



**South
Carolina
Bar**

House of Delegates



April 2020

Dear Member of the House:

The House of Delegates of the South Carolina Bar will convene at 10:00 a.m. on Thursday, May 6, 2021 via Zoom. Instructions have been forwarded to you via email. Your participation will be noted through Zoom and Charmy Medlin will confirm what we have recorded after the meeting.

The proposed agenda precedes the first tab of the attached book. You may remove for discussion any item from the Consent Agenda before the agenda is adopted at the start of the meeting. Please remember the restrictions on positions which may be supported by a mandatory bar association. There is a brief description of these restrictions behind the agenda.

The virtual format is not conducive to in-depth debate. Therefore, we will be taking up a limited agenda. We appreciate your patience as we navigate through this format and ask that you respect your fellow House members by making your remarks succinct and pertinent.

During the Assembly, Mary E. Sharp will be sworn in as President of our Bar by the Honorable Stephanie P. McDonald.

If I can assist you in any way prior to the meeting, please do not hesitate to contact me.

Sincerely yours,

A handwritten signature in black ink that reads "Chris Koon".

Christopher R. Koon
Chair



April 2021

Dear House of Delegates:

Thank you for your service to our Bar through your membership in the House of Delegates. The current circumstances call for innovative measures and I appreciate your willingness to participate in our virtual House meeting.

During the course of the meeting, a portion of our agenda is allotted for me to address the House with brief remarks and a summary of year-end highlights. I am excited about sharing our accomplishments with you.

We have a limited agenda in that a virtual format does not lend itself to extensive debate but as always, your attention to and input regarding these matters is very much appreciated.

It has been a pleasure serving as your Bar President this year!

Sincerely,

A handwritten signature in blue ink, appearing to read "R. Laney".

Roy F. Laney
President

AGENDA
SOUTH CAROLINA BAR HOUSE OF DELEGATES
May 6, 2021 @ 10:00 a.m.

CALL TO ORDER
SET THE AGENDA

Christopher R. Koon
Chair

- | | |
|--|--|
| 1. Approval of Consent Agenda
a. Approval of Minutes of Meeting Held on May 20, 2020
b. Receipt of March Financial Statements
c. Request from Family Law Section to Amend Bylaws
d. Request from SLD to Amend Bar Constitution and Division Bylaws | Christopher R. Koon
Chair |
| 2. Presentation of Solo and Small Firm Lawyer of the Year | Steven Epps
Section Chair |
| 3. Presentation of Law Related Education Lawyer of the Year | Walter G. Dusky
Committee Member
16 th Circuit Delegate |
| 4. Report on the Activities of the SC Bar Foundation | Megan Seiner
Foundation Executive Director |
| 5. Report of the President | Roy F. Laney
President |
| 6. Election of the Members of the Nominating Committee | Russell T. Infinger
Secretary |
| 7. Approval of Bar and CLE Division Budgets | J. Hagood Tighe
Treasurer |
| 8. Recognition of Outgoing President | Mary E. Sharp
President-Elect |

Recess to Convene Assembly

Roy F. Laney
President

*** Special Order**

Installation of Board Members, Officers and President

President	Mary E. Sharp
President-Elect	J. Hagood Tighe
Treasurer	Russell T. Infinger
Secretary	Shaheena R. Bennett
Board, 2 nd Judicial Region	Sidney J. Evering
Board, 4 th Judicial Region	E. Scott Moise
Board, At Large	TBD
Board, YLD Representative	Pierce T. MacLennan
Board, YLD Representative	Paige Chamberlain Ornduff
Board, SLD Representative	John O. McDougall
ABA State Bar Delegate	Hon. James E. Lockemy
ABA State Bar Delegate	Teckla S. Henderson
SLD President	A. Sandy Cruickshanks, IV
YLD President	Jeanmarie Tankersley

Keller v. State Bar of California, 496 U.S. 1 (1990)

“Here the compelled association and integrated bar are justified by the State’s interest in regulating the legal profession and improving the quality of legal services. The State Bar may therefore constitutionally fund activities germane to those goals out of the mandatory dues of all members. It may not, however, in such manner fund activities of an ideological nature which fall outside of those areas of activity.” 496 U.S. at 13-14.

“Precisely where the line falls between those State Bar activities in which the officials and members of the Bar are acting essentially as professional advisors to those ultimately charged with the regulation of the legal profession, on the one hand, and those activities having political or ideological coloration which are not reasonably related to the advancement of such goals, on the other, will not always be easy to discern.” 496 U.S. at 15.

Minutes
House of Delegates
May 14, 2020

The House met on May 14, 2020, via video conference. Participating were Grady Baldwin Anthony; Kenneth C. Anthony, Jr.; Amy Elizabeth Armstrong; Jacob Shuler Barker; J. Leeds Barroll, IV; Mark S. Berglind; Susan B. Berkowitz; Joseph Pawel Bias; Matthew M. Billingsley; Margaret Miles Bluestein; Amanda Morgan Blundy; James Edward Bradley; Melody Joy Edelman Breeden; Twana Nakeya Burris-Alcide; Derek Mitchell Bush; Beverly A. Carroll; George B. Cauthen; Randall L. Charpia; Matthew W. Christian; Gary Christmas; Amie L. Clifford; M. Dawes Cooke, Jr.; Darra W. Cothran; Leslie A. Cotter, Jr.; Robert Scott Dover; Jane Harris Downey; Martin S. Driggers, Jr.; Liam Donovan Duffy; Walter George Dusky; Eric K. Englehardt; Frank L. Eppes; F. Cordes Ford, IV; Allen O. Fretwell; Debra J. Gammons; Tiffany D. Gibson; Bernadette Shawan Gillians; Robert Fredrick Goings; Harry L. Goldberg; Wm. Douglas Gray; Jack D. Griffeth; Martha L. Hamel; Doward Keith Karvel Harvin; Daryl G. Hawkins; Teckla S. Henderson; Amy L.B. Hill; Sean Joseph Hinton; John Croom Colvin Hunter; Russell Thomas Infinger; Charles Epps Ipock; Justin S Kahn; Robert Lawton Kilgo, Jr.; Charles A. Kinney, Jr.; Wes A. Kissinger; Christopher R. Koon; Lanneau Wm. Lambert, Jr.; LeRoy Free Laney; Jonathan William Lounsberry; Pierce Talmadge MacLennan; Garry D. Malphrus; Walter Keith Martens; Karla Cecilia Martinez Lainez; John Lucius McCants; J. Edwin McDonnell; John O. McDougall; Sara Leslie McIntosh; Tyler Andrew Melnick; Joseph S. Mendelsohn; David B. Miller; Steven T. Moon; Elizabeth Fulton Morrison; George E. Morrison; Meredith Brooks Moss; Catherine E. Mubarak; John Hammond Muench; Randall K. Mullins; Adam Christopher Ness; Elizabeth Foy Nicholson; Greg Ohanesian; James Graham Padgett, III; Alice F. Paylor; Jason P. Peavy; Ross Buchanan Plyler; Sheally Venus Poe; Benjamin R. Pogue, III; Ashlin Blanchard Potterfield; Michelle Duncan Powers; Tommy D Preston, Jr.; Edward K. Pritchard, III; Jacob Howell Raehn; Robert Lawrence Reibold; Martha M. Rivers Davisson; Pamela Jane Roberts; Martha Kent Runey; Nancy Doherty Sadler; Carmelo Barone Sammataro; Stephen T. Savitz; Florence Patricia Scarborough; Brittany Dreher Senerius; Mary Elizabeth Sharp; Nancy E. Shealy; Reid T. Sherard; Cheryl D. Shoun; Lana H. Sims, Jr.; Jasmine Denise Smith; Lisa Lee Smith; Michael Benjamin Smith; Henry B. Smythe, Jr.; Christian Giresi Spradley; J. Benjamin Stevens; Megan Finch Stevens; Randell Croft Stoney, III; Hal M. Strange; Fred W. Suggs, Jr.; David L. Tedder; William R. Thomas; John Hagood Tighe; Thomas S. Tisdale, Jr.; Charles Smith Verdin, IV; Robert Bruce Wallace; Regina B. Ward; Elizabeth H. Warner; Ayesha Tonette Washington; J. Calhoun Watson; David Wesley Whittington; Robert M. Wilcox; Marguerite S. Willis; Sheila Marlouvon Willis; Mitchell Willoughby; Ashleigh R. Wilson; William Marvin Wilson, III; Carrington Salley Baker Wingard; William K. Witherspoon; David Whitten Wolf and Clinton Joseph Yarborough.

Guests present were: The Honorable Donald Beatty and Megan S. Seiner.

Representing the Bar staff were: Monica Briscoe; Mary-Kathryn Craft; Betsy Goodale; Charmy Medlin; David M. Ross; and Jason Stokes.

Chair Rusty Infinger called the meeting to order. A quorum was declared present.

Mr. Laney moved to allow privileges of the floor to nonmembers. The motion was seconded, and it was approved.

Mr. Suggs moved to adopt the agenda. The motion was seconded, and it was approved.

Mr. Infinger noted that the names of two House members had been omitted from the January 2020 minutes. The master minutes had been edited to show that Clarence Davis and Greg Ohanesian were in attendance. Mr. Cooke moved to approve the Consent Agenda - approval of the minutes of the January 23, 2020, meeting, and receipt of March Financial Statements. The motion was seconded, and it was approved.

Ms. Goodale recognized the 2020 Pro Bono Lawyer of the Year, Olivia Jones.

Ms. Seiner provided a report on the activities of the SC Bar Foundation including the status of IOLTA funds and giving trends. She noted the addition of Historical Society videos and thanked Dean Wilcox and President Carroll for their support.

Under report of the President, Ms. Carroll provided an overview of the Bar's COVID-19 response including the webpage dedicated to Court orders and announcements, the Bar staff working remotely, the Lawyers Helping Lawyers program, PMAP, and Pro Bono Program efforts. She noted efforts to continue to build relationships with local bars and the creation of a local bar leaders SC Bar Connect community. In closing, she thanked House members for their support.

At this time the House adjourned to convene the Assembly.

Following the Assembly, the House reconvened.

The following members were elected to the Nominating Committee: Teckla Henderson and Daryl Hawkins (Region 2); Martin Driggers, Jr. (Region 3) and Shawan Gillians (Region 4).

Ms. Sharp presented Bar and CLE Division budgets for 2020-21 and moved approval. The motion was seconded, and it was approved.

Mr. Laney recognized outgoing Bar President Carroll with a commemorative plaque and gift.

There being no further business, the meeting was adjourned.

Minutes
South Carolina Bar Assembly
May 14, 2020

President Carroll convened a meeting of the Assembly and declared a quorum was present.

President Carroll recognized and thanked outgoing Board members. She called on incoming Bar officers and Board members for installation.

Following the installation of officers and Board members, the Honorable Donald Beatty presented brief remarks and installed Roy F. Laney as President of the South Carolina Bar. Mr. Laney was recognized to make remarks.

Upon conclusion of the business for which it had convened, the Assembly was adjourned.

TO: House of Delegates

FM: Hagood Tighe, Treasurer

DT: April 2021

RE: Financial Reports

The fiscal year financial reports through March 31, 2021 are attached. Page 1 is the balance sheet for general, section, grant and other funds. Page 9 includes the balance sheet for the Lawyers' Fund for Client Protection. Page 10 is the CLE Division balance sheet.

As reflected on page 1, since July 1, 2020 the general, section, grant and other funds have increased by \$2,190,138. Net assets held in sections increased \$146,387; see page 6. Net assets held in Grants and Other Funds increased \$37,198; see page 8. Note the discipline assessments expense due to the Supreme Court has been accrued as of March 31, 2021 – both revenue and expense is reflected in the Grants.

Through March, the net asset increase for SC Bar was \$2,010,203, as seen on the third column on page 2. The increase in 2020 as of the same period was \$1,683,921. The budgeted increase for the year was of \$1,882,350. A net asset increase is necessary at this point each year to fund expenses throughout the calendar year. Thus, the Bar net assets increase is \$101,113, or ahead of budget.

The deviations of \$25,000 or more in year-to-date SC Bar revenues as compared to YTD budget are:

There are no deviations of \$25,000 or more.

The deviations of \$25,000 or more in expenses as compared to YTD budget are:

FICA & Employee Benefits: Higher medical insurance premiums than was projected when the budget was prepared.

Delegate Expense: Less in-person meetings/travel related to the COVID-19 pandemic.

Senior Lawyers: Less in-person meetings/travel related to the COVID-19 pandemic.

The organization currently holds one mortgage on the parking lot located at 918 and 924 Hampton Street; the current loan balance on this mortgage is \$612,433.

Page 11 reflects that the CLE Division's net asset increase was \$315,203. The budgeted net asset increase was \$248,700, resulting in a favorable position against budget of \$66,503.

The deviations in CLE revenues of \$25,000 or more are:

Seminar Income: The deficit is due to cancellation of in-person seminars and mediation training(s) due to pandemic.

eCLE Access Income: The surplus is from due to higher eCLE registrations as there

have been no in-person training during the pandemic.

Convention Income: The deficit is from lower than anticipated registration revenue for the virtual convention. Exhibitor and sponsorship revenue was lower due to the convention not being in-person.

The deviations in CLE expenses of \$25,000 or more are:

Equipment Maintenance: Unanticipated contractual expenses not included in budget.

Seminar Direct: Expenses low due to cancellation of all live seminar and mediation training(s).

eCLE Access: Expenses higher due to increased participation due to pandemic.

Convention: Expenses lower than anticipated due to virtual convention.

Lawyers' Fund for Client Protection net assets have increased \$396,988, for the fiscal year ended March 31, 2021, a figure found in the middle of page 8. The increase in fiscal year 2020 as of the end of March was an increase of \$87,695. The LFCP Fund balance as of March 31, 2021 was \$2,742,836.

