<table>
<thead>
<tr>
<th>RPT NO.</th>
<th>PROPOSED BY</th>
<th>SHORT TITLE</th>
<th>ACTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>10A</td>
<td>NEW YORK STATE BAR ASSOCIATION</td>
<td>Encourages law firms to develop initiatives to provide women lawyers with opportunities to gain trial and courtroom experience.</td>
<td>Approved</td>
</tr>
<tr>
<td>100</td>
<td>SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR</td>
<td>Concurs in the action of the Council of the Section of Legal Education and Admissions to the Bar in adopting amendments dated February 2018 to Standard 106 (Separate Locations and Branch Campuses) of the ABA Standards and Rules of Procedure for Approval of Law Schools.</td>
<td>Approved</td>
</tr>
<tr>
<td>101A</td>
<td>SECTION OF INTELLECTUAL PROPERTY LAW SECTION OF LITIGATION</td>
<td>Urges federal courts, Congress and the U.S. Patent and Trademark Office (USPTO) to adopt rules or enact legislation to establish an evidentiary privilege applicable only to clients of patent agents who are registered with the USPTO.</td>
<td>Approved as Revised*</td>
</tr>
<tr>
<td>101B</td>
<td>SECTION OF INTELLECTUAL PROPERTY LAW</td>
<td>Supports efforts in Congress and federal courts to allow the filing of a copyright infringement action once a proper application for registration of a copyright has been delivered to the Copyright Office.</td>
<td>Approved</td>
</tr>
</tbody>
</table>

* See Attached.
| 102 | STANDING COMMITTEE ON PARALEGALS | Grants approval to two programs, grants reapproval to thirteen programs, withdraws the approval of five programs at the request of the institutions, and extends the term of approval to several paralegal education programs. | Approved |
| 103A | STANDING COMMITTEE ON SPECIALIZATION | Grants accreditation to the Privacy Law program of the International Association of Privacy Professionals of Portsmouth, New Hampshire for a five-year term as a designated specialty certification program for lawyers. | Approved |
| 103B | STANDING COMMITTEE ON SPECIALIZATION | Grants reaccreditation to the Elder Law program of the National Elder Law Foundation of Tucson, Arizona for a five-year term and extends accreditation to the Medical Malpractice and Legal Malpractice programs of the American Board of Professional Liability Attorneys until August 2018. | Approved |
| 104 | COMMISSION ON LAW AND AGING COMMISSION ON DISABILITY RIGHTS | Urges Congress and the Social Security Administration (SSA) to strengthen the safeguards and protections for all individuals receiving benefits via the representative payee program. | Approved |
| 105 | ABA WORKING GROUP TO ADVANCE WELL-BEING IN THE LEGAL PROFESSION COMMISSION ON LAWYER ASSISTANCE PROGRAMS STANDING COMMITTEE ON PROFESSIONALISM NATIONAL ORGANIZATION OF BAR COUNSEL | Urges stakeholders, where appropriate, to consider the recommendations set out in the report, *The Path to Lawyer Well-Being: Practical Recommendations for Positive Change*, by the National Task Force on Lawyer Well-Being. | Approved |
| 106 | COMMISSION ON DOMESTIC AND SEXUAL VIOLENCE | Urges Congress and the President to re-authorize, raise the appropriation level of, and fully fund the Legal Assistance for Victims Grant Program of the Violence Against Women Act, 34 U.S. Code § 20121. | Approved |
| 107 | YOUNG LAWYERS DIVISION | Urges federal courts to adopt pro bono panels for civil litigants guided by a uniform set of guidelines. | Withdrawn |
| 108A | CRIMINAL JUSTICE SECTION COMMISSION ON DISABILITY RIGHTS | Urges legislative bodies and governmental agencies to enact laws and adopt policies regarding the use of solitary confinement for detainees. | Approved |
| 108B | CRIMINAL JUSTICE SECTION | Urges legislatures to enact legislation creating a substantive right and procedures for individuals to challenge their convictions by demonstrating that forensic evidence or testimony used to obtain their conviction has subsequently been undermined or discredited. | Approved as Revised* |
| 108C | CRIMINAL JUSTICE SECTION MASSACHUSETTS BAR ASSOCIATION | Urges the Department of Justice to restore prosecutorial discretion in choosing the charges s/he wishes to pursue and reserve mandatory minimum sentencing to only the most serious drug traffickers and prohibit its use to secure plea agreements. | Approved as Revised* |
| 108D | CRIMINAL JUSTICE SECTION COMMISSION ON DISABILITY RIGHTS NATIONAL LGBT BAR ASSOCIATION | Urges courts to extend *Batson v. Kentucky*, 476 U.S. 79 (1986), to prohibit discrimination against jurors on the basis of sexual orientation or gender identity/expression. | Approved |

