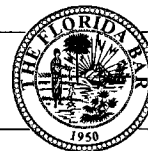




Administrative Law Section



CHAIR:

Elizabeth W. McArthur
P.O. Box 10967
Tallahassee, FL 32302-2967
(850)425-6654

CHAIR-ELECT:

Seann M. Frazier
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SECRETARY:

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TREASURER:

Allen R. Grossman
1408 N. Piedmont Way
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(850)385-1314

IMMEDIATE PAST CHAIR:

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BOARD LIAISON:

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P.U.L.C. CHAIR:

Michael G. Cooke
2540 Shumard Oak Blvd.
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(850)413-6199

EXECUTIVE COUNCIL:

Terms Expiring 2009:

Paul H. Amundsen
Tallahassee

Donna E. Blanton
Tallahassee

Lisa S. Nelson
Tallahassee

Daniel E. Nordby
Tallahassee

Linda M. Rigot
Tallahassee

W. David Watkins
Tallahassee

William E. Williams
Tallahassee

Terms Expiring 2010:

F. Scott Boyd
Tallahassee

Clark R. Jennings
Tallahassee

Deborah K. Kearney
Tallahassee

Bruce D. Lamb
Tampa

Wellington H. Meffert
Tallahassee

Shaw P. Stiller
Tallahassee

T. Kent Wetherell, II
Tallahassee

SECTION ADMINISTRATOR:

Jackie Werndli
651 E. Jefferson St.
Tallahassee, FL 32399-2300
(850)561-5623

Administrative Law Section Executive Council

March 19, 2009

Wakulla Springs Lodge

AGENDA

- I. CALL TO ORDER – Elizabeth W. McArthur, Chair
- II. PRELIMINARY MATTERS
 - A. Consideration of Minutes
 1. September 23, 2008
 2. January 20, 2009 (conference call)
 - B. Treasurer's Report – Allen R. Grossman
 1. 2/10/09 Detail Statement of Operations
 - C. Chair's Report – Elizabeth W. McArthur
- III. COMMITTEE/LIAISON REPORTS
 - A. Continuing Legal Education – Bruce D. Lamb
 - B. Publications – Deborah K. Kearney
 1. Newsletter – Donna E. Blanton/Amy W. Schrader
 - a. Agency Snapshots – Wellington H. Meffert
 2. TFB *Journal* – Deborah K. Kearney
 - C. Legislative – William E. Williams /Linda M. Rigot/Andy Bertron
 - D. Public Utilities Law – Michael G. Cooke
 - E. Membership – W. David Watkins
 - F. Webpage – Daniel E. Nordby
 - G. Board of Governors Liaison – Lawrence E. Sellers, Jr.
 - H. Law School Liaison – T. Kent Wetherell, II
 - I. CLE Committee Liaison – Cathy M. Sellers
 - J. Council of Sections – Seann M. Frazier
 - K. Section/Division Liaison
 1. Environmental and Land Use Law – Shaw P. Stiller
 2. Health Law – Allen R. Grossman
 3. YLD Liaison – Christine R. Davis
 - L. DOAH Update – Lisa S. Nelson/Linda M. Rigot/T. Kent Wetherell, II
 - M. APD Volunteer Program Ad Hoc Committee – Andy Bertron
- IV. OLD BUSINESS
 - A. Proposed Revisions to Appellate Rules – Linda M. Rigot

V. NEW BUSINESS

VI. INFORMATIONAL

- A. Executive Council List
- B. 2008-09 Committee List
- C. Legislative Positions

VII. TIME AND PLACE OF NEXT MEETING

June 26, 2009 – Orlando, Marriot World Center, in conjunction with The Florida Bar Annual Convention

VIII. ADJOURNMENT

Administrative Law Executive Council
September 23, 2008
The Florida Bar Annex, Room 114

I. CALL TO ORDER - Elizabeth McArthur, Chair

Members Present: Elizabeth McArthur; Seann Frazier; Cathy Sellers; Allen Grossman; Andy Bertron; Scott Boyd; Michael Cooke; Clark Jennings; Deborah Kearney; Bruce Lamb; Wellington Meffert; Lisa Nelson; Linda Rigot; Shaw Stiller; David Watkins; T. Kent Wetherell, II; Bill Williams

Members Absent: Paul Amundsen, Donna Blanton, Daniel Nordby

Others in Attendance: Larry Sellers, Jr., Florida Bar Board of Governors Liaison; Christine Davis, Florida Bar Young Lawyers Division Liaison; Amy Schrader; Jackie Werdli

II. PRELIMINARY MATTERS

A. Consideration of Minutes

1. June 20, 2008, Boca Raton Resort & Club

The following changes to the minutes were moved and approved:

Page 2, Section II.C., Chair's Report:

Larry Sellers reported that the request stemmed from questions about whether lawyer-to-lawyer advertising and communications with existing clients should be exempt from the Florida Bar advertising rules. The Bar ~~largely~~ historically views such advertising as exempt from general advertising rules. The ~~Bar~~ Court asked the Bar to reconsider the position in order to determine whether such communications should be regulated.