SOUTH CAROLINA BAR
BALANCE SHEET
For the Nine Months Ending Wednesday, March 31, 2021

	YTD
CURRENT ASSETS	
CHECKING ACCOUNT	\$302,482.43
MONEY MARKET	4,485,563.30
DISCIPLINE ASSESSMENT	972,041.39
INVESTMENTS	1,695,905.71
ACCOUNT RECEIVABLES	12,438.34
PREPAID EXPENSES	85,361.01
CONTRA ACCOUNTS DUE	110,213.17
TOTAL CURRENT ASSETS	\$7,664,005.35
PLANT	
OFFICE EQUIPMENT	192,013.07
BUILDING & LAND	881,845.13
BUILDING # 2	6,115,290.69
TOTAL PLANT FUND	\$7,189,148.89
TOTAL ASSETS	\$14,853,154.24
CURRENT LIABILITIES	
ACCOUNTS PAYABLE	8,079.24
PREPAID RENT	1,125.00
PERSONNEL PAYABLES	221,549.79
DUE:BF & COUNTY BAR	22,419.00
DEFERRED REVENUE	104,052.73
OTHER LIABILITIES	970,410.40
NOTES PAYABLE-CURRENT	661,724.31
TOTAL CURRENT LIABILITIES	\$1,989,360.47
LONG TERM LIABILITIES	
TOTAL LIABILITIES	\$1,989,360.47
 BEGINNING OF YEAR GENERAL FUND BALANCE	 9,243,888.35
BEGINNING OF YEAR LAWYER REFERRAL FUND	713,082.05
BEGINNING OF YEAR GRANT FUND BALANCE	433,981.85
BEGINNING OF YEAR SECTION FUND BALANCE	282,703.72
TOTAL BEGINNING OF YEAR FUND BALANCE	10,673,655.97
 YTD REVENUE	 6,235,547.82
YTD EXPENSES	4,045,410.02
NET CHANGE	2,190,137.80
FUND BALANCE	\$12,863,793.77
TOTAL LIABILITIES AND FUND BALANCE	\$14,853,154.24

SOUTH CAROLINA BAR
Income Statement Budget Variance
For the Nine Months Ending Wednesday, March 31, 2021

	MONTHLY ACTUAL	MONTHLY BUDGET	YTD ACTUAL	YTD BUDGET	ANNUAL BUDGET
REVENUE					
LICENSE FEES	\$11,253.88	\$0.00	\$3,714,766.38	\$3,705,500.00	\$3,705,500.00
FEES TOWARDS BUILDING	0.00	0.00	486,810.00	485,100.00	485,100.00
INTEREST	1,958.28	500.00	22,063.81	12,600.00	25,000.00
LRS PERCENTAGE FEE	35,662.02	35,000.00	266,354.13	248,000.00	350,000.00
LRS SUBSCRIPTION FEE	1,300.00	0.00	68,450.00	60,000.00	60,000.00
MARKETING FEES	11,367.90	1,000.00	37,842.13	19,000.00	22,800.00
SC LAWYER	1,946.50	2,000.00	65,434.20	60,000.00	84,000.00
LAWYERS DESK BOOK	70.00	0.00	39,668.20	40,000.00	40,000.00
STAFF SUPPORT	0.00	0.00	0.00	0.00	56,000.00
RENTS RECEIVED	3,669.00	3,700.00	32,896.00	33,300.00	44,000.00
ADR CERTIFICATION	9,200.00	9,200.00	71,050.00	75,700.00	88,000.00
MISCELLANEOUS FEES	35.00	100.00	17,495.50	17,900.00	18,200.00
LAW STUDENT AFFILIATES	0.00	0.00	0.00	0.00	0.00
SALES TAX	0.00	0.00	3,468.11	4,700.00	4,700.00
TOTAL REVENUES	\$76,462.58	\$51,500.00	\$4,826,298.46	\$4,761,800.00	\$4,983,300.00
EXPENSES					
SALARIES	136,605.94	136,700.00	1,305,957.47	1,272,300.00	1,946,100.00
FICA & EMPLOYEE BENEFITS	25,391.79	25,200.00	360,153.99	352,000.00	610,100.00
BUILDINGS	13,967.77	10,500.00	106,968.70	103,500.00	172,600.00
EQUIPMENT & SOFTWARE	0.00	0.00	3,476.51	4,800.00	20,500.00
EQUIP. MAINTENANCE & LICENSES	23,039.82	12,000.00	163,764.81	154,700.00	182,700.00
OFFICE SUPPLIES	689.93	0.00	7,809.15	11,100.00	24,300.00
POSTAGE	0.00	0.00	4,116.30	4,800.00	12,000.00
TELEPHONE	3,405.83	2,000.00	21,274.10	13,800.00	18,500.00
PROFESSIONAL FEES	21,696.25	9,500.00	40,421.25	21,500.00	44,500.00
BOND/INSURANCE	3,091.10	1,000.00	8,119.40	9,600.00	12,800.00
STAFF EXPENSE	1,051.21	1,000.00	5,481.00	14,200.00	28,700.00
DUES/SUBSCRIPTIONS/BOOKS	0.00	0.00	2,840.40	1,900.00	3,000.00
CASUAL LABOR/HIRING	0.00	0.00	285.00	0.00	2,000.00
DELEGATE EXPENSE	0.00	0.00	404.00	44,100.00	69,600.00
OFFICERS' EXPENSE	0.00	0.00	0.00	0.00	4,200.00
MEMBERSHIP SERV. COMMITTEES	120.22	800.00	23,504.47	34,700.00	156,900.00
PRACTICE MANAGEMENT ASST.	0.00	0.00	3,033.31	6,700.00	21,500.00
RISK MANAGEMENT	82.00	900.00	627.75	4,800.00	10,000.00
LAWYERS HELPING LAWYERS	2,129.32	2,000.00	30,044.10	24,700.00	61,300.00
MEMBERSHIP BENEFITS	11,796.81	12,600.00	91,943.15	79,400.00	112,800.00
YOUNG LAWYERS	9,828.05	9,800.00	77,441.24	81,000.00	194,700.00
SENIOR LAWYERS	0.00	0.00	6,323.65	33,600.00	54,000.00
GOVERNMENT RELATIONS	170.00	0.00	8,000.46	7,500.00	53,000.00
JUDICIAL EVALUATION	1,250.00	1,250.00	1,250.00	2,250.00	12,500.00
PRO BONO	0.00	0.00	17,530.85	17,600.00	62,600.00
ASK-A-LAWYER	0.00	0.00	(650.00)	500.00	29,700.00
CLIENT ASSISTANCE PROGRAM	0.00	0.00	355.60	500.00	1,000.00
ADR CERTIFICATION	0.00	0.00	365.83	2,000.00	2,500.00
REFERRAL SERV. MARKETING	26,630.85	27,000.00	98,301.31	98,400.00	125,000.00
LAW RELATED EDUCATION	4,044.78	5,000.00	24,624.84	100,700.00	260,800.00
PUBLIC RELATIONS	0.00	0.00	1,288.23	500.00	12,500.00
SC LAWYER	34,490.41	34,700.00	185,609.04	181,500.00	220,200.00
LAWYERS DESK BOOK	0.00	0.00	32,857.78	32,800.00	34,000.00
CONTRIBUTIONS	0.00	0.00	0.00	0.00	0.00
CREDIT CARD FEES	8,015.70	0.00	108,409.77	90,000.00	93,000.00
SHORT TERM PROJECTS	0.00	0.00	0.00	0.00	5,000.00
LAW STUDENT AFFILIATES	0.00	0.00	0.00	0.00	4,500.00
SALES TAX	5.43	0.00	3,211.38	1,000.00	1,000.00
BUILDING AND LAND DEBT	7,883.37	7,900.00	70,950.33	71,000.00	94,700.00
CONTINGENCY EXPENSES	0.00	0.00	0.00	0.00	205,100.00
TOTAL EXPENSES	\$335,386.58	\$299,850.00	\$2,816,095.17	\$2,879,450.00	\$4,979,900.00
NET CHANGE	(\$258,924.00)	(\$248,350.00)	\$2,010,203.29	\$1,882,350.00	\$3,400.00

SOUTH CAROLINA BAR
Government Relations
Statement of Revenue and Expenses
For the Nine Months Ending Wednesday, March 31, 2021

	MONTHLY ACTUAL	MONTHLY BUDGET	YTD ACTUAL	YTD BUDGET	ANNUAL BUDGET
REVENUE					
	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
EXPENSES					
SALARIES	0.00	0.00	0.00	0.00	0.00
FICA & EMPLOYEE BENEFITS	0.00	0.00	0.00	0.00	0.00
EQUIPMENT & FURNITURE	0.00	0.00	0.00	0.00	0.00
EQUIPMENT & MAINTENANCE	0.00	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00
POSTAGE	0.00	0.00	0.00	0.00	0.00
TELEPHONE	0.00	0.00	0.00	0.00	0.00
PROFESSIONAL FEES	0.00	0.00	0.00	0.00	0.00
STAFF EXPENSE	0.00	0.00	0.00	0.00	0.00
GOVERNMENT RELATIONS	170.00	0.00	8,000.46	7,500.00	53,000.00
TOTAL EXPENSES	\$170.00	\$0.00	\$8,000.46	\$7,500.00	\$53,000.00
NET BALANCE	(\$170.00)	\$0.00	(\$8,000.46)	(\$7,500.00)	(\$53,000.00)

Lawyer Referral Service
Statement of Revenue and Expenses

REVENUE					
LRS PARTICIPATION FEES	\$35,662.02	\$35,000.00	\$266,354.13	\$248,000.00	\$350,000.00
LRS SUBSCRIPTION FEES	1,300.00	0.00	68,450.00	60,000.00	60,000.00
TOTAL REVENUES	\$36,962.02	\$35,000.00	\$334,804.13	\$308,000.00	\$410,000.00
EXPENSES					
SALARIES	8,169.80	0.00	74,333.37	66,000.00	66,000.00
FICA & EMPLOYEE BENEFITS	3,865.79	0.00	27,370.09	26,300.00	26,300.00
BUILDING	0.00	0.00	1,000.00	4,000.00	4,000.00
EQUIPMENT & FURNITURE	0.00	0.00	0.00	0.00	0.00
EQUIPMENT & MAINTENANCE	0.00	0.00	3,213.50	5,700.00	5,700.00
OFFICE SUPPLIES	0.00	0.00	400.00	1,600.00	1,600.00
POSTAGE	0.00	0.00	0.45	0.00	0.00
TELEPHONE	0.00	0.00	1,274.67	800.00	800.00
PROFESSIONAL FEES	0.00	0.00	600.00	600.00	600.00
STAFF EXPENSE	0.00	0.00	34.94	0.00	0.00
BOND / INSURANCE	0.00	0.00	0.00	600.00	600.00
DUES /SUBSCRIPTIONS	0.00	0.00	0.00	100.00	100.00
CASUAL LABOR	0.00	0.00	0.00	0.00	0.00
ADVERTISING	26,630.85	27,000.00	95,434.50	96,000.00	121,000.00
GENERAL EXPENSES	0.00	0.00	2,866.81	2,400.00	4,000.00
TOTAL EXPENSES	\$38,666.44	\$27,000.00	\$206,528.33	\$204,100.00	\$230,700.00
NET BALANCE	(\$1,704.42)	\$8,000.00	\$128,275.80	\$103,900.00	\$179,300.00

SOUTH CAROLINA BAR
Statement of Revenue and Expense
Young Lawyers Division
For the Nine Months Ending Wednesday, March 31, 2021

	MONTHLY ACTUAL	MONTHLY BUDGET	YTD ACTUAL	YTD BUDGET	ANNUAL BUDGET
REVENUE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
EXPENSES					
ANNUAL CONVENTION	0.00	0.00	0.00	0.00	39,500.00
SERVICE TO THE PUBLIC	0.00	0.00	10,144.30	6,500.00	6,500.00
SERVICE TO THE BAR	0.00	0.00	34,432.08	27,200.00	27,200.00
STRATEGIC PLANNING	0.00	0.00	0.00	0.00	0.00
DELEGATE EXPENSE	0.00	0.00	1,752.27	25,300.00	25,300.00
ADMINISTRATIVE	0.00	0.00	4,583.22	2,600.00	2,600.00
PUBLICATIONS/SCYL	0.00	0.00	14,610.97	9,600.00	9,600.00
PROJECT COMPLETION	0.00	0.00	2,191.35	0.00	0.00
TOTAL EXPENSES	\$0.00	\$0.00	\$67,714.19	\$71,200.00	\$110,700.00
NET BALANCE	\$0.00	\$0.00	(\$67,714.19)	(\$71,200.00)	(\$110,700.00)

SOUTH CAROLINA BAR
SECTIONS FUND BALANCES
For the Nine Months Ending Wednesday, March 31, 2021

	YTD
CONSTRUCTION LAW SECTION	
BEGINNING FY FUND BALANCE	\$23,368.94
YTD REVENUE	7,540.95
YTD EXPENSES	266.00
FUND BALANCE	<u>\$30,643.89</u>
CONSUMER LAW SECTION	
BEGINNING FY FUND BALANCE	4,956.53
YTD REVENUE	2,515.00
YTD EXPENSES	300.00
FUND BALANCE	<u>\$7,171.53</u>
CORPORATE, BANKING & SECURITIES SECTION	
BEGINNING FY FUND BALANCE	26,625.35
YTD REVENUE	5,685.00
YTD EXPENSES	300.00
FUND BALANCE	<u>\$32,010.35</u>
CRIMINAL LAW SECTION	
BEGINNING FY FUND BALANCE	16,137.33
YTD REVENUE	5,700.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$21,837.33</u>
DISPUTE RESOLUTION SECTION	
BEGINNING FY FUND BALANCE	6,690.53
YTD REVENUE	4,890.00
YTD EXPENSES	300.00
FUND BALANCE	<u>\$11,280.53</u>
EMPLOYMENT AND LABOR LAW SECTION	
BEGINNING FY FUND BALANCE	4,445.90
YTD REVENUE	7,687.35
YTD EXPENSES	0.00
FUND BALANCE	<u>\$12,133.25</u>
ENVIRONMENTAL & NATURAL RESOURCES SECTION	
BEGINNING FY FUND BALANCE	10,780.81
YTD REVENUE	3,875.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$14,655.81</u>
FAMILY LAW SECTION	
BEGINNING FY FUND BALANCE	20,832.63
YTD REVENUE	17,284.01
YTD EXPENSES	65.34
FUND BALANCE	<u>\$38,051.30</u>
GOVERNMENT LAW SECTION	
BEGINNING FY FUND BALANCE	3,597.02
YTD REVENUE	4,530.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$8,127.02</u>
HEALTH CARE LAW SECTION	
BEGINNING FY FUND BALANCE	8,775.79
YTD REVENUE	4,860.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$13,635.79</u>

