

# **The American Samoa Bar Association**

**At the annual meeting held at Nu'uuli, American Samoa  
on Thursday, April 28, 2011.**

## **Resolution No. 02-2011**

### **AN ACT AMENDING SECTION 6 AND ADDING SECTION 7 OF ARTICLE IV OF THE BYLAWS OF THE AMERICAN SAMOA BAR ASSOCIATION TO CREATE AN AMERICAN BAR ASSOCIATION DELEGATE.**

WHEREAS, The Bar Association is working diligently to gain a seat in the American Bar Association (“ABA”) House of Delegates;

WHEREAS, The ABA requires an elected delegate to conduct business in the House of Delegates;

WHEREAS, The Bar Association wishes to be ready when membership is finally obtained.

In accordance with Article VIII of the Bylaws of the American Samoa Bar Association and in furtherance of Article II of the Constitution of the American Samoa Bar Association, Article IV Section 6 and 7 of the Bylaws of the American Samoa Bar Association are amended as follows (the amended portions are underlined in this act):

## **ARTICLE IV OFFICERS**

Section 1. President. The president shall preside at all meetings of the Association and meetings of the Executive committee. He shall perform all duties ordinarily incident to his office, and shall recommend such action as he deems proper.

Section 2. Vice President. The vice president shall act as president in the absence of the president, plan programs in cooperation with the executive committee and perform such other duties as may be assigned him by the president of the Association.

Section 3. Secretary. The secretary shall keep minutes of meetings, send out notices, and shall be custodian of correspondence files. He shall act as administrative assistant to the president, shall assist committee chairman in carrying out the work of committees and shall perform such other duties as may be assigned to him by the executive committee. Upon being succeeded in office he must turn over all Association records and correspondence to his successor.

Section 4. Treasurer. The treasurer shall receive and disburse all funds of the Association, and shall deposit or invest its money in a manner approved by the executive committee. He shall submit at the annual meeting a report of monies received and expended, amounts due the Association and an estimate of the resources and expenditures for the ensuing year.

Section 5. Executive Director or Secretary. The executive committee may hire and assign duties to an executive director or secretary of the Association, who shall be assigned duties and given compensation as the executive committee directs and such person shall serve at the pleasure of the executive committee.

Section 6. American Bar Association Delegate. The delegate will work to gain a seat in the American Bar Association House of Delegates. When a seat has been secured, the delegate shall act as the American Samoa Bar Association's liaison with the American Bar Association. The delegate shall confer with the officers and vote for the benefit of American Samoa in the ABA House of Delegates. The delegate will serve a term of two years. There shall also be elected an alternate, to appear at American Bar Association events when the Delegate is unavailable.

Section 67. With the exception of the American Bar Association Delegate, no person may be elected to any office for more than two consecutive terms. The American Bar Association Delegate does not have term limits.

This act shall become effective upon approval by a majority vote of the active members of the bar present at a regular meeting of the members of the bar and certification by the secretary of the bar.

I hereby certify that this act was approved by a majority vote of the active members of the bar present at a regular meeting of the American Samoa Bar Association.

/s/ \_\_\_\_\_  
Kelly Smith  
Secretary of the Bar Association