**TECHNOLOGY, PRIVACY, AND SECURITY LAW SECTION BYLAWS**

**Article I: Name and Purposes**

* 1. Name. This section shall be known as the Technology, Privacy, and Security Law Section of the Nebraska State Bar Association.
	2. Purpose. Given the growing reliance on technology by the attorneys and their clients, and the increased threats and vulnerabilities in the current technological environment, the purposes of the Technology, Privacy, and Security Law Section (TPSL) would be to:
1. provide a statewide forum for attorneys to share and expand their knowledge and practice skills in all areas of TPSL;
2. better serve the legal needs of clients and the public to advance the security of data, systems, and networks;
3. promote education on changing trends in TPSL; and
4. promote the mission of the Nebraska State Bar Association.

# Article II: Membership

* 1. Enrollment. Any member in good standing of the Association shall, upon request to the Executive Director of the Association, be enrolled as a member of the Section by the payment of any annual Section dues.
	2. Membership. Members so enrolled and whose NSBA Sustaining Member dues and Section dues are paid shall constitute the membership of the Section.
	3. Law Students. Any law student enrolled in an accredited law school may become a law student member of the Section upon request. Law student members of the Section shall not be entitled to vote or be voting members of the Executive Committee or other committees of the Section.
	4. Dues. Dues for membership in the Section shall be an annual amount set by the Executive Committee of the Section and approved by the Executive Council of the Association. Dues shall be payable upon enrollment and annually thereafter, in advance, at the beginning of the Association's fiscal year.
	5. Delinquency. Any member of the Section whose annual dues are unpaid by March 1 shall cease to be a member.

# Article III: Meetings of the Membership

* 1. Annual Meeting. The Section shall hold an annual meeting of members in conjunction with the annual meeting of the Association or at such other time as scheduled by the Executive Committee.
	2. Other Meetings. The Section may hold other meetings of members throughout the year upon the call of the Executive Committee of the Section.
	3. Quorum. The members of the Section present at any properly convened meeting shall constitute a quorum for the transaction of business.
	4. Controlling Vote. Action of the Section shall be by a majority vote of the members present.
	5. Agenda. Among the matters of business to be transacted at the annual meeting of the Section shall be the election of officers and Executive Committee members. The agenda shall consist of other matters as decided by the Chair or Executive Committee.
	6. Mail and Electronic Voting. The Executive Committee of the Section may direct that a matter be submitted to the members of the Section for vote by mail or electronically. Binding action of the Section shall be by a majority of the votes received from members.
	7. Notice of Meetings. Notices of meetings may be sent to the membership electronically or by regular mail.
	8. Electronic Attendance. Electronic participation may be used in addition or in lieu of in-person attendance or voting for full section meetings and all committee functions. The Secretary or a designate shall record all electronic votes.

# Article IV: Officers

* 1. Officers. The officers of the Section shall be a Chair, Vice-Chair, Secretary and Treasurer. The positions of Secretary and Treasurer may be combined as necessary. Any individual assuming multiple positions shall have only one (1) vote on the Executive Committee.
	2. Election. All officers shall be elected for a two-year term at the annual meeting of the Section. No person shall be elected to the same office for more than two consecutive terms.
	3. Chair. The Chair shall preside at all meetings of the Section and the Executive Committee, plan the program of the Section during their term subject to the direction and approval of the Executive Committee, keep the Executive Council of the Association informed of the Section activities and perform such other duties as normally pertain to their office. The Chair, subject to the approval of the Executive Committee of the Section, shall appoint such committees as are deemed necessary to promote the activities of the Section.
	4. Vice-Chair. The Vice-Chair shall perform the duties of the Chair in their absence and shall aid the Chair in the performance of their responsibilities.
	5. Secretary. The Secretary shall keep an accurate record of the proceedings of all meetings of the Section and Executive Committee. The Secretary shall be the liaison between the Section and the Executive Director of the Association regarding the maintenance of records of the Section.
	6. Treasurer. Section funds are held and accounted for by the Association on behalf of the Section. The Treasurer shall work with the Association to see that accurate accounts of Section income and expenses are maintained. The Association will provide a full accounting of Section income and expenses each year for the Section’s annual meeting. The Section may request such accounting at any other time.
	7. Vacancy. If an officer vacancy occurs or if a position is vacant following an election, the vacancy shall be filled by any eligible member, appointed by the remaining Executive Committee members.

# Article V: Executive Committee

* 1. Powers. The Executive Committee shall be vested with the powers and duties necessary for the administration of the affairs of the Section. It shall prepare a budget and authorize the expenditure of funds. However, it may not authorize commitments for the payment of more money during any fiscal year than the amount of anticipated revenue generated by the Section. Expenditures exceeding estimated annual revenue must be approved by the Executive Director in advance.
	2. Composition. The Executive Committee shall be composed of the Section’s officers plus six members at large elected by the Section membership. Initially, two members shall be elected to a three-year term, two elected to a two-year term and two elected to a one-year term in order to stagger ongoing elections so that two members are elected each year. Following the initial election, three-year terms of office shall be staggered so that one-third of the members are elected each year.
	3. Election. Members of the Executive Committee shall be elected at the annual meeting of the Section.
	4. Controlling Vote. Action of the Executive Committee shall be by a majority vote of those members present in person or by electronic means. A quorum consisting of a majority of the Executive Committee members shall be required to conduct business.
	5. Meetings. The Executive Committee shall hold an annual meeting of members in conjunction with the Annual Meeting of the Association or at such other time as scheduled by the Executive Committee. The Chair may, and upon request of three members of the Executive Committee shall, call special meetings of the Executive Committee.
	6. Executive Committee Authority. Between meetings of the Section, the Executive Committee shall have authority to perform all acts and functions which the Section itself might perform. Any such action taken by the Executive Committee shall be reported to the membership of the Section at its next meeting.
	7. Vacancy. If a vacancy occurs or if a position is vacant following an election, the vacancy shall be filled by any eligible member, appointed by the remaining Executive Committee members.

# Article VI: Relationship to Association

* 1. Section Support. The Section shall support the Association in the performance of its functions. The Section shall assist the House of Delegates, Executive Council and Legislative Committee in monitoring laws, regulations, practices, and proposed legislation relating to the field of the Section. It shall study and make recommendations concerning substantive and procedural rules and laws applicable to the field of the Section.
	2. Association Support. The Association shall support the Section in the performance of its functions. The Section Chair, or another member elected by the Section shall be an ex-officio (non-voting) member of the House of Delegates. The staff of the Association shall assist the Section in the performance of its functions and the maintenance of required records and reports.
	3. Approval of Action. Any action of the Section must be approved by the Executive Council or House of Delegates of the Association before such action can be declared to be the action of the Association. All resolutions adopted and action taken by the Section shall be reported to the Executive Council of the Association. Neither the Section nor any member or representative of the Section, shall represent the Association before any federal, state, or local court, legislative, executive, regulatory or administrative body to state a position of the Section, except as authorized to do so by the House of Delegates, the Executive Council, the President, or the President-Elect.

# Article VII: Approval and Amendments

* 1. Approval. These Bylaws shall not become effective until approved by the House of Delegates. When approved, the date of such approval shall be stated here:

APPROVED:

* 1. Amendment. The Bylaws may be amended by a two-thirds majority vote of the Executive Committee of the Section. No amendment shall become effective until approved by the House of Delegates of the Association.