MEMORANDUM

TO: 
FROM: 
SUBJECT: 2014 Annual Meeting of the American Bar Association and Meeting of the House of Delegates 
DATE: September 9, 2014

___________________________________________________________

REPORT ON THE ABA ANNUAL MEETING

The 136th Annual Meeting of the American Bar Association (the “ABA” or the “Association”) was held August 6-12, 2014, at the Hynes Convention Center in Boston, Massachusetts. Wide varieties of programs were sponsored by committees, sections, divisions, forums and affiliated organizations. The House of Delegates met for one and a half days. The Nominating Committee also met.

The Nominating Committee sponsored a “Coffee with the Candidate” Forum on Sunday, August 10, 2014. Linda A. Klein of Georgia, candidate for President-elect seeking nomination at the 2015 Midyear Meeting, gave a speech to the Nominating Committee and to the members of the Association present and responded to questions.

THE HOUSE OF DELEGATES

The House of Delegates of the American Bar Association (the “House”) met on Monday, August 11, and Tuesday, August 12, 2014. Robert M. Carlson of Montana presided as Chair of the House.

The Boston Police Department Honor Guard presented the colors. The invocation for the House was delivered by Damon L. Gannett of Montana. The Chair of the House Committee on Credentials and Admissions, Reginald M. Turner of Michigan, welcomed the new members of the House and moved that the signed roster be approved as the permanent roster for this meeting of the House. The motion was approved.

Hilarie Bass of Florida, Chair of the Committee on Rules and Calendar, provided a report on the Final Calendar for the House, including recently filed reports. She moved to consider the late-filed reports, adopt the final calendar and approve the list of individuals who sought privileges of the floor. All three motions were approved. Ms. Bass noted that the deadline for submission of Resolutions with Reports for the 2015 Midyear Meeting is Wednesday, November 19, 2014, while the deadline for Informational Reports is Friday, December 5, 2014. She also referred to the consent calendar, noting the deadline for removing an item from the consent calendar or from the list of resolutions to be archived. Ms. Bass also reminded the House of the treatment of Reports 400A and 400B regarding the archiving of policies and that 48 policies were identified as appropriate for archiving. Ms. Bass also moved that special rules for debate apply to Resolutions 103A and 103B and portions severed therefrom. That motion was approved. 

1
Later in the day, Ms. Bass moved the items remaining on the consent calendar. The motion was approved.

Deceased members of the House were named and remembered by a moment of silence. Chair Carlson recognized Linda Klein of Georgia to speak in honor of Randolph Thrower, an ABA Medal recipient and longtime House member. Chair Carlson then recognized Mark Johnson Roberts of Oregon to speak in honor of Sharon Stevens, the first woman chair of the Solo, Small Firm and General Practice Division and member of the Board of Governors. Chair Carlson recognized Jimmy Goodman of Oklahoma to speak in honor of former ABA President Lawrence E. Walsh. Chair Carlson also noted that former Board of Governors member Blake Tartt, who had recently passed away, would be recognized by the Texas delegation at the 2015 Midyear Meeting in Houston, Texas.

Chair Carlson also asked for recognition of those who had given their lives in defense of our freedom.

For more details of the House meeting, see the following two-part report of the House session. The first part of the report provides a synopsis of the speeches and reports made to the House. The second part provides a summary of the action on the resolutions presented to the House.

I. SPEECHES AND REPORTS MADE TO THE HOUSE OF DELEGATES

Statement by the Chair of the House of Delegates

Robert M. Carlson of Montana, Chair of the House of Delegates, welcomed the delegates in the House and thanked the ABA Communications and Media Relations Division for informing ABA members, the legal community and the general public about developments in the House. Chair Carlson thanked the House Committee on Technology and Communications for summarizing the House proceedings on Twitter and specifically thanked the Tweeters, Daniel Schwartz, Thomas Grella, Lisa Dickinson and Herbert Dixon, Jr. for providing the Twitter summaries. Chair Carlson also recognized members of the various House committees.

After the presentation of colors by the Boston Police Honor Guard and the recitation of the Pledge of Allegiance, Chair Carlson recognized Damon Gannett to deliver the Invocation.

Chair Carlson extended a special welcome to new members of the House and recognized those delegates who have served the House for 25 years or longer. He also personally recognized General Earl Anderson, the 2014 ABA Medal Recipient.

In his statement to the House, Chair Carlson discussed the procedure for addressing the business and calendar of the House. He recognized and thanked the Committee on Rules and Calendar, chaired by Hilarie Bass and comprised of members Deborah Enix-Ross, Alan O. Olson, Christina Plum, and David K.Y. Tang and Committee staff, Marina Jacks, Alpha Brady and Rochelle Evans.

