

## MEMORANDUM

**TO:** Members of the House of Delegates

**FROM:** Select Committee of the ABA House of Delegates

**SUBJECT:** 2024 Midyear Meeting of the American Bar Association and Meeting of the House of Delegates

**DATE:** February 20, 2024

---

### REPORT ON THE ABA MIDYEAR MEETING

The 85th Midyear Meeting of the American Bar Association (“ABA”) was held January 31 - February 5, 2024. A variety of programs were sponsored by committees, sections, divisions, and affiliated organizations. The House of Delegates met for one day.

The Nominating Committee hosted a Candidates Forum on Sunday, February 4, 2024. The following candidates seeking nomination at the 2025 Midyear Meeting gave speeches to the Nominating Committee and to the members of the Association, followed by a question/answer session: Barbara J. Howard of Ohio, candidate for President-Elect for the 2025-2026 term, and Andrew M. Schpak of Oregon, candidate for Treasurer-Elect for the 2025-2026 term.

### HOUSE OF DELEGATES

The House of Delegates of the American Bar Association (the “House”) met on Monday, February 5, 2024. Steve Buttleman, the bugler for the Kentucky Derby, welcomed the delegates with the iconic “Call to the Post.” The Marine Corps Junior Reserve Officers Training Corps from Fern Creek High School presented the colors. The invocation for the House was delivered by Charles (“Buzz”) E. English, Jr., of Kentucky. Kentucky Governor Andy Beshear provided a video welcome to House members.

The Chair of the House Committee on Credentials and Admissions, Karol Corbin Walker of New Jersey, welcomed the new members of the House and moved that the signed roster be approved as the permanent roster for this meeting of the House. The motion was **approved**.

Laura V. Farber of California, Chair of the Committee on Rules and Calendar, provided a report on the Final Calendar for the House. She stated that in an effort to conserve resources, all supplemental materials for the House were sent electronically and posted on the House’s webpage. She moved to adopt the final calendar and approve the list of individuals who sought privileges of the floor. Both motions were **approved**. Ms. Farber noted that the deadline for submission of Resolutions with Reports for the 2024 Annual Meeting is Tuesday, May 7, 2024, while the deadline for Informational Reports is Friday, June 7, 2024. She also referred to the consent calendar, noting that the deadline

for removing an item from the consent calendar was February 3, 2024, and that no resolutions were removed from the consent calendar. Later in the day, Ms. Farber moved the items on the consent calendar. The motion was **approved**.

Secretary Marvin S.C. Dang of Hawaii moved that the proposed Summary of Action for the House for the 2023 Annual Meeting be adopted as the official record of the House. The motion was **approved**. Secretary Dang also referred the delegates to Report 177, which summarizes actions taken by the Board of Governors since the 2023 Annual Meeting, and Report 177A, which reports that the Board of Governors considered and recommended adoption of Resolutions 604 and 605.

Secretary Dang recognized members of the House who died since the last meeting of the House, and they were remembered during a moment of silence. In addition, Harry Truman Moore of Arkansas spoke about former ABA President Phillip S. Anderson, Jr., who passed away in August 2023.

In the afternoon, Louisville Mayor Craig Greenberg provided a video greeting to the House.

For more details of the House meeting, see the following two-part report of the House session. The first part of the report provides a synopsis of the speeches and reports made to the House. The second part provides a summary of the action on the resolutions presented to the House.

## **I. SPEECHES AND REPORTS MADE TO THE HOUSE OF DELEGATES**

### **Statement by the Chair of the House of Delegates**

Palmer Gene Vance, II of Kentucky, Chair of the House of Delegates, welcomed the delegates to the House and thanked the ABA Communications and Media Relations Division for informing ABA members, the legal community, and the general public about developments in the House by providing updates and reporting on the proceedings of the House via X, using the handle @ABAesq. In addition, the House of Delegates posts on X using the handle @ABAhod. Chair Vance extended a special welcome to new members of the House and recognized those delegates who have served the House for 25 years or longer. Chair Vance also recognized members of House committees and ABA staff members for their significant contributions to the work of the House.

