

OPEN SESSION

AGENDA ITEM III. J.

NOVEMBER 2017

DATE: October 27, 2017

TO: Members, Programs Committee
Members, Board of Trustees

FROM: Andrew Conover, Office of Research & Institutional Accountability
Justin Ewert, Office of Research & Institutional Accountability

SUBJECT: Adoption of the Work Plan for the Programs Committee

EXECUTIVE SUMMARY

State Bar staff recommends that the Programs Committee adopt the Work Plan for 2017-18.

BACKGROUND

Annual Work Plans provide guidance and accountability for Board Committees and Bar staff. The Work Plans for 2017-18 have been re-designed to summarize the issues that Board Committees plan to address; establish timelines for bringing these to Committees and the Board, and; clarify the relationship between the activities of the Committees and the State Bar's Strategic Plan.

DISCUSSION

The Work Plan for the Programs Committee (Committee) was developed by the Chair and Vice-Chair of the Committee with the support of State Bar staff. The plan reflects on-going items that are reviewed periodically by the Committee and issues that are time-limited. Time-limited items may be accomplished within the 2017-18 period or at some point beyond the term of the current Committee.

FISCAL/PERSONNEL IMPACT

None

RULE AMENDMENTS

Not Applicable

BOARD BOOK IMPACT

Charters for Board Committees will be revised in the future to require the adoption of Work Plans and the submission of the Plans to the Executive Committee for review.

STRATEGIC PLAN GOALS & OBJECTIVES 2017-2022

Goal: 1. Successfully transition to the “new State Bar”— an agency focused on public protection, regulating the legal profession, and promoting access to justice.

Objective: Implement and pursue governance, composition, and operations reforms needed to ensure that the Board’s structure and processes optimally align with the State Bar’s public protection mission.

RECOMMENDATION

Staff recommends that the Programs Committee approve the following resolution:

RESOLVED, that the Programs Committee adopts the Work Plan for 2017-18.

ATTACHMENT(S) LIST

- A. Programs Committee 2017-18 Work Plan

State Bar of California Programs Committee

2017-18 Work Plan

Annual / Recurring Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
<ul style="list-style-type: none"> Annual Recommendation to the Supreme Court for Expungement of Suspensions for Nonpayment of Fees 	Yes November 2017	Yes November 2017	Compliance
<ul style="list-style-type: none"> Annual Recommendation for Expungement of Administrative Inactive Statuses for MCLE Non-compliance 	Yes November 2017	Yes November 2017	Compliance
<ul style="list-style-type: none"> Discipline Day 	Yes January 2018	Yes January 2018	Compliance
<ul style="list-style-type: none"> Committee on Professional Liability Insurance (COPLI) Annual Accomplishments 	Yes March 2018	No	Goal 1 Objective D
<ul style="list-style-type: none"> California Commission on Access to Justice Annual Report 	Yes May 2018	No	Goal 4 Objective B
<ul style="list-style-type: none"> Annual Recommendation to Supreme Court for Suspension of Members Delinquent in Payment of State Bar Fees, Penalties and Costs 	Yes May 2018	Yes May 2018	Compliance
<ul style="list-style-type: none"> Annual Recommendation re Members in MCLE Non-compliance 	Yes May 2018	Yes May 2018	Goal 2 Objective E
<ul style="list-style-type: none"> Report and Filing with the California Supreme Court of the Board of Legal Specialization Annual Report 	Yes May 2018	Yes May 2018	Goal 1 Objective E
<ul style="list-style-type: none"> Legal Services Trust Fund – Set Amounts for Distribution, Jan to Dec 2017 IOLTA Grants, including Voluntary and State Bar Contributions 	Yes July 2018	Yes July 2018	Goal 4 Objective A
<ul style="list-style-type: none"> Council on Access and Fairness Annual Report 	Yes July 2018	No	Goal 4 Objective B
<ul style="list-style-type: none"> Council on Access and Fairness Strategic Plan 	Yes July 2018	Yes July 2018	Goal 4 Objective B
<ul style="list-style-type: none"> Commission on Judicial Nominees Evaluation, 2015 Activities and Statistical Report 	Yes July 2018	Yes July 2018	Goal 1 Objective E
<ul style="list-style-type: none"> Awards (pending) Loren Miller, Pro Bono, Diversity & Pipeline, Witkin 	Yes July 2018	No	Administration
<ul style="list-style-type: none"> Annual Recommendation re Attorneys in Non-compliance with MCLE Audit 	Yes September 2018	Yes September 2018	Compliance

