

**SUMMARY OF ACTION
AMERICAN BAR ASSOCIATION
BOARD OF GOVERNORS**

**Hyatt Regency Chicago
Chicago, Illinois
February 9-10, 2006**

1. REPORTS OF OFFICERS AND THE EXECUTIVE DIRECTOR

The Board of Governors (Board) received the reports of the President, President-elect, Chair of the House of Delegates, Immediate Past President, Secretary, Treasurer and Executive Director. The minutes of the Board's October 29, 2005, meeting in Boston, Massachusetts, were approved as presented. The minutes of the Executive Committee's October 28, November 4, and December 20, 2005 meetings; and the Executive Committee's January 3, January 19, January 30, and February 9, 2006, meetings were received.

2. MATTERS FOR DIRECT BOARD ACTION

2.1 House Reports

The actions of the Board on Reports with Recommendations to the House of Delegates are reported in the Board's Transmittal Report to the House of Delegates, #177A. Copies of Report #177A are available from the Division for Policy Administration.

2.2 ABA Legislative and Governmental Priorities

The Board approved the following ABA Legislative and Governmental Priorities for the second session of the 109th Congress:

- Access to Legal Education
- Access to Legal Services
- Anti-Terrorism and Preservation of Due Process
- Federal Tort Laws
- Immigration
- Independence of the Judiciary
- Independence of the Legal Profession
- Patent/Trademark Office Funding
- Public Safety and the Preservation of Civil Liberties
- Rule of Law – International
- Tax Simplification
- Youth-at-Risk

2.3 Request to Receive Strategic Plan for Membership Growth and to Proceed with its Implementation with Appropriate Approvals

The Board received the recommendations contained in the Standing Committee on Membership's Strategic Plan for Membership Growth. The Standing Committee will proceed with implementation of the Strategic Plan, subject to final approval of funding during the Association's annual budgeting process. The Strategic Plan for Membership Growth, which outlines a strategy for the ABA to reach 500,000 members by the year 2010, consists of two parts: a) loyalty and positioning of the ABA brand and b) development of initiatives for particular segments of ABA membership.

2.4 Presidential Advisory Council on Diversity in the Profession Presentation Regarding the Conference "Embracing the Opportunities for Increasing Diversity Into the Legal Profession: Collaborating to Expand the Pipeline"

The Board heard a presentation from Evett Simmons, Chair of the Presidential Advisory Council on Diversity in the Profession, regarding the conference "Embracing the Opportunities for Increasing Diversity Into the Legal Profession: Collaborating to Expand the Pipeline," held in November 2005 at Rice University in Houston, Texas. The goals of the conference, in pertinent part, were to: a) examine where the legal profession stands with respect to pipeline diversity; b) produce an Online Diversity Directory, a comprehensive collection of programs and initiatives that enhance diversity in the pipeline to the legal profession; c) publish a Pipeline Projects Tool Book; and d) develop a follow-up plan that monitors and reports on the goals achieved in specific years.

2.5 Presentation Regarding ABA *Journal* Media Kit

The Board heard a presentation from Carol Dinkins, Chair of the ABA *Journal* Board of Editors; Robert Brouwer, ABA *Journal* Interim Publisher; and Liz Sullivan, Director of Marketing and Research for the ABA *Journal*, regarding the 2006 ABA *Journal* Media Kit. The Kit assists *Journal* sales representatives in selling advertising space to both legal business (e.g., Visa, Dell, Canon) and consumer (e.g., technology and travel) advertisers, which in turn, helps to generate a significant amount of non dues revenue for the Association.

2.6 Presentation Regarding the Pulse of the Legal Profession, 2005 – Final Report

Laura L. Metzger, Director of the ABA Market Research Department, presented to the Board a summary of "The Pulse of the Legal Profession, 2005—Final Report." "Pulse" research seeks to identify emerging trends in the legal profession and to understand how the ABA can best serve lawyers in various practice settings and in various stages of their careers. In alternating years, the study is based on qualitative and quantitative approaches. The 2005 "Pulse" Report used qualitative techniques (i.e., focus groups), which allow participants to identify and discuss trends and issues in their own words. Significant issues and trends that emerged from the 2005 "Pulse" study include: a) the

business orientation of law; b) concern regarding work/life balance; c) concern regarding law school debt; and d) changing law firm structures. The 2005 "Pulse" report concluded that although the ABA is generally held in high regard, most lawyers know little about what the ABA actually does; therefore, the most important thing that the ABA can do is to make lawyers aware of what the Association is doing and what it has to offer.