* See Attached.
CRIMINAL JUSTICE SECTION

Urges Congress to enact legislation protecting Deferred Action for Childhood Arrivals (DACA) recipients and other undocumented immigrants who were brought to the United States as children and who meet age, residency, educational and other qualifications as set forth by the U.S. Citizenship and Immigration Service (“DREAMers”).

STANDING COMMITTEE ON THE LAW LIBRARY OF CONGRESS
SECTION OF INTERNATIONAL LAW
SECTION OF DISPUTE RESOLUTION
SECTION OF INTELLECTUAL PROPERTY LAW
SECTION OF ENVIRONMENT, ENERGY, AND RESOURCES
LAW PRACTICE DIVISION
LAW STUDENT DIVISION
SENIOR LAWYERS DIVISION
INFRASTRUCTURE AND REGULATED INDUSTRIES SECTION

Urges Congress to approve appropriations necessary to enable the Library of Congress to adequately staff, maintain, modernize, and enhance its services, collections, facilities, digital projects and outreach efforts.

SECTION OF INTERNATIONAL LAW
SECTION OF INTELLECTUAL PROPERTY LAW
SECTION OF SCIENCE & TECHNOLOGY LAW


* See Attached.
Without taking a position supporting or opposing the death penalty, urges each death penalty jurisdiction not to execute or sentence to death anyone who was 21 years old or younger at the time of the offense.

Approved

Approves the Revised Uniform Unclaimed Property Act, promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

Postponed Indefinitely by vote of 229;154

Approves the Uniform Directed Trust Act, promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

Approved

Approves the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act, promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

Approved

Approves the Uniform Parentage Act (2017), promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

Approved
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<thead>
<tr>
<th>Number</th>
<th>Group Name</th>
<th>Resolution</th>
<th>Text</th>
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<tbody>
<tr>
<td>112E</td>
<td>NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS</td>
<td>Approves the Uniform Protected Series Act, promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.</td>
<td>Approved</td>
</tr>
<tr>
<td>112F</td>
<td>NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS</td>
<td>Approves the Uniform Regulation of Virtual-Currency Businesses Act, promulgated by the National Conference of Commissioners on Uniform State Laws (Uniform Law Commission), as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.</td>
<td>Approved</td>
</tr>
<tr>
<td>113</td>
<td>COMMISSION ON HOMELESSNESS AND POVERTY COMMISSION ON YOUTH AT RISK</td>
<td>Supports the development of integrated, systemic approaches within administrative, civil and criminal court contexts to address the special needs of youth and young adults experiencing homelessness.</td>
<td>Approved</td>
</tr>
<tr>
<td>114</td>
<td>STANDING COMMITTEE ON LEGAL AID AND INDIGENT DEFENDANTS NATIONAL LEGAL AID AND DEFENDER ASSOCIATION</td>
<td>Urges governments to provide legal counsel as a matter of right at public expense to low-income persons in all proceedings that may result in a loss of physical liberty, regardless of whether the proceedings are: a) criminal or civil; or b) initiated or prosecuted by a government entity.</td>
<td>Approved</td>
</tr>
<tr>
<td>115A</td>
<td>SECTION OF FAMILY LAW</td>
<td>Urges governments to adopt or preserve tax code provisions that allow alimony deduction for payors and treats alimony as taxable income to payees.</td>
<td>Withdrawn</td>
</tr>
<tr>
<td>115B</td>
<td>SECTION OF FAMILY LAW</td>
<td>Adopts the ABA Model Act Governing Assisted Reproductive Technology dated February 2018 to replace the Model Act that was adopted in 2008, and urges adoption by appropriate governmental agencies.</td>
<td>Withdrawn</td>
</tr>
</tbody>
</table>
SECTION OF FAMILY LAW STANDING COMMITTEE ON LEGAL ASSISTANCE FOR MILITARY PERSONNEL


SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE COMMISSION ON SEXUAL ORIENTATION AND GENDER IDENTITY

Supports an interpretation of Title VII of the Civil Rights Act of 1964 that defines sex discrimination by covered employers to include discrimination on the basis of sexual orientation and gender identity.

SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE

Urges Congress to enact legislation overruling Middlesex County Sewerage Auth. v. Nat’l Sea Clammers Ass’n, 453 U.S. 1 (1981) and supports legislation enabling plaintiffs to bring constitutional claims in lieu of a statutory cause of action based upon environmental harm due to governmental acts or omissions.

COMMISSION ON SEXUAL ORIENTATION AND GENDER IDENTITY TORT TRIAL AND INSURANCE PRACTICE SECTION

Urges courts to recognize that service in the United States Armed Forces should not be restricted and that individuals should not be discriminated against on the basis of sexual orientation or gender identity.

AIDS COORDINATING COUNCIL SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE CRIMINAL JUSTICE SECTION CENTER FOR HUMAN RIGHTS COMMISSION ON DISABILITY RIGHTS

Urges governments and relevant private entities to recognize that transmission of the human immunodeficiency virus (HIV), which causes Acquired Immune Deficiency Syndrome (AIDS), is driven by certain “social determinants of health” that law can address, including, among others, poverty, stigma, discrimination, and racism; housing, food, and transportation insecurity; over-criminalization of HIV non-disclosure; and misinformation about HIV transmission risk.
| 301 | COMMISSION ON HOMELESSNESS AND POVERTY SECTION OF LITIGATION | Endorses General Comment No. 21 on Children in Street Situations which was issued in June 2017 by the United Nations Committee on the Rights of the Child, and urging U.S. and international governments, the legal community, and the private sector to utilize General Comment No. 21 to develop comprehensive, long-term strategies to realize the rights of children living in street situations. | Approved |
| 302 | COMMISSION ON WOMEN IN THE PROFESSION SECTION OF LITIGATION SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE | Urges all employers and specifically all employers in the legal profession to adopt and enforce policies and procedures prohibiting harassment and retaliation based on gender, gender identity, and sexual orientation. | Approved as Amended* |

* See Attached.
RESOLVED, That the American Bar Association urges federal, state, territorial, and tribal courts and legislative bodies, federal courts, Congress, and the United States Patent and Trademark Office (USPTO) to adopt rules or enact legislation to establish an evidentiary privilege by courts in civil actions and USPTO proceedings for confidential communications between a client and a patent agent licensed by the USPTO reasonably necessary and incidental to certain limited activities authorized by the Patent Act, 35 U.S.C. § 2(b)(2)(D), and U.S. Patent & Trademark Office regulations, 37 C.F.R. § 11.5(b)(1), and urges state courts and legislative bodies to adopt rules and decisions or enact legislation consistent therewith.

DELETIONS STRUCK THROUGH; ADDITIONS UNDERLINED
RESOLVED, That the American Bar Association urges federal, state, local, territorial,
and tribal legislatures to enact legislation creating a substantive right and procedures for
individuals to challenge their convictions by demonstrating that forensic evidence or
testimony used to obtain their convictions has been undermined or discredited by reliable
scientific research or technological advances.