State Bar of California Programs Committee

2017-18 Work Plan

Time-Limited Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
<ul style="list-style-type: none"> Collaborate with the Committee of Bar Examiners on Studying Various Components of the Bar Exam: In March of 2017 the Board of Trustees authorized staff to proceed with studies on Sources of Variation of Passing Rates, Collecting and Linking Law School Performance, Evaluating Content Validity, and Evaluating the Passing Standard. The committee will need to review these studies and provide guidance and oversight to confirm the continued effectiveness of the examination while ensuring the protection of the public. 	Yes Mid 2018	Yes Mid 2018	Goal 2 Objective H
<ul style="list-style-type: none"> Oversee the Separation of the Sections from the State Bar of California: The Council of State Bar Sections is working with the legislature and other key stakeholders on separation from the State Bar. This process will contain many complex issues and the committee will need to provide direction to staff in order to minimize disruption to the Bar and review potential separation agreements between the two organizations. 	Yes December 2017	Yes January 2018	Goal 1 Objective A
<ul style="list-style-type: none"> Admissions Management System updates: Every meeting following contract award through end of implementation 	Yes Mid 2019	No	Goal 2 Objective A
<ul style="list-style-type: none"> Pro Bono Participation: The Committee will assess existing State Bar efforts and explore new strategies to increase pro bono engagement 	Yes Mid 2018	No	Goal 4 Objective B
<ul style="list-style-type: none"> Evaluation of Existing and Providing Guidance on the Creation of Minimum Continuing Legal Education (MCLE): The committee will need to work with the Office of Admissions, the Office of Sections, the Lawyer Assistance Program and the California Young Lawyers Association to develop 10 hours of specific "New Attorney Training". 	Yes February 2018	Yes March 2018	Goal 2 Objective D
<ul style="list-style-type: none"> Equal Access Fund: The Committee will assist staff in strategizing about how to maintain and enhance funding sources. 	Yes Mid 2018	No	Goal 4 Objective A
<ul style="list-style-type: none"> Dues Statement Contributions: The Committee will consider other options 	Yes	No	Goal 4

State Bar of California Programs Committee

2017-18 Work Plan

Time-Limited Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
for enhancing funding for legal aid services, aid the communication effort of the Campaign for Justice, and review the implications of electronic billing of Bar dues for these funding streams.	Mid 2018		Objective A
<ul style="list-style-type: none"> Joint Meeting with the Programs Committee and the California Commission on Access to Justice Executive Committee to discuss the CCAJ's Work Plan and to develop ways the Board of Trustees and CCAJ can work as partners to advance access to justice and further the mission of the State Bar. 	Yes November 2017	No	Goal 4 Objective B
<ul style="list-style-type: none"> Governance in the Public Interest Task Force Restructuring Evaluations: Sub-entities review: <ul style="list-style-type: none"> California Commission on Access to Justice (CCAJ) Legal Services Trust Fund Commission (LSTFC) Council on Access and Fairness (COAF) Committee of Bar Examiners (CBE) Law School Council California Board of Legal Specialization (CBLS) Committee on Professional Liability Insurance (COPLI) 	Yes August 2018	Yes September 2018	Goal 1 Objective E
<ul style="list-style-type: none"> Lawyer Referral Services: The Committee will assist staff in a comprehensive review of the rules, with input from a wide range of stakeholders including existing lawyer referral services as well as other players including the companies that are using technology to reach large numbers of consumers. The goal is to protect consumers while facilitating access to legal services. 	Yes July 2018	Yes September 2018	Goal 4 Objective B
<ul style="list-style-type: none"> Council on Access & Fairness: Review and support the work of the Council to achieve the Bar's diversity goals. 	Yes July 2018	No	Goal 4 Objective B
<ul style="list-style-type: none"> Council on Access & Fairness Mentoring Program review and oversight 	Yes March 2018	Yes March 2018	Goal 1 Objective C
<ul style="list-style-type: none"> Council on Access & Fairness Bar Passage Program review and oversight 	Yes	Yes	Goal 1

State Bar of California
Programs Committee

2017-18 Work Plan

Time-Limited Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
	January 2018	January 2018	Objective C
<ul style="list-style-type: none"> Evaluate Alternatives to the Existing Annual Meeting 	Yes July 2018	No	Goal 1 Objective C
<ul style="list-style-type: none"> Reevaluate Free and Low-Cost MCLE 	Yes August 2018	Yes September 2018	Goal 2 Objective E
<ul style="list-style-type: none"> Consideration of new topics for MCLE requirement 	Yes August 2018	Yes September 2018	Goal 2 Objective E
<ul style="list-style-type: none"> Evaluation of Special Admission Rules (Multijurisdictional Practice, Pro Hac Vice, Registered In-House Counsel, Out of State Attorney Arbitration Counsel, Foreign Legal Consultants, and Practical Training of Law Students Program) and consider if amendments should be made and proposed to the whole committee per the Strategic Plan. 	Yes August 2018	Yes September 2018	Goal 2 Objective I