

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>; <whuang@sccll.org>
Sent: Monday, January 26, 2004 5:52 PM
Subject: RE: AALLC Bylaws committee

I have 2 questions for now. First, Article V, section 2. Terms of Office, ... "The secretary/treasurer shall serve a one-year term"... In the past, AALLC secretary/treasurer served a two-year term. Do we want to change it?

Second, Article X: AMENDMENTS, "These bylaws may be amended at the annual meeting of the caucus, by a simple majority vote of the members present." Do we need to specify the minimum members present? I remember a few years ago, there were less than 10 people attended the business meeting. I don't have preference either way, just think what the best way to amend bylaws. Can we do it electronically, such as set up a voting form on the website?

I have some other issues, but haven't thought out. I will bring them up later.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
Sent: Tuesday, January 20, 2004 10:42 AM
To: Mon Yin Lung; whuang@sccll.org
Cc: Hsiao, Pin-Sheng
Subject: RE: AALLC Bylaws committee

Friends:

As promised, I put together a draft version of AALLC bylaws to get our process moving. I didn't have a complete copy of the original (actually, my 1988 copy is titled "draft" on the first page as well), so I pretty much ignored it and created a completely new version. I was able to crib most of it from other documents. It's attached as a Word document; let me know if you're unable to open and I'll send it in an alternative format. Please take a look and let me know your thoughts--I can already imagine there may be some controversy over some of the provisions in my draft.

David

p.s. Happy monkey year to everyone!

-----Original Message-----

From: Mon Yin Lung [mailto:lungm@fiu.edu]
Sent: Sunday, December 28, 2003 2:55 PM
To: Mao, David; whuang@sccll.org
Cc: PHsiao@ReedSmith.com
Subject: AALLC Bylaws committee

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>; <whuang@sccll.org>
Sent: Sunday, February 15, 2004 5:08 PM
Subject: RE: AALLC Bylaws committee

Here are a few more things that I would like to bring to your attention.

Article I: NAME

"It is a caucus of the American Association of Law Libraries (AALL)." Do we need to clarify that it is a caucus AFFILIATED WITH the American Association of Law Libraries (AALL)? Mon Yin probably can tell us why we need the words "affiliated with".

Article V, Section 2. Term of Office

The term for vice president/president elect and secretary/treasure are stated clearly, but the term for the president is not mentioned. Shall we add the term of president to it?

Section 5. Vacancies

"All vacancies in offices shall be filled by the executive committee for an interim term until the next regular election of officers, at which time said vacancies shall be filled by election, except that the vice president/president-elect shall automatically become president upon a vacancy in such office and shall continue in that office until the expiration of the term for which that person was originally elected to serve as president."

I think that We need to add in the event of the vice president become vacant, we need to have re-election immediately. So we can make sure there will be a president for next term.

Article VI: Nominations and elections

Do you think that we need to add section 3. Election, to state the process of elections?

Article X: Amendments

Shall we add "or listserv" to "Notice of proposed amendments shall be published in the caucus's newsletter OR LISTSERV, 30 days in advance ..."

Finally, do you think that we need an Article called "Publication"? In Article V, Section 3, Duties of Officers, a. President, "... ; to prepare a column for each issue of the caucus's newsletter; ..." To be consistent, I think that we need to add an article to clearly state "The caucus shall publish an official newsletter and other publications as the Executive Committee may authorize."

-----Original Message-----

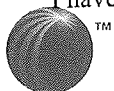
From: Mao, David [mailto:dmao@cov.com]
 Sent: Tuesday, January 27, 2004 12:10 PM
 To: Hsiao, Pin-Sheng; Mon Yin Lung; whuang@sccll.org
 Subject: RE: AALLC Bylaws committee

Thanks, Pin. For the first question, I think that was just a mistake on my part. We definitely should talk about the second one. I mirrored it on Art. VII, sect. 2--that was one of the issues I think we need to discuss.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
 Sent: Monday, January 26, 2004 5:53 PM
 To: Mao, David; Mon Yin Lung; whuang@sccll.org
 Subject: RE: AALLC Bylaws committee

I have 2 questions for now. First, Article V, section 2. Terms of



LexisNexis™



LexisNexis™

LexisNexis™
3/17/2004

Office, ... "The secretary/treasurer shall serve a one-year term" ... In the past, AALLC secretary/treasurer served a two-year term. Do we want to change it?

Second, Article X: AMENDMENTS, "These bylaws may be amended at the annual meeting of the caucus, by a simple majority vote of the members present." Do we need to specify the minimum members present? I remember a few years ago, there were less than 10 people attended the business meeting. I don't have preference either way, just think what the best way to amend bylaws. Can we do it electronically, such as set up a voting form on the website?

I have some other issues, but haven't thought out. I will bring them up later.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
Sent: Tuesday, January 20, 2004 10:42 AM
To: Mon Yin Lung; whuang@sccll.org
Cc: Hsiao, Pin-Sheng
Subject: RE: AALLC Bylaws committee

Friends:

As promised, I put together a draft version of AALLC bylaws to get our process moving. I didn't have a complete copy of the original (actually, my 1988 copy is titled "draft" on the first page as well), so I pretty much ignored it and created a completely new version. I was able to crib most of it from other documents. It's attached as a Word document; let me know if you're unable to open and I'll send it in an alternative format. Please take a look and let me know your thoughts--I can already imagine there may be some controversy over some of the provisions in my draft.

David

p.s. Happy monkey year to everyone!

-----Original Message-----

From: Mon Yin Lung [mailto:lungm@fiu.edu]
Sent: Sunday, December 28, 2003 2:55 PM
To: Mao, David; whuang@sccll.org
Cc: PHsiao@ReedSmith.com
Subject: AALLC Bylaws committee

Mon Yin Lung

From: "Mao, David" <dmao@cov.com>
To: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>; "Mon Yin Lung" <lungm@fiu.edu>; <whuang@sccll.org>
Sent: Wednesday, February 18, 2004 4:52 PM
Subject: RE: AALLC Bylaws committee

See comments ALLCAPS in Pin's message below.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
 Sent: Sunday, February 15, 2004 5:08 PM
 To: Mao, David; Mon Yin Lung; whuang@sccll.org
 Subject: RE: AALLC Bylaws committee

Here are a few more things that I would like to bring to your attention.