Chair Vance acknowledged that the Midyear Meeting was being held on the ancestral lands of numerous Tribal nations, including the Eastern Band of Cherokee Indians, the Osage Nation, and the Shawnee people, all of whom served as stewards of the region for generations.

### **[Statement by the ABA President](#)**

ABA President Mary L. Smith of Illinois began her remarks recognizing that the ABA was created 146 years ago, when representatives from twenty states and the District

of Columbia gathered to create an organization that would advance the science of jurisprudence and promote the administration of justice and the uniformity of legislation throughout the country. She said that just as those lawyers met the test of the moment, members of our association must now consider if we are meeting the test of the moment.

President Smith urged the delegates to consider the profession that new law graduates are entering and how the ABA can meet their current and future needs. She said she has spoken with lawyers throughout the county, including those who assert that the ABA must be synonymous with lawyers' practice and must serve all members, including the vast majority who do not attend meetings in person.

President Smith said that a major focus of the year has been the creation of a strategic plan, and she recognized those leading the effort. She said, "We need to chart the way forward and meet this moment." President Smith recognized that the growth in remote work, increased stress on young lawyers, and the impact of artificial intelligence are all factors that will affect the future of legal practice. She said the ABA is in a unique position to help lawyers become better lawyers, and she asserted that we must focus on helping today's young lawyers, who grew up with technology, continue to develop as lawyers. To do that, the ABA needs to have technology to meet the moment.

President Smith also addressed current challenges to our country, observing that "our very democracy is in peril." She said our system requires all of us, especially lawyers, to put the constitution above all else. President Smith said, "The one truly differentiating thing that the ABA does best is to mobilize the nation's lawyers, law students, and law schools across every state from the ground up to defend democracy, the sanctity and security of elections, and the rule of law." She said that the ABA Task Force for American Democracy was created to work with coalitions at the state level to stand up for free elections and to protect the rule of law and democracy.

President Smith challenged delegates to do their part to recruit and retain ABA members in order to secure the future of the ABA and to help the next generation. She said it is up to us to meet the moment to uphold the rule of law, pursue justice, and dedicate ourselves to being defenders of democracy.

### **Remarks by the President of the Conference of Chief Justices**

The Honorable Anna Blackburne-Rigsby, Chief Judge of the District of Columbia Court of Appeals, spoke about the state of the nation's state courts. She said that we are in unique and important times, and that we have a profound responsibility to preserve the rule of law in our democracy. She said that our courts address both major policy issues and everyday issues such as mental health, substance abuse, violence, and housing challenges.

Judge Blackburne-Rigsby said that for years, the Conference of Chief Justices ("CCJ") has surveyed people about their perceptions of the courts. They found that while courts remain the most trusted branch of government, that trust is declining. She noted that in Fall 2023, the CCJ engaged a public opinion research firm to conduct focus groups

with court users from across the country. The interviews revealed that many believe there are two court systems: one for the rich and powerful and one for everyone else. The interviews also indicated that communities of color believe there are two justice systems based on race. Judge Blackburne-Rigsby said, “We must focus on restoring and strengthening faith that when we say equal justice for all, we truly mean those words, and that the public perceives that we are actually turning those words into actions.”

Judge Blackburne-Rigsby said that the focus groups also had some positive feedback. Those interviewed “identified great interest in how our courts and our legal system help to address societal issues like mental health, substance abuse, violence, crime, and housing issues.” She said she hopes that the messages from the focus groups will help the courts tell a more relatable story about the important work they do every day.

