PRELIMINARY AGENDA

AMERICAN BAR ASSOCIATION
HOUSE OF DELEGATES
2020 MIDYEAR MEETING
AUSTIN, TEXAS

REPORT #   SUBJECT

100A   SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR

100B   SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR

101A   SECTION OF INTELLECTUAL PROPERTY LAW
Supports a rebuttable presumption of irreparable harm for purposes of preliminary or permanent injunctive relief in trademark infringement cases and supports amending section 34 of the Lanham act, 15 U.S.C. § 1116, to provide for such a presumption

101B   SECTION OF INTELLECTUAL PROPERTY LAW
Supports a right that would legally compel the disclosure of internet domain name registrant contact information by any U.S. entity that administers and maintains such contact information, upon receipt of a notice alleging a legitimate interest based on the registrant’s violations of applicable laws relating to intellectual property protections.

102A   STANDING COMMITTEE ON PARALEGALS
Grants approval to 3 programs, grants reapproval to 19 paralegal education programs, withdraws the approval of 6 programs at the request of the institutions, and extends the terms of approval to 38 paralegal education programs.

102B   STANDING COMMITTEE ON PARALEGALS
Adopts amendments, dated February 2020, to the ABA Guidelines for the Approval of Paralegal Education Programs.

Copies of Resolutions with Reports are available upon request to the Policy and Planning Division.
103A  TORT TRIAL AND INSURANCE PRACTICE SECTION
CRIMINAL JUSTICE SECTION
Urges all federal, state, local, territorial, and tribal legislative bodies to enact laws, and governmental agencies to adopt policies, that provide law enforcement officers with comprehensive animal encounter training on the reasonable use of force necessary to better secure the safety of such officers, protect public health, reduce legal liability, and ensure the humane treatment of the animals encountered.

103B  TORT TRIAL AND INSURANCE PRACTICE SECTION
Urges Congress to enact legislation to clarify and ensure that it shall not constitute a federal crime for qualified lawyers to provide legal advice and services to clients regarding marijuana-related activities that are in compliance with state, territorial, and tribal law.

103C  TORT TRIAL AND INSURANCE PRACTICE SECTION
Urges state, territorial and federal courts to apply the modern incorporation doctrine standards to the Seventh Amendment to the Constitution of the United States and make its formulation of the fundamental right to trial by jury in civil cases applicable to all states of the Union.

103D  TORT TRIAL AND INSURANCE PRACTICE SECTION
Urges Congress to enact legislation to clarify and ensure that it shall not constitute a federal crime for banking and financial institutions to provide services to businesses and individuals, including attorneys, who receive compensation from the sale of state-legalized cannabis or who provide services to cannabis-related legitimate business acting in accordance with state, territorial, and tribal laws.

104A  SECTION OF INTERNATIONAL LAW
SECTION OF DISPUTE RESOLUTION
Urges all nations, including the United States, to become party to and implement the United Nations Convention on International Settlement Agreements Resulting from Mediation (also known as the Singapore Mediation Convention).

104B  SECTION OF INTERNATIONAL LAW
GOVERNMENT AND PUBLIC SECTOR LAWYERS DIVISION
TORT TRIAL AND INSURANCE PRACTICE SECTION
Urges the U.S. federal government and other national governments, as well as multinational and international organizations to amend existing laws or enact new enforceable laws, policies and procedures that protect and provide for the health and well-being of Military Working Dogs, whether deployed in service, retained and trained by armed forces or deployed to armed forces through contracts with governments.
105 **STANDING COMMITTEE ON SPECIALIZATION**  
Grants reaccreditation to the Civil Trial Law program of the National Board of Trial Advocacy and the Estate Planning Law program of the National Association of Estate Planners & Councils, Estate Law Specialist Board, Inc. of Cleveland, Ohio.

106 **COMMISSION ON DISABILITY RIGHTS**  
Urges Congress to amend the Air Carrier Access Act, 49 U.S.C. § 41705 (1986), to establish a private right of action and to provide equitable and legal relief, including compensatory and punitive damages, as well as reasonable attorneys’ fees, reasonable expert fees, and the costs of the action to plaintiffs who prevail in civil discrimination actions.

107A **STANDING COMMITTEE ON GUN VIOLENCE**  
**CRIMINAL JUSTICE SECTION**  
**SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE**  
Urges federal, state, local, territorial, and tribal governments to enact statues, rules and regulations that would make it unlawful for any person to transfer, sell, trade, give, transport, or deliver any unfinished firearm frame or receiver to any person (other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector) unless the unfinished frame or receiver is serialized in accordance with federal requirements for the serialization of firearms, the recipient passes a background check consistent with the federal requirements for a licensed dealer’s transfer of a firearm, and records consistent with the federal record-keeping requirements for licensed firearm dealers are created and retained.