Article I: NAME

"It is a caucus of the American Association of Law Libraries (AALL)." Do we need to clarify that it is a caucus AFFILIATED WITH the American Association of Law Libraries (AALL)? Mon Yin probably can tell us why we need the words "affiliated with".

I DON'T THINK IT MAKES A DIFFERENCE. I THINK IT IS CLEANER WITHOUT "AFFILIATED WITH" BUT I WELCOME OTHER THOUGHTS.

Article V, Section 2. Term of Office

The term for vice president/president elect and secretary/treasure are stated clearly, but the term for the president is not mentioned. Shall we add the term of president to it?

I THINK THE PRESIDENT'S TERM IS IMPLICIT IN THE VICE PRESIDENT/PRESIDENT ELECT DESCRIPTION. WE COULD PUT EXPLICIT DESCRIPTIONS FOR EACH OFFICE IF THE GROUP THINKS OTHERWISE. FOR EXAMPLE, "PRESIDENT. THE VICE PRESIDENT/PRESIDENT-ELECT SHALL BECOME PRESIDENT AT THE CLOSE THE --__ MEETING ONE YEAR FOLLOWING HIS OR HER ELECTION, AND SHALL SERVE A TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE BYLAWS." AND THEN "VICE PRESIDENT/PRESIDENT-ELECT. THE VICE PRESIDENT/PRESIDENT-ELECT SHALL ASSUME OFFICE AT THE CLOSE OF THE MEETING IMMEDIATELY FOLLOWING HIS OR HER ELECTION, AND SHALL SERVE A TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE BYLAWS" ETC.

Section 5. Vacancies

"All vacancies in offices shall be filled by the executive committee for an interim term until the next regular election of officers, at which time said vacancies shall be filled by election, except that the vice president/president-elect shall automatically become president upon a vacancy in such office and shall continue in that office until the expiration of the term for which that person was originally elected to serve as president."

I think that We need to add in the event of the vice president become vacant, we need to have re-election immediately. So we can make sure there will be a president for next term.

HOW ABOUT: IN THE EVENT THAT A VACANCY OCCURS IN THE OFFICE OF THE VICE PRESIDENT/PRESIDENT-ELECT A SPECIAL ELECTION WILL BE HELD TO ELECT A NEW VICE PRESIDENT/PRESIDENT-ELECT TO FILL THE VACANCY FOR THE REMAINDER OF THE TERM.

Article VI: Nominations and elections

Do you think that we need to add section 3. Election, to state the process of elections?

HOW ABOUT: METHOD OF VOTING. GENERAL ELECTIONS SHALL TAKE PLACE DURING THE ANNUAL MEETING OF THE CAUCUS AND ELECTION TO AN OFFICE WILL BE BY QUOROM OF MEMBERS PRESENT.

Article X: Amendments

Shall we add "or listserv" to "Notice of proposed amendments shall be published in the caucus's newsletter OR LISTSERV, 30 days in advance ..."

I THINK THIS SOUNDS FINE.

Finally, do you think that we need an Article called "Publication"? In Article V, Section 3, Duties of Officers, a. President, "... ; to prepare a column for each issue of the caucus's newsletter; ..." To be consistent, I think that we need to add an article to clearly state "The caucus shall publish an official newsletter and other publications as the Executive Committee may authorize.

I DON'T THINK WE NEED TO ADD THIS IN THE BYLAWS.

THE ARTICLE THAT I THOUGHT WOULD GIVE EVERYONE MORE PAUSE IS ARTICLE III: MEMBERSHIP. AS IT IS WRITTEN, AALLC MEMBERS MUST BE AALL MEMBERS. AS IT IS, I THINK ONLY AALL MEMBERS CAN NOW GET ON THE LISTSERVE--WE PROBABLY SHOULD HAVE SOMEONE GO THROUGH THE DIRECTORY TO WEED OUT THE ONES THAT ARE NO LONGER AALL MEMBERS--AND THUS GET THE NEWSLETTER, ETC.

AS FOR YOUR OTHER QUESTION BELOW ABOUT SPECIFYING THE MINIMUM NUMBER NEEDED, I'M NOT SURE. I PHRASED IT THAT WAY PRECISELY SO THAT IF ONLY A HANDFUL OF PEOPLE SHOWED UP, BUSINESS COULD STILL BE CONDUCTED. WHAT HAPPENS IF ONLY FIVE PEOPLE SHOW UP--THE BOARD SERVE ANOTHER YEAR?

ANY OTHER THOUGHTS?

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
Sent: Tuesday, January 27, 2004 12:10 PM
To: Hsiao, Pin-Sheng; Mon Yin Lung; whuang@scell.org
Subject: RE: AALLC Bylaws committee

Thanks, Pin. For the first question, I think that was just a mistake on my part. We definitely should talk about the second one. I mirrored it on Art. VII, sect. 2--that was one of the issues I think we need to discuss.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
Sent: Monday, January 26, 2004 5:53 PM
To: Mao, David; Mon Yin Lung; whuang@scell.org
Subject: RE: AALLC Bylaws committee

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>; <whuang@sccll.org>
Sent: Wednesday, February 18, 2004 5:16 PM
Subject: RE: AALLC Bylaws committee

David, thank you very much for your response. This is the kind of discussion we need to get through the revision process. Let's wait for Mon Yin and Wei-Yau to jump in, and then maybe we can get the conclusions.