Chair Carlson recognized the Fund for Justice and Education as the ABA’s charitable arm and urged member support of FJE. He also recognized the importance of the ABA Legal Opportunity Scholarship Fund, which is an FJE project.
Chair Carlson highlighted the important policy role of the House, identifying recent successes where the ABA urged Congress to support the Legal Services Corporation and reauthorization of the Violence Against Women Act. He encouraged all members to be active in the ABA Grassroots Action Team and participate in ABA Day in Washington, D.C. The next ABA Day will be April 14-16, 2015.

**Statement by the Secretary**

Secretary Cara Lee T. Neville of Minnesota moved that the proposed Summary of Action for the House for the 2014 Chicago Midyear Meeting be adopted as the official record of the House. The motion was approved. Secretary Neville later moved the House to adopt the recommendations for the continuation of certain special committees (Report 177A). The motion was approved.

Later in the meeting, Secretary Neville thanked the officers, the Board of Governors, the House of Delegates and ABA staff for their support during her term as Secretary of the Association.

**Remarks by The Chief Justice of the United States**

The Honorable John G. Roberts, Jr., Chief Justice of the United States, thanked the Association for the opportunity to assist in celebrating the 800th anniversary of the sealing of the Magna Carta at Runnymede, England. He recounted the facts underlying the dispute leading to the Magna Carta. The Chief Justice then highlighted the most significant chapters of the Magna Carta which presaged elements of modern concepts of due process and civil justice. He stated that the Magna Carta summoned national unity to consolidate support within England for the crown. He went on to show how Magna Carta promoted the concept of representative government. The Chief Justice also posited that Magna Carta played a seminal role in the development of our own Declaration of Independence. The Chief Justice challenged lawyers to play a positive role in political discourse in our country in furthurance of the rule of law. The Chief Justice concluded by thanking the Association for its work on behalf of our country.

**Statement by the ABA President**

ABA President James R. Silkenat of New York thanked the House for the honor of serving as ABA President. He also expressed gratitude to his family, law firm and the ABA officers and staff for their support and assistance. President Silkenat noted the Association had successfully defended attorneys seeking public office from being attacked merely for discharging their responsibilities to clients. He remarked that the ABA has led efforts to protect the attorney-client privilege from intrusion by the National Security Agency. He stated that the ABA had also advocated to Congress on the preservation of cash basis accounting for law firms. He reminded the House as to theme for the 2014 National Law Day and the Association’s efforts over the past year to protect voting rights. President Silkenat took special care to underscore the Association’s commitment to respond to the child immigration crisis with due process as its touchstone. He then catalogued the mass shootings our country has suffered over the past several years and displayed to the House the numerous events which have occurred after the Newtown Tragedy. He called on the House to act as lawyers to do something in response.
President Silkenat focused the House on the struggles of recent law students and law graduates to deal with unemployment, underemployment and debt. He then paired that issue with the legal underservicing of rural and underprivileged Americans. President Silkenat then presented a video on this issue highlighting the achievements of the Legal Access Job Corps.

Statement by the Treasurer

The Treasurer, Lucian T. Pera of Tennessee, addressed the House and referred the House to his written report which reflected the performance of the Association through June 30, 2014. He stated that the finances of the ABA are sound.

Mr. Pera noted that through June 30, the revenues of the Association were $172M, which was $1.9M better than budget and that expenses were $164.1M, which was $7.8M less than budget. As a result, revenues have exceeded expense by $7.9M, which was $9.7M better than budget. He went on to note for the House that the current projection is that dues revenue would be approximately $58.1M, which is $500,000 less than budget and around $900,000 less than FY 2013.

As to the ABA’s cash position, Mr. Pera noted that the annual “cash crunch” was avoided in FY2014.

Mr. Pera then took a look back over the progress of the Association’s finances for his three years as Treasurer. The value of the Association’s net assets has increased by $100M. The Association’s unfunded pension liability has increased $10.3M over those same years, but it has varied widely from one year to the next. He also remarked that the Association’s financial processes and infrastructure had become more accurate, timely and understandable.

Mr. Pera noted that the ABA’s unfunded pension liability increased by $4.1M. He went on to say legislation recently passed by Congress is projected to reduce the Association’s funding requirements.

Mr. Pera concluded by reviewing his three year term as Treasurer and heralded his successor, Nicholas Casey of West Virginia. Finally, he thanked his firm, Adams Reese, for its support and thanked his wife for her support. He thanked the officers and staff with whom he worked over the years.