Judge Blackburne-Rigsby highlighted several tools courts can use with the communities they serve. First, the CCJ launched a racial justice organizational assessment tool for state courts that offers guidance and best practices. Second, the CCJ developed Court Opportunity Recruitment for All (“CORA”), an online tool law students can use to identify internships, externships, and clerkships. Third, the CCJ created the Committee on Legal Education and Admissions Reform (“CLEAR”) to examine the state of legal education and bar admissions in the United States, as well as the decline in the number of attorneys who dedicate their careers to public interest and public sector practice. CLEAR will also consider the challenges presented by legal deserts, especially in rural and underserved communities, where few attorneys are available.

Finally, Judge Blackburne-Rigsby said the CCJ is looking at the impact of artificial intelligence. The CCJ created an interdisciplinary rapid response team to examine the potential impact, opportunities, and pitfalls of artificial intelligence in our state courts.

### **Statement by the ABA Treasurer**

ABA Treasurer Frank (“Fritz”) H. Langrock of Vermont reported on the finances of the association. He said that our recent audit was successful, and he recognized that the ABA’s 2020 decision to eliminate its internal audit department had resulted in significant cost savings. The Standing Committee on Audit continues to provide oversight.

Treasurer Langrock said that grant revenue and activity is still significantly higher than it was two years ago, so the long-term trend is very good. With respect to general operations revenue, our non-dues revenue is trending downward, especially with respect to the ABA Advantage Program. The Board of Governors has created a non-dues revenue committee to address that.

Expenses are down due to several factors, but our consolidated operating deficit is nearly \$7 million dollars, which is \$2 million higher than the prior year. Langrock said that the ABA is actively working to reduce expenses, but a dues increase is necessary to address the deficit.

Treasurer Langrock said that our investments have performed well this year, and we have been able to use some of that investment income to support operations. The association has increased its net assets by \$2.1 million through December. We have total net assets of \$168.4 million, including \$112.2 million in sections/divisions/forums.

Finally, Treasurer Langrock acknowledged the hard work of numerous ABA staff members, including the Chief Financial Officer, Bill Phelan.

### **Statement by the ABA Executive Director**

In her first presentation to the House since being named Executive Director in 2023, Alpha M. Brady said that she is committed to listening, challenging, and creating. Specifically, she wants to listen to determine what current and potential members want from the ABA and what the profession and society need from us. She challenges the ABA staff to think creatively and work strategically to develop and implement solutions to those needs using sound, fact-based data and testing to ensure maximum success. Executive Director Brady said that she aims to foster an environment that develops programming and projects that successfully address the needs of our members, enhance member experiences, convert potential members to actual members, and retain members by continually adjusting to address the issues that impact the practice of law.

Executive Director Brady said she promotes using enhanced messaging that reflects a coherent and unified communications strategy that illustrates, clearly and boldly, what the ABA stands for. She said the association must also focus on providing better value and delivery of our products and services. She has bifurcated the membership and marketing departments to better focus on the member experience, using data from the business intelligence team.

Executive Director Brady said that another focus is the creation of a more effective and user-friendly website. Senior staff have engaged in transparent and strategic discussions about the current website, which is challenged by the fact that no single entity has ownership over the entire website. She is hiring a website project manager to audit the website, create a plan of action, and implement it. She wants members and visitors to find it easier to access and simpler to navigate. The products and information technology teams will work on this project.

Executive Director Brady said that one constant in her journey at the ABA has been her belief in what the ABA stands for and the work it does to address the professional growth of lawyers and feed the needs of the soul. We need to provide not just the best CLE, but also opportunities to give assistance to those in need, such as our work at the border for unaccompanied minors and responding to legal questions using the ABA Free Legal Answers program, which is aimed at low- and moderate-income families. She said the core values of the ABA have not changed, and we have a powerful and compelling story to tell. We strive to ensure that justice is not just a privilege for the few but a right for all, in part through the association's support of pro bono and good works programs.

Executive Director Brady noted that she is the first African-American executive director of the ABA. She said she is filled with hope and determination as we embark on a new chapter in the ABA's history, and she thanked her family and friends for their support as she takes on this new role.