Regarding ARTICLE III: MEMBERSHIP, from the meeting I went to last year, AALL will keep those who are not AALL members, but signed up listservs before the change. The new rule only applies to those who want to sign up after the change. But we do need to clean up our directory, as a lot of them are out of date. The question is how ... I also just found out that Wei-Yau is not in our directory and I asked Jessie Tam to add.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
 Sent: Wednesday, February 18, 2004 4:53 PM
 To: Hsiao, Pin-Sheng; Mon Yin Lung; whuang@sccll.org
 Subject: RE: AALLC Bylaws committee

See comments ALLCAPS in Pin's message below.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
 Sent: Sunday, February 15, 2004 5:08 PM
 To: Mao, David; Mon Yin Lung; whuang@sccll.org
 Subject: RE: AALLC Bylaws committee

Here are a few more things that I would like to bring to your attention.

Article I: NAME

"It is a caucus of the American Association of Law Libraries (AALL)." Do we need to clarify that it is a caucus AFFILIATED WITH the American Association of Law Libraries (AALL)? Mon Yin probably can tell us why we need the words "affiliated with".

I DON'T THINK IT MAKES A DIFFERENCE. I THINK IT IS CLEANER WITHOUT "AFFILIATED WITH" BUT I WELCOME OTHER THOUGHTS.

Article V, Section 2. Term of Office

The term for vice president/president elect and secretary/treasure are stated clearly, but the term for the president is not mentioned. Shall we add the term of president to it?

I THINK THE PRESIDENT'S TERM IS IMPLICIT IN THE VICE PRESIDENT/PRESIDENT ELECT DESCRIPTION. WE COULD PUT EXPLICIT DESCRIPTIONS FOR EACH OFFICE IF THE GROUP THINKS OTHERWISE. FOR EXAMPLE, "PRESIDENT. THE VICE PRESIDENT/PRESIDENT-ELECT SHALL BECOME PRESIDENT AT THE CLOSE OF THE --__ MEETING ONE YEAR FOLLOWING HIS OR HER ELECTION, AND SHALL SERVE A TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE BYLAWS." AND THEN "VICE PRESIDENT/PRESIDENT-ELECT. THE VICE PRESIDENT/PRESIDENT-ELECT SHALL ASSUME OFFICE AT THE CLOSE OF THE MEETING IMMEDIATELY FOLLOWING HIS OR HER ELECTION, AND SHALL SERVE A TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE BYLAWS" ETC.

Section 5. Vacancies

"All vacancies in offices shall be filled by the executive committee for

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Wei-Yau Huang" <whuang@sccll.org>; "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>
Sent: Friday, March 05, 2004 4:56 PM
Subject: RE: AALLC Bylaws committee

Let's continue the discussion:

Article I: NAME

I was told a few years ago that AALLC is not an official organization under AALL. We are affiliated with AALL. But it looks to me that AALL has accepted all the Caucuses as part of the organization. We even need to get our bylaws approved by AALL.

Article V, Section 2. Term of Office

I read the draft again. David was right, it is implicit. I also read ABOUT AALLC on our website. "The Executive Committee consists of the President and the Vice-President/President-Elect, the immediate past President, and two committee members." Not sure where we got this from. I have never known there are other two committee members in the Executive Committee. I think that it is a good idea to have immediate president to serve in the Executive Committee. It means the President Elect/Vice President serves a three-year term. It allows the individual to prepare to take over as President and then to assure continuity in the succeeding year's Executive Committee. The problem is we will have 4 officers, but we need odd numbers. Just a thought, but here is my reason behind it.

The biggest complaint Ting James had last year was Mila Rush didn't pass down anything to her. I also feel that last few presidents after finishing their terms, they became disassociate with the Caucus. There is no continuity for each term. It is also a loss of resources. When I was the Newsletter Editor, I desperately needed more people to solicit materials and give advice. But because there is no official title for the immediate past president, they don't have the sense of responsibility. I was also hoping the president, vice-president and immediate past president can serve as Editorial Committee. (This doesn't have to be in bylaws.)

Section 5. Vacancies

David's addition is good.

Article VI: Nominations and elections

David's addition is good.

Publication

The reason why I think we need add this section just a procedural issue. Before we say: a. President, "... ; to prepare a column for each issue of the caucus's newsletter; ..." I think we need to establish there is a publication. All we need to say is something like this: The Caucus shall publish an official newsletter.

Article IX: Parliamentary Authority

AALL uses Sturgis' Standard Code of Parliamentary Procedure. Shall we use the same?

Article VIII. Committees

Mila Rush restructured the committees from 7 to 4 by doing an online vote. <<http://www.aallnet.org/caucus/aallc/proposal.html>>
<http://www.aallnet.org/caucus/aallc/proposal.html> Is it an official way to change committees like that? If we state the 4 committees in bylaws, whenever it needs to be changed, it will be amendments?

One of the duties for Vice President/President Elect is to solicit and develop program ideas. Not clear how to divide duties between Program Committee and Vice President? My experience is the Program Committee doesn't really do any programs. The Vice President organizes programs. When there are AALL program proposals, these coordinators ask the President, not the Vice President. I know I got sidetrack from bylaws, but these are the questions I have for a long time.

-----Original Message-----

From: Wei-Yau Huang [mailto:whuang@sccll.org]
 Sent: Thursday, February 19, 2004 2:46 AM
 To: Mao, David
 Cc: Hsiao, Pin-Sheng; Mon Yin Lung
 Subject: Re: AALLC Bylaws committee