Presentation by the American Bar Endowment

Chair Carlson recognized J. Anthony Patterson, Vice President of the American Bar Endowment. Mr. Patterson presented a check in the amount of $3,012,372.50 to Treasurer Pera and Palmer Gene Vance II, Chair of the Council of the ABA Fund for Justice and Education. Hon. Lee Edmon, President of American Bar Insurance then presented a second check in the amount of $3,012,372.50 to the Honorable Bernice Donald, President of the American Bar Foundation.
**Remarks by Legal Services Corporation Member**

Chair Carlson recognized Robert J. Grey, Jr., Past President of the Association, who was appointed as a member of the Legal Services Corporation (“LSC”) by President Obama. He told the House that this year marks the fortieth anniversary of the LSC. He thanked the Standing Committees on Pro Bono and Public Service and Legal Aid for Indigent Defendants for the support for LSC. Past President Grey passed along that the Association had been invited to meet with the President, Vice President and Attorney General to discuss LSC and that President-Elect Hubbard would attend on behalf of the ABA.

**Passing of the President’s Gavel and Statement by President-Elect**

ABA President Silkenat introduced President-Elect William C. Hubbard of South Carolina. President-Elect Hubbard then took an oath of office from Hon. Jean Hoefer Toal, Chief Justice of the South Carolina Supreme Court. He thanked his family and friends from South Carolina, and then moved on to thank his fellow officers and ABA staff. He made special effort to thank the service of President Silkenat. He committed the Association to redouble its efforts to “establish justice” as laid out in the preamble to the United States Constitution. Mr. Hubbard highlighted the courageous achievements of several outstanding members of the Association accomplished over the last seven decades: Mortimer Caplin, William T. Coleman, Vernon Jordan and Marcia Greenberger. President-elect Hubbard then posed the question of whether any of the members of the House would be remembered for courageous achievements fifty years from now. He noted the problems caused by the over-population of the nation’s prisons, the underservicing of indigent criminal defendants, domestic violence, gun violence and cybersecurity.

Mr. Hubbard renewed the Association’s commitment to delivering legal services to those in need. He noted that technological advances will be utilized to help close the justice gap in the United States. He announced that the Commission on the Future of Legal Services, chaired by Judy Perry Martinez of Louisiana, would spearhead that effort. A national convocation on creating new pathways to justice will be held. The Legal Access Job Corps will be continued. Criminal justice reforms targeting sentencing, collateral consequences of incarceration, and treatment of the mentally ill were also previewed. Mr. Hubbard pledged that the Association’s lawyers will redouble efforts to address the immigration crisis by identifying and training pro bono lawyers to represent minor children. He also recognized that more pro bono lawyers are needed to help domestic violence victims. Law school student debt and the pipeline and advancement of diverse lawyers are also challenges that confront the profession.

He concluded by declaring that now is the time for lawyers to lead and to have courage in establishing, preserving, and promoting justice for all.
Statement by the Executive Director

ABA Executive Director Jack L. Rives of Illinois reported that the Association faces a range of significant challenges, but we have plans to meet those challenges, and the plans are working. In 2010, membership was down to 386,000. The Association’s budgeting process was broken and it faced serious financial concerns. The number of dues-paying members has declined since 2005. In response to these issues, he noted that expenses have been cut, and that membership and non-dues revenue initiatives through ABA Action! have already achieved broad success. He observed that long-term investments have doubled in the four years since 2010 from $162M to $324M. One sample noted is the ABA’s partnership with the AARP to develop a “Blue Box” to store critical documents safely. Mr. Rives praised the achievements of several individuals as examples of superb staff efforts. Susan Wright worked on full firm memberships, which added over 4,000 new members over the past year. Christina Gazos improved our budgeting process through such programs as training ABA staff members in budgeting basics. He noted that as of June 2014, the Association’s revenue is $1.9M above budget and $7.8M under budget in expenses. Mr. Rives also praised the work of Pamela McDevitt for developing non-dues revenue efforts with the Law Practice Division. He noted that our staff is the Association’s competitive advantage.

