

Agenda
STATE BAR OF TEXAS
BOARD OF DIRECTORS
Four Seasons Hotel Houston – Ballroom A&B
1300 Lamar St.
Houston, TX 77010
Friday, January 24, 2020 – 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** Jerry Alexander
2. **Roll Call** Trey Apffel
3. **Invocation** James Woo
4. **Pledge to the U.S. and Texas Flags** Diane St. Yves
5. **Remarks from the General Public***
(Sign in sheet available for public comment)
6. **Presentation of Resolutions** Randy Sorrels
7. **Report from the Executive Director** Trey Apffel (Tab 1)
Discussion:
 - 1) General Report
 - 2) Client Security Fund Update
8. **Report from the Chair of the Board** Jerry Alexander (Tab 2)
A. Discussion: General Report
B. Action: Consider, discuss, and approve Consent (Consent Tab)
Agenda items
C. Chair of the Board Election
Discussion: Announcement of candidates for 2020-21
Chair of the Board
 - 1) Comments from the Chair of the Board
Candidates *(four minutes per candidate)*
Charlie Ginn (McKinney)

SBOT MISSION

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Wendy-Adele Humphrey (Lubbock)
Carmen Roe (Houston)

D. Action: Consider, discuss, and approve method of voting to be used for the chair of the board elections during the April board meeting (*show of hands or by written ballot*)

9. **Report from the President** Randy Sorrels (Tab 3)
A. Discussion: General Report
- B. Action:** Consider, discuss, and approve appointment of Derek Cook (Midland) to the Board of Directors Social Media Engagement Team
10. **Report from the President-Elect** Larry McDougal (Tab 4)
A. Discussion: General Report
- B. Budget Committee Action:** Consider, discuss, and approve SBOT 2020-21 proposed budget for publication in the Texas Bar Journal
11. **Report from the Immediate Past President** Joe K. Longley
Discussion: General Report
12. **Executive Committee**
A. Nominations and Elections Subcommittee Joe K. Longley/Laura Gibson (Tab 5)
Discussion: General Report
- B. Policy Manual Subcommittee** Neil Kelly
1) **Discussion:** General Report
- 2) **Action:** Consider, discuss and approve proposed policy manual change to create local bar award in honor of Janna Ward Clarke
13. **Commission for Lawyer Discipline/Chief Disciplinary Counsel Update** Seana Willing/Gena Bunn (Tab 6)
Discussion: General Report
14. **Audit and Finance Committee** Jarrod Foerster (Tab 7)
A. Discussion:
1) Financial Reports and General Review of Financial Statements

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2) Report on Internal Audit

B. Action: Consider, discuss, and accept:

- 1) Financial Audit for Fiscal Year ending May 31, 2019
- 2) Quarterly Investment Report for the Quarter ending November 30, 2019

15. **Administration Committee**

James Wester

A. Administration Committee

Discussion: Update on study of potential IOLTA deposit exemption for advanced flat fees below a certain amount

B. Performance Measures & Strategic Planning Subcommittee

David Kent

Discussion: General Report

16. **Discipline & Client Attorney Assistance**

A. DCAAP Subcommittee

Steve Naylor

(Tab 8)

- 1) **Discussion:** General Report
- 2) **Action:** Consider, discuss, and approve DCAAP Subcommittee recommendation to reject proposed amendments relating to Rule 1.01, Texas Disciplinary Rules of Professional Conduct
- 3) **Action:** Consider, discuss, and approve proposed Rule 6.05, of the Texas Disciplinary Rules of Professional Conduct
- 4) **Action:** Consider, discuss, and approve recommendation regarding proposed changes to Part VII, Texas Disciplinary Rules of Professional Conduct (lawyer advertising and solicitation rules)

B. Client Security Fund Subcommittee

Bob McKnight

Discussion: General Report

17. **Committee on Disciplinary Rules and Referenda**

M. Lewis Kinard

(Tab 9)

Discussion: Update on Committee activities and rule proposals

18. **Public Services and Education Committee**

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| | Affordable Legal Services Subcommittee
Discussion: General Report | Shelby Jean | |
| 19. | Member Services and Education Committee | | |
| | A. Appeals-Grant Review Subcommittee | Amie Peace | (Tab 10) |
| | 1) Discussion: Report on Grant Authorization Requests Received: | | |
| | a. “Iconic Women in Legal History.” by Texas Young Lawyers Association; | | |
| | b. “ <i>Texas History Curriculum Differentiation Project</i> ” by Law Focused Education Inc.; | | |
| | c. “Stop Minding Your Own Business: What Every Lawyer and Law Student Must Know About Depression And Suicide” by the Texas Lawyers Assistance Program | | |
| | B. Professional Development Subcommittee
Discussion: General Report | Nicole Voyles | |
| | C. Insurance/Member Benefits Subcommittee | Leslie Dippel | (Tab 11) |
| | 1) Discussion: General Report | | |
| | 2) Action: Consider, discuss, and approve subcommittee recommendation regarding renewal term for agreements with Business Planning Concepts, Inc. d/b/a Member Benefits | | |
| | D. Technology Oversight Subcommittee
Discussion: General Report | Aldo Lopez | |
| 20. | Ad-Hoc Committee to Select At-large Directors
Discussion: General Report | Wendy-Adele Humphrey | |
| 21. | Section Representatives to the Board Committee
Discussion: General Report | Emily Miller | |
| 22. | Discussion: Ombudsman Update | Stephanie Lowe | |
| 23. | Texas Young Lawyers Association
Discussion: General Report | Victor Flores | |
| 24. | Succession Planning Workgroup | Laura Gibson | |
| | 1) Discussion: General Report | | |

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- 2) **Action:** Consider, discuss, and approve launch of custodian designation portal on TexasBar.com

25. **Discussion: Board of Law Examiners Update** Susan Henricks
26. **Discussion: Liaison Reports**
- A. Supreme Court Liaison Justice Debra Lehrmann
 - B. Court of Criminal Appeals Liaison Judge Bert Richardson
 - C. Federal Judicial Liaison Judge Xavier Rodriguez
 - D. Judicial Section Liaison Justice Gina Benavides
 - E. Out-of-State Lawyer Liaison Denise Hoggard
27. **Discussion: Report from the General Counsel** Ross Fischer
28. **Discussion: Report from the Legal Counsel** John Sirman
- A. Closed Session** as authorized by Texas Government Code Section 551.071 for the purpose of consulting with legal counsel, including regarding all pending or any contemplated litigation (including regarding *McDonald et al. v. Sorrels et al; Rosalinda Solis v. Interra Sky 4801 Woodway, L.L.C* (No. 2019-18261 in the District Court of Harris County)”; and potential litigation regarding the lawyer advertising rules); Section 551.072 to deliberate regarding the potential purchase of real property at 1415 Lavaca St. in Austin; 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.**

29. **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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