

# BY-LAWS

## ARTICLE I. MEMBERSHIP

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Sec. 10        Classification: The membership of this Society shall be classified as follows:  
Active, Retired, Associate, Life, Honorary, Affiliate and Student.

Sec. 20        Active Member: Every licensed and registered dentist in the judicial district in which such a society is formed, shall be eligible for membership in the district or society in which he or she resides or practices dentistry, except if the dentist resides or practices dentistry in a county in which a county dental society is formed in the manner hereinafter provided, he or she shall be eligible for membership in such county society; provided, however, that after September 1, 1990, any licensed and registered dentist who is not a member of the New York State Dental Association shall be eligible for membership only in the district or county society in which he or she maintains his or her primary practice. Any member of a district or county dental society who has been a member of such district or county dental society continuously since January first, nineteen hundred seventy-seven, may maintain his or her membership in that district or county dental society notwithstanding where such member resides or practices dentistry, provided that for purposes of counting the number of members in any district or county dental society with respect to any New York State Dental Association or American Dental Association matter relating to representation, all such members affected by this provision shall be counted only as members of the district or county dental society where they maintain their primary practice and not as members of any other district or county society.

Sec. 30        Retired Member: A member in good standing who has been an active member and who is no longer earning income from the performance of services as a member of the faculty of a dental school, as a dental administrator, or consultant, or as a practitioner of any activity for which license to practice dentistry or dental hygiene is required, may be classified as a retired member upon application to the Executive Director, and upon proof of qualifications. To qualify for retired membership status, the member shall submit an affidavit attesting to his or her retirement on or before April 1. Maintenance of active or retired membership in good standing shall be requisite for entitlement to and continuance of retired membership in this Society.

Sec. 40        Life Member: An active and/or retired member in good standing, who has been a member of the New York State Dental Association for thirty (30) consecutive years, or for a total of forty (40) years, or who has been an active member of the American Dental Association for thirty (30) years inclusive of the last ten (10) consecutive years of active membership in the New York State Dental Association, or a dentist who has held twenty-five (25) years membership in the New York State Dental Association, and who

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4 subsequently held at least ten (10) years of membership in the New York State  
5 Dental Association, having attained the age of sixty-five (65) years,  
6 shall be classified as a life member. Life membership shall be effective the cal-  
7 endar year following the year in which the requirements are met. The Executive  
8 Director will give notification to members who are eligible for life membership.  
9 Such applicant must be a member in good standing at the time of his or her clas-  
10 sification as a life member. Maintenance of membership in good standing in his  
11 or her component society shall be requisite for continuance of Life Membership  
12 in the Society.

13  
14 Sec. 50 Associate Member: Active members of the American Dental Association  
15 from this state, or any other state of the union or its possessions, who are in  
16 good standing in their Societies, shall be eligible to apply for associate  
17 membership in this Society.

18  
19 Sec.60 Honorary Member: Any Individual who has contributed materially to the  
20 advancement of the art and science of dentistry, shall be eligible for honor-  
21 ary membership in this Society. The names and qualifications of candidates  
22 for honorary membership shall be submitted in writing to the Board of Dir-  
23 ectors for evaluation at a meeting prior to the one at which action shall be  
24 taken.

25  
26 Sec. 70 Affiliate Member: Any dentist practicing in any country other than the  
27 United States, its territories and possessions, who is a member of a recognized  
28 dental organization in such country, shall be eligible to apply, in writing,  
29 for affiliate membership in this Society.

30  
31 Sec. 80 Student Member: Any pre-doctoral student of a dental school accredited  
32 by the American Dental Association who is an active member of the American  
33 Student Dental Association and a student member of the American Dental  
34 Association; or any dentist eligible for membership who is engaged  
35 full time in: 1. an advanced training course of not less than one academic  
36 year's duration in an accredited school or 2. an internship or residency  
37 program approved by the Council on Education, may be classified as a  
38 student member of this Society.

### ARTICLE II. ADMISSION AND ELECTION OF MEMBERS

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42 Sec. 10 Active Members: Applications for active membership shall be in writing on  
43 the official application form. It shall contain the applicant's name, office  
44 and residence address, college, date of graduation, number and year of  
45 license and registration. Such application must be accompanied by payment  
46 of dues for the current year, and shall be referred to the Membership

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1 Committee for investigation and to the Board of Directors for approval.

2  
3 A member who has willfully falsified his or her answers to questions on  
4 the membership application form shall be subject to expulsion from this  
5 Society by action of the Board of Directors.  
6

7 Sec. 20 Transfer of Membership: A member in good standing of one component  
8 Society, and who desires to transfer to another component Society, may  
9 make application for such transfer. The component Society receiving  
10 such application shall receive from the component Society of which the  
11 applicant is currently a member, a certification that the applicant is in  
12 good standing and a fully eligible active member.  
13

14 Sec. 30 Reinstatement of Membership: Any former member who had resigned  
15 his membership, was dropped for nonpayment of dues, or other reasons,  
16 who desires to be reinstated, shall make application for such reinstatement  
17 on the official application form of this Society, which shall be  
18 referred to the Membership Committee for investigation, and to the  
19 Board of Directors for approval.  
20

21 Sec. 40 Election/Reinstatement of Member: If an applicant is eligible for active  
22 membership or reinstatement, it shall require a majority affirmative vote  
23 of the members of the Board of Directors present and voting to elect or  
24 reinstate the applicant. If an applicant is not approved by the Board of  
25 Directors any prepaid fee shall be returned, and he/she shall be advised  
26 that he/she does not qualify for membership.  
27

28 Sec. 50 Retired Members: Applications for Retired Membership shall be in  
29 writing and directed to the Board of Directors. A retired dentist must  
30 remain retired to retain this classification. This application shall con-  
31 tain all pertinent information on the retirement of the member applying,  
32 and shall be referred to the Membership Committee for investigation.  
33 Election shall require majority vote of the members of the Board of  
34 Directors present and voting.  
35

36 Sec. 60 Associate Members: All applications for Associate Membership must be  
37 in writing, on the official application form of this Society, which must  
38 be endorsed by the constituent or the component Society in which the  
39 applicant holds membership or the Secretary of the American Dental  
40 Association, certifying he/she is in good standing. Elections shall require  
41 a majority vote of the members of the Board of Directors present and voting.  
42

43 Sec. 70 Life Members: Active members who are in good standing in this Society  
44 who are eligible for Life Membership, shall make application for same  
45 to the Board of Directors of this Society, the New York State Dental  
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2 Association and the American Dental Association.

3  
4 Sec. 80 Honorary Member: Honorary Members may be elected to this Society by  
5 a three-fourths (3/4) vote of the members present and voting, after  
6 nomination and consideration by the Board of Directors.

