



# The State Bar *of California*

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## **OPEN SESSION AGENDA ITEM JANUARY 2019 PROGRAMS COMMITTEE III.C**

**DATE:** January 25, 2019

**TO:** Members, Programs Committee

**FROM:** Dag MacLeod, Chief of Mission Advancement & Accountability

**SUBJECT:** Discussion and Adoption of 2019 Programs Committee Work Plan

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### **EXECUTIVE SUMMARY**

This agenda item reviews the accomplishments of the Programs Committee in 2018 and presents a draft of the Committee's 2019 Work Plan for adoption. Because the Programs Committee will be responsible for many of the initiatives that support the State Bar's new goals related to inclusion and diversity in the legal profession, and access to justice, the Programs Committee may choose to defer the adoption of a Work Plan pending additional work to specify operational goals in support of the Strategic Plan.

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### **BACKGROUND**

To align the work of Board committees with the State Bar's Strategic Plan and enhance the accountability of the Bar, each Board committee develops an annual work plan. The term of the annual work plan is the calendar year and the plan tracks the annual, recurring items for which the committee is responsible, and time-limited items to be undertaken during the year. The Work Plan also indicates how each of the committee's tasks relates to the Bar's strategic goals and objectives, and provides an estimated timeline for the completion of the work.

After adoption by the standing committee, committee work plans are submitted to the Board Executive Committee for approval.

## **DISCUSSION**

The Programs Committee oversees the work of the Office of Admissions, Attorney Regulation and Consumer Resources, the Office of Access and Inclusion, and the work of Legal Specialization. This span of authority involves the Programs Committee in the annual receipt and approval of various reports including recommendations regarding the suspension of attorneys who are delinquent in payments, and recommendations regarding the expungement of attorney records, among other reports.

In addition to these annual, recurring items that come before the Programs Committee, the committee oversaw a productive year and a quarter from September, 2017 through December, 2018. Projects under the authority of the Programs Committee that were completed during this time included:

- Overseeing the separation of the sections from the State Bar;
- Developing 10 hours of New Attorney Training legal education;
- Overseeing the Governance in the Public Interest Task Force, Appendix I subentities review;
- Participating in a joint meeting with the California Commission on Access to Justice (CCAJ) to seek improved coordination with the CCAJ;
- Evaluation of special admissions rules and consideration of amendments related to multi-jurisdictional practice, registered in-house counsel, out of state attorney arbitration counsel, and foreign legal consultants;
- Overseeing the completion of three major reports on the California Bar Exam.

Projects that were completed have been removed from the Programs Committee work plan. Annual, recurring items will remain as will a number of projects that are on-going, or not yet completed – oversight of the implementation of the Admissions Information Management System, and support for the Council on Access and Fairness in its diversity work, for example.

Staff expect to work with members of the Programs Committee to add items to the work plan that support the new Strategic Goals related to diversity and inclusion in the legal profession, and access to justice.

## **FISCAL/PERSONNEL IMPACT**

None

## **RULE AMENDMENTS**

None

## **BOARD BOOK AMENDMENTS**

None

## **STRATEGIC PLAN GOALS & OBJECTIVES**

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: B. 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.

## **RECOMMENDATIONS**

**It is recommended that the Programs Committee approve the following resolution:**

**RESOLVED**, that the Programs Committee adopts the work plan for 2019 as shown in Attachment A.

## **ATTACHMENT(S) LIST**

- A.** Programs Committee Work Plan for 2019

State Bar of California  
Programs Committee

2019 Work Plan

Annual / Recurring Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
<ul style="list-style-type: none"> <li>Annual Recommendation to Supreme Court for Suspension of Members Delinquent in Payment of State Bar Fees, Penalties and Costs</li> </ul>	Yes May 2019	Yes May 2019	Compliance
<ul style="list-style-type: none"> <li>Annual Recommendation re Members in MCLE Non-compliance</li> </ul>	Yes May 2019	Yes May 2019	Goal 2 Objective E
<ul style="list-style-type: none"> <li>Report and Filing with the California Supreme Court of the Board of Legal Specialization Annual Report</li> </ul>	Yes May 2019	Yes May 2019	Goal 1 Objective E
<ul style="list-style-type: none"> <li>Legal Services Trust Fund – Set Amounts for Distribution, Jan to Dec 2017 IOLTA Grants, including Voluntary and State Bar Contributions</li> </ul>	Yes July 2019	Yes July 2019	Goal 4 Objective A
<ul style="list-style-type: none"> <li>Council on Access and Fairness Annual Report</li> </ul>	Yes July 2019	No	Goal 4 Objective B
<ul style="list-style-type: none"> <li>Council on Access and Fairness Strategic Plan</li> </ul>	Yes July 2019	Yes July 2019	Goal 4 Objective B
<ul style="list-style-type: none"> <li>Commission on Judicial Nominees Evaluation, 2018 Activities and Statistical Report</li> </ul>	Yes July 2019	Yes July 2019	Goal 1 Objective E
<ul style="list-style-type: none"> <li>Annual Recommendation re Attorneys in Non-compliance with MCLE Audit</li> </ul>	Yes September 2019	Yes September 2019	Compliance
<ul style="list-style-type: none"> <li>Annual Recommendation to the Supreme Court for Expungement of Suspensions for Nonpayment of Fees</li> </ul>	Yes November 2017	Yes November 2017	Compliance
<ul style="list-style-type: none"> <li>Annual Recommendation for Expungement of Administrative Inactive Statuses for MCLE Non-compliance</li> </ul>	Yes November 2017	Yes November 2017	Compliance

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2019 Work Plan

Time-Limited Items	To Committee? / By When?	To Board? / By When?	Link to Strategic Plan
<ul style="list-style-type: none"> <li>Collaborate with the Committee of Bar Examiners to complete the California Attorney Practice Analysis to determine the knowledge, skills, and abilities for entry level attorneys.</li> </ul>	Yes Late 2019	Yes Late 2019	Goal 2 Objective N
<ul style="list-style-type: none"> <li>Collaborate with the Committee of Bar Examiners to evaluate the implications of the study on the Productive Mindset intervention, establish plan to make the intervention more broadly available to applicants to the Bar and determine follow-up evaluation as needed.</li> </ul>	Yes July 2019	No	Goal 4 Objective A
<ul style="list-style-type: none"> <li>Provide continued oversight of the implementation of the Admissions Information Management System: receive reports on implementation though the fall of 2019.</li> </ul>	Ongoing	No	Goal 2 Objective I
<ul style="list-style-type: none"> <li>The Committee will assist staff in strategizing about how to maintain and enhance funding sources for the Equal Access Fund.</li> </ul>	Yes Ongoing	No	Goal 4 Objective A
<ul style="list-style-type: none"> <li>Dues Statement Contributions: The Committee will consider other options 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.</li> </ul>	Yes Ongoing	No	Goal 4 Objective A
<ul style="list-style-type: none"> <li>Council on Access &amp; Fairness: Review and support the work of the Council to achieve the Bar's diversity goals.</li> </ul>	Yes	No	Goal 4 Objective B
<ul style="list-style-type: none"> <li>Reevaluate Free and Low-Cost MCLE</li> </ul>	Yes	Yes	Goal 2 Objective E
<ul style="list-style-type: none"> <li>Consideration of new topics for MCLE requirement</li> </ul>	Yes	Yes	Goal 2 Objective E