2.7 International Bar Association Report on Rule of Law Issues and Adoption of Resolution

The Board heard a presentation from Francis Neate, President of the International Bar Association (IBA). The IBA, comprised of approximately 20,000 individual lawyer members and over 195 organizational members, is the largest international bar association in the world. Mr. Neate commended the ABA for its international initiatives in Central Europe and Eurasia, Africa, Asia, and Latin America, which promote the Rule of Law, and urged that in the future the ABA and the IBA work together on projects of mutual interest. To that end, the ABA and IBA are organizing a series of regional seminars around the world. The first seminar will be held in September 2006, in Chicago, immediately preceding the 2006 IBA Annual Meeting.

Thereafter, the Board adopted the following resolution supporting the IBA's campaign to advance the Rule of Law throughout the world:

Be it Resolved, That the American Bar Association, having adopted many policies in support of the Rule of Law throughout the world, supports the International Bar Association's campaign to advance the Rule of Law throughout the world, as reflected in the Resolution passed by the IBA Council on September 29, 2005.

2.8 Status Report of Long Range Planning Committee

Michael A. Bedke, Chair of the Long-Range Planning Committee, presented a status report on the Committee's work. The Committee was appointed by President Greco to update and implement the Strategic Plan adopted by the Board in August 2002. The Strategic Plan focuses on Association goals through funding priorities in the areas of: 1) image and rule of law; 2) membership services; 3) revenues; 4) programmatic priorities; and 5) Board management. The Plan is intended to be a work in progress to guide the Board in its fiscal decision making. The Long Range Planning Committee held its first meeting in Boston in October 2005. At that meeting, two subcommittees were formed. One subcommittee will develop several specific recommendations for implementation of the Long Range Plan, and the other will develop a mechanism to ensure that an ABA Long Range Plan is always in place and updated on a continual basis. It is anticipated that an updated Long Range Plan will be submitted to the Board for approval in June 2006.

2.9 Status Reports of Board Ad Hoc Committees

The Board received status reports from the chairs of the following Board entities:

a. Ad Hoc Committee on Board Procedures

President Greco appointed the Ad Hoc Committee on Board Procedures to consider the governance proposals regarding the procedures of the Board of Governors that were recommended by the Section Officers Conference (SOC) at the August 2005 meeting of the House of Delegates. Ad Hoc Committee Chair James M. Sturdivant reported the Ad Hoc Committee hopes to have its final report ready to submit at the June 2006 Board meeting.

b. Ad Hoc Committee on International Guests Program

President Greco appointed the Ad Hoc Committee on the International Guests Program (Program) to consider the existing Program and make recommendations as to its operations, particularly with respect to substantive programming for the guests. Armando Lasas-Ferrer, Chair of the Ad Hoc Committee, and Stephen Zack, a member of the Ad Hoc Committee, reported that the Ad Hoc Committee reviewed the results of surveys regarding the Program that were distributed to Program hosts by the ABA International Liaison Office. Based on its review, the Ad Hoc Committee concluded that the Program is very well received by international guests and serves a useful purpose. The Committee has made the following preliminary recommendations to strengthen and improve the Program: i) provide international guests with the option of having a host; ii) rely on past presidents, former members of the Board, and former leaders of the Section of International Law, rather than current Board members, to serve as hosts; iii) in addition to soliciting suggestions for the international roundtable discussion from the international guests, provide a list of roundtable discussion topics from which international guests can choose; and iv) continue the new practice of providing a list of CLE programs that might be of interest to international guests, including programs of the Section of International Law and other relevant sections.