>
>-----Original Message-----
>From: Mao, David [<<mailto:dmao@cov.com>> <mailto:dmao@cov.com>]
>Sent: Tuesday, January 27, 2004 12:10 PM
>To: Hsiao, Pin-Sheng; Mon Yin Lung; whuang@sccll.org
>Subject: RE: AALLC Bylaws committee
>
>
>Thanks, Pin. For the first question, I think that was just a mistake on
>my part. We definitely should talk about the second one. I mirrored it
>on Art. VII, sect. 2--that was one of the issues I think we need to
>discuss.
>
>-----Original Message-----
>From: Hsiao, Pin-Sheng [<<mailto:PHsiao@ReedSmith.com>> <mailto:PHsiao@ReedSmith.com>]
>Sent: Monday, January 26, 2004 5:53 PM
>To: Mao, David; Mon Yin Lung; whuang@sccll.org
>Subject: RE: AALLC Bylaws committee
>
>
>I have 2 questions for now. First, Article V, section 2. Terms of
>Office, ... "The secretary/treasurer shall serve a one-year term"... In
>the past, AALLC secretary/treasurer served a two-year term. Do we want
>to change it?
>
>Second, Article X: AMENDMENTS, "These bylaws may be amended at the
>annual meeting of the caucus, by a simple majority vote of the members
>present." Do we need to specify the minimum members present? I remember
>a few years ago, there were less than 10 people attended the business
>meeting. I don't have preference either way, just think what the best
>way to amend bylaws. Can we do it electronically, such as set up a
>voting form on the website?
>
>I have some other issues, but haven't thought out. I will bring them up
>later.
>
>
>-----Original Message-----
>From: Mao, David [<<mailto:dmao@cov.com>> <mailto:dmao@cov.com>]
>Sent: Tuesday, January 20, 2004 10:42 AM
>To: Mon Yin Lung; whuang@sccll.org
>Cc: Hsiao, Pin-Sheng
>Subject: RE: AALLC Bylaws committee
>
>
>Friends:
>
>As promised, I put together a draft version of AALLC bylaws to get our
>process moving. I didn't have a complete copy of the original (actually,
>my 1988 copy is titled "draft" on the first page as well), so I pretty
>much ignored it and created a completely new version. I was able to crib
>most of it from other documents. It's attached as a Word document; let
>me know if you're unable to open and I'll send it in an alternative
>format. Please take a look and let me know your thoughts--I can already
>imagine there may be some controversy over some of the provisions in my
>draft.
>
>David
>
>p.s. Happy monkey year to everyone!
>



Read Message

[Previous](#)[Next](#)[Back to: SentMail](#)

Message-ID: <404BAEE0.18924E92@fiu.edu>

Date: Sun, 07 Mar 2004 18:23:12 -0500

From: Mon Yin Lung <lungm@fiu.edu> 

X-Mailer: Mozilla 4.8 [en] (Windows NT 5.0; U)

X-Accept-Language: en

MIME-Version: 1.0

To: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>

Subject: Re: AALLC Bylaws committee

References: <9F453032CF8DA442991BFCEA24772A9703BB93@phlex.i

Content-Type: text/plain; charset=iso-8859-1

Content-Transfer-Encoding: quoted-printable

[Reply](#)[Reply All](#)[Forward](#)[Delete](#)[Move To: \(Choose Folder\)](#)

Pin-Sheng,

I thought I have made clear to you why we should not clearly claim affiliatic with AALL. I was wrong. Let me try once more time. Just like any legitimat organization, the whole AALL operation bases on its bylaws. There is no mentioning of caucus there. Our existence is de facto to AALL. Belonging to an organization has to be a two way street: we claim AALL and AALL claims us. AALL bylaws mention chapters and SISs but not caucus, therefore AALLC is not officially part of AALL.

On the immediate past president: AALLC Bylaws ARTICLE V, Section 2. dictate that the immediate past-president is a member of the executive committee. Th should provide enough continuity to the operation. A person gets elected to the president of AALLC will actually serve 3 years: one year as the vice president/president-elected, one year as the president, then finally as the immediate past-president. This is a large commitment. That people do not participate actively is something that no bylaws can change. We can try to amend the bylaws to indicate the roles each officer plays, by we also need to leave enough wiggling room for the executive committee to be flexible.

Writing bylaws is not unlike drafting legislation. We cannot write piecemeal sections to just remedy a situation each time when there is a crisis. A lot really have to do with the holder of the office. BTW, is the nomination committee at work yet? I would like to nominate a candidate: Hua Li. She cares about AALLC. She contributed a lot as the Asian Law Link editor. She also was nominated once but did not get to serve because of job change. I believe that she could and would do a good job.

Mon Yin

"Hsiao, Pin-Sheng" wrote:

> Mon Yin,

>

> It is still not clear to me that if we need the words "affiliated with" in Article I. "It is a caucus of the American Association of Law Libraries (AALI" David thinks it doesn't make any difference. What do you think? Yes or no,

and Why?

>

> I agree with you that you have indeed been very supportive in your role as the founder; however, in order to ensure continuity, a formal structure is necessary. This is basic to any good and sound organization. In this case, the formal structure should include Vice-President/President Elect, President, an Immediate-Past President. For example, it does not appear that we will start the Procedures Manual this term, and as a result, it will be handed down to the next-term president. Now in order to provide the necessary continuity to maintain a smooth transition, the Immediate-Past President would be vital in providing the resources and knowledge necessary for the President to carry out the objectives. This would obviously apply to other types of issues as well, not just in this case. Also, I am not frustrated. I am only trying to establish a rational foundation for amending the Bylaws.

>

> I believe that a title is NOT just a title. It gives people the necessary authority to act, otherwise their hands are tied. With this a sense of responsibility is entailed, and this is especially important for those who want to accomplish things.

>

> In short, we must spend more time focusing on concrete issues concerning the Bylaws, and less time on unclear problems.

>

> -----Original Message-----

mailto:lungm@fiu.edu

> Sent: Friday, March 05, 2004 7:33 PM

> To: Hsiao, Pin-Sheng

> Cc: Wei-Yau Huang; Mao, David

> Subject: Re: AALLC Bylaws committee

>

> Pin-Sheng,

>

> I have been kept extremely busy: my boss designate has been in town and met with me continuously until now.

>

> Tonight I will discuss only one point. We are affiliated with AALL only in the sense that we are AALL members. You cannot say that AALL seemingly accept all the caucuses as part of the organization. We need evidence. AALL has a long established practice that a group (12 people or more?) can request a resolution to meet. That is why various law libraries (Roy Mersky's Tarlton included) can use AALL conference space to throw parties for their own alumni. If it is not in AALL bylaws it does not count. Although I believe that we should amend our bylaws following the spirit of AALL bylaws, we cannot call ourselves an official part of AALL unless they change their bylaws.