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8  
9 Sec. 90 Affiliate Members: Affiliate Members may be elected to this Society  
10 by a three-fourths (3/4) vote of the members present and voting, after nom-  
11 ination and consideration by the Board of Directors.

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13  
14 Sec. 100 Student Members: Application for Student Membership shall be in  
15 writing and directed to the Board of Directors. This application shall  
16 contain the name, age, mailing address and name of the school applicant  
17 attends with his standing (freshman, sophomore, junior, or senior).  
18 Election shall require a majority vote of the members of the Board of  
19 Directors present and voting.

### ARTICLE III. FINANCES

20  
21  
22 Sec. 10 Membership Dues:

23 **A. Active Members**: The dues for active membership of the Society  
24 shall be one hundred fifty-five (155) dollars per annum, plus the annual  
25 dues of the American Dental Association and the New York State Dental  
26 Association. Dues of active members are due January 1 of each year.

27  
28 **B. Recent Graduate Members**: The payment of dues for the first five  
29 (5) full calendar years of active membership starting January 1 following  
30 graduation from dental school or completion of an advanced training  
31 course of not less than (1) academic year's duration or residency  
32 training program which was commenced upon graduation from dental  
33 school shall be as follows:

34  
35 First full year following graduation from dental school: 25 percent of  
36 active member dues plus the dues of the American Dental Association  
37 and the New York State Dental Association for such members.

38  
39 Second and Third year: 50 percent of dues for active members plus the  
40 dues of the American Dental Association and the New York State  
41 Dental Association for such members.

42  
43 Fourth and Fifth year: 75 percent of dues for active members plus the  
44 dues of the American Dental Association and the New York State Dental  
45 Association for such members.  
46

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1 Sixth year: 100 percent of dues of active members plus the dues of the  
2 American Dental Association and the New York State Dental Association  
3 for such members.  
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5 Any dentist shall be classified as a recent graduate member, upon com-  
6 pletion of a course in dental education upon graduation, or completion of  
7 a full time internship, residency, or post graduate work; providing that  
8 he/she has maintained his/her membership status in the American  
9 Dental Association during such period of education. Dues of recently  
10 graduated members are due January 1 of each year.  
11

12 **C. Life Members:** The dues of Life members who continue to be gain-  
13 fully employed in dentistry (gainfully employed in dentistry shall mean:  
14 earning income by the performance of services as a member of the faculty  
15 of a dental or dental auxiliary school, as a dental administrator or consultant,  
16 or as a practitioner of any activity for which a dental degree is required)  
17 shall be fifty percent (50%) of dues for active members. All other Life  
18 Members shall be exempt from payment of dues from this Society. Dues  
19 of Life Members are due January 1 of each year.  
20

21 **D.** All members, except Life, Honorary, recent graduate or Student Mem-  
22 bers elected after July 1<sup>st</sup>, shall pay one half (1/2) of the current year's  
23 dues; those elected after October 1<sup>st</sup>, shall pay one-quarter (1/4) of the  
24 current year's dues. Former active members whose membership has lapsed  
25 for failure to pay current year's dues, shall upon reinstatement to  
26 active membership, be required to pay the full year's dues. New members  
27 who have not previously been members of the American Dental As-  
28 sociation, the New York State Dental Association, and this Society,  
29 and who do not qualify for a dues reduction as recent graduate members,  
30 shall pay only one half (1/2) of the dues amount otherwise chargeable to  
31 them under these By-laws for their first year of membership.  
32

33 **E.** An active member, who had been such when he/she entered upon  
34 active duty in one of the armed services or equivalent duty in the Public  
35 Health Services, but who, during such military or equivalent duty, in-  
36 terrupted his active membership because of failure to pay dues, and who,  
37 within one (1) year after separation from such military or equivalent  
38 duty, resumed his/her active membership, may pay back dues for any  
39 missing period of active membership at the rate of dues current during  
40 the missed years of membership. Retroactive dues of this Society shall  
41 be waived for members who provide affidavits supporting that they were  
42 in Federal Dental Services during the period between the years 1940-  
43 1948.  
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45 **F. Retired Members:** retired members shall be exempt from pay-  
46 ment of dues of this Society.

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1  
2 **G. Student Members:** Student members shall be exempt from payment  
3 of dues of this Society.  
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5 **H. Honorary Members:** Honorary members shall be exempt from pay-  
6 ment of dues of this Society.  
7

8 **I. Transfer of Membership:** Members in good standing of a component  
9 of the New York State Dental Association, who transfer their mem-  
10 bership to the Fourth District Dental Society, shall not pay dues to this  
11 Society for the remainder of the year in which the transfer was  
12 authorized. Active members of the American Dental Association, in  
13 good standing, who are members of a constituent other than the New York  
14 State Dental Association, who apply for Active membership,  
15 by transfer, to the Fourth District Dental Society prior to the end of its  
16 fiscal year, shall pay the annual dues only of this Society and the pre-  
17 scribed dues of the New York State Dental Association for the re-  
18 mainder of the calendar year in which they have been elected.  
19

20 **J. Former Members:** Former members who are reinstated shall be re-  
21 quired to pay the full year's dues of this Society and the prescribed  
22 dues of the New York State Dental Association and the American  
23 Dental Association, regardless of the time or period of reinstatement.  
24

25 Sec. 20 Fiscal Year. The fiscal year of this Society shall begin on January 1<sup>st</sup>  
26 and end on December 31<sup>st</sup> of each year.  
27

28 Sec. 30 General Operating Fund: The General Operating Fund shall consist of  
29 all monies received other than those specifically allocated to other funds  
30 by these By-laws. This fund shall be used to defray all expenses in-  
31 curred by this Society not otherwise provided for in these Bylaws.  
32

33 Sec. 40 Relief Fund: This Society shall establish a Relief Fund, fully seg-  
34 regated from any other funds of the Society, for the purpose of grant-  
35 ing financial aid to dentists, their dependents and survivors in accord-  
36 ance with any indenture of trust governing the Relief Fund, and in  
37 accordance with any rules and regulations formulated by the American  
38 Dental Association and the New York State Dental Association regarding  
39 Relief Funds.  
40

41 Sec. 50 Restricted Funds: Other restricted funds may be established by order  
42 of the Board of Directors. The Treasurer shall be the custodian of  
43 such funds which shall be invested according to recommendations  
44 of the Investment Committee and approved by the Board of Directors.  
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### ARTICLE IV. DUTIES AND PRIVILEGES OF MEMBERS

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## BY-LAWS

1  
2           Sec. 10        Duties of Members: All members, and applicants for membership,  
3                            by their election to such membership, agree to be bound by, and comply  
4                            with the Constitution and By-laws, policies and Codes of Ethics of this  
5                            Society. The New York State Dental Association and the American Dental  
6                            Association.