SOUTH CAROLINA BAR
SECTIONS FUND BALANCES
For the Nine Months Ending Wednesday, March 31, 2021

	<u>YTD</u>
MILITARY LAW SECTION	
BEGINNING FY FUND BALANCE	634.97
YTD REVENUE	1,785.00
YTD EXPENSES	352.32
FUND BALANCE	<u>\$2,067.65</u>
PROBATE, ESTATE PLANNING AND TRUST	
BEGINNING FY FUND BALANCE	10,497.08
YTD REVENUE	10,860.00
YTD EXPENSES	430.17
FUND BALANCE	<u>\$20,926.91</u>
REAL ESTATE PRACTICE SECTION	
BEGINNING FY FUND BALANCE	34,188.12
YTD REVENUE	15,360.00
YTD EXPENSES	65.34
FUND BALANCE	<u>\$49,482.78</u>
SOLO AND SMALL FIRM PRACTITIONERS	
BEGINNING FY FUND BALANCE	34,031.19
YTD REVENUE	21,950.00
YTD EXPENSES	1,435.00
FUND BALANCE	<u>\$54,546.19</u>
TAX LAW SECTION	
BEGINNING FY FUND BALANCE	3,834.52
YTD REVENUE	5,720.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$9,554.52</u>
TORTS AND INSURANCE PRACTICE SECTION	
BEGINNING FY FUND BALANCE	49,950.00
YTD REVENUE	10,480.00
YTD EXPENSES	65.34
FUND BALANCE	<u>\$60,364.66</u>
TRIAL AND APPELLATE ADVOCACY SECTION	
BEGINNING FY FUND BALANCE	16,722.11
YTD REVENUE	9,840.00
YTD EXPENSES	130.68
FUND BALANCE	<u>\$26,431.43</u>
WORKERS' COMPENSATION SECTION	
BEGINNING FY FUND BALANCE	6,634.90
YTD REVENUE	9,600.00
YTD EXPENSES	65.34
FUND BALANCE	<u>\$16,169.56</u>
BEGINNING OF YEAR FUND BALANCE	282,703.72
YTD REVENUE	150,162.31
YTD EXPENSES	3,775.53
TOTAL NET ASSET CHANGE	<u>146,386.78</u>
ENDING FUND BALANCE	<u><u>\$429,090.50</u></u>

GRANTS & OTHER
FUND BALANCES
For the Nine Months Ending Wednesday, March 31, 2021

	YTD
ASK-A-LAWYER 19/20	
BEGINNING OF YEAR FUND BALANCE	\$15,000.00
YTD REVENUE	0.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$15,000.00</u>
ASK-A-LAWYER 20/21	
YTD REVENUE	10,000.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$10,000.00</u>
LRE GRANT FUND 20/21	
YTD REVENUE	63,332.00
YTD EXPENSES	95,882.00
FUND BALANCE	<u>(\$32,550.00)</u>
LRE SALES AND REGISTRATIONS	
BEGINNING OF YEAR FUND BALANCE	85,744.21
YTD REVENUE	9,735.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$95,479.21</u>
PRO BONO OTHER	
BEGINNING OF YEAR FUND	137,636.89
YTD REVENUE	65,228.32
YTD EXPENSES	0.00
FUND BALANCE	<u>\$202,865.21</u>
PB INDIGENT SERVICE FEE	
BEGINNING OF YEAR FUND	91,845.52
YTD REVENUE	119,994.33
YTD EXPENSES	107,135.35
FUND BALANCE	<u>\$104,704.50</u>
DISCIPLINARY FUND 20/21	
BEGINNING OF YEAR FUND	1,670.99
YTD REVENUE	971,050.40
YTD EXPENSES	970,410.40
FUND BALANCE	<u>\$2,310.99</u>
DISPUTED FEES	
BEGINNING OF YEAR FUND	24,641.11
YTD REVENUE	0.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$24,641.11</u>
LAWYER REFERRAL SERVICE	
BEGINNING OF YEAR FUND	713,082.05
YTD REVENUE	0.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$713,082.05</u>

GRANTS & OTHER
FUND BALANCES
For the Nine Months Ending Wednesday, March 31, 2021

	<u>YTD</u>
LGOA GRANT - PRO BONO	
BEGINNING OF YEAR FUND BALANCE	4,351.57
YTD REVENUE	0.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$4,351.57</u>
 PARALEGAL CERTIFICATION	
BEGINNING OF YEAR FUND BALANCE	10,352.60
YTD REVENUE	5,225.00
YTD EXPENSES	1,302.10
FUND BALANCE	<u>\$14,275.50</u>
 BANK OF AMERICA GRANT	
BEGINNING OF YEAR FUND BALANCE	57,477.63
YTD REVENUE	0.00
YTD EXPENSES	42,701.61
FUND BALANCE	<u>\$14,776.02</u>
 LAWYERS HELPING LAWYERS	
BEGINNING OF YEAR FUND BALANCE	5,261.33
YTD REVENUE	150.00
YTD EXPENSES	0.00
FUND BALANCE	<u>\$5,411.33</u>
 BEGINNING OF YEAR FUND BALANCE	 1,147,063.90
YTD REVENUE	1,259,087.05
YTD EXPENSES	1,221,889.32
TOTAL CHANGE IN NET ASSETS	<u>37,197.73</u>
ENDING FUND BALANCE	<u>\$1,184,261.63</u>

LAWYERS' FUND
STATEMENT OF REVENUE AND EXPENSES
WITH BALANCE SHEET
For the Nine Months Ending Wednesday, March 31, 2021

	March	YTD
REVENUES		
ANNUAL ASSESSMENTS	\$0.00	\$400,590.00
CONTRIBUTIONS	25,402.46	166,374.08
INTEREST	135.34	22,600.51
TOTAL REVENUES	\$25,537.80	\$589,564.59
EXPENSES		
AWARDS	2,000.00	192,576.31
TOTAL EXPENSES	\$2,000.00	\$192,576.31
NET CHANGE	\$23,537.80	\$396,988.28

BALANCE SHEET

ASSETS	
LFCP CHECKING	90,099.99
LFCP MONEY MARKET	987,904.80
INVESTMENTS	1,664,831.51
TOTAL ASSETS	\$2,742,836.30
LIABILITIES	
FUND BALANCE	
BEGINNING OF YEAR FUND BALANCE	2,345,848.02
YTD REVENUE	589,564.59
YTD EXPENSES	192,576.31
NET CHANGE	396,988.28
FUND BALANCE	\$2,742,836.30
TOTAL LIABILITIES AND FUND BALANCE	\$2,742,836.30

SOUTH CAROLINA BAR CLE - DIVISION
BALANCE SHEET
For the Nine Months Ending Wednesday, March 31, 2021

CURRENT ASSETS

SCBT CHECKING	\$864,532.82
MONEY MARKET/INVESTMENTS	788,404.97
PETTY CASH	150.00
ACCOUNT RECEIVABLES	7,453.46
PRE-PAID EXPENSE	52,263.44
GENERAL INVENTORY	207,555.62
TOTAL CURRENT ASSETS	\$1,920,360.31

CAPITAL ASSETS	91,020.64
TOTAL ASSETS	\$2,011,380.95

CURRENT LIABILITIES

ACCOUNTS PAYABLE	15,099.91
DUE:COMPANY 1	23,494.51
REFUNDS PAYABLE	0.00
CLE VACATION PAYABLE	115,065.92
FACILITIES PAYABLE	0.00
SEMINAR DEFERRED REVENUE	332,464.69
CASH HOLDING ACCOUNT	0.00
CONVENTION CASH HOLDING	0.00
SALES TAX RECEIVED	0.00
TOTAL CURRENT LIABILITIES	\$486,125.03

BEGINNING OF YEAR FUND BALANCE	1,210,052.65
YTD REVENUE	1,771,142.82
YTD EXPENSE	1,455,939.55
NET CHANGE	315,203.27

FUND BALANCE	\$1,525,255.92
TOTAL LIABILITIES AND FUND BALANCE	\$2,011,380.95

SOUTH CAROLINA BAR CLE - DIVISION
INCOME STATEMENT
For the Nine Months Ending Wednesday, March 31, 2021

	MONTHLY ACTUAL	MONTHLY BUDGET	YTD ACTUAL	YTD BUDGET	ANNUAL BUDGET
REVENUE					
SEMINAR INCOME	\$0.00	\$38,300.00	\$0.00	\$989,200.00	\$1,174,400.00
E-CLE ACCESS	41,402.00	28,300.00	1,249,399.88	425,400.00	475,000.00
PUBLICATION INCOME	32,262.41	31,500.00	266,730.00	278,600.00	390,000.00
SCJ ROYALTY INCOME	0.00	0.00	54,207.63	50,000.00	100,000.00
CONVENTION	0.00	0.00	171,300.00	419,600.00	419,600.00
INTEREST INCOME	28.70	200.00	7,463.09	1,800.00	2,400.00
BUILDING RENTAL	0.00	0.00	0.00	2,000.00	3,000.00
SHIPPING REVENUE	2,686.32	2,100.00	22,042.22	18,700.00	25,000.00
TOTAL REVENUE	\$76,379.43	\$100,400.00	\$1,771,142.82	\$2,185,300.00	\$2,589,400.00
EXPENSE					
CLE SALARIES	71,989.61	76,700.00	684,945.41	690,300.00	920,400.00
BENEFITS	27,034.97	18,000.00	228,471.57	217,200.00	326,600.00
BUILDING ACCOUNT	5,300.00	5,300.00	48,448.92	47,700.00	63,600.00
EQUIPMENT & FURNITURE	0.00	0.00	1,794.22	0.00	8,000.00
EQUIPMENT MAINTENANCE	4,043.49	3,500.00	75,086.52	43,100.00	63,100.00
OFFICE SUPPLY EXPENSE	540.96	600.00	4,843.94	5,200.00	6,800.00
POSTAGE EXPENSE	0.00	0.00	465.16	400.00	500.00
SHIPPING EXPENSE	2,234.25	2,000.00	20,430.52	20,200.00	25,000.00
TELEPHONE EXPENSE	112.13	900.00	5,215.15	8,100.00	10,800.00
STAFF EXPENSE	871.44	600.00	1,774.10	7,300.00	9,100.00
STAFF EDUCATION	0.00	0.00	0.00	0.00	3,500.00
CLE COMMITTEE EXPENSE	0.00	0.00	0.00	0.00	500.00
BOND & INSURANCE	1,477.65	1,000.00	12,851.65	9,000.00	12,000.00
PROFESSIONAL FEES	0.00	0.00	12,500.00	12,000.00	12,000.00
CASUAL LABOR	0.00	0.00	0.00	0.00	500.00
SEMINAR DIRECT	0.00	15,600.00	0.00	244,000.00	279,100.00
E-CLE ACCESS	10,086.34	9,300.00	46,777.30	21,300.00	111,600.00
PUBLICATION DIRECT	11,003.65	11,900.00	100,027.44	105,500.00	148,200.00
PUBLICATION ROYALTIES	0.00	0.00	30,671.60	40,000.00	80,000.00
CONVENTION	0.00	0.00	112,158.88	395,800.00	395,800.00
MEDIA SERVICES DIRECT	36.59	0.00	1,482.20	0.00	6,500.00
BANKCARD CHARGES	15,375.84	15,000.00	46,939.98	50,900.00	55,000.00
MARKETING	2,412.40	2,000.00	21,054.99	18,600.00	50,000.00
TOTAL EXPENSE	\$152,519.32	\$162,400.00	\$1,455,939.55	\$1,936,600.00	\$2,588,600.00
NET CHANGE	(\$76,139.89)	(\$62,000.00)	\$315,203.27	\$248,700.00	\$800.00

MEMORANDUM

TO: Board of Governors

FROM: SC Bar Family Law Section Council

RE: Proposed bylaw changes

DATE: January 21, 2021

The Family Law Section respectfully requests the Board of Governors approval of the revisions to the Family Law Section bylaws (redlined draft can be seen on page 8-18).

BYLAWS OF THE FAMILY LAW SECTION OF THE SOUTH CAROLINA BAR

Adopted by FLSC June 2020
Approved by SC Bar: _____

ARTICLE I NAME AND PURPOSE

Section 1. Name. This Section shall be known as the Family Law Section of the South Carolina Bar (the “Bar”).

Section 2. Mission. The mission of the Section shall be to support family law practitioners’ ability to meet with distinction the expectations of their clients, the courts, the legal profession, and their communities. The Section shall seek to fulfill its mission by: promoting the ethical and knowledgeable practice of law by this constituency; developing or otherwise providing educational and practice resources oriented toward this constituency; establishing and maintaining relationships with other Bar entities and organizations; monitoring legislative, judicial, and other developments of interest to this constituency; and promoting and advocating the interests of this constituency within the Bar.

ARTICLE II DEFINITIONS AND ADMINISTRATIVE PROVISIONS

Section 1. Definitions.

- a. Section-at-large. All members of the Family Law Section not on the Section Council.
- b. Section Council. The Section Council shall consist of fourteen (14) members: the five (5) officers of the Section and nine (9) representatives.

c. Officers. The Section Council shall have five (5) officers as follows: a Past Chairperson, a Chairperson, a Chairperson-Elect, a Secretary, and a Section Delegate. Officers shall be elected from the Council representatives.

d. Representatives. The Section Council shall have nine (9) representatives. Representatives shall be nominated by the Section-at-large and elected by the Council.

e. Ex Officio Members: There may be two ex officio members of the Section Council at any time appointed by the Chair with approval of a majority of Section Council members. Ex officio membership shall be for one year from the date of approval but shall not exceed the term of the appointing Chair. Ex officio members have the right to fully participate in all Council activities except they shall not have a vote.

f. Council Meeting. A meeting of Council is any properly noticed gathering of the Council members attending in person, by telephone, or by other electronic means for Section business.

g. Quorum. A quorum of Section Council is a simple majority of Council present at a meeting. A quorum must be present in order for the Council to take any binding action.

Section 2. Eligibility for Council. For any individual to be eligible for election or appointment to the Section Council, (s)he must be: a member of the Bar in good standing; a member of the Section in good standing; and an attorney whose primary practice area is family law. No law firm or public entity (e.g., DSS) may have more than one member on Council simultaneously. The Council shall make a reasonable effort to ensure that Council membership represents the public and private family law sectors as well as solo, small, and larger firms, and that the Council membership is inclusive of the diversity of the Section at-large both geographically and otherwise.