c. Ad Hoc Committee on Substantive Issues

The Ad Hoc Committee on Substantive Issues was appointed to consider the way the Board and its meetings presently function. The Committee has made recommendations with respect to ways in which to better engage the interests and talents of members of the Board on issues of broader significance to the Association. Ad Hoc Committee Chair Louise Michaux Gonzales reported that the Committee asked the Board for its thoughts and comments regarding the Board and how it functions. Based on these comments, the Ad Hoc Committee determined that, generally, there are two types of issues the Board considers: i) issues that come before the Board and/or the Board committees and ii) other broader, substantive issues that do not come before the Board on a regular basis (e.g., Rule of Law issues, independence of the judiciary). To keep the Board better informed regarding the work of the Board committees, beginning with the

February 2006 Board meeting, the Ad Hoc Committee identified and also asked each Board Committee Chair to identify matters of particular interest considered by each Board committee that would warrant further discussion by the full Board. In addition, the Ad Hoc Committee requested that Board members bring to its attention issues of broader significance that could be discussed by the full Board at future Board meetings.

d. Dues Pricing Strategy Advisory Group

The Dues Pricing Strategy Advisory Group was created to recommend the level of the planned Fiscal Year 2006-2007 dues increase to the Standing Committee on Membership and to the Finance Committee of the Board, and to strategically examine the entire ABA dues structure to determine and recommend how to configure dues to best meet the objectives of the Strategic Plan for Membership Growth. James Baird, Chair of the Dues Pricing Strategy Advisory Group, reported that the Advisory Group has held two meetings and has four additional meetings scheduled. It is anticipated that the Advisory Group will submit a report to the Board within the next twelve to eighteen months.

2.10 Fund for Justice and Education

The Board, sitting as the members of the Board of the American Bar Association Fund for Justice and Education (ABA/FJE): a) approved the minutes of the October 29, 2005, meeting of the ABA/FJE Board as presented; and b) accepted the ABA/FJE restricted grants and contributions received or awarded through December 31, 2005, and not previously reported, as requested by the Association's Grant Development & Administration Office.

2.11 Consent Calendar: Report of Board Committee Chairs

The Board adopted the Consent Calendar as presented by the Secretary. Action on all items contained on the Consent Calendar is set forth in items 3 through 5 of this Summary of Action relating to the reports of the Board Committees.

2.12 Report of the Executive Director Search Committee

In executive session, the Board received a report from the Chair of the Executive Director Search Committee.

2.13 Good and Welfare Discussion

There were no items for discussion.

2.14 Memorial Resolution for Board Member Burnham H. (Hod) Greeley

The Board passed a resolution recognizing the accomplishments, standards and achievements of Burnham H. (Hod) Greeley of Hawaii, a member of the current Board of Governors, who passed away on January 26, 2006.

3. OPERATIONS AND COMMUNICATIONS COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

3.1 Requests for Bylaw Amendments

a. Criminal Justice Section

Subject to certain clarifications and/or revisions being made to various sections of the Bylaws, and subject to approval by the Section membership at the Section Annual Meeting, the Board approved the request of the Criminal Justice Section to amend its bylaws, in pertinent part, to: i) reorganize Section Committees into Divisions supervised by an expanded Executive Committee; ii) create five Vice-Chairs at Large, a Budget Officer, and a First Vice-Chair as new officers; iii) eliminate the Council Member at Large position; and iv) retain former Chairs as voting members of the Council for an additional two years after service as Last Retiring Chair. The Section Council approved the proposed changes on November 5, 2005.

b. National Conference of State Trial Judges (NCSTJ) (Judicial Division)

The Board approved the request of the National Conference of State Trial Judges (NCSTJ) of the Judicial Division to amend its bylaws to create the "Fellows of the National Conference of State Trial Judges" to recognize outstanding service to the NCSTJ and the state judiciary. The NCSTJ approved the proposed amendment at the 2005 Annual Meeting.

c. Standing Committee on Group and Prepaid Legal Services (American Prepaid Legal Services Institute (API)) and American Prepaid Legal Services Foundation (APF)

Subject to nonsubstantive revisions being made, the Board approved the request of the Standing Committee on Group and Prepaid Legal Services to amend the bylaws of the American Prepaid Legal Services Institute (API) and the American Prepaid Legal Services Foundation (APF) to permit election by acclamation of members of the API/APF Board of Directors in the event the number of candidates on the ballot equals the number of elected API/APF Board member vacancies. The proposed amendments were passed by the API/APF Board on January 13, 2006. The bylaws of API and APF require that the ABA Board of Governors approve bylaw amendments passed by the API/APF Board of Directors.

