1. Approval of July 27, 2017 Meeting Minutes

Commissioner Dixon made a motion to approve the July 27, 2017 meeting minutes as submitted; the motion was seconded and it passed.

2. Finance Committee Report

The Finance Committee met prior to the Board meeting, and Secretary-Treasurer Dixon reported on the Committee’s discussion and recommendations regarding the following:

A. Approved the July 26, 2017 meeting minutes as submitted;
B. Received eight proposals in response to the audit RFP; a subcommittee of the Finance Committee reviewed the proposals and narrowed them down to four; following the four accounting firms’ presentations to the Finance Company, the committee recommended accepting the proposal from CLA and authorizing Interim Executive Director Richard Spinello and CFO David Powell to negotiate the price of the contract with CLA within the established parameters discussed by the committee; Commissioner Dixon made a motion to approve the committee’s recommendation and the motion passed;
C. Recommended removing Joe Conte as a signer on all State Bar and NM State Bar Foundation bank accounts and certificates of deposit; Commissioner Dixon made a motion to approve the recommendation and the motion passed; and
D. Received a request from the Committee on Women and the Legal Profession for additional funding for the Justice Pamela Minzner permanent award at the NM Court of Appeals Building in Albuquerque; $500 had been budgeted for the award; however, the cost of the award select is $2,500; recommended approving an additional $1,000 for the award from the BBC outreach donations line item; Commissioner Dixon made a motion to approve the recommendation and the motion passed.
3. **Financials**

CFO David Powell reported that financials reflect the transfer of $106,778.44 for the direct expenses of the Bar Foundation to the State Bar, as approved by the Board at the July meeting. Commissioner Dixon made a motion to accept the August 2017 financials and the motion passed.

4. **Approval of 2018 State Bar Budget**

President-elect Pool went through the highlights of the 2018 State Bar Budget, which includes the YLD and SLD Budgets. The ECL Program will be moving from the Bar Foundation to the State Bar where it is better aligned with the Bridge the Gap Mentorship Program and other law practice management programs of the State Bar. The administrative fees were reallocated to group them together and now include Pro Hac Vice, which used to be a separate line item. The State Bar budgeted $80,000 for JLAP and will also be receiving outside support from theDisciplinary Board for the program. He reported that the budget is balanced with a four percent increase in active dues and there is a $70,100 deficit without a dues increase.

The Finance Committee recommended approval of the budget with a four percent dues increase and amendments to remove funding for the Art Jaramillo Summer Law Clerk Program in the amount of $7,500 and increase the BBC/Travel & Conferences by $5,500 and BBC/Outreach Donations by $2,000 since that line item had been reduced. Commissioner Burton recommended that in lieu of a dues increase, the Board request $70,100 from the Supreme Court to administer the IOLTA fund. Interim Executive Director Richard Spinello explained that the ATJ fund, which includes the pro bono contributions, Pro Hac Vice and IOLTA, covers the expenses for the IOLTA Conference, professional malpractice insurance and the pro bono committees, and the Court distributes money from the fund to the legal services providers once a year. The IOLTA accounts generate between $160,000 and $180,000 in interest annually. The State Bar charges the voluntary bars a four percent administrative fee and the Disciplinary Board a two percent administrative fee. Commissioner Allison stated that we should look into charging a reasonable fee to administer the IOLTA fund, but that it should be looked at separately from the budget deficit.

Following discussion, the Board decided to approve the YLD and SLD Budgets separately. Commissioner Pool made a motion to approve the 2018 YLD Budget; the motion was seconded and it passed. Commissioner Pool made a motion to approve the 2018 SLD Budget; the motion was seconded and it passed. Commissioner Pool made a motion to approve the 2018 State Bar Budget, as amended by the Finance Committee, with a four percent increase in active dues; the motion was seconded and it passed.

5. **Executive Committee Report**

President Holloman reported that the committee met on September 6 to review the meeting agendas.

6. **Executive Session**

The Board went into executive session to discuss the executive director search and a personnel issue. In open session, President Holloman reported that no action was taken.

7. **Law Related Education for New Mexico Students**

LRE (Law Related Education) has developed resources and programs for elementary, middle and high school students to improve civics education, the administration of justice and to prepare students for responsible citizenship. The State Bar of Texas put together a LRE platform at [www.texaslre.org](http://www.texaslre.org). State Bar member Shavon Ayala attended the meeting to provide information on the Oyez, Oyez, Oh Yay! Program, which teaches students about landmark cases in history and the role of the different parts of government. She presented an overview of the Texas Bar’s LRE platform on their website. She requested that the Board adopt the program by forming a committee and assist with getting volunteers to make the website more New Mexico specific. APS would like students to participate in the program in an effort to improve their critical thinking. She requested that a link to the Texas Bar’s website be placed on our Website. Commissioner Sawyer made a motion to provide a link on the State Bar’s website with a statement that teachers are allowed to use the information and to form a committee to look at for New
Mexico. President Holloman requested volunteers to serve on the committee, and Commissioners Sawyer, Moran, Allison, Cruz, and Dixon volunteered. YLD Chair Garcia will appoint a representative from the Division. A notice will be published in the Bar Bulletin requesting additional volunteers for the committee.