Section 3. Powers and Duties. Subject to applicable, published procedural rules and requirements of the Bar, the Section Council shall be the primary governing body of the Section. Accordingly, the powers and duties of the Section Council shall be as follows: adopting or amending Section Bylaws; authorizing annual budgets and goals; nominating and electing the Chairperson-Elect and other Section officer(s); upon written petition of any Council member, reinstating by vote of at least a majority of Section Council an individual Section Council officer or representative who has been considered to have resigned as set forth at Article IV, Section 3; authorizing specific Section-sponsored programs and activities; authorizing financial aid initiatives; adopting or amending Section policies and procedures; and otherwise exercising such powers and fulfilling such duties as may normally be expected of such a body.

Section 4. Fiscal Year. The fiscal year of the Section shall be the same as the calendar year.

Section 5. Financial Obligations. All bills properly incurred by or on behalf of the Section shall be forwarded to the Bar for payment.

Section 6. Policy Matters. To be effective, any action or decision by this Section pertaining to legislation, Bar policy, or public policy must be approved by the Bar's Board of Governors or House of Delegates.

Section 7. Amendments. These Bylaws may be amended by a vote of three-fourths (75%) of the Section Council (not just three-fourths of those present) at a properly called Council meeting. Amendments become effective only upon approval and ratification by the House of Delegates of the South Carolina Bar.

Section 8. Bar Constitution, By-Laws, and Published Rules. The provisions of these Bylaws shall at all times be subject to then-prevailing provisions of the Bar's Constitution, Bylaws, and other published Bar rules and requirements, as applicable.

ARTICLE III AT-LARGE MEMBERSHIP AND DUES

Section 1. Membership Duration. At-Large Membership shall be for a calendar year and shall expire at the end of that calendar year unless renewed by timely payment of Section dues in accordance with Section 3 of this Article III.

Section 2. Membership Eligibility and Privileges.

a. Eligibility. Any attorney admitted to practice in South Carolina and in good standing with the Bar may become a member of the Section.

b. Privileges. Any member of the Section in good standing is eligible to receive all benefits and privileges of Section membership then existing, including, but not limited to, voting rights at meetings of the Section-At-Large.

Section 3. Dues. Dues are payable annually on Bar members' license fee statements.

a. Dues Determined by Council. The amount and timing of payment of annual Section dues shall be as determined by Section Council. Effective with the 2021 calendar year, annual dues shall be \$25.00 except there shall be no membership fee for public employees. Dues are not prorated; however, any member joining after November 1 in any calendar year will be credited as paying through December 31 of the following calendar year.

b. Exceptions. The Section Council may make such exceptions to the provisions of this section of Article III as it may determine to be appropriate.

Section 4. Revocation of Membership. Any member who ceases to be a member in good standing of the South Carolina Bar shall automatically be removed as a member of this Section. Upon showing that the member meets the qualifications of Section 2 a., the member may be reinstated in the Section.

ARTICLE IV COUNCIL REPRESENTATIVES

Section 1. Terms. Except for an appointment necessary to fill an unexpired term, the terms of all Section Council representatives shall be for three (3) years and shall begin and end with the new

calendar year. At the conclusion of a three (3) year term, the Council representative may elect to remain for one additional three (3) year term. All Council representatives beginning their first term in 2020 shall continue through 2021 as the first year of their term.

Section 2. Appointment of Council Representative. If any Section Council representative shall resign or otherwise become unavailable for service during his or her term or be removed, the Section Chairperson may appoint a member of the Section-at-large to fill the balance of such unexpired term. If the vacancy occurs within three (3) months preceding the regular election, the position shall be held vacant until filled by regular election means. Any period served of less than one year shall not count towards the term limit.

Section 3. Removal. If any Council member (including a Council Officer) misses more than three regularly scheduled meetings in a row, that Council member will be considered to have resigned his or her position on the Council.

ARTICLE V COUNCIL OFFICERS

Section 1. Composition. There shall be five (5) officers of the Section as follows: a Past Chairperson, a Chairperson, a Chairperson-Elect, a Secretary, and a Section Delegate.

Section 2. Eligibility. For any individual to be eligible for election or appointment as an officer of the Section, (s)he must be a representative currently serving on the Section Council.

Section 3. Terms. The Secretary and Section Delegate shall serve one (1) year in each capacity, but they may stand for re-election at the end of their term and there is no limit on the number of terms as long as the person is re-elected. The Chairperson-Elect, Chairperson, and Past Chairperson shall each serve one (1) year in each capacity. Except for an appointment necessary to fill an unexpired term, the terms of all officers shall begin and end on the same date(s) as applicable to the new calendar year.

Section 4. Powers and Duties. Subject to the Constitution and Bylaws of the Bar and these Bylaws, the powers and duties of each officer of the Section shall be as follows:

a. Past Chairperson: The Past Chairperson shall furnish such support and assistance to the Chairperson as may be necessary.

b. Chairperson.

1. Powers and Duties. The Chairperson shall be the Chief Executive Officer of the Section and, as such, (s)he shall be empowered to and responsible for appointing standing and special committees and committee chairpersons, as applicable; scheduling and presiding at Section and Council meetings; preparing or causing to be prepared the Section's annual budget and goals; appointing one or more Section liaisons to Bar entities, programs, and activities; approving specific expenditures; removal of any Section Council officer or representative who has been absent without good cause from three (3) Council meetings in one calendar year; appointing interim representatives of the Section Council and/or interim officers to fill the balance of any

unexpired term(s); and otherwise exercising such powers and fulfilling such duties as may normally be associated with such office.

2. Appointments. In the event that any officer shall resign or otherwise become unavailable for service during his or her term, the Section Chairperson may appoint a Section Council representative, or other individual Section member if no Council representative will serve, to fill the balance of such unexpired term. If the vacancy occurs within three (3) months preceding the regular election, the position shall be held vacant until filled by regular election means. If the person resigning is the Chair of the Section, the Chair-Elect will assume the remainder of the exiting Chair's term, and afterward serve their own regularly elected term.

c. Chairperson-Elect. The Chairperson-Elect shall furnish such support and assistance to the Chairperson as may be necessary or assigned, including, but not necessarily limited to, presiding at meetings in the absence of the Chairperson; exercising the powers and fulfilling the duties of the Chairperson in the event of his or her unavailability (i.e., by reason of death, disability, illness, resignation, extended absence, or similar condition or circumstance); and otherwise exercising such powers and fulfilling such duties as may normally be associated with such office.

d. Secretary: The Secretary shall assist the Bar's Section Liaison with keeping minutes. The Secretary shall also monitor attendance of Council members at meetings and notify the Chairperson when a Council member has excessive absences. The Secretary shall also chair the newsletter committee. The Secretary shall also furnish such support and assistance to the Chairperson as may be necessary or assigned.

e. Section Delegate. The Section Delegate shall represent the Section's interests with respect to, and shall attend meetings as a member ex officio of, the Bar's House of Delegates and shall keep the Chairperson and Council informed in a timely manner of agendas, issues, actions, and activities of the Bar's House of Delegates as they relate to the Section and its membership.

Section 5. Section Liaison. In addition to the above-listed Section officers, if and as the Bar assigns a liaison to the Section, (s)he shall perform such duties as may be reasonably assigned by the Section Chairperson, including, but not necessarily limited to, keeping financial and non-financial records associated with Section activities and programs; taking and keeping minutes of Section Council and annual meetings; engaging in routine communications with Section members, Bar entities, and outside organizations; preparing routine documentation associated with Section programs and activities (e.g., giving notice of meetings), securing and/or compiling Bar or Section related information; and performing such other duties as may be normally be associated with such capacity.

ARTICLE VI SUCCESSION AND ELECTION

Section 1. Succession. In the normal course of events, at the conclusion of each annual term of office (or such longer period of time if and as may be required by then existing circumstances), the Section Chairperson shall succeed to the official position of Past Chairperson for the year to

follow, and the Section Chairperson-Elect shall succeed to the official position of Chairperson for the year to follow.

Section 2. Nomination of Officers. Representatives of Council who have served at least two (2) years shall be eligible to run for Chairperson-Elect, Secretary, and Section Delegate. Nominations for Section Chairperson-Elect may be made by any person currently serving on Section Council commencing the Monday after Labor Day for a period of five (5) business days. Nominations shall be made in writing to the Section Liaison. During this period, Council representatives not running for Chair-Elect and whose terms are otherwise ending as required herein shall give notice to the Section liaison of their intention to remain on Council or resign.

Section 3. Election. Election of the Section Chairperson-Elect shall be by a majority of the Section Council present and voting at a Section Council meeting or by email to the Section Liaison no later than September 30.

Section 4. Nominations of Council Representatives. Once the number of vacancies on Council has been ascertained through the officer election process, nominations for elected representatives of Section Council shall be opened to the Section at-large beginning the first Monday in October for a period of ten (10) working days. Notice of intention to run for Council may be made to any Council officer or the Bar staff liaison.

Section 5. Election of Council Representatives. The Section Liaison shall notify Council of all nominees by October 31. Election of new representatives of Council shall be held no later than December 1 by a simple majority of Section Council present and voting at a Section Council meeting. The provisions of Article 2, Section 2 shall be taken into consideration in electing Council members.

Section 6. Re-election to Council. If a Council representative has previously served two (2) successive terms, they will be eligible to run for Council again after a period of three (3) years has passed since their day in office, as long as they meet all other criteria. However, any election or succession to an Officer position will nullify this three-year period before a person may be re-elected provided the person is re-elected immediately at the end of the officer term. By way of example, if a Council representative has served two terms (six years) and at the end of the sixth year that person is elected Secretary, that person may run for re-election as a Council representative at the end of the term as Secretary.

Section 7. Dates. If any of the dates in Article VI shall fall on a Saturday or Sunday or a Bar holiday, the following Monday or next Bar business day shall be applicable. All Officer and Representative terms run from January 1 through December 31 (unless filling an unexpired term).

ARTICLE VII MEETINGS AND VOTING REQUIREMENTS

Section 1. Section at-Large Member Meeting.

a. Quorum. Ten (10) members of the Section at-large present at any Section meeting shall constitute a quorum sufficient for the conduct of the Section's business at such meeting.

b. Notice. Special meetings of the Section-at-large may be called by the Chairperson with a minimum of five (5) business days' written notice. Regular meetings of the Section may be called and held upon the giving of no less than 30 days written notice. "Notice" includes regular correspondence, e-mail, electronic mailing list, or E-Blast to all Section members.

Section 2. - Council Meetings.

a. Notice. The Section Council shall meet to conduct the business of the Section at such times and places as shall be appointed by the Section Chairperson, provided that there shall be at least one such meeting each year to elect officers, adopt any necessary budget(s), and adopt any goals for the following year. Meetings of the Section Council may be called and held upon the giving of no less than ten (10) days advance written notice (i.e., regular correspondence, e-mail, or equivalent) to the Section Council. This notice requirement may be waived by consent of a majority of the Section Council.

b. Binding Action. Unless otherwise required by these Bylaws or the Bar's Constitution or Bylaws, a simple majority of those present and voting shall be sufficient to take any action(s) or make any decision(s) binding upon the Section.

c. Binding Action without a Meeting. Unless otherwise required by these Bylaws, any action that may be taken at any Section Council meeting may be taken without such a meeting upon approval of a majority of all Section Council.

**BYLAWS OF THE FAMILY LAW SECTION
OF THE SOUTH CAROLINA BAR**
Adopted by FLSC June 2020
Approved by SC Bar:

ARTICLE I

Name and Purpose
NAME AND PURPOSE

Section 1. Name. This Section ~~is~~**shall be** known as the Family Law Section of the South Carolina Bar~~— (the “Bar”).~~

Section 2. Mission. The ~~purpose of the Section is to promote the goals and objectives of the South Carolina Bar in the field of Family Law. Objectives include stimulating research and development, seeking uniformity in legislation and administration, and improving the application of justice in this field of law.~~

The mission of the Section shall be to ~~work to improve~~**support** family law practitioners’ ability to meet with distinction the ~~demands and~~ expectations of their clients, the courts, the legal profession, and their communities. The Section shall seek to fulfill its mission by: promoting the ethical and ~~efficient~~**knowledgeable** practice of law by this constituency; ~~seeking to develop~~**developing** or otherwise ~~provide~~**providing** educational and practice resources oriented toward this constituency; establishing and maintaining relationships with other Bar entities and ~~other~~ organizations; monitoring legislative, judicial, and other developments of interest to this constituency; and promoting and advocating the interests of this constituency within the Bar.

ARTICLE II

DEFINITIONS AND ADMINISTRATIVE PROVISIONS

Section 1. Definitions.

- a. **Section-at-large.** All members of the Family Law Section not on the Section Council.
- b. **Section Council.** The Section Council shall consist of fourteen (14) members: the five (5) officers of the Section and nine (9) representatives.
- c. **Officers.** The Section Council shall have five (5) officers as follows: a Past Chairperson, a Chairperson, a Chairperson-Elect, a Secretary, and a Section Delegate. Officers shall be elected from the Council representatives.
- d. **Representatives.** The Section Council shall have nine (9) representatives. Representatives shall be nominated by the Section-at-large and elected by the Council.

- e. **Ex Officio Members:** There may be two ex officio members of the Section Council at any time appointed by the Chair with approval of a majority of Section Council members. Ex officio membership shall be for one year from the date of approval but shall not exceed the term of the appointing Chair. Ex officio members have the right to fully participate in all Council activities except they shall not have a vote.
- f. **Council Meeting.** A meeting of Council is any properly noticed gathering of the Council members attending in person, by telephone, or by other electronic means for Section business.
- g. **Quorum.** A quorum of Section Council is a simple majority of Council present at a meeting. A quorum must be present in order for the Council to take any binding action.

Section 2. **Eligibility for Council.** For any individual to be eligible for election or appointment to the Section Council, (s)he must be: a member of the Bar in good standing; a member of the Section in good standing; and an attorney whose primary practice area is family law. No law firm or public entity (e.g., DSS) may have more than one member on Council simultaneously. The Council shall make a reasonable effort to ensure that Council membership represents the public and private family law sectors as well as solo, small, and larger firms, and that the Council membership is inclusive of the diversity of the Section at-large both geographically and otherwise.