3.2 Nominations

a. ABA Journal Board of Editors

The Board elected Laura Farber of Pasadena, California; and re-elected Bernard F. Ashe of Delmar, New York, and Hon. Bernice B. Donald of Memphis, Tennessee, to the ABA *Journal* Board of Editors, all for three-year terms to expire at the conclusion of the

2009 ABA Annual Meeting.

b. Organization for the Advancement of Structured Information Standards (OASIS) Legal XML Section (Standing Committee on Technology and Information Systems (SCOTIS))

The Board i) extended the term of appointment of the ABA's representative to the Organization for the Advancement of Structured Information Standards (OASIS) Legal XML Section from one year to three years; and ii) re-elected Rolly L. Chambers of Charlotte, North, Carolina, as the ABA representative to OASIS, for a three-year term, to expire in June 2009, as requested by the Standing Committee on Technology and Information Systems. The Board approved outside membership in the LegalXML, Inc. standards organization in October 2000. LegalXML became a member section of the successor OASIS in 2002.

c. Criminal Justice Section Request to Re-establish ABA Representation in the American Correctional Association's Commission on Accreditation for Corrections (ACA-CAC) and to Elect ABA Representative to ACA-CAC

The Board i) re-established ABA representation in the American Correctional Association's Commission on Accreditation for Corrections (ACA-CAC) and ii) elected Professor Lynn S. Branham of Grand Rapids, Michigan, as the ABA's representative to ACA-CAC for a three-year term to begin in August 2006, as requested by the Criminal Justice Section.

d. National College of District Attorneys Board of Regents (Criminal Justice Section)

The Board re-elected Robert Del Tufo of New York, New York, as the ABA's representative to the National College of District Attorneys Board of Regents for a second three-year term, effective January 2006, as requested by the Criminal Justice Section.

3.3 Requests to Establish Awards

a. Section of Labor and Employment Law

The Board approved the Section of Labor and Employment Law's request for: i) approval to establish the annual "Federal Labor and Employment Lawyer of the Year" award to recognize career federal lawyers who work in the area of labor and employment law; and ii) a waiver of the ABA policy prohibiting travel expense reimbursement for the ABA Annual Meeting to permit the Section to subsidize the travel costs of the award recipient to the Annual Meeting to accept the award. The award will be a plaque valued at approximately \$200 and will be paid for with Section funds. No ABA general revenues are requested or required.

b. Senior Lawyers Division

The Board approved, with a condition, the Senior Lawyers Division request for:
i) approval to establish the annual "John H. Pickering Award of Achievement" to be presented to a lawyer or judge, not necessarily an ABA member, who has consistently demonstrated outstanding legal ability and service to the profession and the community; and ii) a waiver of the ABA policy prohibiting travel expense reimbursement for the ABA Annual Meeting to permit the Section to subsidize the travel costs of the award recipient to the Annual Meeting to accept the award. The award will be of engraved glass and valued at approximately \$300. The award will be paid for with Section funds. No ABA general revenues are requested or required.

c. Standing Committee on Governmental Affairs

The Board approved the request of the Standing Committee on Governmental Affairs to present, beginning in 2006 during ABA Day, "Certificates of Appreciation" to i) a maximum of three state, local, and/or specialty bar associations or access to justice commissions; and ii) a maximum of three individual ABA members who were instrumental in advocating successfully for the Association's legislative priorities during each Congressional session. The cost of the certificates will be minimal and will be paid for through the Governmental Affairs Office budget. In 1999 the Board authorized the then-Special Committee on Governmental Affairs to present during the annual ABA Day in Washington, DC, "Certificates of Appreciation" to key members of Congress who advocated for ABA positions.

3.4 Center for Rule of Law Initiatives Request for Approval to Co-Brand USAID Funded Materials

The Board adopted a resolution permitting compliance with co-branding regulations required for ABA rule of law projects funded by grants from the United States Agency for International Development (USAID), as requested by the Center for Rule of Law Initiatives.

3.5 Law Student Division Proposal Regarding Selection Process for the Law Student Division Representative to the Board of Governors

The Board adopted the Law Student Division's proposed process for selecting the Law Student Division representative to the Board of Governors.

