

BY-LAWS OF THE  
SECTION ON AERONAUTICAL AND SPACE LAW  
OF THE  
PENNSYLVANIA BAR ASSOCIATION

ARTICLE I  
Name and Purpose

Section 1. This Section shall be known as the Section on Aeronautical and Space Law.

Section 2. The purpose of this Section shall be to promote the objects of the Pennsylvania Bar Association within the particular fields designated by the name of the Section, and, to that end, to further develop the law of aeronautics and space; to stimulate and extend the study of these fields of the law, to cooperate in obtaining uniformity with respect to both legislation and administration in all matters concerning aeronautics and space and to simplify and improve the application of justice in these fields of the law.

ARTICLE II  
Membership

Section 1. Each member of the Section shall pay to the Pennsylvania Bar Association annual dues established by the Section Council. Any member of the Association, upon request to the Secretary of the Association, and upon payment of dues for the current year, shall be enrolled as a member of this Section. Thereafter, said dues shall be paid each year as determined by PBA. Any member of this Section whose annual dues are past due shall thereupon cease to be a member of this Section. Members so enrolled whose dues are so paid shall constitute the membership of this Section.

ARTICLE III  
Officers

Section 1. The Officers of this Section shall be a Chair, a Vice-Chair, and a Secretary/ Treasurer.

Section 2. There shall be a Council, which shall consist of the Chair, Vice-Chair, Secretary/ Treasurer, together with three other members to be elected by the Section as hereinafter provided.

Section 3. The Chair, Vice-Chair, Secretary/Treasurer shall be nominated and elected, in manner hereinafter provided, at the annual meeting of the Pennsylvania Bar Association on alternating years, to hold office for a term beginning at the close of the annual meeting at which they shall have been elected, and ending at the close of the second succeeding annual meeting of the Association, and until their successors shall have been elected and qualified.

Section 4. The three members of the Council also shall be nominated and elected every other year at each second annual meeting for terms of office to begin immediately and to continue for two years. Any vacancy existing in any two-year membership of the Council by reason of death or resignation shall be filled by the Council. Such replacement member of the Council shall serve only to the end of the two-year term to which the predecessor had been elected.

Section 5. No person shall be eligible for election as a member of the Council if they are then a member of the Council and have been such member continuously for a period of four years. If any member of the Council shall fail to attend three successive meetings of the Council, and such failure has not been excused for cause by the Chair or the majority vote of the Council, the Chair shall by letter to all Council members declare such member to have automatically resigned, and he shall be replaced for his unexpired term as provided in Section 4 of this Article.

ARTICLE IV  
Nominations and Elections

Section 1. Nominations for Chair, Vice-Chair, Secretary/Treasurer, and members of the Council may be made by any member of the Section.

Section 2. At the meeting on alternating years, the election of officers and members of the Council shall be held. In the event that there is more than one nominee for any office, the vote shall be by confidential, written ballot.

## ARTICLE V Duties of Officers

Section 1. Chair. The Chair or Vice-Chair, in the absence of the Chair, shall preside at all meetings of the Section, and of the Council. The Chair shall formulate and present at each annual meeting of the Pennsylvania Bar Association a report of the work of the Section for the then closing year. The Chair shall, with authorization of the Council, appoint such Committees as are deemed appropriate to carry on the work of the Section. The Chair shall perform such other duties and acts as usually pertain to that office.

Section 2. Vice-Chair. Upon death, resignation or during the disability of the Chair, or upon the Chair's refusal to act, the Vice-Chair shall perform the duties of the Chair for the remainder of that term, except in case of disability of the Chair, and then only during so much of the term as the disability continues.

Section 3. Secretary/Treasurer. The Secretary/Treasurer shall be the custodian of all books, papers, documents and other property of the Section. The Secretary/Treasurer shall keep a true record of the proceedings of all meetings of the Section and of the Council, whether assembled or acting under submission. With the Chair, the Secretary/Treasurer shall prepare a summary or digest of the proceedings of the Section at its annual meeting. The Secretary/Treasurer, in conjunction with the Chair, as authorized by the Council, shall attend generally to the business of the Section. The Secretary/Treasurer shall keep an accurate record of all monies appropriated to and expended for the use of the Section, and of all dues collected through PBA for the Section.

