

OPEN SESSION AGENDA ITEM

41 FEBRUARY 2017

DATE: February 16, 2018

TO: Members, Board of Trustees

FROM: Leah T. Wilson, Executive Director

SUBJECT: Executive Director's Report

The weeks since our three-day meeting in January have been quite full as we gear up for the 2019 fee bill season, the confirmation hearing for our Chief Trial Counsel, and the completion and launch of several important efforts, including the launch of New Attorney Ten Hour MCLE, finalization of the Client Security Fund Report, preparations for issuing a competitive solicitation for the 2018 California Attorney Job Analysis, and the commencement of the malpractice insurance study. Staff has also been working on making the technical adjustments necessary to finalize the 2018 State Bar Budget.

The relatively brief February agenda touches on some of this activity; key agenda highlights are provided below.

Strategic Planning Session Follow Up

I hope that you all agree that last month's Strategic Planning session was informative and productive. At today's meeting you will be asked to approve modifications to 2017-2022 Strategic Plan objectives based on the discussions that took place during the session, particularly as related to employee engagement, prevention, and incorporation of specific elements of the Bar's Information Technology Strategic Plan. With respect to access to justice objectives, due to the extensive reach of the Planning session panel on this topic, staff will separately bring forward options for the Board's consideration in March, where a more robust in-person discussion can take place.

State Bar Legislative Priorities

The Board will be asked to approve an initial set of 2019 legislative proposals in accordance with the *State Bar Legislative Program: Purpose and Guiding Principles* approved by the Board at its January meeting. Action by the Board on this agenda item will reflect yet another milestone for the organization as we continue to transform into a compliant, transparent, and purely regulatory agency. The Bar has not had a clear process for considering and approving legislative proposals, either those generated from within or externally, in some time. Subsequent to Board adoption of the *Purpose and Guiding Principles* in January, staff established an informal working group

comprised of both Board members and staff to begin generating and vetting possible State Bar sponsored proposals; today's agenda item reflects the initial results of that effort.

Malpractice Working Group

The Board will be asked to approve appointments to the Malpractice Insurance Working Group, established to fulfill the requirements of Business and Professions Code section 6069.5, enacted as part of the 2018 State Bar fee bill. The statute directs the State Bar to conduct a review and study regarding errors and omissions insurance for attorneys licensed in California, and to report its findings to the Supreme Court and the Legislature by March 31, 2019.

The proposed Working Group composition reflects the input of key stakeholders, outreach to whom has suggested that there will be a high degree of engagement on the issues to be addressed by the study. California's efforts in this area are also generating national interest; the Working Group's Chair, Mr. Randy Miller, and lead staff, Ms. Linda Katz, have been asked to present at the annual roundtable of the ABA Standing Committee on Lawyers' Professional Liability in Washington D.C. in April.

Transition to CalPERS Health

The Board will approve a resolution representing a key step in the transition to the CalPERS Health system. We anticipate the transition to be effective May 1, 2018. All State Bar staff will have access to an increased number of health plan options under CalPERS, and the vast majority will experience significant rate reductions.