

Bar Elections Supervision Committee

Teleconference

December 16, 2019

**MINUTES**

**Committee Members Present:** Draper (Chair), Bailen, DeCarlo, and Greathouse.

**Staff Present:** Craghead, Executive Director, Northrup, General Counsel.

Chair Draper called the meeting to order at 4:00 p.m. and presided throughout.

Chair Draper welcomed the committee members and introduced the issue before the committee for resolution: a formal written complaint filed by Third Vice President candidate A that the prohibition on ISBA candidates speaking as presenters at ISBA CLE programs during the election season (October 1 to the close of voting on the following April 30) was inappropriate and not supported by existing rule or policy.

Chair Draper referred the committee members to the materials provided to the committee including the complaint, and responses from the chairs of two affected ISBA sections and committees as well as the CLE Coordinator of one of the affected groups.

The committee engaged in a broad discussion of the complaint, responses, and issues. In concluding that the prohibition was appropriate, the committee found that: (1) the prohibition had been applied in prior ISBA elections and that there was no reason to deviate from prior practice; (2) the prohibition appropriately avoided candidates making CLE programs a campaign tool; (3) the temporary nature of the prohibition was not burdensome to ISBA sections or committees; (4) the likely availability of other speakers presented no burden to ISBA sections or committees wishing to present CLE; and (5) changing the existing policy during the ISBA election season was inappropriate and possibly prejudicial to other candidates.

Motion made, seconded, and unanimously carried that the policy of prohibiting ISBA candidates from being presenters at ISBA CLE during the ISBA election season remain unchanged.

The committee further requested that staff present this issue without any recommendation to the Special Committee on Election Procedures for possible consideration during the Special Committee's ongoing review of election related matters.

There being no other further business, motion made, seconded, and carried to adjourn the meeting.

Respectfully submitted,

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Charles J Northrup, General Counsel