### **Report of the Nominating Committee**

The Nominating Committee met on Sunday, February 4, 2024. Robert L. Rothman of Georgia, Chair of the Steering Committee of the Nominating Committee, reported on the following nominations for the terms indicated:

#### **OFFICERS OF THE ASSOCIATION**

##### President-Elect (2024-2025 Term)

Michelle M. Behnke of Wisconsin

##### Chair of the House of Delegates (2024-2026 Term)

Jonathan Cole of Tennessee

#### **BOARD OF GOVERNORS FOR THE 2023-2026 TERM**

##### District Members-at-Large

District 3: Thomas H. Prol of New Jersey  
District 5: Thomas C. Grella of North Carolina  
District 9: Sheena Hamilton of Missouri  
District 14: Anna M. Romanskaya of California  
District 15: Vincent Chang of New York  
District 16: Cynthia E. Nance of Arkansas  
District 17: Erik A. Christiansen of Utah

##### Section Members-at-Large

Antitrust Law: Paula C. Martucci of Arkansas  
Government and Public Sector Lawyers Division: Gregory G. Booker of Minnesota  
Judicial Division: Linda Strite Murnane of Ohio  
Young Lawyer Member-at-Large: Abre' Conner of California  
Labor and Employment Law: Gail Golman Holtzman of Florida

##### Goal III Members-at-Large

Minority Member-at-Large: Juan R. Thomas of Illinois

## Remarks by ABA President-Elect Nominee

Michelle Behnke of Wisconsin expressed appreciation for her nomination and acknowledged the support she has received from her husband, her family, and her Wisconsin lawyer colleagues. She noted that she will become the second ABA president to hail from Wisconsin, following Carl Rix, who served in 1946-1947.

Ms. Behnke acknowledged that the ABA faces significant challenges, and she said we must let lawyers know how the ABA can assist them and ensure that the association has sufficient staff and funds to undertake its work. She said developing a robust strategic plan and committing to implement it will be key to the association's success. She thanked President Smith for appointing a strategic planning committee and inviting Ms. Behnke to serve on it.

Ms. Behnke said that she plans to make a concerted effort to connect with, and listen to, solo and small firm practitioners. She has been a solo practitioner for much of her legal career and has relied on the ABA's resources to assist her in her practice. She also plans to focus on diversity and fairness within the legal profession and within the legal system, recognizing that the recent supreme court decision concerning college admissions means we are operating under new rules and must "find new tools to intentionally create and sustain fair and inclusive environments." She acknowledged that finding new ways to ensure diversity, inclusion, fairness, and opportunity will not be easy, but she said that as lawyers, we are used to doing hard things.

## II. RESOLUTIONS VOTED ON BY THE HOUSE OF DELEGATES

A brief summary of the action taken on resolutions brought before the House follows. To see the resolution with report, the final text of the adopted resolution and, where relevant, videos of the speakers, please click the resolution number in the brackets.

[600] The House **approved by consent** Resolution 600 from the Standing Committee on Specialization reaccrediting the DUI Defense Law program of the National College for DUI Defense, Inc., and the Child Welfare Law Specialist Certification program of the National Association of Counsel For Children as designated specialty certification programs for lawyers for an additional five-year term; and it extended the accreditation period of the Legal Liability Law program of the American Board of Professional Liability Attorneys of Atlanta, Georgia, as a designated specialty certification program for lawyers until the adjournment of the next meeting of the American Bar Association House of Delegates in August 2024.

[601] The House **approved by consent** Resolution 601 from the Standing Committee on Paralegals granting reapproval to 14 paralegal education programs, withdrawing the approval of one program at the request of the institution, and extending the term of approval of 45 programs.

[602] On behalf of the commission on the American Jury, Marvin S.C. Dang of Hawaii moved Resolution 602 amending various Principles in the *Principles for Juries and Jury Trials*, as outlined in the Resolution. Brooks R. Magratten of Rhode Island spoke in favor of the resolution. The resolution was **adopted**.