3.6 Section of Science and Technology Request for Approval of a Section-Only Member Benefit Program

The Board approved the Section of Science and Technology's request to: a) promote American Association for the Advancement of Science (AAAS)/Science Magazine, the Journal of the AAAS, to current and potential Section members; and b) offer a one-year AAAS membership to Section members at the \$99 rate, which is the lowest promotional rate offered by AAAS. Any renewals will be handled by AAAS at the regular AAAS rate.

The Board's approval was with the understanding that the Section's promotion of the AAAS/Science Magazine will comply with the ABA policy on "Endorsement of Products or Publications of Other Organizations."

3.7 Standing Committee on Membership Request to Amend Endorsement Policy

The Board adopted a proposed amendment to the ABA policy regarding "Endorsement of Products or Publications of Other Organizations" to permit the ABA Membership and Marketing Division to communicate the features or offerings of ABA Member Benefit programs to all or certain segments of the ABA membership and/or the public, if such communication is a statement of fact verified by the Office of the General Counsel and approved by the Executive Director, and if the applicable marketing agreement indemnifies the Association from claims arising from such communication.

3.8 Blanket Authority Technical Comment and Reviewing Entity Requests

a. Health Law Section Request for Technical Commenting Authority

The Board approved, with an amendment, the Health Law Section's request to submit to the Internal Revenue Service and the Department of the Treasury technical comments under the Association's Blanket Authority Procedure.

b. Judicial Division Request to Serve as Reviewing Entity for Technical Comments Submitted by Section of Labor and Employment Law

The Board referred back to the Judicial Division the Division's request for approval to serve as a reviewing entity for technical comments submitted by the Section of Labor and Employment Law under the Association's Blanket Authority Procedure. The referral will permit the Division to clarify which Section of Labor and Employment Law technical comments the Division wishes to review.

B. MATTERS OF INDEPENDENT JURISDICTION

3.15 Requests for Co-Sponsorships

a. President-elect Karen J. Mathis

The Operations and Communications Committee approved the request of President-elect Mathis to co-sponsor with the International Bar Association (IBA) a program tentatively titled "Rule of Law Symposium: A Plan for Action" on September 16-17, 2006, in Chicago, Illinois. The date and location of the Symposium were scheduled to coincide with the 2006 Section Officers Conference and the 2006 Annual Meeting of the IBA, both of which will be held in Chicago. The Symposium, which is a follow up to the ABA's November 2005 International Rule of Law Symposium, will focus specifically on what lawyers and bar associations around the world can do to address global problems. In approving the request, the Operations Committee understood that: i) any resulting

publication or product will be jointly prepared by representatives of the ABA and the IBA and will be submitted to the Standing Committee on Publishing Oversight for approval; ii) the cost of the Symposium will be paid for through the Presidential Initiatives budget; and iii) no additional ABA general revenues are requested or required.

b. Commission on Mental and Physical Disability Law

The Operations and Communications Committee approved the request of the Commission on Mental and Physical Disability Law to permit the Department of Justice, various legal employers, national disability groups, and other related groups to co-sponsor the first ABA National Conference on the Employment of Lawyers with Disabilities. In approving the request, the Operations Committee understood that: i) the role of each of the proposed co-sponsors will be limited to publicizing the conference among their various constituencies and sending at least one representative to the Conference; ii) the Commission is holding the Conference in cooperation with President Greco, the ABA President's Office and the Equal Employment Opportunity Commission; iii) the Conference will be funded through registration fees and corporate and law firm donations earmarked to the ABA Fund for Justice and Education; and iv) no ABA general revenues are requested or required.

c. Commission on Racial and Ethnic Diversity in the Profession

The Operations and Communications Committee approved the request of the Commission on Racial and Ethnic Diversity in the Profession to co-sponsor a conference titled "Breaking Barriers, Building Bridges" with the Chicago Bar Association and various local specialty bar associations in Chicago on May 12, 2006. In approving the request, the Operations Committee understood that: i) the Chicago Bar Association will handle all financial aspects of the program; ii) the ABA will have no financial responsibility or obligations; and iii) no ABA general revenues are requested or required.

