

Agenda

**STATE BAR OF TEXAS
BOARD OF DIRECTORS**

Friday, April 16, 2021 – 9:00 a.m. CDT

*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. CDT on Thursday, April 15, 2021. Please provide the agenda item number you wish to speak on.

Written comments must be received by 5 p.m. CDT on Tuesday, April 13, 2021, for timely distribution to the Board of Directors before the meeting. Please submit written comments by email to

boardofdirectors@texasbar.com.

Link to the April 16, 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 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 | Charlie Ginn | |
| 2. | Roll Call | Trey Apffel | |
| 3. | Invocation | Kate Bihm | |
| 4. | Pledge to the U.S. and Texas Flags | Luis Cardenas | |
| 5. | Remarks from the General Public*
<i>(Members of the public will have an opportunity to comment during the teleconference. The time allotted will be 3 minutes per individual.)</i> | | |
| 6. | Report from the Chair of the Board | Charlie Ginn | (Materials) |
| | A. Discussion: General Report | | |
| | B. Action: Consider, discuss, and approve consent agenda items | | (Materials) |
| | C. Presentation of Resolution | Larry McDougal | |

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.

Agenda – Board of Directors Meeting

Friday, April 16, 2021

Page | 2

D. Chair of the Board Election

1) Action: Election of Chair of the Board for 2021-22

Candidates:

Christina M. Davis (Tyler)

Adam T. Schramek (Austin)

David Sergi (San Marcos)

Diane St. Yves (Houston)

Santos Vargas (San Antonio)

2) Comments by Chair-Elect

7. **Report from the Executive Director** Trey Apffel **(Materials)**
Discussion: General Report, including updates on Rules Vote/Referendum, Texas Law Center repairs, and potential building purchase
8. **Report from the President** Larry McDougal **(Materials)**
A. Discussion: General report, including updates on task forces and listening sessions
B. Update on work of the Presidential Task Force on Criminal Court Proceedings Hon. Alfonso Charles
C. Update on work of the Task Force on Public Protection, Grievance Review, and the Client Security Fund Hon. Michael Fields
D. Action: Consider approval of appointment of at-large director to the Board of Directors, for a three-year term, effective Annual Meeting 2021, and expiring Annual Meeting 2024:
Kelly-Ann Clarke (Dallas)
E. Action: Consider and discuss approval of the creation of a Workgroup on Texas Lawyer Needs Arising From the 2020 Pandemic and 2021 Winter Storm
F. Action: Consider and discuss approval of a resolution in support of the Texas Day of Civility in the Law on September 17, 2021
9. **Report from the President-Elect** Sylvia Borunda Firth **(Materials)**
A. Discussion: General report, including update on the Diversity, Equity, and Inclusion Task Force
B. Budget Committee
Action: Consider approval of the State Bar of Texas 2021-22 proposed budget for presentation to the Supreme Court
C. Committee Review Task Force
Action: Consider and discuss acceptance of Committee Review Task Force 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.

- | | | | |
|-----|---|-------------------------------|--------------------|
| 10. | Report from the Immediate Past President
Discussion: General Report | Randy Sorrels | |
| 11. | Executive Committee
A. Nominations and Elections Subcommittee
Discussion: Update on President-elect and District Director Elections | Randy Sorrels/Jerry Alexander | (Materials) |
| | B. Policy Manual Subcommittee
Discussion: General Report | Adam Schramek | |
| 12. | Discipline & Client Attorney Assistance
A. DCAAP Subcommittee
Discussion: General Report | Steve Naylor | |
| | B. Client Security Fund Subcommittee
Discussion: General Report | Rob Crain | |
| 13. | Audit and Finance Committee
A. Discussion: Financial Reports and General Review of Financial Statements | Alistair Dawson | (Materials) |
| | B. Action: Consider acceptance of:
1) Quarterly Investment Report for the period ending February 28, 2021
2) Internal Audit Reports | Darlene Brown | |
| 14. | MCLE Committee
A. Discussion: General Report
B. Action: Consider and discuss approval of proposed amendments to MCLE Accreditation Standards | John Boyce | (Materials) |
| 15. | Commission for Lawyer Discipline/Chief Disciplinary Counsel Update
Discussion: General Report | Gena Bunn/ Seana Willing | (Materials) |
| 16. | Administration Committee
A. Administration Committee
Discussion: General Report | James Wester | |
| | B. Performance Measures and Strategic Planning Subcommittee
Discussion: General Report | Shari Goldsberry | |
| 17. | Member Services and Education Committee
A. Appeals-Grant Review Subcommittee
Discussion: General Report | Andy Almanzán | |

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.

Agenda – Board of Directors Meeting

Friday, April 16, 2021

Page | 4

- | | | |
|---|--|--------------------|
| B. Professional Development Subcommittee
Discussion: General Report | Rebekah Brooker | |
| C. New Directors Orientation Subcommittee
Discussion: General Report | Deborah Cordova | |
| D. Insurance/Member Benefits Subcommittee
Discussion: General Report | Carmen Roe | |
| 18. Section Representatives to the Board Committee
Discussion: Sections Update | Emily Miller | |
| 19. Public Services and Education Committee
Legislative Policy
1) Discussion: General Report
2) Action: Consider and discuss approval of additions or changes to the SBOT Legislative Program and recommendations of the Subcommittee, if any | Emily Miller | |
| 20. Justice in Leadership Committee Workgroup
Discussion: General Report and update on workgroup recommendations | Carmen Roe | |
| 21. Texas Young Lawyer Association
Discussion: General Report | Britney Harrison | (Materials) |
| 22. Report from the Texas Bar Foundation
Discussion: General Report | Shannon Dacus | |
| 23. 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 Debra Lehrmann
Judge Kevin Yeary
Judge David Morales
Judge Les Hatch
Denise Reid Hoggard | |
| 24. Discussion: Report from the General Counsel | Ross Fischer | |
| 25. 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, 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); and Section 551.072 to deliberate regarding the potential purchase of real property at 1415 Lavaca St. in Austin | | |

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.

Agenda – Board of Directors Meeting

Friday, April 16, 2021

Page | 5

B. End of Closed Session/Return to Open Session

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

26. **SBOT Mission Statement** Charlie Ginn
27. **Adjournment** Charlie Ginn

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.

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.