[603] On behalf of the Standing Committee on Gun Violence, Marvin S.C. Dang of Hawaii moved Resolution 603 urging Congress to pass the Disarm Hate Act or similar legislation that would amend 18 U.S.C. Sections 922(d) and (g) of the Gun Control Act of 1968; and the resolution urges federal, state, local, territorial, and tribal governments to pass legislation allowing individuals to petition courts to grant extreme risk protective orders. Margaret J. Finerty of New York and Monte E. Frank of Connecticut spoke in favor of the resolution. The resolution was **adopted**.

[604] On behalf of the Standing Committee on Public Education, Darcee S. Siegel of Florida moved Resolution 604 urging Congress to pass legislation to establish a President's Award for Civic Engagement (PACE) to reward and recognize students in grades 5 through 12 who display outstanding civic leadership and leadership in their communities; and the resolution urges the U.S. Department of Education to establish national criteria for this award. Pamila J. Brown of Maryland and Deborah Enix-Ross of New York spoke in favor of the resolution. The resolution was **adopted**.

[605] On behalf of the Commission on Immigration, Marvin S.C. Dang of Hawaii moved Resolution 605 urging Congress and the Administration to enact laws and adopt policies to protect Special Immigrant Juvenile Status (SIJS) youth, including youth of color, through the years-long adjudication process of the SIJS petition and SIJS-based adjustment of status application to lawful permanent residence. Michelle Jacobson of Illinois spoke in favor of the resolution. The resolution was **adopted**.

[300] On behalf of the Section of Legal Education and Admissions to the Bar, Antonio Garcia-Padilla of Puerto Rico moved Resolution 300 concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in the creation of Standard 208 (Academic Freedom and Freedom of Expression) dated February 2024 in the *ABA Standards and Rules of Procedure for Approval of Law Schools*. The resolution was **adopted**.

[301] The House **approved by consent** Resolution 301 from the Section of Legal Education and Admissions to the Bar concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in the creation of Standard 208 (Academic Freedom and Freedom of Expression) dated February 2024 in the *ABA Standards and Rules of Procedure for Approval of Law Schools*.

[302] The House **approved by consent** Resolution 302 from the Section of Legal Education and Admissions to the Bar concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in making amendments dated February 2024 to Definition 15 (Probation); Standards 202 (Resources for Program), 311 (Academic Program and Academic Calendar), 313 (Degree Programs in Addition to J.D.), 502 (Educational Requirements), 509 (Required Disclosures), and 510 (Student



Complaints Implicating Compliance with the Standards); and Rules 2 (Council Responsibility and Authority), 9 (Notice of Accreditation Decision by Other Agency), 10 (Failure to Provide Information or Cooperate with the Gathering of Information), 13 (Actions on Determination of Noncompliance with a Standard), 15 (Sanctions for Noncompliance with a Standard), 16 (Sanctions for Failure to Cure Noncompliance with a Standard), 17 (Monitoring and Enforcing Compliance with Sanctions), 19 (Attendance at Council Meetings and Hearings), 20 (Hearings before the Council), 50 (Disclosure of Decision Letters), and 51 (Applications, Plans, Decisions and Recommendations Made Public) of the *ABA Standards and Rules of Procedure for Approval of Law Schools*.

[303] The House **approved by consent** Resolution 303 from the Section of Legal Education and Admissions to the Bar concurring in the action of the Council of the Section of Legal Education and Admissions to the Bar in making amendments dated February 2024 to Definitions 1 (Additional Location), 3 (Branch Campus), and 18 (Separate Location); Standards 102 (Provisional Approval), 105 (Acquiescence for Substantive Change in Program or Structure), 106 (Separate Locations and Branch Campuses) and 306 (Distance Education); and Rules 19 (Attendance at Council Meetings and Hearings), 20 (Hearings before the Council), 24 (Application for Acquiescence in a Substantive Change), 25 (Substantive Changes Requiring a Reliable Plan), 29 (Teach-Out Plan), and 47 (Confidentiality and Accreditation Matters) of the *ABA Standards and Rules of Procedure for Approval of Law Schools*.