Section 3. **Powers and Duties.** Subject to applicable, published procedural rules and requirements of the Bar, the Section Council shall be the primary governing body of the Section. Accordingly, the powers and duties of the Section Council shall be as follows: adopting or amending Section Bylaws; authorizing annual budgets and goals; nominating and electing the Chairperson-Elect and other Section officer(s); upon written petition of any Council member, reinstating by vote of at least a majority of Section Council an individual Section Council officer or representative who has been considered to have resigned as set forth at Article IV, Section 3; authorizing specific Section-sponsored programs and activities; authorizing financial aid initiatives; adopting or amending Section policies and procedures; and otherwise exercising such powers and fulfilling such duties as may normally be expected of such a body.

Section 4. Fiscal Year. The fiscal year of the Section shall be the same as the calendar year.

Section 5. **Financial Obligations.** All bills properly incurred by or on behalf of the Section shall be forwarded to the Bar for payment.

Section 6. **Policy Matters.** To be effective, any action or decision by this Section pertaining to legislation, Bar policy, or public policy must be approved by the Bar's Board of Governors or House of Delegates.

Section 7. **Amendments.** These Bylaws may be amended by a vote of three-fourths (75%) of the Section Council (not just three-fourths of those present) at a properly called Council

meeting. Amendments become effective only upon approval and ratification by the House of Delegates of the South Carolina Bar.

Section 8. Bar Constitution, By-Laws, and Published Rules. The provisions of these Bylaws shall at all times be subject to then-prevailing provisions of the Bar's Constitution, Bylaws, and other published Bar rules and requirements, as applicable.

ARTICLE III

AT-LARGE MEMBERSHIP AND DUES

Section 1. Membership Duration. At-Large Membership shall be for a calendar year and shall expire at the end of that calendar year unless renewed by timely payment of Section dues in accordance with Section 3 of this Article III.

Section 2. Membership and Privileges

Membership Eligibility and Privileges.

Eligibility.

- a. ~~Section 1.~~ Any member of the South Carolina Bar may join the Section. Yearly dues are \$20.00 payable in advance to the attorney admitted to practice in South Carolina Bar by January 1. and in good standing with the Bar may become a member of the Section.
- b. **Privileges.** Any member of the Section in good standing is eligible to receive all benefits and privileges of Section membership then existing, including, but not limited to, voting rights at meetings of the Section-At-Large.

Section 3. Dues. Dues are payable annually on Bar members' license fee statements.

- a. **Dues Determined by Council.** The amount and timing of payment of annual Section dues shall be as determined by Section Council. Effective with the 2021 calendar year, annual dues shall be \$25.00 except there shall be no membership fee for public employees. Dues are not prorated; however, ~~new members~~any member joining after November 1 and paying \$20.00 in any calendar year will be credited as paidpaying through December 31 of the following calendar year.

~~a. **Qualifications.** Any individual may become a member of the Section if (s)he pays the annual Section dues then applicable (including any arrearage(s)) and is an attorney admitted to practice in the State of South Carolina current with respect to payment of dues for Bar membership.~~

~~b. **Dues.** Subject to applicable, published procedural rules and requirements of the Bar.~~
Exceptions. The amount and timing of payment of annual Section dues shall be as determined by Section Council.

~~Section 2.~~ Section members have the same basic privileges set forth in ~~Section 1.4,~~ Article I of the Bylaws of the South Carolina Bar, (i.e. only Active and Senior members may vote). However, voting and floor privileges at any Section meeting are limited to Section

~~members in good standing thirty (30) days prior to the opening of that meeting as verified by a list provided by the Executive Director of the South Carolina Bar.~~

~~ARTICLE III~~

Section Meetings

~~_____ may make~~ **Section 1. Quorum.** ~~Ten (10) members of the Section present at any Section meeting shall constitute a quorum sufficient for the conduct of the Section's business at such meeting.~~

~~_____~~ **Section 2. Notice.** ~~Special meetings of the Section may be called by the Chairperson with a minimum of 5 days' notice. Regular meetings of the Section may be called and held upon the giving of no less than 30 days advance written notice (i.e., regular correspondence, e-mail, electronic mailing list, or E-Blast) to Section members.~~

~~ARTICLE IV~~

Governing Body

Section 1. ~~The general business of the Section is conducted by a Council composed of the Section Officers, the Immediate Past Chairperson, a Section Delegate, and eight (8) "general members."~~

Section 2. ~~The Section Officers are a Chair, Chair Elect, Vice Chair, Secretary and a Section Delegate. Their terms of office are for one year beginning July 1 and ending June 30, and until their successors have been elected and qualified.~~

~~ARTICLE V~~

The Council

- b. ~~exceptions to the~~ **Section 1. Authority.** ~~The Council exercises general supervision and control over Section affairs, subject to provisions of~~ **this section of Article III as it may determine to be appropriate.**

Section 4. Revocation of Membership. **Any member who ceases to be a member in good standing of the South Carolina Bar shall automatically be removed as a member of this Section. Upon showing that the member meets the qualifications of Section 2 a., the member may be reinstated in the Section.**

ARTICLE IV COUNCIL REPRESENTATIVES

Section 1. Terms. Except for an appointment necessary to fill an unexpired term, the terms of all Section Council representatives shall be for three (3) years and shall begin and end with the new calendar year. At the conclusion of a three (3) year term, the Council representative may elect to remain for one additional three (3) year term. All Council representatives beginning their first term in 2020 shall continue through 2021 as the first year of their term.

Section 2. Appointment of Council Representative. If any Section Council representative shall resign or otherwise become unavailable for service during his or her term or be removed, the Section Chairperson may appoint a member of the Section-at-large to fill the balance of such unexpired term. If the vacancy occurs within three (3) months preceding the regular election, the position shall be held vacant until filled by regular election means. Any period served of less than one year shall not count towards the term limit.

Section 3. Removal. If any Council member (including a Council Officer) misses more than three regularly scheduled meetings in a row, that Council member will be considered to have resigned his or her position on the Council.

ARTICLE V

~~the Constitution and Bylaws of the South Carolina Bar and these Bylaws. Council actions between annual Section meetings are binding upon the Section. The Council must authorize the commitment and expenditure of all funds appropriated to the Section (which will not exceed in any fiscal year the total amount of reserve funds credited to the Section, if any, plus estimated receipts from dues, Section publications, and other appropriations for that fiscal year).~~

~~**Section 2. Committees.** The Council may establish and terminate standing and ad hoc committees. It may also authorize the Chairperson to appoint such committees from Section members.~~

~~**Section 3. Quorum.** A majority of the Council is required for a quorum to transact business.~~

~~**Section 4. Meetings.** In addition to its regular meetings, the Council may also transact business and vote by telephone, teleconferencing, mail, etc., provided a majority of the Council files its consent with the Section Secretary. Any business so conducted will be announced at the next regular council meeting.~~

~~**Section 5. Vacancies.** The Council may fill interim vacancies within its membership.~~

ARTICLE VI COUNCIL OFFICERS

Section 1. Composition. There shall be five (5) officers of the Section as follows: a Past Chairperson, a Chairperson, a Chairperson-Elect, a Secretary, and a Section Delegate.

Section 2.

Officers

~~-Eligibility. For any individual to be eligible for election or appointment as an~~

~~Section 1. Chair. The chief executive officer of the Section, (s)he must be a representative currently serving on the Section Council.~~

Section 3. Terms. The Secretary and Section Delegate shall serve one (1) year in each capacity, but they may stand for re-election at the end of their term and there is no limit on the number of terms as long as the person is re-elected. The Chairperson-Elect, Chairperson, and Past Chairperson shall each serve one (1) year in each capacity. Except for an appointment necessary to fill an unexpired term, the terms of all officers shall begin and end on the same date(s) as applicable to the new calendar year.

Section 4. ~~who makes appointments to committees, presides at all~~ Powers and Duties. Subject to the Constitution and Bylaws of the Bar and these Bylaws, the powers and duties of each officer of the Section shall be as follows:

- a. **Past Chairperson:** The Past Chairperson shall furnish such support and assistance to the Chairperson as may be necessary.
- b. **Chairperson.**
 1. **Powers and Duties.** The Chairperson shall be the Chief Executive Officer of the Section and, as such, (s)he shall be empowered to and responsible for appointing standing and special committees and committee chairpersons, as applicable; scheduling and presiding at Section and Council Meetings and presents a report on the state of the Section at its annual meeting-meetings; preparing or causing to be prepared the Section's annual budget and goals; appointing one or more Section liaisons to Bar entities, programs, and activities; approving specific expenditures; removal of any Section Council officer or representative who has been absent without good cause from three (3) Council meetings in one calendar year; appointing interim representatives of the Section Council and/or interim officers to fill the balance of any unexpired term(s); and otherwise exercising such powers and fulfilling such duties as may normally be associated with such office.

~~Section 2. Chair-Elect. Assumes the duties of the Chair during the temporary or permanent absence, or inability to act of that individual.~~

~~Section 3. Vice-Chair. Assumes the duties of the Chair-Elect during the temporary or permanent absence, or inability to act of that individual.~~

~~Section 4. Secretary. Custodian of all records and property of the Section except money. Maintains a record of all Section and Council meetings. Prepares a digest of Section proceedings for the Chairperson's annual report of the state of the Section. Maintains a record of all appropriations and expenditures.~~

~~Section 5.~~

2. **Appointments.** In the event that any officer shall resign or otherwise become unavailable for service during his or her term, the Section Chairperson may appoint a Section Council representative, or other individual Section member if no Council representative will serve, to fill the balance of such unexpired term. If the vacancy occurs within three (3) months preceding the regular election, the position shall be held vacant until filled by regular election means. If the person resigning is the Chair of the Section, the Chair-Elect will assume the remainder of the exiting Chair's term, and afterward serve their own regularly elected term.
- c. **Chairperson-Elect.** The Chairperson-Elect shall furnish such support and assistance to the Chairperson as may be necessary or assigned, including, but not necessarily limited to, presiding at meetings in the absence of the Chairperson; exercising the powers and fulfilling the duties of the Chairperson in the event of his or her unavailability (*i.e.*, by reason of death, disability, illness, resignation, extended absence, or similar condition or circumstance); and otherwise exercising such powers and fulfilling such duties as may normally be associated with such office.
- d. **Secretary:** The Secretary shall assist the Bar's Section Liaison with keeping minutes. The Secretary shall also monitor attendance of Council members at meetings and notify the Chairperson when a Council member has excessive absences. The Secretary shall also chair the newsletter committee. The Secretary shall also furnish such support and assistance to the Chairperson as may be necessary or assigned.
- e. **Section Delegate.-** The Section Delegate shall represent the Section's interests with respect to, and shall attend meetings as a member *ex officio* of, the Bar's House of Delegates and shall keep the Chairperson and Council informed in a timely manner of agendas, issues, actions, and activities of the Bar's House of Delegates as they relate to the Section and its membership.

Section 5. Section Liaison. In addition to the above--listed Section officers, if and as the Bar assigns a liaison to the Section, (s)he shall perform such duties as may be reasonably assigned by the Section Chairperson, including, but not necessarily limited to, keeping financial and non-financial records associated with Section activities and programs; taking and keeping minutes of Section Council and annual meetings; engaging in routine communications with Section members, Bar entities, and outside organizations; preparing routine documentation associated with Section programs and activities (*e.g.*, giving notice of meetings)), securing and/or compiling Bar or Section related information; and performing such other duties as may be normally be associated with such capacity.

ARTICLE VI **SUCCESSION AND ELECTION**

Section 1. Succession. In the normal course of events, at the conclusion of each annual term of office (or such longer period of time if and as may be required by then existing

circumstances), the Section Chairperson shall succeed to the official position of Past Chairperson for the year to follow, and the Section Chairperson-Elect shall succeed to the official position of Chairperson for the year to follow.

Section 2. **Nomination of Officers.** Representatives of Council who have served at least two (2) years shall be eligible to run for Chairperson-Elect, Secretary, and Section Delegate. Nominations for Section Chairperson-Elect may be made by any person currently serving on Section Council commencing the Monday after Labor Day for a period of five (5) business days. Nominations shall be made in writing to the Section Liaison. During this period, Council representatives not running for Chair-Elect and whose terms are otherwise ending as required herein shall give notice to the Section liaison of their intention to remain on Council or resign.

Section 3. Election. Election of the Section Chairperson-Elect shall be by a majority of the Section Council present and voting at a Section Council meeting or by email to the Section Liaison no later than September 30.

Section 4.

Nominations of Council Representatives. Once the number of vacancies on Council has been ascertained through the officer election process, nominations for elected representatives of Section Council shall be opened to the Section at-large beginning the first Monday in October for a period of ten (10) working days. Notice of intention to run for Council may be made to any Council officer or the Bar staff liaison.

Section 5. Election of Council Representatives. The Section Liaison shall notify Council of all nominees by October 31. Election of new representatives of Council shall be held no later than December 1 by a simple majority of Section Council present and voting at a Section Council meeting. The provisions of Article 2, Section 2 shall be taken into consideration in electing Council members.

Section 6. Re-election to Council. If a Council representative has previously served two (2) successive terms, they will be eligible to run for Council again after a period of three (3) years has passed since their day in office, as long as they meet all other criteria. However, any election or succession to an Officer position will nullify this three-year period before a person may be re-elected provided the person is re-elected immediately at the end of the officer term. By way of example, if a Council representative has served two terms (six years) and at the end of the sixth year that person is elected Secretary, that person may run for re-election as a Council representative at the end of the term as Secretary.

Section 7. Dates. If any of the dates in Article VI shall fall on a Saturday or Sunday or a Bar holiday, the following Monday or next Bar business day shall be applicable. All Officer and Representative terms run from January 1 through December 31 (unless filling an unexpired term).

ARTICLE VII

Nominations and Elections

-MEETINGS AND VOTING REQUIREMENTS

Section 1. ~~Nomination(s).~~ Nominations for ~~Section~~ Officers may be made by any Section Council member no later than February 1. **at-Large Member Meeting.**

Quorum.

~~Ten (10)~~ **Section 2. Notice.** Notice of nominations shall be given in writing to all Section Council members no later than February 15.