>

> Pin-Sheng, I understand just too well about the frustration of taking an office without any idea/knowledge. Ideally one should learn about the organization by attending meetings, observing and asking questions before one accepts the nomination, or do it immediately after. I have continued to provide support to you, even though I ceased to be the immediate past president many years ago. And you have been learning very well by asking questions. However we cannot force people's behavior. No amount of bylaws can make a person a responsible official unless he wants to be. A title is just a title.

>

> Mon Yin

>

> All this can be written into the handbook, if we even get to that point.

>

> "Hsiao, Pin-Sheng" wrote:

>

> > Let's continue the discussion:

> >

> > Article I: NAME

> > I was told a few years ago that AALLC is not an official organization und AALL. We are affiliated with AALL. But it looks to me that AALL has accepted all the Caucuses as part of the organization. We even need to get our bylaws approved by AALL.

> >

> > Article V, Section 2. Term of Office

> > I read the draft again. David was right, it is implicit. I also read ABOUT AALLC on our website. "The Executive Committee consists of the President and the Vice-President/President-Elect, the immediate past President, and two committee members." Not sure where we got this from. I have never known there are other two committee members in the Executive Committee. I think that it is a good idea to have immediate president to serve in the Executive Committee. means the President Elect/Vice President serves a three-year term. It allows the individual to prepare to take over as President and then to assure continuity in the succeeding year's Executive Committee. The problem is we will have 4 officers, but we need odd numbers. Just a thought, but here is my reasoning behind it.

> >

> > The biggest complaint Ting James had last year was Mila Rush didn't pass down anything to her. I also feel that last few presidents after finishing their terms, they became disassociate with the Caucus. There is no continuity for each term. It is also a loss of resources. When I was the Newsletter Editor, I desperately needed more people to solicit materials and give advice. But because there is no official title for the immediate past president, they don't have the sense of responsibility. I was also hoping the president, vice president and immediate past president can serve as Editorial Committee. (This doesn't have to be in bylaws.)

> >

> > Section 5. Vacancies

> > David's addition is good.

> >

> > Article VI: Nominations and elections

> > David's addition is good.

> >

> > Publication

> > The reason why I think we need add this section just a procedural issue. Before we say: a. President, "... ; to prepare a column for each issue of the caucus's newsletter; ..." I think we need to establish there is a publication. All we need to say is something like this:

> > The Caucus shall publish an official newsletter.

> >

> > Article IX: Parliamentary Authority

> > AALL uses Sturgis' Standard Code of Parliamentary Procedure. Shall we use the same?

> >

> > Article VIII. Committees

> > Mila Rush restructured the committees from 7 to 4 by doing an online vote

> >

> > One of the duties for Vice President/President Elect is to solicit and develop program ideas. Not clear how to divide duties between Program Committee and Vice President? My experience is the Program Committee doesn't really do any programs. The Vice President organizes programs. When there are AALL program proposals, these coordinators ask the President, not the Vice President. I know I got sidetrack from bylaws, but these are the questions I

have for a long time.

> >

> > -----Original Message-----

<mailto:whuang@sccll.org>

> > Sent: Thursday, February 19, 2004 2:46 AM

> > To: Mao, David

> > Cc: Hsiao, Pin-Sheng; Mon Yin Lung

> > Subject: Re: AALLC Bylaws committee

> >

> > Mao, David wrote:

> >

> > Sorry haven't "jump in" earlier. Being a new member, I am not really

> > certain about what organizational problems made revision of bylaw

> > necessary. But I just finally had my first board of trustees meeting in

> > 10 month yesterday. So I guess I guess it's as good time to jump in as

> > any.

> >

> > 1. "Affiliated with" issue. I am not familiar with the AALL bylaw like

> > David. So I will defer to him on this issue.

> >

> > I was told a few years ago that AALLC is not an official organization und
AALL. We are affiliated with AALL. But it looks to me that AALL has accepted
all the Caucuses as part of the organization. Is there a way to verify our
status now?

> >

> > 2. Term of office. I would like things spell out explicitly as much as
> > possible.

> > I agree with Wei-Yau.

> >

> > 3. Quorum. Since I had problem getting at least 4 out of 7 local

> > trustees for quorum and at least two of them are on rotation for

> > vacation in Hawaii at anytime(or it just seems that way), I would say

> > either don't have minim requirement or allow people to appoint proxy,

> > vote by e-mail.

> >

> > wyh

> >

> > >See comments ALLCAPS in Pin's message below.

> > >

> > >-----Original Message-----

<mailto:PHsiao@ReedSmith.com>

PHsiao@ReedSmith.com

> > >Sent: Sunday, February 15, 2004 5:08 PM

> > >To: Mao, David; Mon Yin Lung; whuang@sccll.org

> > >Subject: RE: AALLC Bylaws committee

> > >

> > >

> > >Here are a few more things that I would like to bring to your attention.

> > >

> > >Article I: NAME

> > >"It is a caucus of the American Association of Law Libraries (AALL)." Dc

> > >we need to clarify that it is a caucus AFFILIATED WITH the American

> > >Association of Law Libraries (AALL)? Mon Yin probably can tell us why we

> > >need the words "affiliated with".

> > >

> > >I DON'T THINK IT MAKES A DIFFERENCE. I THINK IT IS CLEANER WITHOUT

> > >"AFFILIATED WITH" BUT I WELCOME OTHER THOUGHTS.