7  
8           Sec. 20        Privileges of Membership:

9                            **A. Active Members:** Active members, by their election to member-  
10                            ship and payment of dues to this Society, become eligible for mem-  
11                            bership to the New York State Dental Association and the Amer-  
12                            ican Dental Association. All active members, in good standing, shall  
13                            have the privilege of the floor, the right to vote and the right to hold  
14                            office. They shall have the privilege of admission to all stated and  
15                            scientific meetings and continuing education courses or other courses  
16                            of this Society and its branches and sections, the New York State  
17                            Dental Association and the American Dental Association, subject to  
18                            the rules of admission to such meetings and courses. They shall have  
19                            privilege of admission to all meetings of the Board of Directors,  
20                            except when in executive session, and may appear before the Board of  
21                            Directors, upon request, regarding any matter within the scope of these  
22                            By-laws. They shall have the privilege of belonging to not more than  
23                            one (1) branch of this Society. Members may transfer to another  
24                            branch society according to the by-laws of the branches involved.  
25                            All active members are eligible for all other services and privileges  
26                            as may hereafter be provided by this Society, the New York State  
27                            Dental Association and the American Dental Association. In addition,  
28                            they shall receive the journals of said organizations.

29  
30                            **B. Retired Members:** Retired Members shall have the right to attend  
31                            all meetings of this Society, its branches and sections, but shall not  
32                            have the right to vote or hold offices.

33  
34                            **C. Life Members:** Life Members shall be entitles to all the privileges  
35                            of active members.

36  
37                            **D. Associate Members:** Associate Members shall have the privilege  
38                            of attending all meetings of this Society, its branches and sections,  
39                            the privilege of the floor and may serve on committees in an ad-  
40                            visory capacity. They shall not have the right to vote or hold office.

41  
42                            **E. Honorary Members:** Honorary Members shall have the privilege  
43                            of attending all meetings of this Society, it branches an sections, the  
44                            privilege of the floor and may serve on committees in and advisory  
45                            capacity. They shall not have the right to vote or hold office.  
46

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1 **F. Affiliate Members:** Affiliate Members shall have the privilege the of  
2 attending all meetings of this Society and its branches and sections,  
3 but shall not have the right to vote or hold office.  
4

5 **G. Student Members:** Student Members shall have the privilege of  
6 attending all meetings of this Society and its branches and sections,  
7 but shall not have the right to vote or hold office.  
8

9 **Sec. 30** In Good Standing:

10 **A.** Any member of this Society not under final sentence of suspension  
11 or expulsion whose dues for the current calendar year have been paid  
12 shall be considered a member in good standing.  
13

14 **B.** Any member of this Society receiving assistance from the Relief  
15 Fund of this Society or who claimed hardship, based on written exp-  
16 lation acceptable to the Board of Directors as to the nature of the  
17 hardship, shall be exempt from the payment of dues and shall be con-  
18 sidered in good standing.  
19

20 **C.** An Active, Life, or Recent Graduate Member whose dues have  
21 not been paid by March 31, of the current year, shall cease to be a  
22 member of this Society. If a dropped member pays his/her dues before  
23 December 31, of the current year, he/she will be reinstated and not  
24 lose continuity of membership.  
25

26 **D.** If an Active, Life, or Retired member who has resigned or been  
27 dropped wishes to apply for membership in a subsequent year, he/she  
28 may do so without penalty of back dues. For continuity of membership  
29 back dues shall be accepted for not more than three (3) years of delin-  
30 quency immediately prior to the date of application for such payment.  
31 The rate of dues shall be in accordance with Article III of these By-laws.  
32 The requirement of paying current dues does not apply to Retired and  
33 Life Members of this Society for the purpose of determining their good  
34 standing.  
35

36 **E.** Every member of this Society shall be bound by the Peer Review  
37 Manual of the New York State Dental Association. Failure to do so  
38 shall constitute grounds for suspension or revocation of membership in  
39 this Society.  
40

### 41 **ARTICLE V. OFFICERS, ELECTIVE OFFICES AND APPOINTED OFFICES**

42  
43 **Sec. 10.** Officers: The officers of this Society shall be a President, President-  
44 Elect, Vice President, Secretary and Treasurer as provided in Article  
45 VI of the Constitution. These officers shall be elected by the members  
46 of this Society at its Annual Meeting as provided in Article VI of these

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- 1 By-laws.  
2
- 3 Sec. 20. Appointed Officers: The Appointed offices of this Society shall be an  
4 Executive Director, an Editor and a Chairperson of the Continuing Ed-  
5 ucation Committee, each of whom shall be appointed by the Board of  
6 Directors. The Board of Directors shall determine the term of office of  
7 the appointed offices of this Society. In Addition:  
8 **A.** One representative to the Council on Governmental Affairs of the  
9 New York State Dental Association,  
10 **B.** One representative to the Council on Nominations of the New  
11 York State Dental Association, the Immediate Past President  
12 if available, to serve during the administrative year of the New  
13 York State Dental Association.
- 14 Sec. 30 Elective Offices: The Elective offices of this Society shall be as follows,  
15 with election to take place at the Annual Meeting:  
16 **A.** Two members of this Society to serve At Large and two members to  
17 serve as Alternates to the Board of Directors.  
18  
19 **B.** One Nominee for NYSDA Trustee to serve a term as specified  
20 in the NYSDA Bylaws. The trustee must be qualified according to  
21 the NYSDA Bylaws Chapter V. The trustee shall be nominated to  
22 serve as a delegate to the ADA House of Delegates. The tenure of a  
23 trustee shall be limited to one full four year term.  
24  
25 **C.** The required number of delegates to the NYSDA House of Delegates.  
26 Each delegate shall serve a one year term. No delegate shall serve more  
27 than eight consecutive years. The delegate having served the longest  
28 consecutive time in the NYSDA House of Delegates or the previous Board  
29 of Governors combined shall be nominated to serve as a delegate to the  
30 ADA House of Delegates. In the event there is not a solitary senior  
31 NYSDA delegate, the position of nominee as the delegate to the ADA  
32 House of Delegates shall be filled by one of the senior NYSDA delegates  
33 through the nomination process defined in Article VI of these bylaws.  
34  
35 **D.** Two nominees as Alternate Delegates to the ADA House of Delegates  
36  
37 **E.** Two Alternate Delegates to the NYSDA House of Delegates
- 38
- 39 Sec. 40 Tenure of Office: The Elective Officers and members of Elective Offices  
40 shall serve for a term of one year except as otherwise provided or until  
41 their successors are elected and installed.  
42
- 43 Sec. 50 Eligibility: Only Active and Life Members in good standing, as defined  
44 in Article IV of these By-laws, shall be eligible to serve in any elective  
45 office. The Board of Directors shall determine the eligibility for all appointive  
46 offices of this Society. No member of this Society seeking nomination to

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1 an elective office may serve on the Nominating Committee.