d. Appellate Judges Conference

The Operations and Communications Committee approved the request of the Appellate Judges Conference (AJC) of the ABA Judicial Division to co-sponsor with the Appellate Judges Education Institute (AJEI) and the Southern Methodist University Dedman School of Law the AJC Council of Appellate Lawyers seminar, the Appellate Judges Spencer-Grimes seminar, and AJC Council of Appellate Staff Attorneys seminar, all of which will be held on November 9-11, 2006, in Dallas, Texas. Effective September 1, 2003, the ABA and AJEI entered into an Agreement under which the AJEI assumed the operation and administration of the educational programs that had formerly been conducted by the AJC. Pursuant to the Agreement, the ABA will regularly co-sponsor AJEI educational programs. In approving the request, the Operations Committee understood that funding for the seminar will be provided in accordance with the aforementioned Agreement.

e. Section of International Law

The Operations and Communications Committee approved the request of the Section of International Law to co-sponsor with the U.S. Chamber of Commerce, the American Chamber of Commerce in China, and the National Association of Manufacturers the Section's "SME Advisory IPR Program." The program provides a free, one-hour consultation for American small and medium size enterprises (SMEs) with an experienced volunteer attorney regarding the protection of intellectual property rights in China. The Section will maintain a database of lawyers who are interested in providing consultations. The Operations Committee's approval of the request was with the understanding that: i) no ABA general revenues are requested or required; ii) when an SME agrees to use the service, the SME agrees that the ABA is not responsible for and makes no warranty regarding the advice received; and iii) the Section will publicize the SME Advisory IPR Program as a "limited free consultation" and not as "pro bono assistance."

f. Senior Lawyers Division

The Operations and Communications Committee approved the request of the Senior Lawyers Division to conduct with the National Arbitration Forum (NAF) a survey of Division members to determine their interest in serving as Alternative Dispute Resolution (ADR) neutrals and also to determine what continuing education may be needed to practice as ADR neutrals. In approving the request, the Operations Committee understood that: i) survey questions will be developed jointly by the Division and NAF and will be approved in advance by ABA senior management; ii) prior to publishing any educational materials and/or presenting educational programs, the Division will obtain all necessary approvals from the standing committees on Publishing Oversight and Continuing Legal Education, as appropriate; iii) the survey will be conducted pursuant to a sponsorship agreement that is presently being reviewed by the ABA General Counsel, and under the agreement, NAF would pay all costs associated with survey development and analysis; iv) there is no financial commitment or liability on the part of the Division; and v) no ABA general revenues are requested or required.

g. Section of Administrative Law and Regulatory Practice

The Operations and Communications Committee approved the request of the Section of Administrative Law and Regulatory Practice to co-sponsor for three years with the Association for Transportation Law, Logistics and Policy a luncheon program in Washington, DC, that features a panel of Congressional representatives providing their perspectives on pending and future legislation in the field of transportation. The Chairs of the Section's Transportation Law Committee will invite speakers, and Section staff will provide marketing, registration and catering services for the luncheon. In approving the request, the Operations Committee understood that: i) only Section funds will be used for program expenses; ii) costs of the program will be covered by an event registration fee; iii) the Section will also retain 100 percent of any net proceeds in order to fund future programs; and iv) no ABA general revenues are requested or required for the program.

3.16 Meetings Outside the United States - Section of Taxation

The Operations and Communications Committee was notified that the Section of Taxation plans to co-sponsor with the International Bar Association's Tax Section (and other outside organizations listed in the request) a CLE program, "*The Sixth Annual Tax Planning Strategies--U.S and Europe*" Conference, in Rome, Italy, on March 30-31, 2006. In the notification, the Section states that it has submitted a request for approval of co-sponsorship of the CLE program to the Standing Committee on Continuing Legal Education.

PROGRAM AND PLANNING COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

4.1 Young Lawyers Division

a. Request to Establish Division Support Fund

The Board approved the request of the Young Lawyers Division for the creation and implementation of a Division Program Support Fund, to be maintained within the ABA Fund for Justice and Education, for the deposit and disbursement of outside funding that specifically supports the public service initiatives of the Division. The Board's approval was with the understanding that the Division will comply with the new guidelines of the Finance Committee Task Force on Program Support Funds when the guidelines are established and approved by the Board of Governors.

b. Request for Emergency Supplemental Funding for *The Young Lawyer* Publication

This item was withdrawn.