> > >

> > >Article V, Section 2. Term of Office

> > >The term for vice president/president elect and secretary/treasure are
> > >stated clearly, but the term for the president is not mentioned. Shall
> > >we add the term of president to it?
> > >
> > >I THINK THE PRESIDENT'S TERM IS IMPLICIT IN THE VICE
> > >PRESIDENT/PRESIDENT ELECT DESCRIPTION. WE COULD PUT EXPLICIT
> > >DESCRIPTIONS FOR EACH OFFICE IF THE GROUP THINKS OTHERWISE. FOR EXAMPLE,
> > >"PRESIDENT. THE VICE PRESIDENT/PRESIDENT-ELECT SHALL BECOME PRESIDENT AT
> > >THE CLOSE THE -- MEETING ONE YEAR FOLLOWING HIS OR HER ELECTION, AND
> > >SHALL SERVE A TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE
> > >BYLAWS." AND THEN "VICE PRESIDENT/PRESIDENT-ELECT. THE VICE
> > >PRESIDENT/PRESIDENT-ELECT SHALL ASSUME OFFICE AT THE CLOSE OF THE
> > >MEETING IMMEDIATELY FOLLOWING HIS OR HER ELECTION, AND SHALL SERVE A
> > >TERM OF ONE YEAR EXCEPT AS OTHERWISE PROVIDED BY THESE BYLAWS" ETC.
> > >
> > >Section 5. Vacancies
> > >"All vacancies in offices shall be filled by the executive committee for
> > >an interim term until the next regular election of officers, at which
> > >time said vacancies shall be filled by election, except that the vice
> > >president/president-elect shall automatically become president upon a
> > >vacancy in such office and shall continue in that office until the
> > >expiration of the term for which that person was originally elected to
> > >serve as president."
> > >
> > >I think that We need to add in the event of the vice president become
> > >vacant, we need to have re-election immediately. So we can make sure
> > >there will be a president for next term.
> > >
> > >HOW ABOUT: IN THE EVENT THAT A VACANCY OCCURS IN THE OFFICE OF THE VICE
> > >PRESIDENT/PRESIDENT-ELECT A SPECIAL ELECTION WILL BE HELD TO ELECT A NEW
> > >VICE PRESIDENT/PRESIDENT-ELECT TO FILL THE VACANCY FOR THE REMAINDER OF
> > >THE TERM.
> > >
> > >Article VI: Nominations and elections
> > >Do you think that we need to add section 3. Election, to state the
> > >process of elections?
> > >
> > >HOW ABOUT: METHOD OF VOTING. GENERAL ELECTIONS SHALL TAKE PLACE DURING
> > >THE ANNUAL MEETING OF THE CAUCUS AND ELECTION TO AN OFFICE WILL BE BY
> > >QUORUM OF MEMBERS PRESENT.
> > >
> > >Article X: Amendments
> > >Shall we add "or listserv" to "Notice of proposed amendments shall be
> > >published in the caucus's newsletter OR LISTSERV, 30 days in advance
> > >..."
> > >
> > >I THINK THIS SOUNDS FINE.
> > >
> > >Finally, do you think that we need an Article called "Publication"? In
> > >Article V, Section 3, Duties of Officers, a. President, "... ; to
> > >prepare a column for each issue of the caucus's newsletter; ..." To be
> > >consistent, I think that we need to add an article to clearly state "The
> > >caucus shall publish an official newsletter and other publications as
> > >the Executive Committee may authorize.
> > >
> > >I DON'T THINK WE NEED TO ADD THIS IN THE BYLAWS.
> > >
> > >
> > >THE ARTICLE THAT I THOUGHT WOULD GIVE EVERYONE MORE PAUSE IS ARTICLE

> > >III: MEMBERSHIP. AS IT IS WRITTEN, AALLC MEMBERS MUST BE AALL MEMBERS.
> > >AS IT IS, I THINK ONLY AALL MEMBERS CAN NOW GET ON THE LISTSERVE--WE
> > >PROBABLY SHOULD HAVE SOMEONE GO THROUGH THE DIRECTORY TO WEED OUT THE
> > >ONES THAT ARE NO LONGER AALL MEMBERS--AND THUS GET THE NEWSLETTER, ETC.
> > >
> > >AS FOR YOUR OTHER QUESTION BELOW ABOUT SPECIFYING THE MINIMUM NUMBER
> > >NEEDED, I'M NOT SURE. I PHRASED IT THAT WAY PRECISELY SO THAT IF ONLY A
> > >HANDFUL OF PEOPLE SHOWED UP, BUSINESS COULD STILL BE CONDUCTED. WHAT
> > >HAPPENS IF ONLY FIVE PEOPLE SHOW UP--THE BOARD SERVE ANOTHER YEAR?
> > >
> > >ANY OTHER THOUGHTS?

> > >
> > >
> > >
> > >
> > >
> > >
> > >-----Original Message-----

<mailto:dmao@cov.com>

> > >Sent: Tuesday, January 27, 2004 12:10 PM
> > >To: Hsiao, Pin-Sheng; Mon Yin Lung; whuang@sccll.org
> > >Subject: RE: AALLC Bylaws committee

> > >
> > >
> > >Thanks, Pin. For the first question, I think that was just a mistake on
> > >my part. We definitely should talk about the second one. I mirrored it
> > >on Art. VII, sect. 2--that was one of the issues I think we need to
> > >discuss.

> > >
> > >-----Original Message-----

<mailto:PHsiao@ReedSmith.com>

PHsiao@ReedSmith.com]

> > >Sent: Monday, January 26, 2004 5:53 PM
> > >To: Mao, David; Mon Yin Lung; whuang@sccll.org
> > >Subject: RE: AALLC Bylaws committee

> > >
> > >
> > >I have 2 questions for now. First, Article V, section 2. Terms of
> > >Office, ... "The secretary/treasurer shall serve a one-year term"... In
> > >the past, AALLC secretary/treasurer served a two-year term. Do we want
> > >to change it?

> > >
> > >Second, Article X: AMENDMENTS, "These bylaws may be amended at the
> > >annual meeting of the caucus, by a simple majority vote of the members
> > >present." Do we need to specify the minimum members present? I remember
> > >a few years ago, there were less than 10 people attended the business
> > >meeting. I don't have preference either way, just think what the best
> > >way to amend bylaws. Can we do it electronically, such as set up a
> > >voting form on the website?

> > >
> > >I have some other issues, but haven't thought out. I will bring them up
> > >later.