Election of Officers and Members of the Board of Governors

On behalf of the Nominating Committee, Beverly J. Quail of Colorado, Chair of the Steering Committee of the Nominating Committee, reported on the nominations for officers of the Association and members of the Board of Governors. The House of Delegates elected the following persons for the terms noted:

OFFICERS OF THE ASSOCIATION

President-Elect for 2014-2015
Paulette Brown of New Jersey

Chair of the House of Delegates for 2014-2016 term
Patricia Lee Refo of Arizona


District Members
District 1: Wendell G. Large of Maine
District 2: Alice A. Bruno of Connecticut
District 4: Herbert B. Dixon, Jr. of the District of Columbia
District 6: David F. Bienvenu of Louisiana
District 12: Harry Truman Moore of Arkansas
Section Members-at-Large
Section of Intellectual Property Law
Donald R. Dunner of the District of Columbia
Section of Litigation
William R. Bay of Missouri

Law Student Member-at-Large (2014-2015)
Chloe R. Woods of Missouri

Minority Member-at-Large
Ruthe C. Ashley of California

Woman Member-at-Large
Pamela A. Bresnahan of Maryland

Young Lawyer Member-at-Large
Min K. Cho of Florida

It was noted that the Association’s Constitution provides that the President-Elect automatically becomes the President at the conclusion of the Annual Meeting and William C. Hubbard of South Carolina will assume that office. In addition, Mary T. Torres of New Mexico and G. Nicholas Casey, Jr. of West Virginia will assume the offices of Secretary and Treasurer, respectfully.

Remarks by President-Elect Nominee

President-Elect Nominee Paulette Brown of New Jersey was warmly welcomed by the House after her election. She thanked President Silkenat for his years of leadership and her firm, Edwards Wildman Palmer, for its support. She asked the House to keep true to the goals of the Association to serve its members, improve the profession, eliminate bias and enhance diversity and insure the rule of law. She stated that she believed the Association, everyone working together can give all of our goals the attention they require.

Ms. Brown related that her firm makes a special effort to hire veterans to expedite their return to civilian life and asked if that could be replicated by the Association.

Ms. Brown will serve as the Board of Governors liaison to President-Elect Hubbard’s Commission on the Future of the Legal Profession.

Ms. Brown stated the American Bar Association sets the standard for excellence and that she wanted to make the Association the “go to” organization for lawyers.
Panel Presentation Regarding Legal Education

Chair Carlson recognized Patricia Lee Refo, Chair of the Committee on Issues of Concern to the Legal Profession, to present a panel discussion regarding legal education moderated by Robert Hirshon. Jonathan Lippman, Chief Judge of the New York Court of Appeals, Former Chief Justice Rebecca White Berch of the Arizona Supreme Court and Mathew Kerbis, Chair of the ABA Law Student Division participated. Judge Lippman discussed New York’s fifty hour pro bono and two legal ethic credits requirements for law students. Chief Justice Berch highlighted the declining law school enrollments and rising legal education costs. She noted that Arizona has accelerated bar examination schedules, portable ethics scores via the Uniform Bar Examiners, relaxed admission on motion practice and a program whereby one may obtain continuing legal education credit in exchange for pro bono legal services at the rate of one CLE hour per every five hours of pro bono work. Chief Justice Berch also observed that mentorship and apprenticeship programs have begun to take root in other jurisdictions. Finally, Mr. Kerbis commented on the law student perspective on these initiatives.

Scope Nominating Committee

Estelle Rogers of the District of Columbia, Chair of the Committee on Scope and Correlation of Work, nominated Thomas M. Fitzpatrick of Washington, to serve on the Committee on Scope for a 5-year term beginning at the conclusion of the 2014 Annual Meeting. Chair Rogers then moved to close the nominations. The motion was approved. Chair Carlson later moved the election of Mr. Fitzpatrick. The motion was approved.

Report of Resolution and Impact Review Committee

Jose Feliciano of Ohio, Chair of the Resolution and Impact Review Committee, made a report on behalf of this committee. He referred the House to a written report distributed to the delegates at their desks which reviewed the impact of the 69 Resolutions adopted by the House in 2010. Chair Feliciano also reported that the Committee had produced two videos reflecting resolutions adopted by the House, one concerning Veteran’s Courts and the other related to the Violence Against Women Act. The videos were then presented to the House and roundly applauded.

Delegate-at-Large Election Results

Chair Carlson announced the election of the following members to three-year terms as Delegates-at-Large: Mark D. Agrast of the District of Columbia, Myles V. Lynk of Arizona, Judy Perry Martinez of Louisiana, Barbara Mendel Mayden of Tennessee, Pamela J. Roberts of South Carolina, and David B. Wolfe of New Jersey. Chair Carlson also announced that Michael H. Byowitz of New York was elected to a one-year term.

II. RESOLUTIONS VOTED ON BY THE HOUSE

A brief summary of the action taken on resolutions brought before the House follows. The resolutions are categorized by topic areas and the number of the resolution is noted in brackets.
ARCHIVING

[400A] The House approved by consent Revised Resolution 400A recommending that certain Association policies that pertain to public issues and are 10 years old or older be archived. Items 17 and 31 in the materials distributed to the House were removed from the archival list.