8. **Unbundling Conference**

A draft agenda on the Better Access through Unbundling Conference, scheduled for October 26-27, 2017 in Denver, was included in the materials. John Greacen suggested that someone should attend the conference to discuss increasing unbundling law practice in New Mexico and using the Legal Aid Portal to aggregate a market for this type of service. Director of Legal Services Stormy Ralstin stated that ECL will be looking at unbundling. Following discussion, no action was taken. The Board asked Ms. Ralstin to keep them apprised of any updates.

9. **2018 Board Officer Election**

At the July meeting, Commissioner Cruz was nominated to the position of Secretary-Treasurer and Commissioner Dixon was nominated to the position of President-elect for 2018. No other nominations were received. Commissioner Burton made a motion to elect Commissioner Dixon as President-elect for 2018 by acclamation; the motion was seconded and it passed. Commissioner Fitzwater made a motion to elect Commissioner Cruz as Secretary-Treasurer for 2018 by acclamation; the motion was seconded and it passed.

10. **Annual Review of Sections and Committees**

Pursuant to Article IX, Section 9.4, of the State Bar Bylaws, sections and committees scheduled for sunset in a given year must submit a petition to continue the section/committee by September 1. The following were scheduled for review this year and submitted petitions for continuance which were included in the materials:

   **Committees:**  
   Committee on Women and the Legal Profession  
   Historical Committee

   **Sections:**  
   Children’s Law Section  
   Criminal Law Section  
   Employment and Labor Law Section  
   Indian Law Section  
   Prosecutors Section

Commissioner Kallunki made a motion to continue all of the above committees and sections; the motion was seconded and it passed.

11. **President Report**

President Holloman will report on the following:

   **A. Annual Meeting**

   All of the revenues and expenses for the Annual Meeting have been received, which resulted in a net loss of $11,350; however, the Annual Meeting should not be a profit making event and it was a successful event overall. He received a lot of good feedback and the survey results reflected that the attendees enjoyed the programming and events.
B. **NCBP Annual Meeting**

He attended the National Conference of Bar Presidents Annual Meeting in New York. He found the meetings interesting but thought they would be more useful for incoming presidents, since a lot of ideas are discussed that could be put into place in the future.

C. **Chief Justice Judith K. Nakamura's Request to Update the Report on the Status of Women Attorneys in New Mexico**

Correspondence from Chief Justice Nakamura was distributed at the meeting in which she requested assistance with updating the Task Force on Women and the Legal Profession’s 1990 Final Report on the Status of Women Attorneys in New Mexico. Following discussion, the Board referred it to the Bar’s Committee on Women and the Legal Profession, which will also be updating the Gender Equality in the Courts Handbook. He will inform Justice Nakamura that the Board supports the request and we will provide the Court with the updates once their completed.

Interim Executive Director Richard Spinello reported that the Committee on Diversity in the Legal Profession is going to begin its next decennial study on minorities in the profession next year and the cost will be approximately $15,000 - $25,000.

12. **2018 Board of Bar Commissioners Meeting Dates**

President-elect Pool reported on the 2018 Board meeting dates as follows: February 23, May 18, August 9 (in conjunction with the Annual Meeting at the Hyatt Regency Tamaya Resort; the Finance Committee meeting will be held on August 8), October 12, and December 13 (in conjunction with the new officer swearing-in ceremony at the Supreme Court). He will be forming an Annual Meeting Committee or Task Force, which will include the officers and members of the Executive Committee, to begin looking at speakers for the 2018 Annual Meeting and also discuss future annual meetings.

13. **Interim Executive Director Report**

Interim Executive Director Richard Spinello’s written report was included in the materials. He noted that the report includes highlights of the significant developments, updates and events since the last Board meeting. He noted that Constitution Day is September 17 and this is the 230th anniversary. The YLD coordinates with schools throughout the state to provide free Constitutions to fifth-grade students and volunteer attorneys to educate students about the Constitution. The State Bar prints and distributes approximately 5,000 Constitution booklets for this project each year. Copies of the Constitution were distributed to each commissioner.

14. **Bar Commissioner District and Division (SLD, YLD & PD) Reports**

Commissioners and division representatives reported on meetings and activities in their districts and divisions. YLD Chair Tomas Garcia reported on the various events that the YLD coordinated for Constitution Day, in addition to upcoming events, including a Mentorship BBQ at the Law School on September 28 which pairs up mentors with mentees, and a Wills for Heroes event in Taos in October. Paralegal Division Liaison Barbara Lucero reported that the Division has two CLE programs scheduled for September 23 and December 1. Senior Lawyers Division Delegate Jack Burton reported that the Division is providing scholarships to three third-year UNM Law School students this year at their Attorney Memorial Scholarship Reception at the State Bar on November 14. The Division is also planning an event in 2018 to recognize judges who have been on the bench twenty or more years. Commissioner Brooks reported on Celebrate Pro Bono, which the ABA has dedicated an entire week in October to the National Celebration of Pro Bono, and in New Mexico, the local Judicial District Court Pro Bono Committees have extended to span the entire month of October; she and other commissioners reported on the various pro bono events across the state over the next month and a half.

15. **New Business**

There being no new business, the meeting was adjourned.