2  
3 Sec. 60 Vacancies: If for any reason an elective or appointed office becomes  
4 vacant, The Board of Directors of this Society shall be empowered to  
5 fill all vacancies for the remaining administrative year.  
6

### 7 ARTICLE VI. NOMINATIONS, BALLOT, ELECTIONS AND VOTING

8  
9 Sec. 10 Nominations: It shall be announced in an official publication of this  
10 Society, prior to the Annual Meeting, the nominations submitted by the  
11 Nominating Committee, and approved by the Board of Directors, for all  
12 elective offices as provided in Article V. After the Nominating Committee  
13 has rendered its report of the nominees at the Annual Meeting, the President  
14 shall announce additional nominations by petition as defined in Article VI.  
15 Sec. 20 of these By-laws.  
16

17 Sec. 20 Nominations by Petition: Other nominations for elective offices may be  
18 made by petition, in writing, signed by at least three (3) members in  
19 good standing from each of the branch societies. Nominations by pet-  
20 ition must be submitted to the President not less than thirty (30) days prior to  
21 the Annual Meeting.  
22

23 Sec.30 Official Notice: All nominations received by the President shall be pub-  
24 lished in an official publication of this Society prior to the Annual Meet-  
25 ing. Nominations received after the publication but prior to thirty (30) days of  
26 the Annual Meeting shall be announced to the membership at said Annual  
27 Meeting.  
28

29 Sec. 40 Ballot: If more than one nominee is submitted for any office, an official  
30 ballot shall be prepared by the Secretary carrying the names of all nom-  
31 inees for that office.  
32

33 Sec. 50 Voting Eligibility: Only Active and Life Members in good standing  
34 shall be eligible to vote.  
35

36 Sec. 60 Election: The annual election of this Society shall be held at the Annual  
37 Meeting. Nominees shall be elected by a majority vote as defined by  
38 the Sturgis Code of Parliamentary Procedure.  
39

40 Sec. 70 Voting: Voting at the Annual Meeting shall take place at a time and  
41 location set by the President. The President shall appoint three (3)  
42 tellers who shall have official control of the ballot box during voting.  
43 No nominee shall be eligible to serve as a teller. The tellers shall tally the  
44 votes cast immediately following the end of the voting period and present a  
45 report of the results to the President, who shall announce these results during  
46 the Meeting.

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## ARTICLE VII. POWERS AND DUTIES OF OFFICERS- ELECTIVE OFFICES

1  
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4           Sec. 10           President: It shall be the duty of the President:  
5                           A. To be a member of, and preside over, the Board of Directors and  
6                           the Executive Committee of this Society.  
7                           B. To call for special meetings as provided in Article XI.  
8                           C. To appoint chairpersons of all standing and special committees ex-  
9                           cept as otherwise provided in these By-Laws.  
10                          D. To fill vacancies of committee chairpersons as they occur, except  
11                          as otherwise provided in these By-laws.  
12                          E. To sign all certificates or other credentials of representatives to the  
13                          New York State Dental Association and such other documents or  
14                          papers as this Society or its Board of Directors may direct.  
15                          F. To serve as an ex-officio member of all committees of the Society.  
16                          G. To preside over the Stated Meetings which occur during their term  
17                          of office.  
18                          H. To perform other duties as provided for in the By-laws.

19  
20           Sec.20           President Elect: It shall be the duty of the President Elect:  
21                           A. To assist the President and, in his/her absence or upon his/her re-  
22                           quest, to officiate in his/her place as needed.  
23                           B. To serve as a member of the Board of Directors and the Executive  
24                           committee.  
25                           C. To assume the duties of the office of President in the event of the  
26                           vacancy of that office for the remainder of the un-expired term.  
27                           D. to serve on the Investment and Finance Committees.  
28                           E. To organize the Annual and Semiannual Meeting for the next year.

29  
30           Sec. 30           Vice President: It shall be the duty of the Vice President:  
31                           A. To serve on the Board of Directors and Executive Committee  
32                           B. To serve on the By-laws Committee  
33                           C. To serve as an advisor to the Branch Societies  
34

35           Sec. 40           Secretary: It shall be the duty of the Secretary:  
36                           A. To assist all the officers of this Society in the performance of their  
37                           duties  
38                           B. To perform other duties as directed by the Board of Directors  
39                           C. To maintain a necrology record and to annually announce the names  
40                           of recently deceased members at the Annual Meeting  
41                           D. To serve on the Board of Directors and the Executive Committee  
42                           F. To perform other duties as provided in these By-Laws  
43

44           Sec. 50           Treasurer: IT shall be the duty of the Treasurer:  
45                           A. To serve as custodian of all money, securities, deeds and bequests  
46                           belonging to this Society to be held and invested as directed by the

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1 Board of Directors with recommendations from the Finance and In-  
2 vestment Committees.

3 **B.** To make all disbursements upon the order of the Board of Directors  
4 with authorization to sign Society checks.

5 **C.** To furnish adequate bond at the expense of this Society.

6 **D.** To serve on the Board of Directors, the Executive Committee, the  
7 Finance Committee and the Investment Committee.

8 **E.** To submit annually to the Board of Directors a statement of all the  
9 receipts and disbursements of the previous year, a report of the financial  
10 condition of this Society and a report of members in good standing and  
11 of those in arrears all of which shall be subject to audit by the Board  
12 of Directors.

13 **F.** To perform other duties as provided in these By-Laws.

### 15 Sec. 60

Executive Director: It shall be the duty of the Executive Director:

16 **A.** To be the executive arm of the Society and all its activities.

17 **B.** To supervise and coordinate appropriate Society communications,  
18 announcements and minutes.

19 **C.** To attend Stated Meetings of the New York State Dental Association  
20 House of Delegates with full funding from this Society.

21 **D.** to assist in the coordination of the committees of this Society.

22 **E.** To assist the officers of this Society in the performance of their res-  
23 pective duties.

24 **F.** To furnish adequate bond at the expense of the Society.

25 **G.** To make properly vouchered disbursements for the Society in cases  
26 of emergency.

27 **H.** To serve as trustee of such insurance policies as required by the  
28 Board of Directors.

29 **I.** To implement all officially adopted policies of the Society, except as  
30 otherwise noted in the By-Laws.

31 **J.** To provide and maintain complete records of the Annual, Semiannual,  
32 and all Board of Directors meetings.

33 **K.** To serve as nonvoting, ex-officio member of the Board of Directors

34 **L.** To perform all other such duties as may be directed by the Board of  
35 Directors.

