasurer of the Ssection shall be elected from among the regular members
42 of the Section for a three-year term and may be re-elected for one successive
43 three-year term. ~~appointed by the chair from among the regular membership of~~

1 ~~the Section, subject to the approval of the Executive Committee. If also elected~~
2 ~~to the Executive Committee pursuant to these bylaws, the treasurer shall~~
3 ~~participate fully as a voting member of the Executive Committee; otherwise, the~~
4 ~~treasurer shall serve as an *ex officio*, non-voting member of the Executive~~
5 ~~Committee. The treasurer shall serve for a three year term, and may be~~
6 ~~reappointed for additional terms by the chair acting with the approval of the~~
7 ~~Executive Committee. The treasurer shall: (1) assist the chair in the preparation~~
8 ~~of the annual budget; (2) arrange for receipt of ~~receive~~ any funds that are to be~~
9 ~~paid directly to the Section ~~on behalf of the Section~~, and for the transmission of~~
10 ~~transmit those funds to the AALS; and (3) arrange for payment of expenses on~~
11 ~~behalf of the Section in accordance with Article VI; (4) keep an account of all~~
12 ~~Section receipts and expenditures; (5) make regular periodic reports of all~~
13 ~~Section receipts and expenditures to the Executive Committee; (6) advise the~~
14 ~~chair in preparing and presenting an annual budget to the Executive Committee;~~
15 ~~(7) arrange for the solicitation and payment of dues; (8) ~~solicit~~ and maintain~~
16 ~~records of membership; (9) ensure the transmission of such budgets, reports and~~
17 ~~records to his or her successor in office; and (10) perform relevant duties as~~
18 ~~assigned from time to time by the chair or the E.C Executive Committee.~~

19
20 Article VI. Finances Dues

21
22 Section 1. Dues.

23
24 Each regular member and each associate member of the Section shall pay
25 annual dues in an amount to be determined by the Executive Committee.
26 Changes in dues shall occur no more frequently than annually. Any change shall
27 take effect at the beginning of the Section's fiscal year after the annual meeting
28 ~~in the calendar year~~ following the Executive Committee vote. The Section
29 membership shall receive notice of any change at least 30 days prior to the
30 increase. annual meeting; Publication in the Section newsletter, on the AALS's
31 communication platform, or by e-mail to the Section membership shall
32 constitute adequate notice. ~~notice published in the newsletter shall be~~
33 ~~considered adequate notice.~~ The chair shall include an explanation for any
34 change in the chair's annual accounting of Section funds and expenditures.
35

36 Section 2. Annual Budget.

37
38 The chair, with the assistance of the treasurer, shall prepare an annual budget for
39 the Section, which shall be approved by the Executive Committee prior to
40 submission to the AALS. The annual budget shall be sufficiently detailed so
41 that the Executive Committee, and subsequently the AALS Executive
42 Committee, may assess and approve allocations of funds for particular activities
43 of the Section.

1 Section 32. ~~Authorized Expenditures of Section Dues and Other Section Income.~~

2
3 ~~In addition to the purposes described in AALS Executive Committee Regulation~~
4 ~~12.6(d), beginning with the 1985 AALS Annual Meeting, section dues and other~~
5 ~~section income may be spent for a reception for section members at an AALS~~
6 ~~annual meeting, workshop or teaching conference, any deficiency in a meal~~
7 ~~guarantee, for a section survey, section directory, enhanced newsletter, or~~
8 ~~regional teacher training conferences. Before the activity is undertaken, the~~
9 ~~section's executive committee must authorize the expenditure of dues or other~~
10 ~~income for it. In authorizing payment of an expenditure, the section chair must~~
11 ~~determine that the particular expenditure was authorized by the executive~~
12 ~~committee and is consistent with the section's bylaws and AALS policies. The~~
13 ~~executive committee with the prior approval of the AALS Executive Committee~~
14 ~~may also authorize the expenditure of section income for other specific~~
15 ~~purposes. The chairperson shall notify the Association's AALS National Office~~
16 ~~one month before the activity of the section's executive committee decision to~~
17 ~~authorize expenditure.~~

18
19 Section dues and other Section income may be spent in accordance with
20 applicable AALS and Section policies, regulations and bylaws. The chair or the
21 treasurer shall confirm that each expenditure is permitted by AALS and Section
22 policy and shall ensure that the Executive Committee complies with any
23 applicable AALS policy requiring notification of the AALS in advance of an
24 expenditure.

25
26 Article VII. Policy Statements

27
28 Section 1. Policy Statements.

29
30 ~~Because sections are part of the AALS, statements of policy or positions~~
31 ~~adopted by a section may be made public only after they are approved by the~~
32 ~~AALS Executive Committee.~~

33 With the approval of its Executive Committee, and only in compliance with
34 AALS Executive Committee Regulations, the Section may communicate or
35 publish statements of position or policy on matters affecting legal education.

36
37 Article VIII. Amendments

38
39 Section 1. Amendments.

40
41 These bylaws may be amended at the Section's business meeting during the
42 AALS annual meeting of the section by a majority of the regular members of

1 the Section present and voting. Notice of the meeting to propose an ~~of any~~
2 ~~proposal for~~ amendment of these bylaws; shall ~~include~~ing the proposed
3 amendment, ~~proposal and~~ a description of its intended purpose, and shall be
4 given no less than 30 days in advance of the meeting at which the vote will
5 occur. Publication in the Section newsletter, on the AALS's communication
6 platform, or by e-mail to the Section membership shall constitute adequate
7 notice. The amendment takes effect when it is approved by the Executive
8 Committee of the AALS.

9
10 Article IX. Suspension of Bylaws

11
12 Section 1. Suspension of Bylaws.

13
14 Any of these bylaws may be suspended by a two-thirds (2/3) majority vote of
15 the regular members of the Section present and voting at a business meeting of
16 the Section. A motion to suspend must set forth the specific section to be
17 suspended and the purpose of the suspension.
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22 Adopted: December 23, 1992

23 Amended: January 4, 2001; January 5, 2002; January , 2011
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