4.2 Task Force on Access to Civil Justice and Standing Committee on Legal Aid and Indigent Defendants Request to Reallocate Funding for Creation of an ABA Resource Center for Access to Justice Initiatives

The Board took the following action regarding the request of the Task Force on Access to Civil Justice and the Standing Committee on Legal Aid and Indigent Defendants (SCLAID) that \$69,000 in funding currently allocated to the Division for Legal Services be reallocated to the Task Force on Access to Civil Justice to establish the "ABA Resource Center for Access to Justice Initiatives": The Board a) approved the reallocation of \$30,000 from a vacant position in the Division for Legal Services Fiscal Year 2005-2006 general revenue budget to the SCLAID budget and b) also approved the reallocation of an additional \$39,000 from the Division for Legal Services to SCLAID to support a staff position, if during the Fiscal Year 2006-2007 budget process, these funds are approved.

4.3 Section of Dispute Resolution Request to Establish Program Support Fund

The Board approved the request of the Section of Dispute Resolution for the creation and implementation of a Dispute Resolution Program Support Fund, to be maintained within the ABA Fund for Justice and Education, for the deposit and disbursement of outside funding that specifically supports the public service initiatives of the Section. The Board's approval was with the understanding that the Section will comply with the new guidelines of the Finance Committee Task Force on Program Support Funds when the guidelines are established and approved by the Board of Governors.

4.4 Standing Committee on Substance Abuse Request for ABA to Co-sponsor a Summit/Conference on Unified Family Courts and to Seek Outside Funding

The Board approved the request of the Standing Committee on Substance Abuse a) for the ABA to co-sponsor with the University of Baltimore School of Law's Center for Families, Children and the Courts a conference/summit on unified family courts in spring 2007 and b) to seek outside funding for the proposed conference/summit. The Board's approval was with the understanding that planning and execution of the conference will occur in full partnership with the Judicial Division's National Conference of State Trial Judges Coordinating Committee on Unified Family Courts.

B. MATTERS OF INDEPENDENT JURISDICTION

1. Approval of Requests To Seek Outside Funds

The Program and Planning Committee reviewed a total of fifty-seven requests for approval to seek outside funds. Twenty-six of the requests were for entirely new programs, and the balance of the requests were for ongoing programs. The Program and Planning Committee agreed to recommend approval of all the requests with the understanding that no new general revenue be approved on any potential grants requiring an ABA match. Further, should any program require new general revenue as part of its match, it must come back to the Program and Planning Committee for separate approval through the budget process prior to approval of the grant.

2. Three-Year Planning Review

The Program and Planning Committee reviewed all three-year plans for programmatic entities and developed responses for each entity.

3. Review of International Entities

As part of its ongoing review of like entities to ensure coordination and collaboration on programs, the Program and Planning Committee heard presentations from the following entities on their work in international programming: ABA Center for Rule of Law Initiatives, Section of Business Law, Center for Human Rights, Section of Individual Rights and Responsibilities, Section of International Law, and the Senior Lawyers Division.

FINANCE COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

5.1 Request to Accept Fiscal Year 2004-2005 Audited Financial Statements and A-133 Single Audit

The Board accepted the Fiscal Year 2004-2005 audited financial statements and the A-133 Single Audit.

5.2 Standing Committee on Audit Request for Emergency Supplemental Funding to Conduct Risk Assessment and Develop Internal Audit Plan

The Board approved the reallocation of \$35,000 from the current general revenue operating budget to conduct the Audit Risk Assessment and develop the Internal Audit Plan requested by the Standing Committee on Audit.

5.3 Task Force on General Agreement on Trade in Services (GATS) Legal Services Negotiations

The Board approved \$5,000 in emergency supplemental funding for the Task Force on General Agreement on Trade in Services (GATS) to cover expenses associated with the Task Force's increasing activities due to the upcoming developments in the ongoing World Trade Organization negotiations on trade in services.

5.4 President Greco's Request for International Travel Budget Increase

The Board approved the reallocation of \$25,000 from the current general revenue operating budget to support President Greco's international travel.

B. MATTERS OF INDEPENDENT JURISDICTION

None for consideration.