### 37 Sec. 70

Continuing Education Committee Chairperson: The Continuing Ed-  
38 ucation Committee Chairperson shall:

39 **A.** be appointed by the Board of Directors

40 **B.** report annually to the Board of Directors on the status of committee  
41 activities

42 **C.** be empowered by the Board of Directors to enter into contracts on  
43 behalf of the Society for the engagement of facilities and continuing  
44 education programs subject to terms and limitations as determined by  
45 the Board of Directors

46 **D.** surrender to the Treasurer all proceeds from continuing education

## BY-LAWS

1 activities

2  
3 Sec. 80 Newsletter Editor: The Newsletter Editor shall:  
4 **A.** be responsible for publication of a Society Newsletter a number of  
5 times per year  
6 **B.** contribute to the New York State Dental Association Journal  
7 on behalf of the Society  
8 **C.** seek suggestions as to content for these endeavors from the member-  
9 ship and the Branch Societies. Adjunct reporters, appointed by the  
10 Board of Directors, may assist the Newsletter Editor.

11  
12 Sec. 90 Records of the Society: All elected and appointed officers and members  
13 of committees shall deliver to their successors or the Executive Director  
14 all funds, books, records, vouchers, and all other property of this  
15 Society upon expiration of term of office or termination for any other reason.  
16

### 17 ARTICLE VIII. COMMITTEES

18  
19  
20 Sec. 10 Standing Committees: The standing committees of this Society shall  
21 be as follows: Chemical Dependency, Constitution and By-laws, Con-  
22 tinuing Education, Dental Benefits, Dental Health Planning and Hos-  
23 pital Dentistry, Dental Practice, Education, Ethics, Finance, Govern-  
24 mental Affairs, Insurance, New Dentist, Relief, District Claims Review.  
25 Saratoga Dental Congress.  
26

27 Sec. 20 Rules: The Board of Directors shall formulate rules for carrying out  
28 the work of the committees, and where so directed by said Board,  
29 committees may formulate their own rules.  
30

31 Sec. 30 Special Committees: Special Committees may be created at any meeting  
32 of the Board of Directors, or when the Board is not in session, by the  
33 Executive Committee, for the purpose of performing any duties not  
34 otherwise provided for in these By-laws. The authority for appointing  
35 the members of a special committee shall be set forth either in motion  
36 duly seconded, or by a resolution creating such committee. Such special  
37 committees shall serve until the duties assigned to them are accomplished  
38 and reported to the Board of Directors.  
39

40 Sec. 40 Chemical Dependency Committee:  
41 **A.** Composition: This committee shall consist of a chairperson,  
42 who shall serve as the representative to the Council on Chemical  
43 Dependency of the New York State Dental Association,  
44 and three other members as needed, appointed by the chairperson  
45 subject to approval by the Board of Directors.  
46 **B.** Function: This committee shall:

## BY-LAWS

1. respond to requests for assistance or allegations of impairment involving dentists of this Society.
2. develop a confidential, non-judgmental, non-punitive, and therapeutically oriented program to help members who are chemically dependent.
3. serve as “workplace” monitors for dentists in recovery or in the Professional Assistance Program (PAP).
4. consult with, and make recommendations to, the Council on Chemical Dependency of the New York State Dental Association

### Sec. 50

#### Constitution and By-Laws Committee:

- A.** Composition: This committee shall consist of a chairperson and other members appointed by the Board of Directors when active. The Executive Director shall be an ex-officio member.
- B.** Function: This committee shall:
  1. suggest changes to the Constitution and By-laws that will advance the administrative efficiency of this Society.
  2. consider all proposed amendments and revisions to the By-laws for proper wording,
  3. examine and consider the Constitution and By-Laws of the New York State Dental Association and the American Dental Association when making amendments and revisions to the Constitution and By-Laws of this Society.

### Sec. 60

#### Continuing Education Committee

- A.** Composition: This committee shall consist of a chairperson, appointed by the Board of Directors, and other members, as needed, appointed by the chairperson subject to approval by the Board of Directors.
- B.** Function: This committee shall:
  1. Organize continuing education courses at various times throughout the year.
  2. Report annually, via the chairperson, to the Board of Directors on committee activities.
  3. Collect fees, dues, and assessments for continuing education courses for the Treasurer.

### Sec. 70

#### Dental Benefit Program Committee:

- A.** Composition: This committee shall consist of a chairperson, who shall serve as the representative to the Council on Dental Benefit Programs of the New York State Dental Association, and four other members as needed, appointed by the chairperson subject to approval by the Board of Directors.
- B.** Function: This committee shall:
  1. monitor the delivery of dental care through insurance mechanisms, government funded programs, health maintenance

## BY-LAWS

1 organizations, prepaid group practice systems and any other  
2 system for the delivery of dental care.

3 2. maintain liaisons between this Society and agencies sponsoring,  
4 administering or implementing government funded or pri-  
5 vately funded dental care programs, and dental service corpor-  
6 ations.

7 3. initiate negotiation with and respond to any agency sponsoring,  
8 administering or implementing dental care programs  
9 for the purpose of establishing mutually acceptable conditions.

10 4. consult with and make recommendations to the Council on  
11 Dental Benefit Programs of the New York State Dental Association

12  
13 Sec. 80 Dental Health Planning and Hospital Dentistry Committee

14 **A.** Composition: This committee shall consist of a chairperson,  
15 who shall serve as the representative to the Council on Dental  
16 Health Planning and Hospital Dentistry of the New York State  
17 Dental Association, and three other members as needed  
18 appointed by the chairperson subject to approval by the Board  
19 of Directors.

20 **B.** Function: This committee shall:

21 1. develop plans and programs for the promotion of adequate  
22 dental care of the public.

23 2. endeavor to improve hospital dental services in the district.

24 3. maintain relations with other agencies; educational, public  
25 health, welfare or private groups who are interested in pro-  
26 grams for improving the oral health education of the public.

27 4. consult with the council on Dental Health Planning and Hos-  
28 pital Dentistry, and any other councils, of the New York State  
29 Dental Association to achieve its goals.

30  
31 Sec. 90 Dental Practice Committee:

32 **A.** Composition: This committee shall consist of a chairperson,  
33 who shall serve as the representative to the Council on Dental  
34 Practice of the New York State Dental Association, and  
35 other members as needed, appointed by the chairperson  
36 subject to approval by the Board of Directors.

37 **B.** Function: This committee shall:

38 1. formulate and recommend policies relating to dental practice.

39 2. study, evaluate, and disseminate information concerning:

40 a) Business organization of a dental practice

41 b) Economic factors related to dental practice

42 c) Practice management techniques

43 d) Auxiliary utilization

44 e) Dental laboratory services and technologies

45 3. enhance dental services to the public

46 4. develop relations with organizations representing the dental

## BY-LAWS

laboratory and dental trade industries

1  
2  
3     Sec. 100

Education Committee:

4     **A.** Composition: This Committee shall consist of a chairperson,  
5         who shall serve as the representative to the Council on Education  
6         of the New York State Dental Association, and other  
7         members as needed, appointed by the chairperson subject to  
8         approval by the Board of Directors.

