

AGENDA ITEM

161 NOVEMBER 7 2014

DATE: October 24, 2014

TO: Members, Stakeholders and Access to Justice Committee
Members, Board of Trustees

FROM: Pam Wilson, Senior Director, Office of Education

SUBJECT: California Young Lawyers Association Amendment to Charge

EXECUTIVE SUMMARY

The Board of California Young Lawyers Association ("CYLA") requests to an update to their Committee Charge to conform to actual practice. Questions on this item should be directed to Pam Wilson at (415) 538-2395 or Pam.Wilson@calbar.ca.gov.

DISCUSSION

Amendments to the Charge of a Committee of the State Bar must be approved by the Board. The current CYLA Charge is contained in the Board Book, Tab 19 [CHARGES FOR CERTAIN STATE BAR COMMITTEES AND COMMISSIONS], Art. 4, Sec. 17.

This agenda item identifies amendments proposed by the CYLA Board to update their Committee Charge to conform to actual practice.

As a result of the Board restructuring, CYLA's seat was removed from the Board of Trustees and placed into question CYLA's mandatory funding. A regulatory role was identified and the Board of Trustees approved at its October 2013 meeting that the CYLA Board function as MCLE Activity Auditors. State Bar Rule 3.603 governs State Bar MCLE Activity Auditors. It states:

A State Bar MCLE Activity Auditor may be a State Bar staff member, Board of Trustees member, California Legal Specialization Board or Commission member, California Young Lawyers Association member or other person designated by the State Bar to conduct an audit of a particular MCLE program or class on behalf of the State Bar. A State Bar MCLE Activity Auditor may not have a business, financial or personal relationship with or oversight responsibility for the provider of the program or class being audited. A State Bar MCLE Activity Auditor may audit the particular MCLE program or class at no cost.

The change made by the proposed amendment to the Charge would add an MCLE Activity Auditor role to the CYLA Committee Charge (Attachment A).

The MCLE Activity Audit program is being developed and is nearing completion.

FISCAL / PERSONNEL IMPACT

None

RULE AMENDMENTS

None

BOARD BOOK IMPACT

If approved, the proposed revised Charge will be placed in Board Book, Tab 19 [CHARGES FOR CERTAIN STATE BAR COMMITTEES AND COMMISSIONS], Art. 4, Sec. 17.

RECOMMENDATION

The CYLA Board would like to amend their Committee Charge as indicated above and in the attached redlined version.

PROPOSED BOARD COMMITTEE RESOLUTION:

Should the Stakeholders and Access to Justice Committee agree with the above recommendation, the following resolution would be appropriate:

RESOLVED, that the Stakeholders and Access to Justice Committee recommends that the Board approve the revisions made to the Committee Charge of the California Young Lawyer Association, in the form attached.

PROPOSED BOARD OF TRUSTEES RESOLUTION:

Should the Board concur with the Stakeholders and Access to Justice Committee's recommendation, the following resolutions would be in order:

RESOLVED, that upon the recommendation of the Stakeholders and Access to Justice Committee, the Board hereby approve the revisions made to the Committee Charge of the California Young Lawyer Association, in the form attached.

Attachment: Proposed Amended Charge of the California Young Lawyers Association redlined version (Board Book, Tab 19 [CHARGES FOR CERTAIN STATE BAR COMMITTEES AND COMMISSIONS], Art. 4, Sec. 17.)