[400B] The House approved by consent Revised Resolution 400B recommending that certain Association policies that pertain to public issues that were adopted through 1994 be archived. Items 76, 84, 135, 136, 205, 367 and 373 in the materials distributed to the House were removed from the archival list.

ASSOCIATION’S ARTICLES OF INCORPORATION

[177B] The House approved by consent Report 177B amending the ABA’s Articles of Incorporation to align the membership qualifications of the American Bar Association with those set forth in its Constitution and Bylaws.

ASSOCIATION’S CONSTITUTION, BYLAWS AND HOUSE RULES OF PROCEDURE

[11-1] Association Member Edward Jacobs of the Virgin Islands presented and the Secretary moved Report 11-1 amending §1.2 of the Constitution to include the following language as one of the purposes of the Association: “to defend the right to life of all innocent human beings, including all those conceived but not yet born.” Mary L. Smith of Illinois, Chair of the Standing Committee on Constitution and Bylaws, reported the action of the standing committee. Mark I. Schickman of California moved to postpone indefinitely consideration of the proposal. Neal R. Sonnett of Florida spoke in support of the motion. Steven K. Hazen of California spoke in opposition to the motion to postpone indefinitely. The proposal was postponed indefinitely.

[11-2] The House approved by consent Report 11-2 amending §10.3 of the Association’s Constitution, and §32.1(d) of the Bylaws to change the name of the “Forum Committee on the Construction Industry” to the “Forum on Construction Law.”

[11-3] The House approved by consent Report 11-3 amending §10.3 and §13.1(c) of the Constitution, and Article 32 of the Bylaws to change all references from “forum committee(s)” to “forum(s)” and to amend the names of each of the six ABA Forums by deleting the word “Committee” therefrom.

[11-4] Daniel W. Van Horn of Tennessee moved Report 11-4 amending §3.1 and §3.3 of the Constitution to include individuals in good standing of a tribal court of any federally recognized tribe as members of the Association.” Michael G. Bergmann of Illinois, Member of the Standing Committee on Constitution and Bylaws, reported the action of the standing committee. Mary L. Smith of Illinois spoke in support of the proposal. The proposal was approved.

[11-5] Daniel W. Van Horn of Tennessee withdrew Report 11-5 which would have amended Article 3 and §6.6 of the Constitution, and Article 21 and §30.5 of the Bylaws to create a new lawyer member category for international lawyers. The report will be subjected to further discussion and redrafting.
[11-6] Daniel W. Van Horn of Tennessee moved Report 11-6 amending §21.6 of the Bylaws to eliminate paragraph (b), thus removing the Disability Waiver Program. Mary L. Smith of Illinois, Chair of the Standing Committee on Constitution and Bylaws, reported the action of the standing committee. Mark D. Agrast of the District of Columbia spoke in support of the proposal. The proposal was **approved**.

[11-7] The House **approved by consent** Report 11-7 amending §30.5 of the Association’s Bylaws, to allow non-U.S. lawyer associates to serve on the Council and in the leadership of the Section of Antitrust Law in accordance with their respective bylaws.

[11-8] The House **approved by consent** Report 11-8 amending §30.5 of the Association’s Bylaws, to allow non-U.S. lawyer associates to serve on the Council and in the leadership of the Section of Environment, Energy and Resources in accordance with their respective bylaws.

[11-9] The House **approved by consent** Report 11-9 amending §30.5 of the Association’s Bylaws, to allow non-U.S. lawyer associates to serve on the Council and in the leadership of the Section of Labor and Employment Law in accordance with their respective bylaws.

[11-10] Michael H. Reed of Pennsylvania moved Report 11-10 amending §31.7 of the Association’s Bylaws to eliminate the Standing Committee on Federal Judicial Improvements and the Standing Committee on Judicial Independence and create one entity, the Standing Committee on the American Judicial System. Mary L. Smith of Illinois, Chair of the Standing Committee on Constitution and Bylaws, reported the action of the standing committee. Peter Bennett of Maine, Sharon Stern Gerstman of New York and Estelle H. Rogers of the District of Columbia spoke in support of the proposal. The proposal was **approved**.

[11-11] The House **approved by consent** Report 11-11 amending §31.7 of the Association’s Bylaws to reconstitute the Special Committee on Disaster Response and Preparedness to the Standing Committee on Disaster Response and Preparedness.