9     **B.** Function: This committee shall:

- 10         1. consult with, and make recommendations, to the Council  
11             on Education as to means and methods of improving and ins-  
12             tituting dental education policies.

13  
14     Sec. 110

Ethics Committee:

15     **A.** Composition: This committee shall consist of a chairperson,  
16         who shall serve as the representative to the Council on Ethics  
17         of the New York State Dental Association, and other  
18         members as needed, appointed by the chairperson subject to  
19         approval by the Board of Directors.

20     **B.** Function: This committee shall:

- 21         1. investigate all complaints of alleged violations of the Code  
223             of the Ethics or By-laws of this Society, and when warranted,  
234             refer the case to the Council on Ethics of the New York State  
24             Dental Association for a formal screening by the disciplinary panel.  
257         2. consult with and make recommendations to said Council on  
268             Ethics regarding interpretation of, or additions to the Code  
279             of Ethics.  
281         3. report to the Board of Directors, via the chairperson, regarding  
291             committee activities.

301  
311     Sec. 120

Finance Committee:

321     **A.** Composition: This committee shall consist of a chairperson, the  
331         President, the President Elect, the Vice President, the Treasurer, the  
34         immediate Past  
351         President, the Executive Director (ex-officio) and other mem-  
361         bers appointed by the chairperson subject to approval by the Board  
371         of Directors.

381     **B.** Function: This committee shall:

- 392         1. examine the finances, investments and assets of the Society  
402             to create and submit an annual budget report to the Board of  
412             Directors for approval.  
422         2. report to the membership at the Annual Meeting, via the  
432             chairperson regarding the financial position of the Society.

442  
452     Sec. 130

Governmental Affairs Committee:

462     **A.** Composition: This committee shall consist of a chairperson,

## BY-LAWS

- 12 who shall serve as the representative to the Council on Governmental  
22 Affairs of the New York State Dental Association,  
33 and other members as needed, appointed by the chairperson  
43 subject to approval by the Board of Directors.
- 53 **B. Function:** This committee shall:  
63 1. protect the public and the dental profession in matters of  
73 legislation and regulation.  
83 2. review pertinent legislation introduced in the Legislature of  
93 the State of New York, and advise appropriate legislators of  
103 the position of the Society  
113 3. cooperate with the Council on Governmental Affairs to prepare  
123 and arrange for introduction of legislation deemed necessary  
134 or advisable to promote the dental health of the public  
144 and the interest of the Society and its members.
- 154
- 164 Sec. 140 Insurance Committee:  
174 **A. Composition:** This committee shall consist of a chairperson,  
184 who shall serve as the representative to the Council on Insurance  
19  
201 of the New York State Dental Association, and other  
212 members when needed, appointed by the chairperson subject to  
223 approval by the Board of Directors.  
234 **B. Function:** This committee shall:  
245 1. work with any representative of insurance companies and  
256 brokers in the development of appropriate policies and pro-  
267 grams of insurance in the interest of the members of this  
278 Society.  
289 2. consult with and make recommendations to the Council on  
291 Insurance of the New York State Dental Association  
301 regarding problems of insuring the Society.
- 311
- 321 Sec. 150 Investment Committee:  
331 **A. Composition:** This committee shall consist of a chairperson,  
341 elected by the committee members for a three year term, the  
351 President Elect, the treasurer and three other members. The  
361 President shall fill vacancies as they occur on the committee.  
371 **B. Function:** This committee shall:  
381 1. manage the investment portfolio of the Society.  
392 2. make investment recommendations to the Board of Directors.  
402 3. meet as deemed necessary.
- 412
- 422 Sec. 160 Membership Committee:  
432 **A. Composition:** This committee shall consist of a chairperson,  
442 and other members as needed, appointed by the chairperson  
452 subject to approval by the Board of Directors.  
462 **B. Function:** This committee shall:

## BY-LAWS

- 12 1. examine the character and qualifications of all applicants for  
22 membership.  
33 2. endeavor to increase the membership of this Society.  
43 3. nominate the applicant for approval by the Board of Directors.  
53

63 Sec. 170 New Dentist Committee:

- 73 **A.** Composition: This committee shall consist of a chairperson,  
83 who shall serve as the representative to the Council on the New  
93 Dentist of the New York State Dental Association, and  
103 other members as needed, appointed by the chairperson subject  
113 to approval by the Board of Directors.  
123 **B.** Function: This committee shall:  
134 1. recruit new dentists (dentists who graduated from dental school  
144 less than ten years ago) into the tripartite system of organized  
154 dentistry.  
164 2. provide information and assistance for new dentists to facilitate  
174 their transition from dental school to private practice.  
18

191 Sec. 180 Nominating Committee

- 202 **A.** Composition: This committee shall consist of a chairperson and  
213 nine other members. The Immediate Past President shall  
22 serve as chairperson and an ex-officio member. The remaining members are  
23 to be selected as follows: the three most recent Past Presidents  
246 available, not seeking nomination to elective office, and one  
257 member from and elected by each of the Branch Societies in this  
268 Society. Any member of this Society seeking nomination for  
279 elective office is ineligible to serve on the Nominating Committee.  
281 **B.** Function: This committee shall:  
291 1. meet at least sixty (60) days prior to the Annual Meeting to  
301 select candidates for each elective office of this Society as  
311 prescribed in Article V. of these By-laws.  
321

331 Sec. 190 Peer Review and Quality Assurance Committee

- 341 **A.** Composition: This committee shall consist of a Northern Tier  
351 Peer Review Committee and a Southern Tier Peer Review Com-  
361 mittee. Each Tier shall consist of a chairperson and other members, all  
37 appointed by the Board of Directors. The senior (most consecutive years on  
38 the committee) of the two chairpersons shall serve as the representative to the  
39 Council on Peer Review and  
402 Quality Assurance of the Dental Society of the State of New York.  
412 Members of this committee should serve for five years with  
422 staggered terms. They shall be general practitioners who have been  
432 in practice at least five years. They shall be licensed dentists of  
442 similar education and training. The committee should call on  
452 specialists for consultation when the need is indicated. Lay  
462 observers may also serve on Peer Review Committees.

## BY-LAWS

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- B. Function:** This committee shall:
1. adhere to the rules and regulations of the Peer Review Procedure Manual of the New York State Dental Association.
  2. review disputes between two or more parties in a third party or prepayment contract and disputes between patients and member dentists.
  3. concern itself with quality assurance as well as quality assessment related to dental treatment.
  4. report to the Board of Directors periodically regarding committee activities.

### Sec. 200

#### Relief Committee

- A. Composition:** This committee shall consist of a chairperson, who shall serve as the representative to the Council on Relief of the New York State Dental Association, and other members as needed, appointed by the chairperson subject to approval by the Board of Directors.
- B. Function:** This committee shall:
1. act upon all applications for relief, and after investigation, recommend or disapprove them in whole or in part.
  2. request an immediate session of the Executive Committee to approve financial aid grants from the Relief Fund in cases of immediate necessity.
  3. act in accordance with any indenture of trust governing the Relief Fund and in accordance with any rules and regulations formulated by the American Dental Association and the New York State Dental Association regarding Relief Funds.