[400] On behalf of the Virgin Islands Bar Association, Anthony M. Ciolli of the Virgin Islands withdrew Resolution 400 urging Congress to enact legislation to: (i) extend all civil rights laws applicable to public employees to all federal judicial branch employees; and (ii) confer comparable employment benefits provided to employees of the federal legislative and executive branches to all federal judicial branch employees. The resolution was **withdrawn**.

[401] On behalf of the Virgin Islands Bar Association, Jalicha Persad of the Virgin Islands moved revised Resolution 401 urging that the American Bar Association supports the principles that: (i) the supreme court or other court of last resort of the United States territories serves as the final arbiter of its respective territorial laws; and (ii) each territory's laws are not laws of the United States and that actions arising solely under such territory's laws do not alone establish federal-question jurisdiction. The resolution was **adopted as revised**.

[402] On behalf of the New York State Bar Association, Richard C. Lewis of New York moved Resolution 402 endorsing the Summary of Recommendations and Guidance from the *Report and Recommendations of the New York State Bar Association Task Force on Advancing Diversity* dated September 2023. Mary L. Smith of Illinois, Deborah Enix-Ross of New York, Wendy C. Shiba of California, and Robert M. Carlson of Montana spoke in favor of the resolution. The resolution was **adopted**.

[700] The House **approved by consent** Resolution 700 from the National Conference of Commissioners on Uniform State Laws approving the Uniform Consumer Debt Default Judgments Act promulgated by the National Conference of Commissioners on Uniform

State Laws in July 2023 as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

[701] The House **approved by consent** Resolution 701 from the National Conference of Commissioners on Uniform State Laws approving the Uniform Special Deposits Act as promulgated by the National Conference of Commissioners on Uniform State Laws in July 2023 as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

[702] The House **approved by consent** Resolution 702 from the National Conference of Commissioners on Uniform State Laws approving the Uniform Unlawful Restrictions in Land Records Act, promulgated by the National Conference of Commissioners on Uniform State Laws, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

[703] On behalf of the National Conference of Commissioners on Uniform State Laws, Lisa R. Jacobs of Pennsylvania moved Resolution 703 approving the Uniform Collaborative Law Rules and Uniform Collaborative Law Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as appropriate Rules or an appropriate Act for those states desiring to adopt the specific substantive law suggested therein. James J. Alfini of Illinois and Ana M. Sambold of California spoke in favor of the resolution. The resolution was **adopted**.

[500] On behalf of the Section of Dispute Resolution, David Allen Larson of Minnesota moved Resolution 500 urging lawyers and all interested parties to increase the informed and voluntary use of Early Dispute Resolution: party-directed, non-adjudicative approaches to resolve disputes in a time-efficient and cost-effective manner, including, but not limited to, direct negotiation, mediation, and ombuds. Felicia Harris Hoss of Texas and Ellie Vilendrer of California spoke in favor of the resolution. The resolution was **adopted**.

[501] On behalf of the Criminal Justice Section, Stephen A. Saltzburg of Washington, D.C., moved Resolution 501 urging state, local, territorial, and tribal officials to adhere to the ABA Criminal Justice Standards for the Prosecution Function (4<sup>th</sup> ed. 2017), and to ensure that efforts to address alleged prosecutorial misconduct are governed by written standards that provide reasonable notice as to what conduct is proscribed or prohibited and afford due process before a fair and impartial tribunal. William Ring of Arizona spoke in favor of the resolution. The resolution was **adopted**.

[502] On behalf of the Tort Trial and Insurance Practice Section, Daina Bray of Connecticut moved revised Resolution 502 urging national governments, the U.S. Congress, and U.S. federal agencies, to: (i) promote the development and use of methods that aim to replace, reduce, and refine the use of animal models in research and testing; and (ii) remove barriers to, and create incentives for, the use of non-animal model and testing methods in regulatory test and federally sponsored research. Paul A. Locke of Maryland and Steven M. Richman of New Jersey spoke in favor of the resolution. The resolution was **adopted as revised**.

