

AGENDA ITEM

151 JUL 19 2013

DATE: June 18, 2013

TO: Members, Nominations and Appointments Committee
Members, Board of Trustees

FROM: Pam Wilson, Interim Senior Director of Education

SUBJECT: State Bar Rule 3.54 (A) and (B) Sections of the State Bar, Executive Committee, Number of Members, Request for Adoption Following Public Comment

EXECUTIVE SUMMARY

The sections are seeking to amend State Bar Rule 3.54(A) and (B) which limits the number of members appointed to a section executive committee. Currently an executive committee must have 15 members who are appointed for a three year term and allows for a seventeen member committee only for the purpose of permitting an officer, vice chair and/or chair to serve an extended term.

The sections would like the ability to have up to a seventeen member executive committee regardless of the term of service for officers.

The proposed changes came before the Nominations and Appointments Committee which approved and directed that they be distributed for public comment. The thirty day public comment period commencing on May 14, 2013 and ending on June 12, 2013 yielded no comments. It is now appropriate for the Board of Trustees to consider approval of the proposed revisions to the rule.

BACKGROUND/ISSUE

Section Executive Committees have fifteen to seventeen members. Typically, vice chairs, chairs and chair elects serve in a fourth, fifth or sixth year, but occasionally, they serve as an officer during their original three year term. In the latter set of circumstances, where all officers are within their three year term, a committee would not be permitted to have more than fifteen members.

A slight change in the rules will allow a section to have a seventeen member executive committee even if the officers are all serving within their first 3 years of membership.

CONCLUSION

The request is for approval to amend State Bar Rule 3.54(A) and (B) in the form attached hereto as Attachment A, which allows a section executive committee to have a seventeen member committee without tying it to the purpose of permitting service as an officer, in a fourth year, or as Chair, Vice Chair or Chair-elect in a fifth year, or as Chair, in a sixth year.

REPORT OF PUBLIC COMMENTS RECEIVED

No comments were received.

FISCAL / PERSONNEL IMPACT:

None.

RULE AMENDMENTS:

Rules of the State Bar, Title 3, Div. 2, Rule 3.54 (A) and (B)

BOARD BOOK IMPACT:

- 1) Tab 15, article 4, section 2, p. 15 of 34
- 2) Tab 15, article 15, section 2, p. 32 of 34
- 3) Tab 16, article 1, section 5 (A) and (B), p. 4 of 19

PROPOSED BOARD COMMITTEE RESOLUTION:

Should the Nominations and Appointments Committee agree with the above recommendation, the following resolution would be appropriate:

RESOLVED, following publication for comment and considering no comments having been received, the Nominations and Appointments Committee recommends that the Board amend Rule 3.54 (A) and (B), in the form attached, to be effective July 19, 2013.

PROPOSED BOARD OF TRUSTEES RESOLUTION:

Should the Board concur with the Nominations and Appointments Committee's recommendation, the following resolutions would be in order:

RESOLVED, following publication for comment and consideration of no comments having been received, upon the recommendation of the Nominations and Appointments Committee, the Board hereby amends Rule 3.54 (A) and (B), in the form attached to these minutes and made a part hereof, to be effective July 19, 2013.