[11-12] Association member William M. Hill of Massachusetts presented and the Secretary moved Report 11-12 amending §32.1(c) of the Association’s Bylaws to eliminate the requirement that to become a member of a forum requires membership in at least one section. Mary L. Smith of Illinois, Chair of the Standing Committee on Constitution and Bylaws, reported the action of the standing committee. Darcee S. Siegal of Florida moved to postpone indefinitely consideration of the proposal. Jennifer Ginger Busby of Alabama and Dennis J. Drasco of New Jersey spoke in support of the motion. Daniel W. Van Horn of Tennessee, Benjamin E. Griffith of Mississippi, Min K. Cho of Florida and Laurel G. Bellows of Illinois spoke in opposition to the motion to postpone. The motion to postpone indefinitely was not approved. Laura V. Farber of California, Robert J. Grey, Jr. of Virginia and Michael E. Flowers of Ohio spoke in support of the proposal. Robert L. Rothman of Georgia, Dennis J. Drasco of New Jersey, Richard Lipton of Illinois and Marshall Wolf of Ohio spoke in opposition to the proposal. The proposal was **approved**.

[11-13] Mary L. Smith of Illinois **withdrew** Report 11-13 amending §2.1 and §6.3 of the Association’s Constitution to define “accredited” and to clarify that the person elected as State Delegate must be accredited to the state for which elected. The proposal was withdrawn to accommodate further discussion and redrafting.
The House approved by consent Report 11-14 amending §4.1 of the Association’s Constitution to require that notice of the annual meeting shall be given to members of the Association 60 days in advance rather than six months.

The House approved by consent Report 11-15 amending the Association’s Constitution and Bylaws as follows: (a) §10.1(b) to authorize the Board of Governors to consider any requests regarding bylaw amendments of sections and divisions; (b) §30.6 to authorize the Board of Governors to consider any requests of sections and divisions to modify their dues structures; and (c) §30.7 to clarify that the Board of Governors no longer considers and approves the times and locations of meetings of sections and divisions.

COURTS

On behalf of the Virgin Islands Bar Association, Adriane J. Dudley of the Virgin Islands moved Resolution 10A urging Congress to amend 28 U.S.C. § 44(c) to insert the phrase “and territory” after the phrase “each state”, so that all states and territories within the jurisdiction of the federal courts of appeal may be represented on its bench. Tom Bolt of the Virgin Islands spoke in support of the resolution. The resolution was approved.

On behalf of the Tort Trial and Insurance Practice Section, Robert S. Peck of the District of Columbia moved Revised Resolution 105A opposing the suspension or delay of the fundamental right to a civil jury trial in the face of difficult fiscal circumstances. The resolution was approved as revised.

On behalf of the Tort Trial and Insurance Practice Section, Robert S. Peck of the District of Columbia moved Revised Resolution 105B commending the American Civil Trial Bar Roundtable for its undertaking the publication of A White Paper on Increasing the Professionalism of American Lawyers, and recommending that bar organizations and others study the existing efforts in the White Paper to enhance their efforts to improve professionalism. The resolution was approved as revised.

On behalf of the Tort Trial and Insurance Practice Section, Robert S. Peck of the District of Columbia, moved Resolution 105C urging states and territories to adopt clearly articulated, transparent and timely procedures to ensure that judges disqualify or recuse themselves in instances where conflict or bias or other grounds exist to warrant recusal in order to assure fair and impartial judicial proceedings. The resolution was approved.

CRIMINAL JUSTICE

On behalf of the Criminal Justice Section, Stephen A. Saltzburg of the District of Columbia moved Revised Resolution 110A urging jurisdictions where capital punishment is permitted to adopt a statute or rule providing an appropriate judicial procedure whereby successors or a legal entity on behalf of an executed individual, may bring and litigate a claim that the individual executed was in fact innocent of the capital offense. Robert L. Weinberg and Estelle H. Rogers of the District of Columbia spoke in support of the resolution. The resolution was approved as revised.
On behalf of the Criminal Justice Section, Neal R. Sonnett of Florida withdrew Resolution 110B adopting the black letter of the ABA Criminal Justice Standards on The Prosecution Function and The Defense Function dated August 2014, to supplant the Third Edition of the (1993) ABA Criminal Justice Standards on The Prosecution Function and The Defense Function. The report will be subjected to additional discussion and redrafting.

**CYBERSECURITY**

On behalf of the Cybersecurity Legal Task Force, Neal R. Sonnett of Florida, moved Revised Resolution 109 encouraging private and public sector organizations to develop, implement, and maintain an appropriate cybersecurity program that complies with applicable ethical and legal obligations. The resolution was approved as revised.