### Sec. 210

#### District / Claims Committee

- A. Composition:** This committee shall consist of a chairperson and six other members, one of which shall be the Chairperson of the Insurance Committee, all appointed by the President. Any member of this committee, elected by the committee members, may serve as the representative to District / Claims Committee of the New York State Dental Association.
- B. Function:** This committee shall:
1. review malpractice claims received by an insurance company against a member of this Society and recommend a course of action.
  2. only review claims by insurance companies that will respect the decisions of this committee.

### Sec 220

#### Saratoga Dental Congress Committee

- A. Composition:** This committee shall consist of a chairperson appointed by the Board of Directors, the officers of the society,

## BY-LAWS

1 the Continuing Education chairperson, the Membership Committee  
2 chairperson, the Presidents of the Branch Dental Societies and other  
3 members as needed, appointed by the chairperson subject to approval  
4 by the Board of Directors. The Executive Director shall be an ex-officio  
5 member.

6 B. Function: This committee shall:

- 7 1. Organize and operate the Saratoga Dental Congress for the  
8 District
- 9 2. Report periodically, via the chairperson, to the Board of  
10 Directors on committee activities.

### 11 12 131 **ARTICLE IX. BOARD OF DIRECTORS**

142  
153 Sec. 10 Composition: The Board of Directors shall consist of the Elected Officers  
164 of this Society, the Immediate Past President, two Directors at Large,  
175 a Trustee of the New York State Dental Association, representatives of the  
18 NYSDA House of Delegates, and one representative of each Branch Society,  
19 to be elected by the membership of each Branch Society. There shall be two  
20 Alternate Directors who shall have a vote only in the event another Director is  
21 not present. Members of the Board of Directors shall take  
221 office at the same time as duly elected officers of this Society.

231 Sec. 20 Function: The Board of Directors shall:

- 241 1. serve as the administrative body of this Society.
- 251 2. supervise and execute all matters brought before it, as provided in  
261 these By-laws.
- 271 3. have custody of all Society properties and funds and shall supervise  
281 the banking and investment of said properties and funds.
- 291 4. consider the character and professional standing of all candidates for  
301 membership and ballot for the election of such candidates.
- 311 5. fill all vacancies in office or committees and make such appointments  
322 to offices or committees as provided in these Bylaws.
- 332 6. retain the power to propose Life Members and elect Honorary Members.
- 342 7. retain the power to create all standing and special committees.
- 352 8. retain the power to supervise all activities of appointive officers,  
362 committees, employees or agents as provided in the By-laws.
- 372 9. retain the power to discipline members of this Society for violation of  
382 the Code of Ethics, By-laws, rules or regulations of this Society.
- 392 10. retain the power to consider all amendments to the By-laws.
- 402 11. approve an annual budget, showing the estimated income and an-  
412 ticipated expenditures of this Society, which shall be published in the  
423 Newsletters thirty (30) days prior to the Annual Meeting and submit-  
433 ted to the membership for adoption at said Meeting. Alteration of any  
443 item in the budget at the Annual Meeting requires a two-thirds (2/3)  
453 affirmative vote of all votes cast by those present and voting.
- 463 12. render a report of its proceedings whenever called upon.

## BY-LAWS

- 13 13. have jurisdiction in all matters not provided for in these By-laws.  
23 Such action, to become effective as policy, shall require the approval  
33 of the membership of this Society. Such matters shall be submitted to  
43 the membership in any one of the following ways:  
53 1. At a Stated Meeting, immediately following the Board  
64 meeting.  
7 . By publication in the Newsletter or electronic communication,  
8 giving notice of such proposed action at the next or second Stated  
9 Meeting after such published notice.  
104 3. At a special meeting called for such purpose.  
11  
12
131. Sec. 30 Meetings/ Quorum:  
142 **A. Meetings:** Regular meetings of the Board of Directors shall be  
153 held as deemed necessary by the President, Special Meetings may  
164 be held on seven (7) days notice.  
175 **B. Quorum:** No business shall be transacted by the Board of Directors  
186 unless a quorum is present. A quorum shall mean a majority of the  
197 Board members (18 members, 10 is a quorum).  
208
- 219 Sec. 40 Executive Committee of the Board of Directors  
221 **A. Composition:** This committee shall consist of the President,  
231 President Elect, Vice president, Secretary, Treasurer and  
241 Executive Director (ex-officio).  
251 **B. Function:** This committee shall:  
261 1. transact business of an emergency nature at such times when  
271 the entire Board cannot be convened.  
281 2. report any actions taken to the Board of Directors at the next  
291 meeting thereof.  
301 3. at times act as a reference committee for the Board of Directors,  
311 receiving and directing correspondence and business to proper  
322 committees or agencies of this Society.  
332
- 342 **ARTICLE X. MEETINGS**  
352
- 362 Sec. 10 Stated Meetings: Stated Meetings shall be held in the spring and fall.  
372 The Stated Meetings may be changed by action of the Board of Directors.  
382 The spring meeting shall be the Annual Meeting for the election of all  
392 officers. Their duties will commence on January 1<sup>st</sup> following the election.  
402
- 412 Sec. 20 Special Meetings: Special Meetings may be called by the President or  
423 in his absence, the President Elect, or by the Board of Directors, or by  
433 petition when signed by fifty (50) members in good standing,  
443 stating the purpose of such meeting. The petition shall be submitted to  
453 the President, who shall set a date for such meeting within fifteen (15)  
463 days of receipt of said petition. The President will forward notice of

## BY-LAWS

13 the special meeting, to the membership, at least (7) days prior to  
23 the date of the proposed meeting.

33  
43 Sec. 30 Quorum: Any combination of twenty (20) Active and Life Members  
53 in good standing, shall constitute a quorum at any Stated or Special  
64 meeting.

74  
84 Sec. 40 Voting at Meetings: Voting at meetings shall be by viva voca, a show  
94 of hands or by closed ballot if ordered by the Presiding Officer, or by one-  
104 third (1/3) of the voting members present. Unless otherwise provided in  
11  
121 these By-laws, a majority vote shall be required to determine any question  
132 or motion.

### ARTICLE XI. ORDER OF BUSINESS

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176 Sturgis Code of Parliamentary Procedure shall govern all business sessions  
187 of this Society. In addition, Sturgis Code of Parliamentary Procedure shall  
198 govern all matters or questions not otherwise covered in these By-laws,  
209 the By-laws of the New York State Dental Association or the American  
211 Dental Association.

