

UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COMMITTEE (USAAV+) BY-LAWS

Article I – Name

The name of this body shall be the Utah Substance Use and Mental Health Advisory Committee.

Article II – Purpose and Scope

1. The purpose, duties, power, responsibilities, authority, and organization of the Utah Substance Use and Mental Health Advisory Committee shall be in accordance with Utah Code Annotated Title 63M, Chapter 7, Part 3 and other applicable Utah law.
2. These by-laws supplement applicable law and where inconsistent with Utah law, Utah law shall take precedence.

Article III – Leadership

1. The Committee shall annually select a chairperson, ~~and~~ a vice-chairperson, and a second vice-chairperson from its membership. They shall be elected by a majority of those present at the annual meeting and may serve more than one term.
2. A vacancy in the office of chairperson, ~~or~~ vice-chairperson, or second vice-chairperson shall be filled for the remainder of the unexpired term by a member of the Committee elected by a majority of the Committee members present at the next Committee meeting.

Article IV – Duties of Leadership

1. The chairperson shall preside at and conduct all meetings of the Committee.
2. The vice-chairperson and second vice-chairperson shall act as assistants to the chairperson and perform such duties as may be assigned by the chairperson and shall possess all the powers and perform all the duties of the chairperson in the absence or disability of that officer to act.
3. ~~Both~~ All officers shall perform the duties prescribed in the parliamentary authority in addition to those outlined in these by-laws.
4. The chairperson shall have power to direct activities of staff.

Article V – Memberships

1. In the event a member of the Committee, who does not hold an ex-officio position, misses three consecutive meetings, the Committee shall report non-attendance and request the appointing authority that the member be replaced.
2. If an appointed member ceases to meet the qualifications of the appointed or accepts another position which creates a conflict of interest, his or her membership will terminate immediately and the appointing authority shall appoint a replacement to fill the unexpired term

Article VI – Meetings

1. The Committee shall meet 4 times a year, or as the chairperson deems necessary, or upon the request of any member of the Committee. 24 hours' notice of the agenda, date, time, and place of such meetings shall be given.

2. All regular meetings of the Committee are open to the public unless closed pursuant to the provisions of the Open and Public Meeting Act found at Title 52, Chapter 4, Part 2 of the Utah Code Annotated.
3. The rules promulgated in Utah Administrative Code R356-6, Electronic Meetings, shall apply to electronic meetings held by the Committee.

Article VII – Quorum and Voting

1. A majority of the members of the Committee constitutes a quorum for the transaction of business by the Committee. A quorum must be present at all meetings for Committee business to be voted upon. Committee business may be transacted by a majority vote.
2. The rules promulgated in Utah Administrative Code R356-7, Appointing a Designee, Representative, or Proxy, shall apply to meetings held by the Committee.
3. Members of the Committee may take a personal position contrary to a vote or position taken by the Committee and may communicate that position as needed. A member may not represent their personal position as the position of the Committee or as representative/member of the Committee.
4. Abstentions:
 - a. Abstaining is a refusal to vote. Therefore, it is not counted as support or opposition to the motion. Instead, a majority of the non-abstaining members carries a motion, subject to the exception in (4)(b).
 - b. If the abstaining votes outnumber the votes in support of any motion, the motion fails. The Committee should consider an alternate motion that may garner more support.
 - c. Abstentions do not impact the count for a quorum.

Article VIII – Committees

1. The Committee may create an executive committee as deemed necessary.
2. Special ad hoc committees may be created by the Committee to serve for a specified period of time. Non-Committee members may serve on these committees as deemed appropriate.
3. Advisory committees related to any aspect of substance use and mental health may be established within the Committee. Members of each committee established shall annually select a chair or cochair from among the members of the committee. Non-Committee members may serve on these committees as deemed appropriate.

Article VIII – Parliamentary Authority

Simple parliamentary procedures adopted by the Committee shall govern the Committee and its committees in all cases in which they are applicable and in which they are not in conflict with these by-laws.

Article IX – Amendments

Proposed changes to the by-laws may be presented at any meeting of the Committee and must be approved by the majority vote of the members present at such a meeting. Formal, proposed amendments to the by-laws must be submitted in writing to all members of the Committee not less than seven (7) days in advance of the next regular meeting, at which time a two-thirds vote of the members present is required for the adoption of the amendment. Amendments become effective immediately upon ratification.