

Agenda

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**STATE BAR OF TEXAS
BOARD OF DIRECTORS
Marriott Rivercenter – Salon CD
101 Bowie Street
San Antonio, TX 78205
June 20, 2007 – 1:30pm**

Individuals with disabilities are entitled to have access to and participate in this meeting. An individual requiring an accommodation for access to the meeting must notify the State Bar by informing Candiss Held at 1/800-204-2222 or 512/427-1463 (x1416) or RELAY Texas (1-800-735-2989), in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the State Bar will furnish appropriate auxiliary aids and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the Board meeting as nonhandicapped individuals enjoy.

Outgoing/Incoming Boards, 2006-07 and 2007-08:

1. **Call to Order** Bob Black
2. **Roll Call** John Edwards
3. **Invocation**
4. **Remarks from the General Public***
(Sign in sheet available for public comment)
5. **Report from the Chair of the Board** Bob Black
 - A. **Action:** Consider approval of Consent (Minutes Tab)
Agenda items
 - B. **Discussion:**
 1. General Report and overview of Bar year
 2. Presentation of Outstanding Third-Year Director
6. **Report from the President** Martha Dickie
 - A. **Discussion:** General Report
 - B. **Closed Session** as authorized by Texas Government Code, Section 551.071 for the purpose of consultation with attorney(s) for legal advice regarding –
 1. Recommendations from General Counsel regarding pending litigation
 2. Governance Subcommittee's recommendations from the Insurance Study Project
 3. as authorized by Section 551.074 for the purpose of discussing the evaluation, duties and compensation of the Executive Director and General Counsel

SBOT MISSION

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C. End of Closed Session/Return to Open Session

Action: Consider and discuss approval of –

1. Recommendations from General Counsel regarding pending litigation
2. Recommendation of compensation for Executive Director and General Counsel
3. Governance Subcommittee's recommendations from the Insurance Study Project regarding providing various types of insurance to the State Bar Members

7. Administration Committee

Ron Bunch

A. Discussion: Update on Subcommittee Activities

B. Action: Consider and discuss approval of –

1. Changes to the Real Estate Strategic Plan (including budgetary changes), if any **(Tab 1)**
2. Addition to the Employee Handbook regarding proposed Senior Management hiring policy **(Tab 2)**

8. Finance Committee

Michael Connelly

Discussion: Financial Reports & General Review of Financial Statements

(Tab 3)

9. Report from the President-elect

Gib Walton

Discussion: General Report

10. Minimum Continuing Legal Education Committee

Frank Carroll **(Tab 4)**

Action: Consider and discuss approval of Revisions to MCLE Regulations

11. Executive Committee

Martha Dickie

Discussion: Nominations & Elections, Policy Manual and Strategic Planning Subcommittees; Ad Hoc Committee to Nominate Minority Directors, Referendum Task Force

a. Nominations & Elections Subcommittee

Eduardo Roberto Rodriguez/

A. Discussion: Report on expense stipends to Bar Officers Tom Godbold **(Tab 5)**

B. Action: Consider and discuss approval of –

1. Policy relating to expense stipend to State Bar Officers

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2. Board policy amendments relating to the election of President-elect

12. **Member Services & Education Committee** Michael Smith
Discussion: Appeals-Grant Review, New Directors Orientation, Professional Development, and Technology Oversight Subcommittees
13. **Public Services & Education Committee** Henry Simpson
A. Legal Services Subcommittee (Tab 6)
Discussion: Malpractice insurance requirement for State Bar Lawyer Referral Service participant
- B. Legislative Policy Subcommittee** Mike Atkins
Discussion: General Report
14. **Section Representatives to the Board Committee** Judy Ney
Discussion: Status on Sections
- Action:** Consider and discuss approval of updated Council of Chairs Handbook (Tab 7)
15. **Discussion:** Liaison Reports
A. Supreme Court Liaison Justice Dale Wainwright
B. Court of Criminal Appeals Liaison Judge Lawrence E. Meyers
C. Federal Judicial Liaison Judge A. Joe Fish
D. Judicial Section Liaison Judge Barbara Walther
E. Out-of-State Lawyer Liaison R.E. Thompson
16. **Commission for Lawyer Discipline/ Chief Disciplinary Counsel** Betty Blackwell/
John Neal (Tab 8)
17. **Discussion:** State of the Bar Reports
A. TYLA Karin Crump
B. Report from the Executive Director John Edwards
C. Report from the General Counsel Elizabeth Rogers
18. **For Information Only:** End of Year Reports (Tab 9)

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State Bar Committee and Section Reports

If during the course of the meeting covered by this Notice, the State Bar Board of Directors should determine that a closed or executive session of the State Bar Board of Directors should be held or is required in relation to an item noticed in this meeting notice, then such closed or executive meeting or session as authorized by the Open Meetings Act will be held by the State Bar Board of Directors at that date, hour, and place given in this notice or soon after the commencement of the meeting covered by this Notice as the State Bar Board of Directors may conveniently meet in such closed or executive meeting or session concerning any and all subjects and for any and all purposes permitted by Sections 551.071-551.084 of the Texas Government Code, the Open Meetings Act, including, but not limited to

Section 551.071 – For the purpose of a private consultation with the Board’s attorney on any or all subjects or matters authorized by law: pending or contemplated litigation; a settlement offer, or privileged communication.