107B **STANDING COMMITTEE ON GUN VIOLENCE**  
**CRIMINAL JUSTICE SECTION**  
**SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE**  
**COMMISSION ON DOMESTIC AND SEXUAL VIOLENCE**  
Urges federal, state, local, territorial, and tribal governments to enact statues, rules and regulations that would require any person seeking to purchase a firearm to apply for a permit from a designated law enforcement or public safety agency; that, at a minimum, the applicant apply in person, be fingerprinted, and be subject to a background and criminal records check; and prohibit the sale, delivery or transfer of a firearm to anyone who does not possess a valid permit.
107C STANDING COMMITTEE ON GUN VIOLENCE
CRIMINAL JUSTICE SECTION
SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE
COMMISSION ON DOMESTIC AND SEXUAL VIOLENCE
Urges federal, state, local, territorial, and tribal governments to enact statutes, rules and regulations that would define the requirements of safe storage of a firearm, require firearm owners to meet those requirements, promote safe storage education for firearm owners and urges the federal government to incentivize safe storage programs within the states.

108 STANDING COMMITTEE ON ELECTION LAW
SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE
STANDING COMMITTEE ON PUBLIC EDUCATION
SECTION OF STATE AND LOCAL GOVERNMENT LAW STUDENT DIVISION
Urges federal, state, local, territorial, and tribal governments to enact legislation that provides for voter preregistration for eligible 16-18-year-olds and that they be added to the voter roll upon reaching the legal age for voting; for high schools and colleges to provide students a meaningful opportunity to register and vote and to provide robust civics education to promote well-informed voting; and for governmental entities to appropriate sufficient funds to implement voter preregistration and civics education as called for by this resolution.

109A NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS
Requests approval of the Uniform Automated Operation of Vehicles Act as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

109B NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS
Requests approval of the Uniform Electronic Wills Act an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

109C NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS
Requests approval of the Uniform Registration of Canadian Money Judgments Act as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

Copies of Resolutions with Reports are available upon request to the Policy and Planning Division.
110 **CRIMINAL JUSTICE SECTION**

Urges federal, state, local, territorial and tribal governments to provide courts with discretion to allow defendants to remain on bond pending sentencing following a guilty plea or conviction as long as the court finds that the defendant is not likely to flee or pose a danger to the safety of any other person or the community if released, such as by amending 18 U.S.C. § 3143 or similar statutes in other jurisdictions.

111 **SECTION OF REAL PROPERTY TRUST AND ESTATE LAW**

Urges federal, state, local, territorial and tribal governments, and their respective agencies and departments, to protect real property interests, including common law trespass and privacy rights, with respect to any statute, ordinance, regulation, administrative rule, order, or guidance pertaining to the development and usage of unmanned aircraft systems over private property.

112 **SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE**

**COALITION ON RACIAL AND ETHNIC JUSTICE**

**COMMISSION ON DISABILITY RIGHTS**

**COMMISSION ON HISPANIC LEGAL RIGHTS & RESPONSIBILITIES**

**COMMISSION ON SEXUAL ORIENTATION AND GENDER IDENTITY**

**NATIONAL CONFERENCE OF SPECIALIZED COURT JUDGES**

**NATIONAL NATIVE AMERICAN BAR ASSOCIATION**

**SECTION OF STATE AND LOCAL GOVERNMENT LAW**

**STANDING COMMITTEE ON ELECTION LAW**

Urges federal, state, local, territorial and tribal governments to enact legislation to remove voting barriers to Native American and Alaska Native voter registration and participation, and to establish measures to ensure protections for Native American and Alaska Native voting rights.

113 **CENTER FOR HUMAN RIGHTS**

Encourages lawyers in all practice areas to use and promote technology-based platforms that facilitate the efficient, timely, and targeted matching of survivors of human trafficking who have legal needs with lawyers who have the requisite specialization and availability to meet those needs *pro bono*.

114 **COALITION ON RACIAL AND ETHNIC JUSTICE**

**SECTION OF CIVIL RIGHTS AND SOCIAL JUSTICE**

**SECTION OF STATE AND LOCAL GOVERNMENT LAW**

**COMMISSION ON HOMELESSNESS AND POVERTY**

**NATIONAL NATIVE AMERICAN BAR ASSOCIATION**

Urges federal, state, local, territorial, and tribal governments to enact legislation that allows for an individual to use an address other than a physical residential address for purposes of voter registration and urges the enactment of legislation or regulations that assign the voter to the precinct in which the person can be found, whether that location is expressed by a traditional address or description.
Encourages U.S. jurisdictions to consider adoption of regulatory innovation approaches to address the access to justice crisis in the United States.

Urges Congress to amend and reauthorize the Violence Against Women Act as reflected in H.R. 1585 (as passed) and S. 2843 (as introduced), or similar legislation, that specifically provides funding to tribal governments and recognizes the inherent authority of American Indian and Alaska Native governments to prosecute non-Indian perpetrators of crimes arising from gender-based violence, while ensuring that due process rights are protected as set forth in section 234(c) of the Tribal Law and Order Act, Public Law 111-211.

Urges the federal government to maintain an asylum system that affords all persons seeking protection from persecution or torture access to counsel, due process, and a full and fair adjudication that comports with U.S. and international law.

Urges the United States Congress to protect the security and integrity of U.S. federal elections by enacting legislation that authorizes and appropriates necessary funding for the National Institute of Standards and Technology.

Urges federal, state, local, territorial, and tribal governments to appropriate and allocate funds to identify and address mental health problems experienced by youth as a result of racism, poverty, and living in high crime communities.

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