[503] On behalf of the International Law Section, Sara P. Sandford of Washington moved Resolution 503 urging the United States and other countries to take measures to address prevent, remedy, and punish human rights violations and prevent and punish genocide against the Rohingya. The resolution was **adopted**.

[504] On behalf of the Section of Civil Rights and Social Justice, Mark I. Schickman of California moved revised Resolution 504 urging Congress to enact legislation that amends the PROTECT Act to require the Department of Justice to appoint an officer to act as the national Tribal coordinator of the AMBER Alert communications network regarding Alaska Natives and American Indians reported by Tribes as missing, abducted, or imminently in danger; and the resolution urges federal, state, local, territorial, and tribal governments to ensure that their AMBER Alert systems also apply to Alaska Natives and American Indians above the age of 18 reported missing, abducted, or imminently in danger. Mary L. Smith of Illinois and Matthew Archer-Beck of Virginia spoke in favor of the resolution. The resolution was **adopted as revised**.

[505] On behalf of the Government and Public Sector Lawyers Division, Darcee S. Siegel of Florida moved Resolution 505 opposing all federal, state, local, territorial, and tribal legislation, regulations, ordinances, and policies that restrict the teaching and inclusion of studies as well access to and the use of instructional materials, books, or resources in schools or school libraries, on the experiences, roles, and contributions of any individual or group on the basis of their sex, gender, gender identity, race, ethnicity, national origin, sexual orientation, culture, religion, disability, or socioeconomic status. Thomas Hoff Prol of New Jersey, William Andrew Gowder, Jr., of South Carolina, Mark D. Agrast of Washington, D.C., and Wendy K. Mariner of Massachusetts spoke in favor of the resolution. The resolution was **adopted**.

[506] On behalf of the Section of Civil Rights and Social Justice, Juan Raudrick Thomas of Illinois moved Resolution 506 urging federal, state, local, territorial, and tribal jurisdictions to fully implement and timely report all deaths required to be reported by the Death in Custody Reporting Act and ensure that there is an independent investigation into the cause of any death that occurs in a correctional institution or in the custody of law enforcement; and the resolution urges the Centers for Disease Control and Prevention and the Department of Justice to include, on the U.S. Standard Death Certificate, a box to check when death occurred in a correctional institution or in the custody of law enforcement. Stephen A. Saltzburg of Washington, D.C., Denise K. Langford Morris of Michigan, Monte E. Frank of Connecticut, and Cynthia Swann of Maryland spoke in favor of the resolution. The resolution was **adopted**.

[507] On behalf of the Section of Civil Rights and Social Justice, Hilarie Bass of Florida moved revised Resolution 507 opposing federal, state, local, territorial, and tribal legislation, regulations, administrative interpretations, and litigation based thereon, that restrict the right of any healthcare provider or hospital that receives Medicare funding to provide patients with care, including abortion, to address emergency medical conditions; and the resolution opposes laws and interpretations that would place lawyers in the position of advising their healthcare provider clients to disregard human life or violate

either the Emergency Medical Treatment and Labor Act or state law. Patricia Lee Refo of Arizona, Robert M. Carlson of Montana, Kathleen J. Hopkins of Washington, Renée M. Landers of Massachusetts, and Victor M. Marquez of California spoke in favor of the resolution. The resolution was **adopted as revised**.

