

**AGENDA
STATE BAR OF TEXAS
BOARD OF DIRECTORS
Friday, September 30, 2022 – 9 a.m. CDT**

**Casa de Palmas Hotel – Royal Palm Ballroom
101 N. Main St.
McAllen, TX 78501**

The presiding officer will be physically present at the meeting location listed above.

Members of the Public:

View the meeting via PC, Mac, iOS or Android Device:
www.youtube.com/statebaroftexas

Public comments will be received under agenda item 5.

Those who wish to address the Board of Directors in-person should fill out a speaker card at the beginning of the meeting and submit it to a staff member onsite. To sign up to speak remotely, please email lowell.brown@texasbar.com or call (512) 427-1713 or (800) 204-2222 (toll free) before 5 p.m. CDT on Thursday, September 29, 2022. Please provide the agenda item number you wish to speak on.

Written comments regarding agenda items must be received by 5 p.m. CDT on Monday, September 26, 2022, for timely distribution to the board before the meeting. Please submit written comments by email to boardofdirectors@texasbar.com and indicate the agenda item you are referring to.

Link to the September 30, 2022, Board of Directors Agenda and Materials:
www.texasbar.com/bodmaterials

Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, the State Bar of Texas will provide reasonable modifications and equal access to communications. For assistance, please contact Tami Knoll at (512) 427-6850 or (800) 204-2222 (toll free) at least two working days prior to the scheduled meeting so that appropriate arrangements can be made. Individuals with speech or hearing disabilities can contact Ms. Knoll by routing through Relay Texas at phone number 7-1-1 or another designated phone number provided at relaytexas.com.

- | | | |
|---|----------------------------|--------------------|
| 1. Call to Order | Chad Baruch | |
| 2. Roll Call | Trey Apffel | |
| 3. Invocation | Aaron Tobin | |
| 4. Pledge to the U.S. and Texas Flags | Lydia Mount | |
| 5. Remarks from the General Public
<i>(Members of the public will have an opportunity to comment during the meeting.)</i> | | |
| 6. Swearing-in of New Board Members
Judge Irma Carrillo Ramirez (Dallas)
Christopher D. Pineda (Brownsville) | Judge Jesse F. McClure III | |
| 7. Report from the Chair of the Board | Chad Baruch | (Materials) |

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.

- A. **Action:** Consider and discuss approval of Consent Agenda Items
- B. **Presentation of Resolution** Laura Gibson
- C. **Discussion:**
 - 1) General Report
 - 2) Remote proceedings
 - 3) Solicitation of candidates to serve as Chair of the 2023-24 Board of Directors
- 8. **Report from the Executive Director** Trey Apffel **(Materials)**
Discussion: General Report
- 9. **Report from the President** Laura Gibson **(Materials)**
 - A. **Discussion:** General Report
 - B. **Action:** Consider and discuss approval of appointments to the Diversity, Equity, and Inclusion standing committee
- 10. **Report from the President-elect** Cindy Tisdale
Discussion:
 - 1) General Report
 - 2) FY 2023-24 Budget Committee Update
 - 3) Update on Committee Review process
- 11. **Report from the Immediate Past President** Sylvia Borunda Firth
 - 1) **Discussion:** General Report
 - 2) Update on the Building Planning Special Committee
- 12. **Commission for Lawyer Discipline/Chief Disciplinary Counsel** Bobby Ramirez/
Seana Willing **(Materials)**
Discussion: General Report
- 13. **Executive Committee** Sylvia Borunda **(Materials)**
Nominations & Elections Subcommittee Firth/Santos Vargas
 - 1) **Discussion:** General Report
 - 2) **Action:** Consider and discuss approval of candidates for 2023-24 SBOT President-elect
Jerry Alexander, Dallas
Steve Benesh, Austin
 - 3) Comments from President-elect Candidates
 - 4) **Action:** Consider and discuss approval of proposed amendments to Board Policy Manual Subsection 2.01.12 pertaining to campaign expenditures and reimbursement of costs related to candidate brochures and websites for State Bar President-elect candidates
- 14. **Administration Committee** D. Todd Smith
 - A. **Administration Committee**
 - 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. Facilities & Equipment Subcommittee** Kimberly Pack Wilson
- 1) **Discussion:** General Report
 - 2) **Action:** Consider and discuss approval of San Antonio CDC Regional office space lease, or authorize the Executive Director to approve the lease if further negotiations are needed
- C. Performance Measures & Strategic Planning Subcommittee** Luis Cavazos
- Discussion:** General Report
15. **Audit & Finance Committee** David Calvillo **(Materials)**
- A. Discussion:**
- 1) Financial Reports and General Review of Financial Statements
 - 2) Update on Financial and Internal Audits
- B. Investment Overview** Nathan Smith
- C. Action:** Consider and discuss approval of:
- 1) State Bar’s quarterly investment reports for May 2022 and August 2022
 - 2) The adoption of PFM Broker/Dealer List for investments
 - 3) The adoption of the State Bar of Texas investment policy
16. **Discipline & Client Attorney Assistance** Robert Tobey
- A. DCAAP**
- Discussion:** General Report
- B. Client Security Fund** Lucy Forbes
- Discussion:** General Report
17. **Member Services & Education** Dwight McDonald
- A. Professional Development Subcommittee**
- Discussion:** General Report
- B. Insurance/Member Benefits Subcommittee** Audie Sciumbato
- Discussion:** General Report
- C. Technology Oversight Subcommittee** Andrew Tolchin
- Discussion:** General Report
18. **Public Services & Education** Carra Miller
- Legislative Policy Subcommittee**
- Discussion:** General Report
19. **Section Representatives to the Board Committee** Carlos Cardenas
- Discussion:** General Report
20. **Texas Young Lawyers Association** Michael Ritter **(Materials)**

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.

Discussion: General Report

21. **Discussion: Liaison Reports**

A. Supreme Court Liaison

B. Court of Criminal Appeals Liaison

C. Judicial Section Liaison

D. Federal Judicial Liaison

E. Out of State Lawyer Liaison

Justice Debra Lehrmann
Judge Jesse F. McClure III
Judge Melody Wilkinson
Judge Irma Carrillo Ramirez
Rakhi Israni

22. **Discussion: Report from the General Counsel**

Ross Fischer

23. **Discussion: Report from Legal Counsel**

A. Closed Session as authorized by Texas Government Code Section 551.071 for the purpose of consulting with legal counsel regarding the *Bennett v. State Bar of Texas* (No. 4:21-cv-02829 (S.D. Tex.)) litigation; and as authorized by Texas Government Code Section 551.074 to deliberate regarding personnel matter(s).

Brad Johnson/Chris Ritter

B. End of Closed Session/Return to Open Session

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

24. **For Information Only:** State Bar Committees Projects and Objectives Report

(Materials)

25. **SBOT Mission Statement**

Sonya Hoskins

26. **Adjourn**

Chad Baruch

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. Gov't 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. The Board reserves the right to take action in open session on any item discussed in closed session.

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.

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.