

MINUTES
HAWAII STATE BAR ASSOCIATION
BOARD MEETING

1100 Alakea Street, Suite 1000
Honolulu, HI 96813

Thursday, March 22, 2018

A. **CALL TO ORDER**

President Howard Luke called the meeting to order at 2:37 p.m. with a quorum present. The following persons were present for all or part of the meeting:

Officers Present

Howard Luke
Russ Awakuni

HSBA Staff

Patricia Mau-Shimizu
Iris Ito
Christina Bae

Directors Present

Cecelia Chang
Steven Chow
Vladimir Devens
Rhonda Griswold
Geraldine Hasegawa
Carol Kitaoka
Kai Lawrence
Lisa Munger
Mark K. Murakami
Zale T. Okazaki
Jamila Jarmon - YLD President

Board Members Absent

Derek Kobayashi (absent excused)
P. Gregory Frey (absent excused)
Karin Holma (absent excused)
Rebecca Copeland (absent excused)
Kristin Izumi-Nitao (absent excused)
Alika Piper (absent excused)
Shannon Sheldon (absent excused)
John Tonaki (absent excused)

- B. **APPROVAL OF MINUTES** - A motion was made, seconded, and carried without opposition to approve the minutes of the February 22, 2018 Board meeting.
- C. **TREASURER'S REPORT** – In the absence of Treasurer Karin Holma, Director of Operations Christina Bae reported that as of February 28, 2018, revenues were in line with the budget. Earlier concerns that penalty revenue would suffer a shortfall this year proved to be unfounded; income from penalties is on target. Expenses are lower than 2017.
- D. **EXECUTIVE DIRECTOR'S REPORT** - Executive Director Patricia Mau-Shimizu reported on the following items:
- 2018 Licensing Registration - 102 HSBA members were administratively suspended on March 1st for nonpayment of dues and fees.
 - Legislation - The House Judiciary Committee approved \$4.55M for equipment and furniture for the Kona Courthouse. The Judiciary's original request was \$5.8M. The Senate Judiciary approved \$1.9M. The Judiciary's supplemental budget (SB 2150) will be resolved during the conference period at the end of April.
 - Judicial nominations - One more nomination (Maui District Court) is anticipated before session ends, and several in the summer and in the fall.
- E. **YLD PRESIDENT'S REPORT** - - YLD President Jamila Jarmon reported on the following items:
- Mock Trial - Finals will be held on March 31st at the Supreme Court. High schools include: Hawaii Baptist Academy, Kauai, Moanalua, and Punahou.
 - Law Week - Volunteers are needed for legal clinics on May 5th (May 4th on Kauai). Volunteers also needed for Legalline at Action Line in the areas of landlord-tenant, family, immigration, and bankruptcy law.
- F. **UNFINISHED BUSINESS**
1. **Legislative Study Request to AJS and HSBA**: HR21 HD1 and SR48 urge the Hawaii Chapter of the American Judicature Society and the Hawaii State Bar Association to analyze and assess the role of the Judiciary within the constitutional framework of government in the State of Hawaii. HR21 HD1 was adopted; SR48 has not yet come up for hearing.

Action taken: A motion was made, seconded, and carried without opposition that this issue passes the HSBA's two-prong test related to *Keller*, specifically:

- Determine that the issue is germane to the purposes of the unified bar (i.e. regulating the legal profession or improving the quality of legal services); and
- Believe that members would support the HSBA Board taking action (i.e. submit testimony if a hearing is scheduled) on the issue.

[The Board recessed the meeting to handle other business in executive session. The regular part of the meeting resumed at 3:40 p.m.]

The Board discussed whether the HSBA was the appropriate body to undertake such an academic analysis of the role of the Judiciary given that the majority of its members are comprised of legal practitioners.

Action taken: After further discussion, a motion was made, seconded, and carried without opposition that the Board submit testimony on SR48, if a hearing is scheduled, stating that if this issue needs to be addressed, HSBA would defer to legal academic scholars to conduct an in-depth study of the role of the Judiciary.

G. ADJOURNMENT

The meeting adjourned at 3:55 p.m.

Submitted by:



Patricia Mau-Shimizu
HSBA Executive Director

Approved by:



Russ S. Awakuni
HSBA Secretary