

Agenda
STATE BAR OF TEXAS
BOARD OF DIRECTORS
Friday, January 22, 2021 – 9:00am
Via Telephonic Open Meeting Pursuant to Governor's March 16, 2020,
*Temporary Suspension of Certain Open Meetings Provisions**

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.

To sign up to speak during the meeting, please email amy.starnes@texasbar.com or call (800) 204-2222, Ext. 1706 (toll free) before 5 p.m. CST on Thursday, January 21, 2021. Please provide the agenda item number you wish to speak on.

Written comments must be received by 5 p.m. CST on Tuesday, January 19, 2021, for timely distribution to the Board of Directors before the special-called meeting. Please submit written comments by email to

boardofdirectors@texasbar.com.

Link to the January 22, 2021, Board of Directors Agenda and Materials:

www.texasbar.com/bodmaterials

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 Chelsey 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.

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| 1. Call to Order | Charlie Ginn | |
| 2. Roll Call | Trey Apffel | |
| 3. Invocation | Alistair Dawson | |
| 4. Pledge to the U.S. and Texas Flags | Matthew Kolodoski | |
| 5. Remarks from the General Public*
<i>(Members of the public will have an opportunity to comment during the teleconference. Time allocations will be made based on the number of people who sign up to speak, and speakers will be notified beforehand.)</i> | | |
| 6. Presentation of Resolutions | Larry McDougal | |
| 7. Report from the Chair of the Board | Charlie Ginn | (Materials) |
| A. Action: Consider, discuss, and approve Consent Agenda Items | | |
| B. 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.

**C. Candidates to serve as Chair of the
2021-22 Board of Directors**

Christina M. Davis (Tyler)
Adam T. Schramek (Austin)
David Sergi (San Marcos)
Diane St. Yves (Houston)
Santos Vargas (San Antonio)

D. Action: Consider and discuss approval of method of voting to be used for the 2021-22 chair of the board elections during the April board meeting, including the use of electronic ballots

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| 8. | Report from the Executive Director
Discussion: General Report, including update on Rules Vote/Referendum | Trey Apffel | (Materials) |
| 9. | Report from the President
A. Discussion: General Report
B. Update on Presidential Diversity Plan
C. Update on work of the Presidential Task Force on Criminal Court Proceedings
D. Update on potential purchase of real property at 1415 Lavaca St., to be discussed in closed session
E. Update on work of the Task Force on Public Protection, Grievance Review, and the Client Security Fund
F. Update on work of the Courthouse Access Badge Workgroup | Larry McDougal

Hon. Michael Fields

David Sergi | (Materials) |
| 10. | Report from the President-Elect
A. Discussion: General Report
B. Budget Committee
Budget Committee Action: Consider, discuss, and approve SBOT 2021-22 proposed budget for publication in the <i>Texas Bar Journal</i>
C. Update on work of the State Bar of Texas Task Force on Diversity, Equity, and Inclusion
D. Committee Review Task Force Update | Sylvia Borunda Firth | (Materials) |
| 11. | Report from the Immediate Past President
Discussion: General Report | Randy Sorrels | |
| 12. | Commission for Lawyer Discipline/Chief Disciplinary Counsel
Discussion: General Report | Gena Bunn/
Seana Willing | (Materials) |
| 13. | Executive Committee
A. Nominations & Elections Subcommittee

Discussion: General Report

B. Policy Manual Subcommittee | Randy Sorrels/
Jerry Alexander

Adam Schramek | (Materials) |

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Discussion: General Report, including update on status of Code of Conduct and candidate vetting policy issues

14. **Audit & Finance Committee** Alistair Dawson **(Materials)**
A. Discussion:
1) Financial Reports and General Review of Financial Statements
2) Update on Internal Audit Status
B. Action: Consider and discuss and accept:
1) Financial Audit for Fiscal Year ending May 31, 2020
2) Quarterly Investment Report for the Quarter ending November 31, 2020
15. **Discipline & Client Attorney Assistance**
A. DCAAP Steve Naylor
Discussion: General report, including update on discussion regarding ABA Model Rule 8.4(g) and Rule 5.08 TDRPC and committee’s plan to discontinue further study of ABA Model Rule 8.4(g)
B. Client Security Fund Rob Crain
Discussion: General Report
16. **Committee on Disciplinary Rules and Referenda** M. Lewis Kinard **(Materials)**
Discussion: Update on Rules Vote/Referendum, committee activities, and rule proposals
17. **Public Services & Education Committee**
Legislative Policy Subcommittee Emily Miller
Discussion: General Report
18. **Administration Committee**
A. Discussion: General Report James Wester
B. Performance Measures & Strategic Planning Subcommittee Shari Goldsberry **(Materials)**
1) **Discussion:** General Report
2) **Action:** Consider and discuss approval of updated State Bar of Texas Strategic Plan
19. **MCLE Committee** John Boyce
Discussion: General Report, including update on recommendations regarding inclusivity training
20. **Ad Hoc Committee to Select At-Large Members** Wendy-Adele Humphrey
Discussion: General Report
21. **Member Services & Education Committee**
A. Appeals-Grant Review Subcommittee Andy Almanzán **(Materials)**
Discussion: Report on Grant Authorization Requests Received:
1) *“Jury Service: Your Call to Duty”*
by Law Focused Education, Inc.

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- 2) “*Civility in Government, Law and Leadership*”
by Texas Young Lawyers Association.

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| B. Professional Development Subcommittee
Discussion: General Report | Rebekah Brooker | |
| C. Insurance/Member Benefits Subcommittee
Discussion: General Report | Carmen Roe | |
| 22. Section Representatives to the Board Committee
Discussion: General Report | Emily Miller | |
| 23. Texas Young Lawyers Association
Discussion: General Report | Britney Harrison | (Materials) |
| 24. Discussion: Update from the Justice in Leadership Workgroup | Carmen Roe | |
| 25. Director Proposal
Action: Consider and discuss referral of proposal regarding Texas Lawyers Creed to the Task Force on Diversity, Equity, and Inclusion | Steve Fischer | (Materials) |
| 26. Discussion: Ombudsman Report | Stephanie Lowe | (Materials) |
| 27. 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 Kevin Yeary
Judge Les Hatch
Judge David Morales
Denise Hoggard | |
| 28. Discussion: Report from General Counsel | Ross Fischer | |
| 29. 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, to include discussion regarding all pending or any contemplated litigation (including regarding <i>McDonald et al. v. Sorrels et al</i> (No. 20-50448 in the Fifth Circuit Court of Appeals) and <i>LawHQ v. Willing</i> (No. 20-cv-00085 in the Western District of Texas)); 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 | John Sirman | |
| 30. SBOT Mission Statement | Charlie Ginn | |

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31. Adjourn

If, during the course of the meeting covered by this notice, the Board determines 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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