### ARTICLE XII. DISCIPLINARY PROCEEDINGS

221  
231  
241  
251 Sec. 10 Code of Ethics  
261 A. The Code of Ethics of this Society shall be  
271 that of the “Principles of Ethics” of the American Dental Assoc-  
281 itation and the Code of Ethics of the New York State Dental  
29 Association, together with such additions thereto as adopted by  
301 this Society, when not in conflict with said documents.  
312 B. Professional Conduct of Members: The professional conduct of  
322 every member of this Society shall be governed by the “Principles  
332 of Ethics” of the American Dental Association, the “Code of  
342 Ethics” of the New York State Dental Association, the code  
352 of Ethics of this Society or of any other dental society within  
362 whose jurisdiction the member practices, or conducts or part-  
372 icipates in other dental professional activities.

382  
392 Sec. 20 Discipline of Members:  
402 A. Proceedings: Proceedings may be instituted against any member  
413 of this Society by the Ethics Committee for any of the following  
423 offenses or violations.  
433 1. Having been found guilty of violating a dental practice act  
443 to which he/she is subject  
453 2. Violation of the By-laws or code of Ethics as specified in  
463 Sec. 10 of this Article

## BY-LAWS

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3. Violation of the rules, regulations, or resolutions of this Society or the Board of Directors.
  4. Upon final conviction of a felony involving moral turpitude.
  5. Upon disciplinary action taken by the New York State Board of Regents resulting in a New York State Dental Association Council on Ethics hearing.
- B. Disciplinary Penalties:** For any of the offenses enumerated in Sec. 20 (A) of this Article, a member may be placed under sentence of:
1. Probation for a definite period of time.
  2. Censure before the Council on Ethics of the New York State Dental Association, by its Chairperson.
  3. Suspension for a definite period of time.
  4. Expulsion from this Society.
- C. Disciplinary Proceedings:** Before a disciplinary penalty is invoked against a member, the following procedures shall be followed by this Society.
1. *Complaint:* In the event that a complaint is filed against a member of this Society involving any of the foregoing offenses, the same shall be referred to the Ethics Committee for consideration and study. The Ethics Committee may require that the facts upon which such complaint was based be validated in affidavit form or otherwise. When the complaint is preferred against a member of the Ethics Committee or a member of the Board of Directors, the accused member shall not act or serve on the Committee or Board during the consideration of the case. If the complaint against a member is a minor infraction, the Ethics Committee may, in lieu of filing charges against the offending member, accept his/her written assurances that he/she will cease the practice complained of and will thereafter adhere to conduct in accordance with Sec. 10 (B) of this Article.
  2. *Charges* If the Ethics Committee should determine after consideration and study of the complaint filed against a member that charges should be brought, it shall thereupon formulate such charges in writing. The written charges shall include an officially certified copy of the alleged conviction or determination of guilt or a specification of the By-laws or other ethical provisions alleged to have been violated, as the case may be, and a description of the conduct alleged to constitute each violation.
  3. *Process:* If a violation is deemed warranted by the Ethics Committee, it shall be the duty of the Committee chairperson to forward the facts in the case to the Council on Ethics for a formal screening by the disciplinary panel.
  4. *Stay of Discipline:* No decision shall become final while

## BY-LAWS

13 an appeal is pending or until the period of perfecting an  
23 appeal has elapsed.

34 5. *Failure to Attend Hearing or Trial, or to Accept Discipline:*

44 Failure of a member to attend a scheduled hearing, or to  
54 appear in person to accept a penalty of discipline duly  
64 imposed on him/her, after notice by registered mail, may  
74 make such a member subject to charges for expulsion.

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D. Right of Appeal:

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1. Any member of this Society who shall have been directed  
113 to suffer discipline in any degree by any decision and action  
124 by the Council on Ethics shall have the right of appeal to  
135 the New York State Dental Association, in accordance  
146 with the applicable provisions of the By-laws of said State  
157 Society.

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2. Validity of Appeal: No appeal shall be valid for consider-  
179 ation unless filed within the specified limit of time pre-  
181 scribed by the aforementioned constituent or national  
191 organizations.

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### **ARTICLE XIII. SUSPENSION AND EXPULSION**

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231 Upon final ruling of the Council on Ethics, this Society will inform the  
241 member of the final judgment and it will be implemented within this  
251 Society in accordance with the ruling as applied to membership in the  
261 New York State Dental Association.

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### **ARTICLE XIV. PUBLICATIONS**

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Sec. 10 Official Publications: This Society shall publish and issue  
31 an "Official Newsletter". This letter is to be published as many times during  
32 the year as the Editor or the Board of Directors so direct. In addition, this  
33 Society shall maintain an official website and email address in order to  
34 provide members and the public information concerning this Society.  
35 Electronic communication with the public or general membership of the  
36 society can be considered an official publication of this Society.

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Sec. 20 Publication Rights: The publication rights of this Society shall be determined  
382 by the Board of Directors.

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Sec. 30 Other Publications: This Society may issue various publications from  
402 time to time, of its proceedings, or such other publications of interest  
412 to the advancement of dental science, upon the approval of and order  
423 of the Board of Directors.

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### **ARTICLE XV. BRANCH SOCIETIES**

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Sec. 10 Formation:



## BY-LAWS

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Sec. 50      Activities: Notwithstanding any other provisions of these By-laws, such Branch Societies, whether heretofore or hereafter formed, shall not have primary jurisdiction to take independent action on professional policy, economic or general welfare, or any issues separate and apart from this Society, other than the right to hold scientific meetings, clinics, continuing education courses and recreational or social affairs.

### **ARTICLE XVI. AMENDMENTS**

Sec. 10      Enactment: These By-laws and the Constitution of this Society shall be effective immediately upon adoption.

Sec. 20      Amendments:

- A. Amendments to these By-laws shall first be submitted in writing either to the Board of Directors or to the membership at a Stated Meeting. In either event the Board of Directors shall consider such proposed amendments, and upon approval by the Board, they shall be referred to the Constitution and By-laws Committee for proper wording, and shall be reported back to the Board of Directors for its consideration. A majority vote of the members of the Board present and voting shall be required for approval. Thereafter the amendments shall be published in the Newsletter announcing that they shall be voted upon by the membership at a Stated Meeting or Special Meeting. It shall require a two-thirds (2/3) affirmative vote of the members present and voting to ratify such amendments to the Constitution and By-laws of this Society.
- B. An amendment presented at the Annual Meeting and approved by three-fourths (3/4) of the members of the Board of Directors present and voting may be adopted at the same meeting, provided it had the approval of three-fourths (3/4) of the members present and voting.

Sec. 30      Revisions: Substantially complete revision of these By-laws in their entirety or adoption of a new set of By-laws, shall be effectuated in accordance with the provision outlined in Sec. 20 of this Article. It shall require a two-thirds (2/3) affirmative vote of the members present and voting to ratify such revisions, or new By-laws.