(as of 1/20/2010 10:58 AM)

Agenda

STATE BAR OF TEXAS
BOARD OF DIRECTORS

St. Anthony's Hotel – Anacacho Ballroom
300 E. Travis
San Antonio, TX 78205
Thursday, January 28, 2010 – 1:30pm
Friday, January 29, 2010 – 9:00am

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.

Thursday, January 28, 2010 – 1:30pm:

1. **Call to Order** — David Fisher
2. **Roll Call** — Michelle Hunter
3. **Invocation**
4. **Pledge to the U.S. and Texas Flags** — James N. Higdon

5. **Remarks from the General Public***
   (Sign in sheet available for public comment)

6. **Report from the Chair of the Board** — David Fisher
   A. **Discussion**: General Report

   B. **Action:** Consider and discuss approval of Consent Agenda items — **(Consent Tab)**

   C. **Chair of the Board Election** — **(Tab 1)**
   a. **Discussion**: Announcement of candidates for Chair of the Board, 2010-11
   1) Comments from the Chair of the Board Candidates *(four minutes per candidate)*

   b. **Action:** Consider and discuss approval of method of voting to be used in the Chair of the Board elections during the April Board meeting *(show of hands or by written ballot)*

SBOT MISSION
The mission of the State Bar of Texas is to support the administration of the legal system, assure all citizens equal access to justice, foster high standards of ethical conduct for lawyers, enable its members to better serve their clients and the public, educate the public about the rule of law and promote diversity in the administration of justice and the practice of law.

7. **Report from the President** — Roland Johnson
   A. **Discussion:**
      1) General Report
      2) General Counsel
      3) Update on Mentoring Initiatives
      4) Update on Judicial Section Activities

8. **Report from the President-elect** — Terry Tottenham
   A. **Discussion**: General Report

   B. **Budget Committee** — **(Tab 2)**
      Action: Consider and discuss approval of –
      1) SBOT 2010-11 proposed budget for publication in Texas Bar Journal

9. **Nominations & Elections Subcommittee** — Harper Estes/Joe Shannon
   A. **Discussion:** General Report

   B. **Action:** Consider approval of candidates for 2010-2011 SBOT President-elect: — **(Tab 3)**

      (Robert A. Black)
      (Deborah Bullion)

   C. Comments from President-elect candidates
      (ten minutes per candidate)

10. **MCLE Committee** — David Smith/D. Hull Youngblood — **(Tab 4)**
    Action: Consider and discuss approval of proposed changes to MCLE Regulations and Accreditation Standards

11. **Administration Committee** — Timothy Mountz
    A. **Discussion:** General Report

    B. **Action**: Consider and discuss approval of –
       1) Changes to the Real Estate Strategic Plan (including budgetary changes), if any — **(Tab 5)**
       2) TCLEP Lease
       3) State Bar Performance Measures for Fiscal Year 2010 — Arnold Aguilar — **(Tab 6)**

12. **Audit & Finance Committee** — Warren Cole — **(Tab 7)**
    A. **Discussion**:
    1) Financial Reports & General Review of Financial Statements

    B. **Action:** Consider and discuss acceptance of –
    1) Quarterly Investment Reports for the Quarter ending November 30, 2009
    2) Financial Audit for FY ending May 31, 2009
    3) Internal Audit for FY ending May 31, 2009
    4) Revision to Investment Policy

13. **Discipline & Client Attorney Assistance Committee**
    A. **Client Security Fund Subcommittee** — Janna Clarke
    Discussion: General Report

    B. **DCAAP Subcommittee** — Lisa Tatum
    Discussion: Update on proposed amendments to Texas Disciplinary Rules of Professional Conduct

14. **Executive Committee** — Roland Johnson

    A. **Policy Manual Subcommittee** — Barbara Young — **(Tab 8)**
    Action: Consider, discuss and approve proposed Amendments to Policy Manual Part VI and related Provisions to the Disciplinary Process

    B. **Ad Hoc Committee to Select Minority Directors** — Lisa Tatum
    Discussion: General Report

15. **Member Services & Education Committee** — Chad Baruch
    Discussion: Appeals-Grant Review, New Directors Orientation, Professional Development, Insurance/Member Benefits, and Technology Oversight subcommittees

    A. **Appeals Grant Review Subcommittee** — Kyle Lewis — **(Tab 9)**
    1) **Discussion**: General Report
    2) **Action**: Consider and discuss approval of the Subcommittee's recommendations on the following appeal:
    TBLS:

Joe. L. Fulwiler - regarding denial of application for certification in Estate Planning and Probate Law

B. **Professional Development Subcommittee** — John Sloan
Discussion: General Report

C. **Insurance/Member Benefits Subcommittee** — Randy Howry
Discussion: General Report

D. **Technology Oversight Subcommittee** — Theresa Chang
Discussion: General Report

16. **Public Services & Education Committee** — Guy Choate

A. **Affordable Legal Services Subcommittee** — Glenn Ballard
Discussion: General Report

B. **Legislative Policy Subcommittee** — Susan Fisher
Discussion: General Report

17. **Commission for Lawyer Discipline/ Chief Disciplinary Counsel Update** — Betty Blackwell/ Linda Acevedo **(Tab 10)**
Discussion: General Update

18. **Section Representatives to the Board Committee** — Steve Bolden
Discussion: Sections Update

19. **Discussion:** Liaison Reports
A. Supreme Court Liaison — Justice Phil Johnson
B. Court of Criminal Appeals Liaison — Judge Lawrence E. Meyers
C. Federal Judicial Liaison — Judge David Folsom
D. Judicial Section Liaison — Judge David Garcia
E. Out-of-State Lawyer Liaison — Scotty Holloman

20. **Texas Young Lawyers Association** — Cori Harbour
Discussion: General Update

21. **Discussion:** Report from the Executive Director — Michelle Hunter

Friday, January 29, 2010 – 9:00am:

22. **Professional Liability Insurance Disclosure**
Action: Consider and discuss approval of recommendation to the Supreme Court concerning a requirement that Texas attorneys disclose whether or not they maintain Professional Liability Insurance, and the method of such disclosure

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.

23. **ADJOURN**

[* Comments from the public may be taken through the Board meeting.]