

Agenda
STATE BAR OF TEXAS
BOARD OF DIRECTORS

Hyatt Hill Country
9800 Hyatt Resort Dr.
San Antonio, TX 78251
Friday, January 26, 2018 – 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 Chielsey Barber 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** Rehan Alimohammad
2. **Roll Call** Trey Appfel
3. **Invocation** Fidel Rodriguez, Jr.
4. **Pledge to the U.S. and Texas Flags** Rebecca Simmons
5. **Report from the President** Tom Vick (Tab 1)
Action: Appointment of at-large director to the Board of Directors, for a partial term, effective January 26th, 2018, and expiring Annual Meeting 2020
James C. Woo (San Antonio)
6. **Swearing-in of New Board Member** Justice Phil Johnson
7. **Remarks from the General Public***
(Sign in sheet available for public comment)
8. **Discussion:** Report from the Executive Director Trey Appfel
9. **Report from the Chair of the Board** Rehan Alimohammad
A. Discussion: General Report
B. Action: Consider, discuss, and approve Consent Agenda items (Consent Tab)
C. Presentation of Resolutions Tom Vick

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.

D. Chair of the Board Election

(Tab 2)

Discussion: Announcement of candidates for 2018-19 Chair of the Board

- 1) Comments from the chair of the board candidates (*four minutes per candidate*)

Christy Amuny
Laura Gibson
Rudolph Metayer

E. Action: Consider, discuss, and approve 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*)

10. **Report from the President**

Tom Vick

(Tab 3)

A. Discussion: General Report

B. Action: Consider, discuss, and approve a resolution recognizing the Texas Day of Civility on April 20, 2018

C. Action: Consider, discuss, and approve decision of the Ad Hoc Submission Committee regarding Appellate Section amicus request

11. **Report from the President-Elect**

Joe K. Longley

(Tab 4)

A. Discussion:

- 1) General Report
- a. JKL Tab 1 – Transparency
 - b. JKL Tab 2 – Sunset
 - c. JKL Tab 3 - Officer’s Request
 - d. JKL Tab 4 – Proposed Limits on Officer/Director Access to SBOT Records
 - e. JKL Tab 5 – Board as Governing Body: Oath of Office, *Hall v. McRaven*
 - f. JKL Tab 6 – 2011 Re: Task Forces
 - g. JKL Tab 7 – SBOT Investigations

2) Update on 2017 Financial Responsibility and Fiscal Control Task Force

Bill Brown

B. Budget Committee

Action: Consider, discuss, and approve SBOT 2018-19 proposed budget for publication in the Texas Bar Journal

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| 12. Report from the Immediate Past President
Discussion: General Report | Frank Stevenson | |
| 13. Nominations and Elections Subcommittee

A. Discussion: General Report

B. Action: Consider, discuss, and approve amendments to Board policy pertaining to election of district director and president-elect candidates

C. Action: Consider, discuss, and approve proposed amendments to State Bar rules pertaining to election of district director and president-elect candidates

D. Action: Consider, discuss, and approve the candidates for 2018-19 SBOT President-elect:

1. Lisa Blue (Dallas)
2. Randall O. Sorrels (Houston) | Frank Stevenson/
Joe Escobedo | (Tab 5) |
| 14. Commission for Lawyer Discipline/Chief Disciplinary Counsel Update
Discussion: General Report | Pablo Almaguer/Linda Acevedo | (Tab 6) |
| 15. Administration Committee
Action: Consider, discuss, and approve recommendations regarding SBOT general counsel position | Scott Stolley | (Tab 7) |
| 16. Policy Manual Subcommittee
Action: Consider, discuss, and approve revisions and additions to Board Policy Manual regarding board committees, special committees, ABA delegates, political endorsements and advocacy, appointments, and State Bar records | Philip Mack Furlow | (Tab 8) |
| 17. Officer’s Request for Records
Action: Consider, discuss, and approve officer’s request for personal emails | Trey Apffel | (Tab 9) |

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18. **Audit and Finance Committee** Tim Mountz **(Tab 10)**
A. Discussion:
1) Financial Reports and General Review of Financial Statements
2) Update on Internal Audit for Fiscal Year ending May 31, 2017
3) Investment Overview Barry Baughier
- B. Action:** Consider, discuss, and accept:
1) Financial Audit for Fiscal Year ending May 31, 2017
2) Quarterly Investment Report for the Quarter ending November 30, 2017
19. **Section Representatives to the Board Committee** Audrey Moorehead **(Tab 11)**
A. Action: Consider, discuss, and approve proposed formation of new section: Child Protection Law Section and approve bylaws
- B. Action:** Consider, discuss, and approve proposed name change of Individual Rights and Responsibilities Section to Civil Liberties & Civil Rights Section and approve bylaws
20. **Discipline & Client Attorney Assistance** Greg Sampson **(Tab 12)**
A. DCAAP Subcommittee
1) **Discussion:** General Report
2) **Action:** Consider, discuss, and approve recommendation to submit proposed rules relating to the attorney discipline system to the Supreme Court pursuant to Senate Bill 302 directive
- B. Client Security Fund Subcommittee** Alan Carmichael
Discussion: General Report
21. **Member Services and Education Committee** Rebecca Simmons **(Tab 13)**
A. Appeals-Grant Review Subcommittee
Discussion: Report on grant authorization request received: “*Proud To Be An American*”
- B. Professional Development Subcommittee** Gary Nickelson
Discussion: General Report
- C. Insurance/Member Benefits Subcommittee** Scott Rothenberg
Discussion: General Report

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D. Technology Oversight Subcommittee
Discussion: General Report

Andrew Tolchin

22. **Public Services and Education Committee**
Affordable Legal Services Subcommittee
Discussion: General Report

Scott Sherwood

23. **Ad Hoc Committee to Select At-large Directors**
Discussion: General Report

Angelica Hernandez

24. **Texas Young Lawyers Association**
Discussion: General Report

Baili B. Rhodes

25. **Discussion: Access to Justice Commission**

Trish McAllister

26. **Discussion:** Liaison Reports
A. Supreme Court Liaison
B. Court of Criminal Appeals Liaison
C. Federal Judicial Liaison
D. Judicial Section Liaison
E. Out-of-State Lawyer Liaison

Justice Phil Johnson
Judge Barbara Hervey
Judge Amos Mazzant
Judge Jennifer Rymell
Tim Mountz

27. **Discussion:** Report from the Legal Counsel

John Sirman

A. Closed Session as authorized by Texas Government Code Section 551.071(1) for the purpose of consulting with legal counsel regarding pending litigation, *LegalForce RAPC Worldwide v. LegalZoom et. al.*; Section 551.071(2) regarding a pending investigation concerning a former employee; and Section 551.074 to deliberate regarding personnel matter(s)

B. End of Closed Session/Return to Open Session

C. Action, if needed, on items discussed in closed session.

28. **ADJOURN**

If, during the course of the meeting covered by this notice, the Board should determine that a closed session of the Board should be held or is required in relation to any item included in this notice, then such closed session as authorized by Texas Open Meetings Act (Tex. Govt. Code Ch. 551) will be held by the Board at that 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 session concerning any and all subjects and for any and all purposes permitted by Sections 551.071 – 551.084, inclusive, of the Texas Open Meetings Act.

Items on the agenda will not necessarily be discussed or considered in the order they are printed on the agenda above. Comments from the public may be taken throughout the Board meeting.

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