DELETIONS STRUCK THROUGH; ADDITIONS UNDERLINED
RESOLUTION

RESOLVED, That the American Bar Association urges the United States Department of Justice to reconsider the guidelines contained in its May 10, 2017 Memorandum regarding charging and sentencing policies and to utilize the *ABA Standards on the Prosecution Function (2015)* in revising the guidelines;

FURTHER RESOLVED, That all prosecuting authorities should adopt and pursue charging policies that are consistent with the *ABA Standards on the Prosecution Function (2015)*: assess each case individually to determine whether, under the totality of the circumstances -- including a defendant’s leadership role in the offense, use or threat of violence, significant criminal history, ties to large-scale criminal organizations or serious victim injury -- charging the most serious, readily provable offense is likely to achieve justice in the individual case; and prohibit filing of charges and recidivist enhancements simply to exert leverage to induce a guilty plea.

FURTHER RESOLVED, That all prosecuting authorities should adopt and pursue charging policies that are consistent with the *ABA Standards on the Prosecution Function (2015)*: assess each case individually to determine whether, under the totality of the circumstances, charging the most serious, readily provable offense is likely to achieve justice in the individual case; prohibit filing of charges and recidivist enhancements simply to exert leverage to induce a guilty plea, and prohibit seeking mandatory minimum sentences unless required by law or justified by such factors as: a defendant’s leadership role in the offense, use or threat of violence, significant criminal history, ties to large-scale criminal organizations or serious victim injury.

DELETIONS STRUCK THROUGH; ADDITIONS UNDERLINED
RESOLUTION

RESOLVED, That the American Bar Association urges the Executive Branch to rescind its decision to end the Deferred Action for Childhood Arrivals (DACA) program; and

FURTHER RESOLVED, That the American Bar Association urges Congress to enact legislation permitting Deferred Action for Childhood Arrivals (DACA) recipients and other undocumented immigrants who entered the United States as children and who meet age, residency, educational and other qualifications (“DREAMers”) who meet certain educational, work, or military requirements, successfully pass a background check, and remain in good legal standing, to apply for permanent legal status and citizenship; and

FURTHER RESOLVED, That in the absence of Congressional legislation, the American Bar Association urges the Department of Homeland Security to exercise its discretion consistent with the legal authority conferred upon it and refrain from apprehending, detaining, or removing DREAMers, and that any exclusion based on criminal conduct be limited to specified convictions.

DELETIONS STRUCK THROUGH; ADDITIONS UNDERLINED
RESOLUTION

RESOLVED, That the American Bar Association urges all employers, and specifically all
employers in the legal profession, to adopt and enforce policies and procedures that prohibit,
prevent, and promptly redress harassment and retaliation based on sex, gender, gender identity,
sexual orientation, and the intersectionality of sex with race and/or ethnicity. Such policies and
procedures should include:

1. dissemination to all employees, management and directors of a clear statement that
harassment, including harassment based on sex, gender, gender identity, sexual orientation, and
the intersectionality of sex with race and/or ethnicity will not be tolerated;

2. confirmation that the policy applies to conduct by directors, officers, management at all
levels, supervisors, employees, and third parties, at or in connection with any work related
function or against anyone protected by this policy irrespective of where that conduct occurs;

3. provision of alternative methods for reporting violations of the policy, including methods
which do not involve any accused party, including and at least one confidential anonymous
reporting method (such as a hotline);

4. communication upon commencement of employment of the process for reporting to a
governmental agency if the complainant desires independent review;

5. investigation of all complaints in a prompt, competent, fair, thorough and objective
manner, with a report to complainant at closure of the process;

6. prohibition of retaliation against the complainant and/or witnesses;

7. implementation of corrective remedial actions as appropriate, including, but not limited
to, and disciplinary actions including, but not limited to termination, to prevent and correct
unlawful harassment or retaliation in the workplace, enforce the policy against harassment and
retaliation;

8. communication regarding the existence, resolution, and any consideration paid for the
settlement of claims to the highest levels of the entity, such as reporting to the Board of Directors
or Executive Committee;

9. development of initiatives that foster effective training and other innovative programs to
address the problem of sexual harassment.