Section 551.072 – For the purpose of deliberating the purchase, exchange, lease, or value of real property.

Section 551.074 – For the purpose of deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

The Board reserves the right to change the order of items on the agenda. Agenda items may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.

Should any final action, final decision, or final vote be required in the opinion of the Board with regard to any matter considered in such closed or executive meeting or session, then such final action, final decision, or final vote shall be at either:

- a. the open meeting covered by this notice upon the reconvening of this public meeting, or
- b. at a subsequent public meeting of the Board upon notice thereof, as the Board shall determine.

19. ADJOURN

[*The Chair, in the exercise of his discretion, may impose a limitation of five minutes per individual for comments from members of the public.]

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C1. APPROVAL OF MINUTES:

- (Minutes Tab)
- a. Approval of minutes of Board meetings conducted on *April 27, 2007*
 - b. Ratification of actions taken at the following Executive Committee meetings:
 - 1) *June 1, 2007*: Approved minutes of the April 5, 2007 Executive Committee meeting

C2. ITEMS FROM THE 2007-2008 PRESIDENT:

Approval of appointments to the following entities:

- a. **College of the State Bar Board**, for three year terms effective June 1, 2007 through May 31, 2010:
 - Lauren Harris (Houston)**
 - Bobby D. Dyess (Waxahachie)**
 - Veronica Jacobs (Houston)**
 - Bonnie Crane Hellums (Houston)**
 - Kurt Noell (Tyler)**
 - J. Morgan Broaddus, III (El Paso)**
- b. **Section Representative to the Board Committee**, for three-year terms effective Annual Meeting 2007 through Annual Meeting 2010:
 - E. Steve Bolden, II (Large-sized Section, Dallas)**
 - Charles "Chad" Baruch (Medium-sized Section, Rowlett)**

For unexpired term effective Annual Meeting 2007 through Annual Meeting 2009:

 - James N. Higdon (Small-sized Section, San Antonio)**
- c. **State Bar Insurance Trust**, for terms effective July 1, 2007 through June 30, 2010:
 - Christopher W. Martin (Houston)**
 - Michael J. Willson (Midland)**
- d. **Texas Access to Justice Commission**, for three-year terms effective June 2007 through June 2010:
 - Hon. Mary Katherine "Katie" Kennedy (Houston, At-large Repr.)**
 - Mary Faithful (Austin, Prog. Repr.)**

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- e. **Texas Board of Legal Specialization**, for three-year terms effective July 1, 2007 through June 30, 2010:

Olan J. Boudreaux (Chair - Houston)

F.R. "Buck" Files (Tyler)

John R. Mercy (Texarkana)

Robert E. Valdez (San Antonio)

- f. **Texas Equal Access to Justice Foundation (IOLTA)**, for three-year terms effective September 1, 2007 through August 31, 2010:

Mike McGee, Public Member (Dallas)

Andrew L. Kerr (San Antonio)

- g. **Texas Center for Legal Ethics and Professionalism**, for three year terms effective June 1, 2007 through May 31, 2010:

Kelly Frels, (Houston)

Hon. Jennifer Elrod (Houston)

- h. **Texas Real Estate Broker/Lawyer Joint Committee**, for six year terms effective September 1, 2007 through August 31, 2013:

William A. Faulk, Jr. (Brownsville)

Edgar Ashley Smith (Houston)

- f. Approval of State Bar committee members to serve on multiple standing committees

J. David Dickson, Professionalism and Real Estate Forms (Waco)

Hon. Xavier Rodriguez, CLE and Paralegals (San Antonio)

- g. Approval of State Bar Standing Committee Chair and Vice Chair

Mark Osborn, Chair, Web Services Committee (El Paso)

Chris Scott, Vice Chair, Web Services Committee (Austin)

C3. ITEMS FROM COMMITTEES AND SECTIONS/DIVISIONS:

(Yellow Tab A) a. Approval of request by the State Bar Taxation Section to amend its bylaws

(Yellow Tab B) b. Approval of request by the State Bar Paralegal Division to amend its bylaws

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- (Yellow Tab C) c. Approval of request by the State Bar Bankruptcy Law Section to amend its bylaws
- (Yellow Tab D) d. Approval of request by the State Bar Judicial Section to amend its bylaws

C4. OTHER ITEMS:

- a. **Nominating Committee to Select ABA Delegates** (*Chair Eduardo Roberto Rodriguez*)

Approval of appointment of delegates to the American Bar Association House of Delegates for two-year terms beginning at the conclusion of the 2007 ABA Annual Meeting and expiring at the conclusion of the 2009 ABA Annual Meeting:

Delegates:

Martha Dickie (Austin)
Harper Estes (Midland)

Kelly Frels (Houston)
William W. Miller, Jr. (Texarkana)

Alternates:

Jan Patterson (Austin)

- b. Approval of creation of State Bar Board of Directors Community Leadership Award
- (Yellow Tab E) c. Approval of revised Client Security Fund Rule 105 located in Policy Manual section 3.08

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