

ASSOCIATION OF AMERICAN LAW SCHOOLS

Bylaws of the Section on

EVIDENCE

Article I, Name and Purpose

- Section 1. Name. This Section shall be known as the Section on Evidence.
- Section 2. Purpose. The purpose of this Section is to promote the communication of ideas, interests, and activities among members and to make recommendations on matters of interest in the teaching and improvement of the law in relation to evidence.

Article II, Membership

- Section 1. Membership. Membership in the Section is open to any faculty person of a law school which is a member of the Association of American Law Schools (hereinafter referred to as AALS).
- Section 2. Privileges of Members. Regular members may vote in person at all Section meetings and participate in all activities of the Section.

Articles III, Officers, Committees

- Section 1. Named Officers.
- (a) The named officers of this Section are the Chairperson, Chairperson-Elect, and Secretary.
 - (b) The Chairperson-Elect and Secretary shall be elected at the annual meeting of the AALS and shall qualify by acceptance. The Chairperson-Elect shall become the Chairperson upon the expiration of the Chairperson's term of office or upon the vacancy of that office for any other reason.
 - (c) The officers named in paragraph 1 (a) shall serve for a term of one year, provided, however, that an officer shall serve until that officer's successor has been elected and qualified at the annual meeting of the AALS.
- Section 2. The Executive Committee.
- (a) The Executive Committee shall consist of those named in paragraph 1(a) of this Article, the immediate past Chairperson, and nine other members of the Section who shall be elected at the annual meeting of the AALS and who shall qualify by acceptance. Members of the past Executive Committee, other than those named in

- paragraph 1 (a) and immediate past Chairperson, shall serve staggered three-year terms.
- (b) The Executive Committee shall advise the Chairperson, Chairperson-elect, and Secretary and shall discharge such other functions as it may, from time to time, undertake upon majority vote.
 - (c) The Executive Committee shall meet each year at the annual meeting of the AALS, and, otherwise, on call of the Chairperson.

Article IV, Nomination and Elections

Section 1. Nominations. The Nominating Committee for the subsequent year shall be appointed no earlier than Labor Day, nor later than Thanksgiving, prior to the annual meeting of the AALS. The Nominating Committee shall consist of at least three members of the Section. The Nominating Committee shall receive and consider suggestions of persons to serve in those offices named in paragraph 1 (a) of Article III, or as Executive Committee members, and shall report a slate of nominees to the Section for election at the business meeting of the Section at that annual meeting.

Section 2. Elections. The officers named in paragraph 1 (a) of Article III, other than the Chairperson, shall be elected at the annual meeting. Nominations shall be received from the Nominating Committee and from the floor. Elections shall be by voice vote unless, before the meeting, five Section members inform the Chairperson of their desire for a secret, written ballot.

Article V, Duties of Named Officers

Section 1. Chairperson. The Chairperson of the Section shall preside at all meetings of the Section and of the executive committee. The Chairperson shall present at each annual meeting of the AALS a report of the Section for the prior year and shall be responsible for the program of the Section and preparation of its budget request.

Section 2. Chairperson-Elect. The Chairperson-Elect of the Section shall assist the Chairperson, as the Chairperson may request, and shall perform the duties of the Chairperson during absence or disability of the Chairperson. If the office of the Chairperson becomes vacant, the Chairperson-Elect shall succeed to the office of the chairperson at the next annual meeting of the Section.

Section 3. Secretary. The Secretary of the Section shall keep the minutes of the proceedings of the Section and the Executive Committee, shall prepare the Section's newsletters, -and shall perform such other duties as the Chairperson may request.

Section 4. Treasurer. The duties of the Treasurer are to timely request travel funds for non-professor speakers, and reimbursement for the Wigmore Award plaque on years in which it is given.

Article VI, Income

Section 1. Expenditures. Section dues and other Section income may be spent in accordance with applicable AALS and Section policies, regulations and bylaws. The Chairperson shall confirm that each expenditure is permitted by AALS and Section policy and shall ensure that the Section's Executive Committee complies with any applicable AALS policy requiring notification of the AALS in advance of an expenditure.

Article VII, Amendments

Section 1. Amendments. These bylaws may be amended at the annual meeting of the Section by a majority of the regular members of the Section, present and voting.

Article VIII, The AALS Section on Evidence John Henry Wigmore Award for Lifetime Achievement Awards

Section 1. Full Name. The AALS Section on Evidence John Henry Wigmore Award for Lifetime Achievement in the areas of the Law of Evidence and the Process of Proof.

Section 2. Introduction. The purpose of the award is to honor those who have reached what in former years might have been considered retirement age (whether or not they have in fact retired) and who have made leading contributions to the understanding of the proof process, or to the administration and reform of the rules of evidence and the process of proof, or both. Such an award is fully consistent with, and in furtherance of, the purposes and ends of the AALS Section on Evidence, in that it gives appropriate peer recognition to signal achievement in the spheres of scholarship and the administration and reform of the law.

Section 3. Frequency. The award shall be made from time to time as the Officers and Executive Committee of the Section determine. In years when the award will be offered, the Chair shall notify the AALS Managing Director prior to the announced AALS deadline.

Section 4. Selection Process. The Chair of the Evidence Section shall seek nominations from the Section through its listserv, along with other venues that may be appropriate, including websites and e-mail. Only those qualified to be Section members may make nominations. Only Section members and other individuals are eligible for the award; law schools, institutions or organizations are not eligible.

The Selection Committee shall consist of the Evidence Officers and Executive Committee. They shall discuss the nominees by e-mail or conference call, as the Chair shall arrange, and then vote. The nominee receiving the most votes (after run-off between the top two nominees, in the event no nominee receives a majority on the initial

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polling) shall receive the award, providing that the recipient is then approved by 2/3 of the full body of the Officers and Executive Committee as meeting the criteria set above.

After voting, the Chair shall inform the AALS Managing Director to verify that the award criteria and procedures were followed and to provide the name and affiliation of the winner. Notification shall occur prior to the announced AALS deadline.

Section 5. Announcement and Ceremony. The Chair shall announce the recipient of the Wigmore Award after receiving approval from the AALS Managing Director.

Awards will be offered at the Section's annual lunch or meeting, at which time the recipient may be invited to give a talk. The Selection Committee may also decide to purchase a plaque for the recipient, whose cost shall not exceed \$100.

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