

Board Committee on Operations
Referral List
January 7, 2010

Category I – Change in Date Only

January # 1

California Rules of Court, Rule 9.30, Admission to Practice Law – Legal Education, Proposed Amendments

This RAC item was previously anticipated to be submitted for RAC's January 7, 2010 meeting, however, due to other priorities the responsible staff now requests that it be considered at RAC's March 4, 2010 meeting, and also that it be scheduled back-to-back by RAC and the Board in July, 2010.

Responsible Staff: Gayle Murphy

Recommendation: RAC: ~~Jan/May~~ **March/July** BOG: ~~May~~ **July**

January # 2

Status Report on Multi-jurisdictional Practice

This non-action report item was previously anticipated to be presented at RAC's January 7, 2010 meeting, however, due to other priorities the responsible staff now requests that it be considered at RAC's March 4, 2010 meeting.

Responsible Staff: Gayle Murphy

Recommendation: RAC: ~~Jan~~ **March** BOG: N/A

Category II – Possible Committee Reassignments

None

Category III – New Matters Requiring Assignment to the Appropriate Board Committee

January # 3

Approval of Riverside County Bar rules of procedure for fee arbitrations.

New rules of procedure which follow State Bar's Model Rules are submitted for approval upon recommendation of the Mandatory Fee Arbitration Committee.

Responsible Staff: Jill Sperber

Recommendation: **DOC – Jan** **BOG-Jan**

January # 4

Proposed revisions to the State Bar Guidelines and Minimum Standards for the Operation of Mandatory Fee Arbitration Programs-release for public comment.

Request for release for public comment two revisions to the Minimum Standards: 1) include requirement of automatic award of post-award interest and 2) prohibit program from conditioning entitlement to a three member panel upon the party's agreement to accept binding arbitration.

Responsible Staff: Jill Sperber
Recommendation: DOC – Jan/March BOG- March

January # 5

Proposed revisions to the State Bar Model Rules of Procedure for Fee Arbitrations-release for public comment.

Request for release for public comment proposed revisions to the State Bar's Model Rules of Procedure for Fee Arbitrations. Revisions seek to include minimum standards previously omitted; correct model rules to accurately track the statutory language they seek to explain, and modify rules to reflect recommended best practices.

Responsible Staff: Jill Sperber
Recommendation: DOC – March/May BOG- May

January # 6

Designation to review local bar association fee arbitration rules to discipline committee

B&P Code section 6200(d) has been amended, effective January 1, 2010, to allow the Board to designate the final review of local bar fee arbitration rules to a committee. This item would designate the discipline committee (currently called the Discipline Oversight Committee) to review and approve local bar rules and subsequent local bar rule changes.

Responsible Staff: Jill Sperber
Recommendation: DOC – Jan BOG-Jan

January # 7

The Integrated Life Insurance Production and Administration Agreement-Proposed Approval

The Integrated Life Program Agreement between Marsh Affinity Group Services (Marsh) and The State Bar of California (State Bar) was recommended for renewal by the Committee on Group Insurance Programs (COGIP) at its October 2009 Planning Session. The new contract is a five-year roll-over agreement commencing on April 22, 2010. The terms of the contract remain the same, including Marsh's guaranteed annual State Bar sponsorship fee. An addendum includes restrictions on use of State Bar Marks. COGIP recommends adoption of the renewed contract and will present its recommendation to MIRS and the Board at its January 2010 meeting.

Responsible Staff: Starr Babcock
Recommendation: MIRS – Jan BOG- Jan

January # 8

Criminal Law Advisory Commission, Interim Appointment of Member

This legal specialization commission has a public member vacancy and requests that the vacancy be filled at the January meeting.

Responsible Staff: Phyllis Culp

Recommendation: MIRS – Jan

BOG- Jan

January # 9

Council on Access and Fairness, Interim Appointment of Member

This committee has two vacancies due to recent resignations. The committee requests that the vacancies be filled at the January meeting.

Responsible Staff: Patricia Lee

Recommendation: MIRS – Jan

BOG- Jan

January # 10

Commission on Judicial Nominees Evaluation—Reappointment of Member

A current second-year commissioner is eligible for reappointment to the 2010 Commission and has received a satisfactory evaluation, as is required for reappointment consideration. The 2nd year commissioner's current term expires February 28, 2010. However, last year, he did not submit an application for reappointment to the 2010 Commission and was not reappointed when the Board considered this matter in July 2009. Recently, a 2010 commissioner notified us that she will resign because of a work conflict. The 2nd year commissioner has had changes to his work schedule and he is now able to make the time commitment required for the Commission's work in 2010. Therefore, he has submitted his application for reappointment. In view of the need to retain experienced commissioners for the 2010 Commission, both the 2009 Chair and the 2010 Chair recommend the 2nd year's reappointment.

Responsible Staff: Heidi Schwab-Wihelmi

Recommendation: MIRS – Jan

BOG- Jan

January # 11

2009 Financial Statement Audit – discussion with Macias Gini

This will be a discussion of the Audit Plan for Year-End Audit.

Responsible Staff: Peggy Van Horn

Recommendation: Audit – Jan

BOG – N/A