## ARTICLE VI Duties and Powers of the Council

Section 1. The Council shall have general supervision and control of the affairs of the Section, subject to the provisions of the Constitution and By-Laws of the Pennsylvania Bar Association and the By-Laws of this Section. It shall especially authorize all commitments or contracts which shall entail the payment of money, and shall authorize the expenditure of all moneys appropriated for the use or benefit of the Section. It shall not, however, authorize commitments or contracts which shall entail the payment of more money during any fiscal year than the amount which shall be received from dues and previously appropriated to the Section for such fiscal year, provided, however, any moneys remaining in the Section's reserve fund shall be considered as money received by the Section and subject to be used by Council action as aforesaid. Appropriations are not to be considered as part of the reserve fund of the Section.

Section 2. A majority of the Council shall constitute a quorum for the transaction of all business. The Chair, may, subject to subsequent ratification, canvas the Council by mail, e-mail or telephone, and a majority of the Council members shall constitute a quorum of any particular subject the same as if the Council actually met in person for action upon the question involved.

Section 3. The Council may authorize the Chair to appoint committees from Section members to perform such duties and exercise such powers as the Council may direct, subject to the limitations of these By-Laws and the By-Laws of the Pennsylvania Bar Association.

Section 4. The Council shall fill interim vacancies in the office of Chair, Vice-Chair, and Secretary/Treasurer by majority vote of Council. The Council shall also fill vacancies occurring in any of the other Council positions. Any officer or Council member selected as aforesaid by the Council to fill any vacancy shall serve for the remainder of the term of any vacancy for which they have been selected.

Section 5. Members of the Council when personally present at a meeting of the Council shall vote in person, but when absent may communicate their vote, in writing, upon any proposition, to the Secretary and have it counted, with the same effect as if cast personally by said member at such meeting.

Section 6. The Chair of the Section may, and upon the request of any member of the Council shall, submit or cause to be submitted, to each of the members of the Council, any proposition upon which the Council may be authorized to act, and the members of the Council may vote upon such proposition or propositions so submitted, by communicating their vote thereon, to the Secretary, who shall record upon the minutes each proposition so submitted, when, how, at whose request same was submitted, and the vote of each member of the Council thereon, and keep on file a record of such votes. If the votes of a majority of the members of Council so recorded shall be in favor of such proposition or if such majority shall be against such proposition, such majority vote shall constitute the binding action of the Council.

Section 7. The Council shall have complete authority to act on behalf of and to bind the Section on any and all matters existing between annual meetings of the Section.

#### ARTICLE VII Committees

Section 1. The Chair shall appoint such standing and special Committees of the Section relating to the subject matters within the Section's field activities, and with such powers, duties and procedures as the Council may from time to time determine. All reports of standing or special Committees shall be transmitted to the Chair of the Section by the Chair or other authorized member of the Committee. No report or any part thereof shall be made public unless and until approved by the Section and authorized and approved by the Board of Governors or House of Delegates of the Association.

#### ARTICLE VIII Meetings

Section 1. Annual meetings of the Section shall be held during the annual meeting of the Pennsylvania Bar Association, in the same city or place as such annual meeting of the Pennsylvania Bar Association, with such program and order of business as may be arranged by the Council.

Section 2. Special meetings of the Section may be called by the Chair by any member upon approval of the Council, at such time and place as the Council may determine.

Section 3. The members of the Section present at any meeting shall constitute a quorum for the transaction of business.

Section 4. All binding action of the Section shall be by a majority vote of the members present.

#### ARTICLE IX Miscellaneous Provisions

Section 1. The fiscal year of the Section shall be the same as that of the Pennsylvania Bar Association.

Section 2. All bills incurred by the Section, before being forwarded to the Pennsylvania Bar Association for payment, shall be approved by the Secretary/Treasurer.

Section 3. No salary or compensation shall be paid to any officer, council member or member of a committee.

Section 4. Any action by this Section must be approved by the Pennsylvania Bar Association before the same becomes effective as the action of the Pennsylvania Bar Association. Any resolution adopted or action taken by this Section may, on request of the Section, be reported by the Chair of the Section to the Board of Governors or House of Delegates of the Pennsylvania Bar Association for the Association's action thereon.

Section 5. These By-Laws shall become effective upon the adoption thereof by the membership of the Section after approval by the Board of Governors of the Pennsylvania Bar Association.

Section 6. All printing for the Section, or for the Council or for any committee of the Section, shall be done only on authorization of the Council.

ARTICLE X  
Amendments

These By-Laws may be amended without prior notice to members at any annual meeting of the Section by a majority vote of the members of the Section present and voting, provided such proposed amendment shall first have been approved by majority of the Council, and provided further that no amendment so adopted shall become effective until approved by the Board of Governors of the Pennsylvania Bar Association.

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