[508] On behalf of the Section of Civil Rights and Social Justice, Marvin S.C. Dang of Hawaii moved Resolution 508 urging all state, local, territorial, and tribal governing bodies, education officials, school boards, and school districts to establish and implement policies that recognize that all students, including transgender, gender nonconforming, and nonbinary students, have a reasonable and protected expectation of privacy when determining how and with whom to share information about their gender identity; and the resolution opposes parental notification requirements related to a student's gender identity and urges policymakers to promote and safeguard the rights of all students to learn in a safe environment. Nathan Bruemmer of Florida, Mary Kelly Persyn of California, and Paul March Smith of Washington, D.C., spoke in favor of the resolution. Mark H. Alcott spoke in opposition to the resolution. David M. Tenner of Colorado moved to amend the resolution. Mark I. Schickman of California, Mark D. Agrast of Washington, D.C., and Michaela Posner of California spoke in opposition to the amendment. The amendment was not approved. The resolution was **adopted**.

[509] On behalf of the Section of Civil Rights and Social Justice, Mark I. Schickman of California moved Resolution 509 opposing the use of spyware for the purposes of enabling and committing human rights abuses; the resolution urges a moratorium on, and urges federal, state, local, territorial, and tribal governments to enact laws to restrict, the sale, purchase, transfer, servicing, and use of "abusive commercial spyware"; the resolution urges the U.S. Department of Commerce to continue to add to the Entity List companies that furnish abusive commercial spyware; and the resolution urges platform providers to develop safeguards to prevent abusive commercial spyware attacks, develop protocols to detect abusive commercial spyware attacks, announce and correct system flaws, and implement policies to promptly notify the victims of abusive commercial spyware attacks. Richard L. Field of New Jersey spoke in favor of the resolution. The resolution was **adopted**.

[510] On behalf of the Section of Civil Rights and Social Justice, Matthew Archer-Beck of Virginia moved Resolution 510 urging ABA-approved law schools to consider Tribal Membership in holistic application review processes, acknowledging Tribal membership as a political status determined by Tribal Nations. Wendy C. Shiba of California and William Andrew Gowder, Jr., of South Carolina spoke in favor of the resolution. The resolution was **adopted**.

[511] On behalf of the Young Lawyers Division, Rene Morency of Missouri moved Resolution 511 urging all law schools to consider expanding their programs of legal education to include part-time law programs. Brandon Lee Wolff of Pennsylvania spoke in favor of the resolution. The resolution was **adopted**.

[512] On behalf of the Young Lawyers Division, Diana-Marie Laventure of New Jersey moved Resolution 512 urging all legal employers to continue to consider diversifying their

workforces by providing individuals from diverse backgrounds of race, gender, national origin, disability, age, religion, sexual orientation, and gender identity/expression opportunities to participate in recruitment, hiring, retention, and promotion of lawyers in all practice settings. Rene Morency of Missouri, Brandon Lee Wolff of Pennsylvania, and Wendy C. Shiba of California spoke in favor of the resolution. The resolution was **adopted**.

[403] On behalf of the New York State Bar Association and Steven M. Richman, Richard C. Lewis of New York moved Resolution 403 which condemns gender apartheid and seeks a leadership role of the American Bar Association in educating the public in criminalizing gender apartheid in legislation and conventions. Steven M. Richman of New Jersey, Sherry Levin Wallach of New York, and Michael H. Byowitz of New York spoke in favor of the resolution. The resolution was **adopted**.

[177C] On behalf of the Board of Governors, Frank (“Fritz”) H. Langrock of Vermont moved Resolution 177C amending annual general member dues rates effective September 1, 2024. Deborah Enix-Ross of New York, Brian Plaut of California, Katherine M. Larkin-Wong of California, Kevin L. Shepherd of Maryland, Christopher Steven Jennison of Washington, D.C., Robert M. Carlson of Montana, and G. Nicholas Casey, Jr., of West Virginia spoke in favor of the resolution. The resolution was **adopted**.

### **Closing Business**

Chair Vance recognized Orlando Lucero of New Mexico, who moved the Host Resolution for this meeting. The resolution was **approved**.

Chair Vance recognized Anna Paulina Krolikowska of Illinois to invite the delegates to attend the 2024 ABA Annual Meeting in Chicago.

At the conclusion of the meeting, Chair Vance recognized Laura V. Farber of California, who moved the House adjourn sine die. The motion was **approved**.