~~Section 3. Elections.~~ Election of the Section Officers shall be by a plurality of Section Council members present and voting at a Section Council **at-large present at any Section meeting held for that purpose no later than March 1.**

shall constitute a quorum

~~Section 4. Nomination of Council Members.~~ Nominations for elected members of Section Council shall be made by any Section member no later than February 1 each year through notice to any officer or the Bar staff liaison. Notice of all nominations shall be given in writing to all Section Council members no later than February 15.

Section 5. Election of Council Members. Election of new members of Council shall be held no later than March 1 by a simple majority of Council members present and voting at a Section Council meeting held for that purpose. Council shall endeavor to provide geographical diversity.

~~Section 6.~~ If any elected member of the Council fails to attend three (3) successive meetings of the Council, and such failures are not excused for cause by the Chairperson or the Council, the Chairperson will by letter to all Council members declare such member to have automatically resigned.

~~Section 7.~~ At the end of his/her term, the Chair Elect will automatically assume the office of Chair. The Immediately Retiring Chair will remain a member of the Council for the ensuing year. General members of the Council shall serve four year terms.

ARTICLE VIII

Miscellaneous

Section 1. The Section's fiscal year will coincide with that of the South Carolina Bar.

- a. **Section 2.** At any duly constituted Section or Council meeting a majority vote of members present and voting is sufficient to approve **for the conduct of the Section's business of any nature at such meeting.**

~~Section 3.~~ The Council or the Chairperson must approve all Section bills before forwarding them for payment to the Executive Director of the South Carolina Bar.

~~Section 4.~~ The Section and the Council must follow the provisions of Article VI of the Bylaws of the South Carolina Bar on matters relating to legislation and representing the Bar on particular issues.

- b. ~~Section 5.~~ Except for officially invited speakers, no member Notice. Special meetings of the Section ~~may speak at any large~~ may be called by the Chairperson with a minimum of five (5) business days' written notice. Regular meetings of the Section may be called and held upon the giving of no less than 30 days written notice. "Notice" includes regular correspondence, e-mail, electronic mailing list, or E-Blast to all Section members.

Section 2. - Council Meetings.

- a. Notice. The Section Council shall meet to conduct the business of the Section at such times and places as shall be appointed by the Section Chairperson, provided that there shall be at least one such meeting ~~more than five (5) minutes at a time, nor more~~ each year to elect officers, adopt any necessary budget(s), and adopt any goals for the following year. Meetings of the Section Council may be called and held upon the giving of no less than ~~twice on one motion~~ ten (10) days advance written notice (*i.e.*, regular correspondence, e-mail, or ~~resolution~~ equivalent) to the Section Council. This notice requirement may be waived by consent of a majority of the Section Council.

~~ARTICLE X~~

~~Amendments~~

~~These Bylaws may be amended at any meeting of the Section. No amendment may be inconsistent with the Constitution and Bylaws of the South Carolina Bar. Amendments become effective only upon approval and ratification by the House of Delegates of the South Carolina Bar.~~

~~*Approved by the House of Delegates on May 3, 2012.*~~

- b. Binding Action. Unless otherwise required by these Bylaws or the Bar's Constitution or Bylaws, a simple majority of those present and voting shall be sufficient to take any action(s) or make any decision(s) binding upon the Section.
- c. Binding Action without a Meeting. Unless otherwise required by these Bylaws, any action that may be taken at any Section Council meeting may be taken without such a meeting upon approval of a majority of all Section Council.

MEMORANDUM

To: SC Bar House of Delegates

From: Carolyn C. Matthews, President
SC Bar Senior Lawyers Division

Date: April 19, 2021

Re: Proposed Amendments to the SC Bar Constitution & Senior Lawyers Division
Bylaws

Below are proposed amendments to the SC Bar Constitution and Senior Lawyers Division Bylaws. The Division currently has one representative serving on the Board of Governors and is requesting to have two representatives from the Division serve on the Board of Governors. The Division has over 5200 members, which exceeds the number of members in the Young Lawyers Division, which has two representatives on the Board of Governors.

As required by ARTICLE XII of the SLD Bylaws, the proposed amendments were approved by a vote of two-thirds of the Senior Lawyers Division Ex. Council present and voting. The vote occurred on March 9, 2019, at the Division Annual Retreat.

Senior Lawyers Division Bylaws

ARTICLE VI. Section 1. Representation on the Board of Governors.

The Division is entitled to ~~one~~ two representatives to serve on the Board of Governors as authorized by the Bar Constitution. The representatives shall serve a term of two years and shall be elected by a vote of two-thirds or more of the Division's Executive Council. These representatives shall make reports to the Executive Council as requested by the President.

SC Bar Constitution

ARTICLE VII. The Board of Governors. Section 7.2 Composition.

The Board of Governors is composed of the President, the President-elect, the Immediate Past President, the Secretary, the Treasurer, the president-elect and immediate past president of the Young Lawyers Division, a two representatives of the Senior Lawyers Division, and the Chair of the House of Delegates, all of whom shall be members ex officio, together with two members (the "elected members") from each judicial region and two additional members (the "at large members") who shall be elected as hereinafter provided.

Thank you in advance for your consideration.

Solo and Small Firm Section Award

Award Criteria

The recognition is awarded to any small firm lawyer or small firm that displays exemplary skill and conduct in the practice of law and has made significant contributions of time and talent to the South Carolina Bar, the lawyer's local bar, or the lawyer's local community or devoted substantial time and effort to the education and training of fellow solo or small firm lawyers in South Carolina.

Past Recipients

2014 - Ken Lester, Columbia, South Carolina

2015 - Bluestein, Nichols, Thompson, and Delgado, LLC, Columbia, South Carolina

2016 - Jenkinson, Jarrett, & Kellahan, P.A., Kingstree, South Carolina

2017 - No Award Given

2018 - Meagan T. Gentry, Charleston, South Carolina

2019 - Tiffany Provence, Charleston, South Carolina

2020 - Michael J. Polk, Columbia, South Carolina

LRE Lawyer of the Year

Ryan Newkirk was named the 2021 LRE Lawyer of the Year. Mr. Newkirk is an alumna of the Fort Mill Mock Trial team coached by teacher coach Lynn Dickinson and attorney coach Stephen Cox. After law school, Mr. Newkirk returned to the Fort Mill area to practice law and to give back to his alma mater. He has been serving as one of the Fort Mill High School Mock Trial attorney coaches for the last six years and has been an active Mock Trial volunteer for the last nine years since graduating law school. Mr. Newkirk is very deserving of this recognition as one that was inspired by the Mock Trial program and returned to the very school to pay it forward and share his passion for law.

Award Criteria:

The award criteria for such a prestigious honor is for a member of the SC Bar who has

- fostered public understanding of the values of our legal and judicial system;
- stimulated a deeper sense of individual responsibility by helping students recognize their legal duties and rights;
- encouraged and supported effective LRE programs; and
- increased communication among students, educators, and those working in the legal system.

Past Recipients:

2000	Stephen Cox	2011	The Hon. John M. Rucker
2001	R. Markley Dennis Jr.	2012	Gene P. Vaught, III
2002	Harold C. Staley Jr.	2013	Blair Ballard Massey
2003	The Hon. Jack A. Landis	2014	George W. Branstiter, II
2004	Donna M. McQueen	2015	Thomas McRoy "Roy" Shelley III
2005	John DeLoache	2016	Garrett B. Johnson
2006	Barbara Seymour	2017	Joseph P. Bias
2007	Elizabeth "Babs" Warner	2018	Gary Lemel
2008	Holly Huggins Wall		Nathan Sheldon
2009	Daniel Hunt	2019	Sabrina Owen
2010	Walter Dusky	2020	Bianca Williams

There are no written materials for this item.

Report of the President

May 6, 2020

Roy F. Laney

South Carolina Bar Programs and Services

Communications

The Communications Division in partnership with other divisions, sections and committees continues to highlight Bar member success stories, Pro Bono Program volunteers, wellness information and resources and ways to get involved with Bar service across digital and print channels.

The team created a **COVID-19 website** (www.scbars.org/covid19) to communicate critical information to members—primarily courts operation updates—during the pandemic. It also created a page targeted to the **general public** (www.scbars.org/covidhelp) that includes information about the Pro Bono COVID-19 hotline. News releases were distributed statewide promoting the hotline and reminding South Carolinians about available assistance for evictions and housing-related matters. The Communications team worked with the Pro Bono Program on a digital campaign in February and March 2021, again promoting the hotline to those facing evictions after insight from callers revealed many were waiting too late to seek help on evictions moratorium paperwork and proper steps.

The South Carolina Bar **Membership Guide** was mailed to all active Bar members in October 2021. It highlights services, programs and benefits of Bar membership as well as ways to connect with colleagues and get involved with Bar sections, committees and leadership. It is available online at www.scbars.org/guide.

SC Lawyer magazine published on schedule throughout 2020-21 with timely pandemic related cover stories in September (housing crisis) and November (COVID and contracts). A new Q&A feature called “The Closing Statement,” that highlights Bar members’ contributions to the profession and South Carolina debuted in September.

Eblast featured COVID-related content as well as more member profiles and stories such as the Black History Month and Women’s History Month spotlights. In summer 2020, it began including a regular section for CLE information in the place of weekly CLE seminars email and on-demand program email. The e-newsletter will be distributed once a week (Thursdays) from May 31 through September 7.

Social media update since May 2020: 409 new Twitter followers for a total of 5,548; top-performing tweet in that time was a tribute to Judge Gary Clary’s service following his farewell speech to the General Assembly; 478 new Facebook likes for a total of 4,778; top post was the Black History Month spotlight featuring Twana Burris-Alcide; 338 new LinkedIn followers for a total of 1,369. Top post was about Judge J. Michelle Childs being named chair of the ABA Judicial Division. The YLD Instagram account has 1,445 followers, up 183 from May 2020.

Continuing Legal Education

Seminars and Alternatively Delivered Programs

Starting in March 2020, the CLE Division began offering all of its regular (live) CLE programs in a virtual environment. Over the course of the year, the Division offered 70 live webcasts, as well as more than 700 on-demand web-based seminars on a variety of topics.

Our programs offered local and national speakers and covered a broad spectrum of practice areas including family and children's law, probate and estate, criminal practice, personal injury, Workers' Compensation, real estate and equity, business and corporate practice, employment and labor, as well as programs covering ethics, mental health and substance abuse, evidence, diversity and inclusion, trial practice and law office management and technology.

In addition, the Division assisted the South Carolina Judicial Branch and several county and specialty bar associations with recording and publishing specific content for their members.

Total attendance at CLE Division online programs—both live webcasts and archived seminars—was very strong, which is a testimony to the quality of our voluntary course planners and faculty, and to the loyalty of Bar members during a time of great upheaval and uncertainty.

By Order dated March 31, 2021, the SC Supreme Court has extended the waiver for in-person CLE through the 2022 compliance deadline. However, the CLE Division anticipates that starting in July and August 2021, it will, with appropriate precautions and protocols, be able to offer live (in-person) seminars at the SC Bar Conference Center and possibly at some satellite sites statewide.

The Division will continue to offer most seminars in a live webcast, as well as an on-demand format for maximum convenience to Bar members statewide.

CLE Publications

Titles published May 2020 – April 2021 include:

- *A Practical Guide to Elder and Special Needs Law in SC, Second Edition*
- *Annotated SC Rules of Professional Conduct 2021 Edition*
- *Book of Estate Planning Questions and Answers, Fourth Edition*
- *Drug Litigation in SC, Fifth Edition*
- *Effective Courtroom Advocacy*
- *Marriage and Divorce for the Layperson, Fifth Edition*
- *The Paralegal Survival Guide, Facts & Forms, Third Edition (2 volumes)*
- *SC Civil Procedure, Fourth Edition with 2020 Supplement (2 volumes)*
- *SC Evidence Annotated, Fifteenth Edition*
- *SC Foreclosure Law Manual, Fourth Edition*
- *SC Limited Liability Companies, Fifth Edition*
- *SC Rules Annotated 2020*
- *Tax Sales of Real Property and Mobile Homes in SC, Fourth Edition*

There are currently two books at the printer and four active formatting and editing projects underway.

The annual after-Thanksgiving sale ran from November 30-December 11, 2020. Gross sales totaled approximately \$19,000. Publications exhibited at the 2021 Virtual SC Bar Convention, and the Convention book sale was extended through January 29, 2021.

Throughout April, CLE publication hosted the first-ever Spring Book Festival spotlighting selected CLE titles through author videos on the Bar's social media accounts and email blasts.

Government Affairs Division

The Government Affairs Division continues to be active in State House matters, monitoring and advising on a variety of issues important to the legal community. We also serve as a resource for South Carolina's lawyer legislators. The Government Affairs Division has worked with sections and committees, Bar members, legislators, the Governor's Office, state agencies and the Judicial Branch during the continuing COVID-19 pandemic. The primary legislative issues this year include electronic notary, family court issues (private and government cases), probate matters, selected criminal court matters, court proceedings, arbitration issues and court funding.

Law Related Education Division

The SC Bar's Law Related Education (LRE) is a service arm of the Bar that, since the mid-1980s, has provided teachers, school resource officers, juvenile justice personnel, and lawyers with resources, materials and technical assistance to teach law and citizenship education. Director Cynthia Cothran along with Manager Donald Lanier and Coordinator Marian Kirk carry out the statewide programs and since last May have organized the following programs:

The LRE Division did a detailed analysis of how to convert in-person competitions to virtual competitions. As a result, detailed virtual rules were created; online forms were created, Zoom trainings were created for virtual room hosts, teachers, and judges; and working with a Zoom account representative on the *We the People* and Mock Trial competition needs was necessary. Twenty Zoom accounts were established for the virtual courtrooms. While virtual participation was lower than normal, 40 schools participated in the virtual Mock Trials and six schools participated in the *We the People* competition. In addition to adapting the Mock Trial program for virtual, the staff began an in-depth re-work of the Mock Trial Coaches' Manual.

Middle School Mock Trial: The virtual competition was delayed until spring to allow 11 teams time to adapt to the virtual format within their schools as well as Mock Trial. The 2021 Regional Winner was J.E.T. Middle School in Edgefield County and the first runner-up was Bob Jones Academy of Greenville.

High School Mock Trial: Four regional competitions were held virtually with 29 teams. Twelve teams were announced as advancing to the first virtual state competition. Bob Jones Academy won the state championship title, and Carolina Forest High School of Myrtle Beach won first runner-up. Bob Jones Academy was formally presented with their awards and the Westbrook Traveling cup on April 30.