**DISABILITY RIGHTS**

On behalf of the Commission on Disability Rights, Mark D. Agrast of the District of Columbia, moved Resolution 100 supporting prompt ratification by the United States and other nations, of the Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired, or Otherwise Print-Disabled. Susan B. Montgomery of Massachusetts spoke in support of the resolution. The resolution was approved.

**DOMESTIC VIOLENCE**

On behalf of the Commission on Domestic and Sexual Violence, Mark I. Schickman of California moved Revised Resolution 112A adopting the Model Workplace Policy on Employer Responses to Domestic Violence, Sexual Violence, Dating Violence and Stalking (“Model Policy”) and encouraging all employers, public and private, including governments, law schools and the legal profession, to enact formal policies on the workplace responses to domestic violence, dating violence, sexual violence, and/or stalking violence that address prevention and remedies, provide assistance to employees who experience violence, and which hold accountable employees who perpetrate violence. Pamila J. Brown of Maryland and Adriane J. Dudley of the Virgin Islands spoke in support of the resolution. The resolution was approved as revised.

On behalf of the Commission on Domestic and Sexual Violence, Jimmy Goodman of Oklahoma moved Resolution 112B condemning forced marriage as a fundamental human rights violation and form of family violence and of violence against women and urging governments to amend existing laws or enact new laws to prevent, protect and support individuals threatened by forced marriages. The resolution was approved.

**ELECTION LAW**

On behalf of the Standing Committee on Election Law, John H. Young of South Carolina moved Resolution 113A urging states, localities and territories to develop written contingency plans detailing what should be done to preserve the election process in the event of an emergency. Benjamin E. Griffith of Mississippi spoke in support of the resolution. The resolution was approved.
On behalf of the Standing Committee on Election Law, John H. Young of South Carolina moved Revised Resolution 113B urging governments to use all appropriate means to improve enforcement of voting rights for persons with disabilities, including by monitoring elections, and urging election officials to ensure that election personnel and volunteers receive accessibility training. Pamila J. Brown of Maryland spoke in support of the resolution. The resolution was approved as revised.

**HUMAN RIGHTS**

On behalf of the Center for Human Rights, Michael S. Greco of Massachusetts, moved Resolution 300 urging Congress to enact legislation to prevent and punish crimes against humanity and urging the United States government to take an active role in the negotiation and adoption of a new global convention for the prevention and punishment of crimes against humanity. The resolution was approved.

**IMMIGRATION**

On behalf of the Commission on Immigration, Christina A. Fiflis of Colorado moved Resolution 111 adopting amendments to the 2012 ABA Civil Immigration Detention Standards, to encourage Congress and the Department of Homeland Security and Immigration and Customs Enforcement to use segregation for immigration detention only as a last resort for a limited time period and in compliance with other limitations. The resolution was approved.

**INTERNATIONAL LAW**

On behalf of the Section of International Law, Glenn P. Hendrix of Georgia moved Resolution 114A supporting modernization and simplification of the requirements, procedures, laws and regulations to verification of signatures in cross-border contexts in order to increase reciprocal recognition among jurisdictions. The resolution was approved.

On behalf of the Section of International Law, Glenn P. Hendrix of Georgia moved Resolution 114B recognizing the rights of individuals who are lesbian, gay, bisexual or transgender (“LGBT”) as basic human rights and condemning laws, regulations, rules and practices that discriminate against them on the basis of their LGBT status. The resolution was approved.

**LAW AND AGING**

The House approved by consent Resolution 115 as submitted by the Commission on Law and Aging urging Congress to reallocate payroll tax revenues between the Old-Age and Survivors Insurance Trust Fund (OASI) and the Disability Insurance Trust Fund (DI) as needed to prevent depletion of the reserves of either Trust Fund.

**LAW PRACTICE**

On behalf of the Law Practice Division, Tom Bolt of the Virgin Islands moved Resolution 106 urging state and territorial continuing legal education accrediting agencies to approve for mandatory continuing legal education, law practice skills program and training, including the use of technology, law practice management and client relations and not restrict the maximum number of credit hours that can be earned for such programs. The resolution was approved.
LEGAL EDUCATION

[103A] On behalf of the Section of Legal Education and Admissions to the Bar, Ruth V. McGregor of Arizona moved Resolution 103A concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in making amendments dated August 2014 to the ABA Standards for Approval of Law Schools. Standard 206 and Interpretation 305-2 were severed from Resolution 103A. Pauline A. Schneider of the District of Columbia spoke in support of the resolution. The House concurred in the action of the Section.