> > >
> > >
> > >-----Original Message-----

<mailto:dmao@cov.com>

> > >Sent: Tuesday, January 20, 2004 10:42 AM
> > >To: Mon Yin Lung; whuang@sccll.org
> > >Cc: Hsiao, Pin-Sheng
> > >Subject: RE: AALLC Bylaws committee

> > >

Back to: SentMail

Help

Mon Yin Lung

From: "Mao, David" <dmao@cov.com>
To: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>; "Mon Yin Lung" <lungm@fiu.edu>
Cc: "Wei-Yau Huang" <whuang@sccll.org>
Sent: Tuesday, March 09, 2004 10:40 AM
Attach: AALLC Bylaws2.doc
Subject: RE: AALLC Bylaws

Friends:

Now that everyone has had an opportunity to comment on the draft bylaws I circulated in January, I have made changes to that draft. I attach a second draft for everyone to review. Following are some highlights of the changes.

Art. I: I added the words "affiliated with" in the second sentence.

Art. V, sec. 2: I changed the secretary/treasurer term and the corresponding election cycle to two years.

Art. V, sec. 4: I changed the executive committee number to seven--it includes past president and chairs of all standing committees (except nominating).

Art. V, sec. 5: vacancies now are to be filled by a member of the executive committee. I did not put in the "special election" format I originally proposed as I think it would be too complicated. Now that there are 7 members to the executive committee, it shouldn't be a problem to fill any vacancy (except for president which is automatically filled by vice president).

Art. VI, sec. 3: I added a section on voting.

Art. IX: I changed Robert's Rules to Sturgis.

To answer some of your additional questions, Pin, and for which I did not make any changes, I still don't think it is necessary to include a requirement to publish a newsletter. That's not what the caucus is about. The requirement for the president to include a column is only if a newsletter is published. If one is not published, then there is no need for a column. As for Article VIII Committees, you asked about additional committees--there is a catch-all that allows the president or executive committee to create other committees. The provision as written now only requires that there must be the four listed.

David

<<AALLC Bylaws2.doc>>

3/17/2004

**BYLAWS OF THE
ASIAN AMERICAN LAW LIBRARIANS' CAUCUS**

Article I: NAME

The name of this caucus shall be the Asian American Law Librarians' Caucus (AALLC). It is a caucus affiliated with the American Association of Law Libraries (AALL).

Article II: OBJECT

1991 1st 5 stay
The object of the AALLC shall be: to provide a forum for the exchange of ideas and information on, and to represent its members' interests and concerns within the AALL. It shall promote law librarianship; develop and increase the effectiveness of Asian American law librarians; foster cooperation among Asian American members of the profession; and provide for the further continuing education of Asian American law librarians.

Article III: MEMBERSHIP

Membership shall be open to any AALL member requesting affiliation with the AALLC as provided in the AALL Bylaws.

Article IV: ANTIDISCRIMINATION

Neither membership, nor full participation in the activities of this caucus shall be denied to any person on account of race, color, religion, sex age, national origin, sexual orientation, or disability.

Reorg. Article V: OFFICERS AND EXECUTIVE COMMITTEE

— Section 1. Officers

The officers shall consist of a president, vice chair/president-elect, and treasurer/secretary.

— Section 2. Terms of Office

The vice president/president-elect shall serve a two-year term, the first year as vice president, and the second year as president. A new vice president/president-elect shall be elected each year. The secretary/treasurer shall serve a two-year term, and shall be elected every other year. Officers shall serve until the adjournment of the annual business meeting.

— Section 3. Duties of Officers

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>
Cc: "Wei-Yau Huang" <whuang@sccll.org>
Sent: Tuesday, March 09, 2004 10:58 AM
Subject: RE: AALLC Bylaws

I am sorry I didn't have a chance to tell you the phone conversation I had with Mon Yin before David made the change.

1. The 1991 bylaws was already adopted. We need to base on the 1991 bylaws for the amendment. It looks like we will have to start from the beginning again.

2. Mon Yin suggested not to amend ARTICLE 1 in 1991 bylaws.

Name. The name of this organization shall be the Asian-American Law Librarians Caucus (AALLC).

Take off the second sentence before we can verify our legitimacy. I will write to AALL president, Janis Johnston to clarify this issue.

3. The 1991 bylaws, ARTICLE V. Officers and Executive Committee

Section 1. Officers. The officers shall consist of a President, a Vice-President/President-Elect and a Secretary/Treasurer. ...

Section 2. Executive Committee. There shall be an Executive Committee consisting of the officers named above and the immediate past-president.

The immediate past president is already in place in 1991 bylaws. My question is still the same, don't we need odd number of Executive Committee members?

I will get back to you after I read David's second draft.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
 Sent: Tuesday, March 09, 2004 10:40 AM
 To: Hsiao, Pin-Sheng; Mon Yin Lung
 Cc: Wei-Yau Huang
 Subject: RE: AALLC Bylaws

Friends:

Now that everyone has had an opportunity to comment on the draft bylaws I circulated in January, I have made changes to that draft. I attach a second draft for everyone to review. Following are some highlights of the changes.

Art. I: I added the words "affiliated with" in the second sentence.

Art. V, sec. 2: I changed the secretary/treasurer term and the corresponding election cycle to two years.

Art. V, sec. 4: I changed the executive committee number to seven--it includes past president and chairs of all standing committees (except nominating).

Art. V, sec. 5: vacancies now are to be filled by a member of the executive committee. I did not put in the "special election" format I originally proposed as I think it would be too complicated. Now that there are 7 members to the executive committee, it shouldn't be a problem to fill any vacancy (except for president which is automatically filled by vice president).

Art. VI, sec. 3: I added a section on voting.

Art. IX: I changed Robert's Rules to Sturgis.

To answer some of your additional questions, Pin, and for which I did not make any changes, I still don't think it is necessary to

Mon Yin Lung

From: "Mao, David" <dmao@cov.com>
To: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>; "Mon Yin Lung" <lungm@fiu.edu>
Cc: "Wei-Yau Huang" <whuang@sccll.org>
Sent: Tuesday, March 09, 2004 11:40 AM
Subject: RE: AALLC Bylaws

We do not need to start from the beginning. The original bylaws allows for amendments. We just need to give 30 days notice--which is what we were planning to do. I guess to be entirely accurate we are actually revising the bylaws. It doesn't matter if we're making changes to a word or paragraph--the current provision in Article VII allows us to make these changes.