We the People: The Citizen and the Constitution: Six schools competed in the virtual competition in December 2020. Mr. Lanier has assisted countless states as they prepared for *We the People* to be adapted to the Zoom platform. River Bluff High School of Lexington won its fourth state championship title. However, due to not being able to compete in the National Finals in April 2021, first runner-up team, Wilson Hall of Sumter will represent South Carolina at the national competition. The 2020-21 Middle School State champion was Palmetto Academy of Myrtle Beach. In addition, South Carolina hosted a separate competition for North Carolina teams as North Carolina did not have a host this year. By South

Carolina hosting, it allowed many students to continue on with the *We the People* experience and advance to the national competition as well.

SC Supreme Court Institute for Teachers: The 2021 SC Supreme Court for Teachers Institute, usually held in the summer, was cancelled due to COVID-19's impact on an extended school year impacting attendance for the second week in June.

Awards and Scholarships: The LRE Awards Committee met in April. Eight Mock Trial Scholarships and one We the People Scholarship is to be awarded upon finalizing review scores. In addition to scholarships the following awards will be presented:

LRE Middle School Teacher of the Year, Robert DeCerbo – Palmetto Academy
LRE High School Teacher of the Year, Anthony Antolak – Carolina Forest High School
LRE Lawyer of the Year, Ryan Newkirk
LRE Citizen of the Year, Debbie Courtney
LRE Legacy Award, Cheryl Guy

Trainings: The Division hosted webinar trainings for Mock Trial. Virtual School Resource Officer trainings were conducted at the SC Criminal Justice Academy's studio for virtual attendance.

Other: Mr. Lanier assisted with the Judicial Qualification Zoom process, format, and Zoom oversight the days it took place.

Lawyers Helping Lawyers

Lawyers Helping Lawyers (LHL) was able to train over 60 attorneys in Mental Health First Aid via Zoom.

LHL Co-Director Beth Padgett provided a Mindfulness Stress Management series for Charleston School of Law in February via Zoom.

Character and Fitness hearings are being held via video conferencing for July 2021 (or other dates as necessary) Bar applicants, and our LHL directors continue to be able to attend these hearings for LHL clients using the online platform.

Ryan Pasquini, former LHL intern and current LHL volunteer, took the lead in compiling the Second LHL Annual Report.

LHL saw an increase of 137% in usage of the free counseling sessions.

LHL had an "in person" utilization rate of 1.067%, increased from LHL's utilization rate of 0.6125% in 2019.

LHL has hired Michael Abro to be the new Education and Outreach Coordinator for LHL. She will begin work on July 1, 2021.

Media Services and IT

From September to December 2020, the Media Services and IT team taped, edited, streamed 20 individual programs, including several that were streamed remotely due to COVID.

In October 2020, the team tested and launched a new CLE storefront website (cle.scbarr.org).

It successfully streamed all 27 virtual programs (usually three at a time) as part of the 2021 Virtual Convention. These programs were also uploaded immediately following their completion to be made available to all Convention attendees.

Finally, it tested and launched Euclid pay, which replaces Authorize.net for payments.

Membership Services Division

Membership Services Committees and Sections continue to meet regularly in virtual format and have prepared several proposals for the July 30 in-person House of Delegates meeting.

The Board of Governors established the following new Task Forces:

- Bar Admissions Task Force
- Diversity Strategic Plan Implementation Task Force
- Civil Rights Task Force

Practice Management Assistance Program (PMAP)

PMAP Director Courtney Troutman assisted lawyers with practice management related questions, including opening and closing a practice, succession planning and retirement, partnerships, choosing law office technology, law firm finances, internet fraud, insurance, IOLTA, marketing, utilizing technology, and more. The director presented CLEs for the Bar on Microsoft 365, legal ethics and technology, and was a CLE presenter for the Wisconsin Bar and at ABA TECHSHOW®. The director also helped plan CLE webinars on wellness and cybersecurity. She authored articles and edited contributions to the Bar Bytes column for *SC Lawyer* magazine. The director assisted lawyers with Microsoft 365 and practice management questions via individual Zoom consultations. She moderates the Bar's Solo listserv and also monitors and responds to Bar or practice-related inquiries on the 2,800-member My Legal BFF Facebook account.

The PMAP team continually updated its webpage and launched a new page of pandemic resources with comprehensive guidance on working from home and links to government aid. More than 247 free law office specific management or technology webinars were posted on the PMAP Webinars page between April 2020 and April 2021. The PMAP team also coordinated the Bar Book Exchange, with 17 law firms contributing their law libraries to lawyers in the Solo & Small Firm Section. The PMAP assistant contributed research assistance on numerous projects for lawyers and CLE programs, drafted and shared regular tips for e-Blast and Twitter, and managed Lending Library circulation. The PMAP team took part in twice monthly virtual technology product demonstrations and meetings with practice management advisors from other Bars, and attended a number of virtual CLEs, including Clio Con and ABA TECHSHOW® 2021.

Member discounts - PMAP continued oversight and management of the member benefits discounts program, including accounting, responding to current and new vendors, reviewing new promotional

materials, and assisting the Member Benefits Taskforce. PMAP conducted research on other state Bar's programs and prices charged for website advertising, and worked with Communications division to make changes to vendor discount pages and explore creation of a searchable vendor directory with interactive application forms and online payment options for vendors.

Fastcase – PMAP worked with Fastcase and the Communications Division to publicize the release of the new version of Fastcase free legal research and launch of Bar publications in Fastcase; updated Fastcase web page; responded to over 200 member requests for Fastcase assistance; and provided members with Fastcase tips through social media.

Pro Bono Program

COVID-19 Pro Bono Hotline

Over 700 messages have been left on the COVID-19 Pro Bono Hotline since it launched in April 2020. Each message has been taken off of the hotline by Pro Bono Program Director Betsy Goodale, with the assistance of students from the USC School of Law. The calls are returned by the PBP Director or a student. If the caller simply has questions about the eviction moratorium or where they can obtain rental assistance, the PBP Director will handle the call. If the caller needs legal assistance with an eviction or other issue related to the pandemic, such as employment or unemployment, a screening form is completed. The screening forms are forwarded to South Carolina Legal Services or a South Carolina Bar volunteer attorney for assistance. South Carolina Legal Services has handled a vast majority of the cases and has done so without tapping into their Private Attorney Involvement attorneys. Callers are sometimes referred to Charleston Pro Bono Legal Services or Charleston Legal Access.

In speaking with tenants calling the hotline, it has become apparent that many believe the Centers for Disease Control moratorium automatically applies to stay evictions without the tenant taking any action (completing and submitting the CDC Declaration). Also, applicants often wait until the day before a hearing on a Rule to Vacate or until they receive a Writ of Ejectment to seek legal assistance.

Palmetto Volunteer Lawyer Project

The Palmetto Volunteer Lawyer Project continues to expand as additional organizations are now posting available pro bono cases. Currently, the Pro Bono Program, Charleston Pro Bono Legal Services, Root & Rebound SC, South Carolina Coalition Against Domestic Violence and Sexual Assault (SCCADVASA) and the Midlands Fatherhood Coalition are able to post cases on the site. By partnering with organizations around the state, the PVLP is able to bring attention to the organizations and their need for pro bono attorneys and to provide a wide selection of pro bono opportunities to Bar members. However, there has been very little participation by Bar members.

The PVLP does not require registration, a username or a password. Instead, available cases can be viewed by simply going to the Pro Bono Program page on the Bar website (www.scbar.org/pvlp). In addition, available cases can be "embedded" on other websites. For instance, Greenville cases are currently embedded on the Greenville Bar website, and Charleston Pro Bono Legal Services cases are embedded on their website. The Family Law Section and the Probate, Estate Planning and Trust Section will be entertaining requests by the Pro Bono Program to have available cases in those practice areas embedded on their section pages. This will increase opportunities for Bar members to view cases.

All a volunteer has to do is click the "Interested?" button on the case card, provide some basic information (name, email address, phone number, and Bar number) and click submit. The partner

program that posted the case will receive an email and follow-up with additional information about the case so that the volunteer attorney can make a final decision whether to accept the case. Clicking the "Interested?" button does NOT result in automatic assignment of the case.

Pro Bono Calls/Referrals

The Pro Bono Program continues to receive, on average, 300 calls per month to its non-COVID lines. Thus far in 2021, South Carolina Bar members have accepted referral of 20 pro bono cases.

South Carolina Supreme Court Honor Roll

The SC Supreme Court published the 2020 Pro Bono Honor Roll with 298 names of SC Bar members.

Wills Clinics

The Pro Bono Program continues to partner with the USC School of Law Pro Bono Program to provide wills and powers of attorney for indigent citizens around the state. We have been able to expand the reach of these clinics by using the new Palmetto Leader bus. Two clinics were held in Darlington in March and two will be held in McColl in May. Not only has the bus allowed for further outreach to clients, it also has allowed Bar members in these locations an opportunity to provide pro bono legal assistance. About five attorneys from the Darlington area met the bus at the Darlington County Free Legal Clinic to assist in drafting wills and powers of attorney.

South Carolina Free Legal Answers

The SC Free Legal Answers website continues to see heavy traffic from South Carolinians seeking answers to civil legal questions. We have had quite a few attorneys register as volunteers on the website in 2021, but very few of them have answered questions. Many of the questions posted involve family law issues so an appeal was made in March for family law attorneys to answer questions posted on the website, but the appeal generated very little interest.

ABA Day 2021

The Pro Bono Program Director will be advocating for funding for Legal Services Corporation by communicating with South Carolina's Congressional delegation in various ways, including providing statistical information on the type and amount of legal services South Carolina Legal Services provides across the state, recording video messages from members of the Bar about the importance of South Carolina Legal Services and the need for funding, and establishing a regular dialogue with one or more staffers locally and in Washington so that the delegation understands how important this Pro Bono Program partner is to South Carolina.

Miscellaneous

The Pro Bono Program Director continues to prepare a column for every other issue of *SC Lawyer* magazine; participate in monthly Legal Service Provider meetings; participate in SC Emergency Management Division disaster recovery meetings; participate in monthly meetings of Southeast Access to Justice Providers; and South Carolina Access to Justice Commission meetings. The Pro Bono Program filled the open paralegal position in April with Karen Elliott.

Public Services

The Bar offers a variety of free, public programs designed to connect volunteer attorneys with their communities. Cindy Coker leads this division, which in addition to the Pro Bono Program, includes clinics

and the statewide Lawyer Referral Service. In response to the COVID-19 pandemic, many public programs were moved to a virtual format.

Law School for Non-Lawyers – Fall 2020 sessions were held virtually at Piedmont, Tri-County and York Tech. Spring sessions scheduled for Aiken, Florence-Darlington and Central Carolina Technical Colleges were moved to the fall in the hopes that in-person classes were possible.

Free legal clinics were held in the fall virtually. Charleston County Library, Lexington County Library, the Chapin Memorial Library (Myrtle Beach), Pickens County Library and Greer Vista Relief participated. Clinics continued in the spring virtually with Lexington County Library, Horry County Library, Charleston County Library, Chapin Memorial Library (Myrtle Beach), Spartanburg County Library and Greer Relief/Vista. The team is currently scheduling for clinics through the remainder of the year.

Fee Disputes – There were 46 pending cases as of March 31. Daniel Draisen, on behalf of the Resolution of Fee Disputes Board, has filed 2 motions to dismiss in fee dispute related cases in Richland County.

Lawyer Referral Service operators continue to work remotely.

Risk Management and Mentoring

Risk Management Director Nichole Davis oversees implementation of the Lawyer Mentoring Program, serves as a faculty member for ethics CLE programs, provides diversity training, and administers the Ethics Hotline, and provides substantive and administrative support to the following committees: Ethics Advisory, Professional Responsibility, and Professional Liability.

Mentoring Program

The Bar administers the mandatory Lawyer Mentoring Program, which includes recruiting new mentors, providing mentor training, and fostering mentor/mentee relationships. Bar members have continued to volunteer to serve as mentors throughout the pandemic.

Ethics Hotline

Nichole Davis is available to answer members' ethics questions, provide analysis of the Rules of Professional Conduct as applied to certain facts, and make recommendations regarding risk management, while leaving final decisions to the inquiring Bar member. All conversations are confidential and protected by Rule 8.3(f) of the S.C. Rules of Professional Conduct. Members can call (803) 576-3820 or send an email to ndavis@scbar.org.

Committees, Divisions and Sections

The **Alternative Dispute Resolution Commission** submitted proposed ADR Rule changes to the Court which has sent them on the General Assembly, with anticipation of the rules becoming effective the end of April.

The **Conventions Committee** met via conference call March 30 and will reconvene in June to discuss the 2022 Convention seminar schedule, sponsor recruitment and finalize ticketed events.

- Seminar Election-to-Conduct forms have been sent to all Section and Committee Chairs. Reply is due to Convention staff by May 21.
- Sponsor/Exhibitor forms will be updated and distributed to immediate past partners in June. Additional outreach will be made in July to other potential sponsors and exhibitors.

- 2022 dates are January 20-23 at Hyatt Hotel in Greenville.

The **Dispute Resolution Section Council** presented proposed changes to the SC Uniform Arbitration Act to the Board of Governors. Those proposed changes were approved. Currently working with the Government Relations Director to find a sponsor for the bill.

The **Diversity Committee** launched the Virtual Fireside Chats: Beyond the Robe series and held live programs on the Bar's Facebook page and website from October 2020 through April 2021. The candid discussions featured a variety of judges discussing their journeys to the bench and legacies. The committee also partnered with Communications to highlight a variety of members and their contributions to the profession and the community as part of Black History Month and Women's History Month. Both campaigns resulted in record-breaking engagement on the Facebook page.

The **Ethics Advisory Committee** has issued three Ethics Advisory Opinions (EAO 20-01, EAO 20-02, EAO 20-03) and is currently working on three additional opinions.

The **Judicial Qualifications Committee** had a successful screening cycle in fall 2020 via a remote platform.

The **Intellectual Property and Innovation Committee** met in July 2020, and in January 2021 began regular monthly video meetings with guest speakers from the business and legal community. The IPI Committee has a member liaison with the Technology Committee.

