

Agenda
STATE BAR OF TEXAS
BOARD OF DIRECTORS
Hyatt Regency Lost Pines Resort - Baron's DEFG
575 Hyatt Lost Pines Rd
Cedar Creek, TX 78612
Friday, April 10, 2015 – 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 nondisabled individuals enjoy.

1. **Call to Order** Roger Key
2. **Roll Call** Michelle Hunter
3. **Invocation** Laura Gibson
4. **Pledge to the U.S. and Texas Flags** Louis Iselin
5. **Remarks from the General Public***
(Sign in sheet available for public comment)
6. **Report from the Chair of the Board** Roger Key
 - A. Discussion:** General Report
 - B. Action:** Consider, discuss and approve Consent Agenda Items (Consent Tab)
 - C. Chair of the Board Election** (Tab 1)
 - 1) **Action:** Election of Chair of the Board for 2015-16

Candidate:
David Chamberlain (Austin)
Florentino (Tino) Ramirez (Dallas)
 - 2) Comments by Chair-Elect
7. **Report from the President** Trey Apffel
 - A. Discussion:** General Report

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.

B. Action: Appointment of Minority Member to the Board of Directors, for a three-year term, effective Annual Meeting 2015 and expiring Annual Meeting 2018 (Tab 2)

Rehan Alimohammad (Sugarland)

C. Action: Consider, discuss and approve ratification of actions of the Ad-Hoc Emergency Legislative Response Committee taken pursuant to Policy Manual Section 8.01.07(C)

1) Approval of the State Bar’s support of SB 534 (Tab 3)

2) Authorizing the Native American Law Section to take a position in support of HB 825 in the name of the section (Tab 4)

8. **Report from the President-Elect** Allan DuBois
A. Discussion: General Report

B. Budget Committee (Tab 5)
Action: Consider, discuss and approve SBOT 2015-16 proposed budget for presentation to the Supreme Court of Texas

C. Committee Review Task Force (Tab 6)
Action: Consider, discuss and approve task force recommendations pertaining to standing committees

9. **Report from the Immediate Past President** Lisa Tatum
Discussion: General Report

10. **Executive Committee**
A. Nominations and Elections Subcommittee Lisa Tatum/Cindy Tisdale (Tab 7)
Discussion: Report on President-elect Candidates and District Director Elections

B. Policy Manual Subcommittee Diane DeVasto (Tab 8)
Action: Consider, discuss and approve proposed revisions to Policy Manual Sections 1.04.03 (*Minority Director Nominating Committee*); 4.01.04 (*Standing Committee Member Terms*); 4.04.02 (*Standing Committee Organizational Meeting*); 7.05 (*Texas Bar Journal*); 7.08 (*Member Benefits*); and

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8.01.10 (*Amicus Curiae Briefs*)

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| 11. Commission for Lawyer Discipline/Chief Disciplinary Counsel Update
Discussion: General Report | John Neal/Linda Acevedo | (Tab 9) |
| 12. Texas Young Lawyer Association
Discussion: General Report | Rebekah Brooker | |
| 13. Administration Committee
A. Discussion: General Report | Laura Gibson | |
| B. Employment/Salary/Evaluation Subcommittee
Discussion: General Report | Robert Guest | |
| 14. Audit and Finance Committee
A. Discussion: Financial Reports and General Review of Financial Statements | Tom Riney | (Tab 10) |
| B. Action: Consider, discuss and accept quarterly Investment Report for the period ending February 28, 2015 | | |
| C. Action: Consider, discuss and approve -
1) Internal Control Audit Plan
2) Padgett Stratemann & Co. as SBOT Financial Auditors
3) Maxwell Locke & Ritter LLP as SBOT Internal Auditors
4) Two-year Contract with PFM Asset Management LLC as SBOT Investment Manager
5) Proposed revision to Board Policy Manual Section 3.03.01 Auditor
6) Proposed revision to Board Policy Manual Section 3.05.02 Investment Manager | | |
| 15. Discipline and Client Attorney Assistance Program Committee | | |
| A. DCAAP Subcommittee
Discussion: General Report | Larry McDougal | |
| B. Client Security Fund Subcommittee
Discussion: General Report | Denise Scofield | |

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16. **Member Services and Education Committee**

A. Professional Development Subcommittee Gary Nickelson
Discussion: General Report

B. Insurance/Member Benefits Subcommittee David Chamberlain
Discussion: General Report

C. Technology Oversight Subcommittee Louis Iselin
Discussion: General Report

17. **Public Services and Education Committee**

A. Affordable Legal Services Subcommittee Susan Nelson (Tab 11)
Action: Consider, discuss, and approve –
1) Best Practices for Lawyers Representing Survivors of Domestic Violence, Sexual Assault, Stalking, and Trafficking in the State of Texas
2) Supplementary Guidelines and Standards for the Mitigation Function of Defense Teams in Texas Death Penalty Cases

B. Legislative Policy Subcommittee Jaime Balli
Action: Consider and discuss approval of additions or changes to the SBOT Legislative Program and recommendations of the Subcommittee, if any

18. **MCLE Committee** Jason Honeycutt (Tab 12)
Action: Consider, discuss, and approve proposed changes to State Bar Rules and MCLE Regulations concerning elimination of the MCLE age exemption

19. **Professionalism Committee** Kenda Culpepper
Discussion: General Report

20. **Section Representatives to the Board Committee** Scott Rothenberg
Discussion: Sections Update

21. **Discussion:** Liaison Reports
A. Supreme Court Liaison Justice Phil Johnson
B. Court of Criminal Appeals Liaison Judge Michael Keasler
C. Federal Judicial Liaison Judge Ed Kinkeade
D. Judicial Section Liaison Judge David Evans

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- E. Out-of-State Lawyer Liaison Harry Paul (Hap) Weitzel
22. **Discussion:** Report from the Executive Director Michelle Hunter
23. **Discussion:** Report from the Legal Counsel John Sirman

A. Closed Session as authorized by Texas Government Code, sections 551.071 and 551.074 for the purpose of consulting with legal counsel concerning pending or contemplated litigation, and to deliberate concerning personnel matter(s)

B. End of Closed Session/Return to Open Session

24. **Adjournment**

If during the course of the meeting covered by this notice the board should determine that a closed or executive session of the board 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 board at the date, hour, and place given in this notice or as soon after the commencement of the meeting covered by this notice as the board 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 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.

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.

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

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