[103A – Interpretation 305-2] On behalf of the Section of Legal Education and Admissions to the Bar, Pauline A. Schneider of the District of Columbia moved Resolution 103A-Interpretation 305-2 concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in making no amendment to Interpretation 305-2 of the ABA Standards for Approval of Law Schools relating to standards for students earning educational credit during paid field placements. Lauren Robel of Indiana, Tracy A. Giles of Virginia and Myles V. Lynk of Arizona spoke in support of the resolution. Joseph Zeidner of Pennsylvania, Tremaine Teddy Reese of Georgia, Lisa J. Dickinson of Washington and Susan B. Montgomery of Massachusetts spoke in opposition. The House did not concur in the action of the Section of Legal Education and Admissions to the Bar and Interpretation 305-2 was referred back to the Section.

[103B] On behalf of the Section of Legal Education and Admissions to the Bar, Pauline A. Schneider of the District of Columbia moved Resolution 103B concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar to supplant the 2013 ABA Rules of Procedure for Approval of Law Schools. The House concurred in the action of the Section.

LEGAL SERVICES/PRO BONO

[104A] On behalf of the Young Lawyers Division, Christopher A. Rogers of Texas moved Resolution 104A encouraging law schools to create veterans law clinics to ensure that all veterans who cannot afford legal services can access them. Gregory L. Ulrich of Michigan spoke in support of the resolution. The resolution was approved.
On behalf of the Young Lawyers Division Michael G. Bergmann of Illinois moved Revised Resolution 104B urging the appropriate governing bodies of states and territories to adopt a rule permitting and encouraging in-house counsel already authorized to engage in the practice of law to provide pro bono legal services in that jurisdiction. Mary Ryan of Massachusetts spoke in support of the resolution. The resolution was approved as revised.

On behalf of the Standing Committee on Legal Aid and Indigent Defendants, L. Jonathan Ross of New Hampshire, moved Resolution 107 opposing changes in current educational debt loan forgiveness programs for public service lawyers and urging Congress and the Administration to support and continue public service student loan repayment and forgiveness programs. The resolution was approved.

On behalf of the Legal Access Job Corps Task Force, Dwight L. Smith of Oklahoma moved Resolution 108 urging all bar associations and foundations, courts, law schools, legal aid organizations and law firms to create and advance initiatives that marshal the resources of newly-admitted lawyers to meet the unmet legal needs of underserved populations in sustainable ways. The resolution was approved.

PARALEGAL EDUCATION

The House approved by consent Report 102 granting approval and reapproval to several paralegal education programs, withdrawing the approval of four programs at the request of the institutions, and extending the term of approval to several paralegal education programs.

REAL PROPERTY/ HOUSING LAW

On behalf of the Bar Association of the District of Columbia, Myles V. Lynk of Arizona withdrew Report 10B urging governments to continue to enact and enforce rules or legislation that strengthen consumer protections against companies and lawyers engaged in deceptive or fraudulent loan foreclosure rescue practices. The report was withdrawn to allow for input from other entities within the Association.

SPECIALIZATION

The House approved by consent Report 101A amending Section 4.06(C) (Certification Requirements) of the Standards for Accreditation of Specialty Certification Programs for Lawyers to respond to a need to regulate certifying organizations.

The House approved by consent Report 101B granting reaccreditation to six legal specialist certification programs administered by four organizations, and extending the period of accreditation of one program, the Civil Trial Advocacy program of the National Board of Trial Advocacy, until the 2015 Midyear Meeting.
Passing of the Chair’s Gavel

At the conclusion of the meeting of the House on Tuesday, August 12, Chair Carlson thanked the staff and the Committees of the House. He also took a moment to thank his fellow Officers. He also expressed his heartfelt thanks to the Delegates themselves. He took special care to thank his wife, Cindy, for her support over his term. He then passed the gavel to Patricia Lee Refo of Arizona.

Chair Refo extended her thanks to Past Presidents Robert J. Grey Jr. of Virginia and H. Thomas Wells Jr. of Alabama for the opportunities to serve the Association. She also thanked Chair Carlson for his leadership and introduced her husband Don Bivens and their son Andrew.

Closing Business

At the conclusion of the meeting of the House, after various expressions of gratitude and recognitions, the Texas delegation was recognized to make a presentation to the Delegates regarding the 2015 Midyear Meeting in Houston.

Deborah Enix-Ross of New York moved a resolution in appreciation of the Massachusetts and Boston Bar Associations and Special Advisors for their efforts in hosting the meeting. The resolution was approved.

Chair Refo recognized Hilarie Bass of Florida who then moved that the House adjourn sine die. The motion was approved.