The **Lawyers Fund for Client Protection Committee** continues to meet via conference call to handle claims. There are currently 38 pending claims.

The **Professional Liability Committee** has distributed questionnaires to insurance carriers that are interested in remaining and/or becoming preferred providers.

The **Professional Responsibility Committee** has prepared a few proposals to be presented to the HOD. It also submitted a proposal to the Board of Governors requesting that a task force be created to review the character and fitness requirements of Bar Admissions, which was approved. The proposal was approved.

The **Solo and Small Firm Section** grew to almost 900 members with over one third participating in the PMAP moderated section listserv. Section council met in April, August, and December 2020 and April 2021. The Section sponsored two free CLE webinars for its members, which the PMAP director planned. Section Council chose Michael J. Polk as the recipient of the 2020 Solo & Small Firm Lawyer of the Year award.

The **Senior Lawyers Division** members volunteered for Pro Bono "Friday Blitz" answering questions on SC Free Legal Answers in partnership with law students. The Division is coordinating a Nifty Fifty event for the Classes 1970 & 1971 in September and continues to compile information for a succession resource guide.

The **Technology Committee** met in April and August of 2020 and February and April 2021. The committee launched a cybersecurity subcommittee in 2020. The committee has a member liaison on the

Professional Responsibility Committee to ensure that technology matters being considered by other Bar groups are brought to the committee's attention.

The Young Lawyers Division partnered with the Wellness Committee to produce a CLE for the Bar Convention, offered two virtual 5k/10ks and two wellness from home month-long challenges. The Division offered a CLE on domestic violence, a professional development event for those just starting out and partnered with Clemson University's pre-law advisor to offer a Diversity in the Law Day.

The YLD Birdies for Belief **golf tournament benefitting Make-A-Wish SC** will be held May 26.

The **Wellness Committee** held a challenge in February 2021 with exercise activities for 18 days. It also featured committee member “takeovers” on social media, who highlighted personal mental and physical health and well-being tips and practice. The committee and Communications are working on redesigned the Living Above the Bar website.

TO: House of Delegates
FR: Russell T. Infinger, Secretary
DT: May, 2021
RE: Election of Members of Nominating Committee

Eight Nominating Delegates are elected by judicial region to the Nominating Committee. The Immediate Past President serves as chairman of the Committee; that will be Roy Laney. **The House needs to elect one delegate from Judicial Region II, and one delegate from Judicial Region III.**

The Nominating Delegates who will continue on the Committee are set forth below by judicial region. Section 9.2 of the Bar constitution provides that the Nominating Delegates shall be elected members of the House of Delegates who reside in the same judicial region as the Delegates whom they succeed.

When the Board of Governors fills vacancies in the House, it considers how to make the House more representative of the Bar. A similar consideration is encouraged in electing members of the Committee.

A list of the circuit delegates follows; the names in italics are the current members of the Committee whose terms expire on June 30, 2021.

	<u>Delegate</u>		<u>Term ends</u>
Region I	R. Scott Dover	Pickens	2022
	S. Venus Poe	Fountain Inn	2022
Region II	Teckla S. Henderson	Blythewood	2023
	Seat to be filled		2024
Region III	Martin Driggers, Jr.	Hartsville	2023
	Seat to be filled		2024
Region IV	Cheryl D. Shoun	Charleston	2022
	Shawan Gillians	Moncks Corner	2023

JUDICIAL REGION II (Judicial Circuits 5, 6, 8, 11) One seat to be filled.

(Abbeville, Chester, Edgefield, Fairfield, Greenwood, Kershaw, Lancaster, Laurens, Lexington, McCormick, Newberry, Richland, Saluda)

Daryl G. Hawkins, Columbia

Term expires June 30, 2021

Jennifer Ellis Alpin, Columbia
J. Leeds Barroll, IV, Columbia
Joseph Pawel Bias, Columbia
James Edward Bradley, West Columbia
Robert Lesley Brown, Columbia
George B. Cauthen, Columbia,
Aleksandra B. Chauhan, Columbia
Amie L. Clifford, Columbia
Leslie A. Cotter, Jr., Columbia
Elnora Jones Dean, Columbia,
Scott A. Elliott, Columbia, Columbia
Warren V. Ganjehsani, Columbia
Harry L. Goldberg, Columbia
Amy L.B. Hill, Columbia
John Croom Hunter, Chester
Charles A. Kinney, Jr., Columbia
Linsday A. Joyner, Columbia
Catherine H. Kennedy, Columbia
Charles A. Kinney, Jr., Columbia

Francis B.B. Knowlton, Columbia
Christopher R. Koon, Columbia
John Lucius McCants, Columbia
James Graham Padgett, III, Greenwood
Michelle Duncan Powers, Greenwood
Robert Lawrence Reibold, Columbia
Pamela Jane Roberts, Columbia
Carmelo Barone Sammataro, Columbia
Stephen T. Savitz, Columbia
Jane O. Shuler, Columbia
Jasmine Denise Smith, Columbia
Lisa Lee Smith, Chapin
Christian Giresi Spradley, Saluda
William R. Thomas, Columbia
Robert E. Tyson, Jr., Columbia
Michael J. Virzi, Columbia
Richard G. Whiting, Columbia
Mitchell Willoughby, Columbia
Clinton Joseph Yarborough, Columbia

JUDICIAL REGION III (Judicial Circuits 3, 4, 12, 15) One seat to be filled.

(Chesterfield, Clarendon, Dillon, Florence, Georgetown, Horry, Lee, Marion, Marlboro, Orangeburg, Sumter, Williamsburg)

Carrington S.B. Wingard, Florence, Term expires June 30, 2021

Margaret Elise Baker, Florence
Melody Joy Edelman Breeden, Myrtle Beach
Shauna Lisa Gibson, Myrtle Beach
Tiffany D. Gibson, Florence
Doward Keith Karvel Harvin, Kingstree
Kimberly Michele Hodge, Kingstree
Charles Epps Ipock, Florence

David B. Miller, Myrtle Beach
Catherine Elizabeth Mubarak, Orangeburg
Randall K. Mullins, N. Myrtle Beach
John Edward Roxon, Myrtle Beach
Hal M. Strange, Georgetown
Regina Bechtler Ward, Conway

TO: House of Delegates

FR: Hagood Tighe, Treasurer

DT: April 2021

RE: Proposed Budgets for FY 21-22

Attached are the proposed budgets for the next fiscal year. They project an increase in Bar funds of \$40,750 and an increase in CLE Division funds of \$500. The budget contemplates receipt of IOLTA grants which will cover much but not all the cost of the Ask A Lawyer and Law Related Education programs. The budget also contemplates use of the voluntary Indigent Service Fee and a grant from the Bar Foundation's Bank of America Settlement Fund to cover much of the cost of the Pro Bono Program.

A brief explanation of some of the line items follows.

Bar Revenues

License Fees: The Bar expects to see an increase in the coming year.

LRS Percentage Fees: An increase is anticipated.

Bar Expenses

Salaries: Reflects a new position for Lawyers Helping Lawyers and other salary adjustments.

FICA & Benefits: Decrease reflects more accurate estimate of costs.

Buildings: The decrease reflects the experience this year of lower utilities costs and reduction of additional leased parking for the Conference Center.

Professional fees: The increase reflects audit and tax returns cost and professional services.

Young Lawyers: No change from prior year.

Delegate Expenses: No change from prior year.

Membership Services Committees: An increase is projected.

Lawyers Desk Book: No change from prior year.

Lawyers Helping Lawyers: New programs anticipated.

Contribution: Judicial Observation and Experience Program.

Credit Card Fees: No change from prior year.

CLE Revenues

Convention: The convention will be in Greenville and decreased revenues are expected.

CLE Expenses

Salaries: The budget reflects no vacant full-time positions and other adjustments.

FICA & Employee Benefits: The budget reflects no vacant full-time positions and other adjustments.

Convention: The line reflects the much lower costs of hosting the event in Greenville.

	SOUTH CAROLINA BAR FY 21-22 BUDGET PROPOSAL		
	9 MOS.	2020-2021	2021-22
	<u>ACTUAL</u>	<u>BUDGET</u>	<u>BUDGET</u>
REVENUES			
1. LICENSE FEES	\$3,714,766.38	3,705,500	3,749,700
2. FEES TOWARD BUILDING	486,810.00	485,100	493,800
3. INTEREST	22,063.81	25,000	20,000
4. LRS PERCENTAGE FEES	331,582.45	350,000	360,000
5. LRS SUBSCRIPTION FEES	68,450.00	60,000	50,000
6. MARKETING FEES	37,842.13	22,800	30,000
7. SC LAWYER	65,434.20	84,000	84,000
8. LAWYERS DESK BOOK	39,668.20	40,000	40,000
9. STAFF SUPPORT	0.00	56,000	57,000
10. RENTS RECEIVED	32,896.00	44,000	44,000
11. ADR CERTIFICATION	71,050.00	88,000	80,000
12. MISCELLANEOUS FEES	17,495.50	18,200	18,200
13. SALES TAX COLLECTED	3,468.11	4,700	3,400
TOTAL REVENUES	4,891,526.78	4,983,300	5,030,100
EXPENSES			
1. SALARIES	\$1,305,957.47	1,946,100	2,024,000
2. FICA & BENEFITS	\$360,153.99	610,100	590,000
3. BUILDINGS	\$106,968.70	172,600	162,000
4. EQUIPMENT & SOFTWARE	\$3,476.51	20,500	20,000
5. EQUIP. MAINTENANCE & LICENSES	\$163,764.81	182,700	240,000
6. OFFICE SUPPLIES	\$7,809.15	24,300	24,300
7. POSTAGE	\$4,116.30	12,000	9,000
8. TELEPHONE	\$21,274.10	18,500	18,500
9. PROFESSIONAL FEES	\$40,421.25	44,500	82,000
10. BOND/INSURANCE	\$8,119.40	12,800	16,300
11. STAFF EXPENSE	\$5,481.00	28,700	28,700
12. DUES/SUBSCRIPTIONS/BOOKS	\$2,840.40	3,000	3,000
13. CASUAL LABOR/HIRING	\$285.00	2,000	2,000
14. DELEGATE EXPENSE	\$404.00	69,600	69,600
15. OFFICERS' EXPENSE	\$0.00	4,200	4,200
16. MEMBERSHIP SERV. COMM.	\$23,504.47	156,900	174,300
17. PRACTICE MANAGEMENT	\$3,033.31	21,500	17,800
18. RISK MANAGEMENT	\$627.75	10,000	7,800
19. LAWYERS HELPING LAWYERS	\$30,044.10	61,300	76,450
20. MEMBERSHIP BENEFITS	\$91,943.15	112,800	113,800
21. YOUNG LAWYERS	\$77,441.24	194,700	194,700
22. SENIOR LAWYERS	\$6,323.65	54,000	54,000
23. GOVT. RELATIONS DIRECT	\$8,000.46	53,000	55,800
24. JUDICIAL EVALUATION	\$1,250.00	12,500	11,000
25. PRO BONO	\$17,530.85	62,600	42,200
26. ASK-A-LAWYER	(\$650.00)	29,700	29,700
27. CLIENT ASSISTANCE PROGRAM	\$355.60	1,000	1,000
28. ADR COMMISSION	\$365.83	2,500	8,500
29. LAWYER REF'L SERV. EXPENSES	\$98,301.31	125,000	125,000
30. LAW RELATED EDUCATION	\$24,624.84	260,800	302,600
31. PUBLIC RELATIONS	\$1,288.23	12,500	11,900
32. SC LAWYER	\$185,609.04	220,200	222,600
33. LAWYERS DESK BOOK	\$32,857.78	34,000	34,500

34. CONTRIBUTIONS	\$0.00	-	11,500
35. CREDIT CARD FEES	\$108,409.77	93,000	93,000
36. SHORT TERM PROJECTS	\$0.00	5,000	5,000
37. LAW STUDENT AFFILIATES	\$0.00	4,500	4,500
38. SALES TAX PAID	\$3,211.38	1,000	3,400
39. BUILDING AND LAND DEBT	\$70,950.33	94,700	94,700
40. CONTIGENCY EXPENSES	\$0.00	205,100	-
TOTAL EXPENSES	2,816,095.17	4,979,900	4,989,350
NET GAIN (LOSS)	\$2,075,431.61	3,400	40,750

SC BAR - CLE DIVISION
FY 21-22 BUDGET

	9 Mos. <u>ACTUAL</u>	2020-21 <u>BUDGET</u>	2021-22 <u>BUDGET</u>
<u>REVENUE:</u>			
Seminars	\$ -	\$ 1,114,400	\$ 610,000
E-CLE	1,249,400	475,000	1,000,000
Publications	266,730	390,000	390,000
Big Ticket	-	60,000	100,000
SCJ Royalties	54,208	100,000	100,500
Convention	171,300	419,600	344,600
Interest	7,463	2,400	2,400
Building Rental	-	3,000	2,000
Shipping & Handling	22,042	25,000	25,000
TOTAL REVENUE:	\$ 1,771,143	\$ 2,589,400	\$ 2,574,500
<u>EXPENSES:</u>			
Salaries	\$ 684,945	\$ 920,400	\$ 957,200
FICA & Benefits	228,472	326,600	\$ 350,800
Building	48,449	63,600	63,600
Equip. & Furn.	1,794	8,000	4,000
Equip. Maintenance & Licensing	75,087	63,100	74,000
Office Supplies	4,844	6,800	6,800
Postage	465	500	500
Shipping	20,431	25,000	25,000
Telephone	5,215	10,800	10,800
Staff Expense	1,774	9,100	9,100
Staff Education	-	3,500	3,500
Committee Expense	-	500	500
Bond/Insurance	12,852	12,000	12,000
Professional Fees	12,500	12,000	32,000
Casual Labor	-	500	500
Seminar Direct	-	279,100	275,000
E-CLE	46,777	111,600	111,600
Publication Direct	100,027	148,200	132,600
Publication Royalties	30,672	80,000	93,600
Convention	112,159	395,800	305,900
Media Service Direct	1,482	6,500	5,000
Credit Card Fees	46,940	55,000	50,000
Marketing	21,055	50,000	50,000
TOTAL EXPENSES:	\$ 1,455,940	\$ 2,588,600	\$ 2,574,000
NET GAIN (LOSS):	\$ 315,203	\$ 800	\$ 500

There are no written materials for this item.