We certainly can leave out the second sentence in article 1--let's see what Janis has to say.

We still have plenty of time.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
 Sent: Tuesday, March 09, 2004 10:58 AM
 To: Mao, David; Mon Yin Lung
 Cc: Wei-Yau Huang
 Subject: RE: AALLC Bylaws

I am sorry I didn't have a chance to tell you the phone conversation I had with Mon Yin before David made the change.

1. The 1991 bylaws was already adopted. We need to base on the 1991 bylaws for the amendment. It looks like we will have to start from the beginning again.

2. Mon Yin suggested not to amend ARTICLE 1 in 1991 bylaws.
 Name. The name of this organization shall be the Asian-American Law Librarians Caucus (AALLC).
 Take off the second sentence before we can verify our legitimacy. I will write to AALL president, Janis Johnston to clarify this issue.

3. The 1991 bylaws, ARTICLE V. Officers and Executive Committee Section 1. Officers. The officers shall consist of a President, a Vice-President/President-Elect and a Secretary/Treasurer. ...

Section 2. Executive Committee. There shall be an Executive Committee consisting of the officers named above and the immediate past-president.

The immediate past president is already in place in 1991 bylaws. My question is still the same, don't we need odd number of Executive Committee members?

I will get back to you after I read David's second draft.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
 Sent: Tuesday, March 09, 2004 10:40 AM
 To: Hsiao, Pin-Sheng; Mon Yin Lung

Mon Yin Lung

From: "Hsiao, Pin-Sheng" <PHsiao@ReedSmith.com>
To: "Mao, David" <dmao@cov.com>; "Mon Yin Lung" <lungm@fiu.edu>
Cc: "Wei-Yau Huang" <whuang@sccll.org>
Sent: Monday, March 15, 2004 11:53 AM
Subject: RE: AALLC Bylaws

Article V, Section 1. Officers

Shall we be consistent in using the same term? vice president/president elect instead of vice chair?

Section 3. Duties of Officers

Traditionally, vice-president/president elect also chairs the Program Committee in Caucus. This leads to my another question for the Executive Committee.

Section 4. Executive Committee

If we include the chair of the program committee in the executive committee and we have vice-president as the program committee chair, we have 6 people in the executive committee. But we need either 5 or 7. Is there any reasons why the chair of nominating committee can not be in the executive committee?

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
Sent: Tuesday, March 09, 2004 11:40 AM
To: Hsiao, Pin-Sheng; Mon Yin Lung
Cc: Wei-Yau Huang
Subject: RE: AALLC Bylaws

We do not need to start from the beginning. The original bylaws allows for amendments. We just need to give 30 days notice--which is what we were planning to do. I guess to be entirely accurate we are actually revising the bylaws. It doesn't matter if we're making changes to a word or paragraph--the current provision in Article VII allows us to make these changes.

We certainly can leave out the second sentence in article 1--let's see what Janis has to say.

We still have plenty of time.

-----Original Message-----

From: Hsiao, Pin-Sheng [mailto:PHsiao@ReedSmith.com]
Sent: Tuesday, March 09, 2004 10:58 AM
To: Mao, David; Mon Yin Lung
Cc: Wei-Yau Huang
Subject: RE: AALLC Bylaws

I am sorry I didn't have a chance to tell you the phone conversation I had with Mon Yin before David made the change.

1. The 1991 bylaws was already adopted. We need to base on the 1991 bylaws for the amendment. It looks like we will have to start from the beginning again.

2. Mon Yin suggested not to amend ARTICLE 1 in 1991 bylaws. Name. The name of this organization shall be the Asian-American Law Librarians Caucus (AALLC).

Take off the second sentence before we can verify our legitimacy. I will write to AALL president, Janis Johnston to clarify this issue.

3. The 1991 bylaws, ARTICLE V. Officers and Executive Committee Section 1. Officers. The officers shall consist of a President, a Vice-President/President-Elect and a Secretary/Treasurer. ...

Section 2. Executive Committee. There shall be an Executive Committee consisting of the officers named above and the immediate past-president.

The immediate past president is already in place in 1991 bylaws. My question is still the same, don't we need odd number of Executive Committee members?

I will get back to you after I read David's second draft.

-----Original Message-----

From: Mao, David [mailto:dmao@cov.com]
Sent: Tuesday, March 09, 2004 10:40 AM
To: Hsiao, Pin-Sheng; Mon Yin Lung
Cc: Wei-Yau Huang
Subject: RE: AALLC Bylaws

Friends:

Now that everyone has had an opportunity to comment on the draft bylaws I circulated in January, I have made changes to that draft. I attach a second draft for everyone to review. Following are some highlights of the changes.

Art. I: I added the words "affiliated with" in the second sentence.

Art. V, sec. 2: I changed the secretary/treasurer term and the corresponding election cycle to two years.

Art. V, sec. 4: I changed the executive committee number to seven--it includes past president and chairs of all standing committees (except nominating).

Art. V, sec. 5: vacancies now are to be filled by a member of the executive committee. I did not put in the "special election" format I originally proposed as I think it would be too complicated. Now that there are 7 members to the executive committee, it shouldn't be a problem to fill any vacancy (except for president which is automatically filled by vice president).

Art. VI, sec. 3: I added a section on voting.

Art. IX: I changed Robert's Rules to Sturgis.

To answer some of your additional questions, Pin, and for which I did not make any changes, I still don't think it is necessary to include a requirement to publish a newsletter. That's not what the caucus is about. The requirement for the president to include a column is only if a newsletter is published. If one is not published, then there is no need for a column. As for Article VIII Committees, you asked about additional committees--there is a catch-all that allows the president or executive committee to create other committees. The provision as written

now only requires that there must be the four listed.

David

<<AALLC Bylaws2.doc>>