Page 3, Section III.B.1.a., Publications:

Elizabeth McArthur reported on her efforts to reinvigorate ~~Public Sector discussions~~ the Public Utilities Committee. An article on behalf of the Public Utilities Committee and an Agency Snapshot on the Public Service Commission will appear in the Administrative Law Section Newsletter.

Page 9, Section V.D., APD Pro Bono/Training Project:

Correction of a typographical error.

With these changes, the minutes were moved and approved.

B. Treasurer's Report

Allen Grossman provided the Treasurer's Report. He stated that the Section's current revenues and expenses are on course for this time of year. Administrative costs need to be watched but our expenses are consistent with those from previous years, for this time of year.

C. Chair's Report

Elizabeth McArthur gave the Chair's report on the following topics:

1. Revised Proposal to the Attorney-Client Privilege

In 2007, the Bar's Attorney-Client Privilege Task Force issued an Interim Report to the Board of Governors. The report contained ten recommendations. In March 2008, the Administrative Law Section sent a letter opposing two of the recommendations. On July 22, 2008, the Task Force issued a Revised Proposal, which reflected the Administrative Law Section's comments. On September 15, 2008, Elizabeth McArthur sent a letter to the Task Force thanking them for considering the addressing the Section's comments in the Revised Proposal and supporting the Revised Proposal changes that eliminated the provisions the Section opposed. The letter also urged the Board of Governors to approve the Revised Proposal with these changes.

2. Board of Governor's Presentation

Bar President Jay White has invited the Chairs of each of the Bar sections to provide a report to the BOG. Elizabeth McArthur will provide a report for the Administrative Law Section at the BOG's January 30 meeting here in Tallahassee. Ms. McArthur requested input from the Executive Council members for this report.

3. Pat Dore Conference

The Section previously approved different registration fees for Section members who are government attorneys and Section members who are not and do not otherwise qualify for a reduced registration fee. Currently, there are approximately 148 registrants for the conference.

4. Pro Bono

Andy Bertron and Elizabeth McArthur were interviewed by The Florida Bar News regarding the Section's pro bono project to recruit and train administrative law practitioners and non-administrative law practitioners to represent persons whose substantial interests have been affected by decisions of the Agency for Persons

with Disabilities ("APD") in proceedings before the Division of Administrative Hearings ("DOAH"). The article appeared in the August 1, 2008 issue of *The Florida Bar News*.

5. Appellate Rules Revision

The Appellate Rules Committee Liaison Committee has forwarded comments to Kelly O'Keefe, of the Appellate Court Rules Committee, Appellate Practice Section. According to Ms. O'Keefe, the citation changes are most likely to be approved first.

6. Section Legislative Positions

The Administrative Law Section's legislative positions have been approved by the Board of Governors. If the need for the Section to take a position on a legislative issue is not imminent, it is suggested that we consider these at the Long Range Planning Retreat.

III. COMMITTEE/LIAISON REPORTS

A. Continuing Legal Education Committee

1. Pat Dore Conference

Refer to Chair's Report. The 2008 Pat Dore Conference is scheduled for Thursday and Friday, October 2 and 3, 2008, at the University Center Club in Tallahassee. So far, there are approximately 148 registrants.

2. Other CLE Matters

Committee Chair Bruce Lamb reported that the State and Federal Government and Administrative Practice ("SFGAP") certification review course is scheduled to be offered in Spring 2009, and tentatively is shown on the Bar's CLE Committee schedule as a Government Lawyer Section budget line item. Bruce Lamb asked whether the Administrative Law Section should co-sponsor this course. Seann Frazier stated that we may be at risk in terms of cost if we co-sponsor and there are not many attendees. It was suggested that we contact Joe Mellichamp (the Government Lawyer Section's CLE Committee Chair) regarding possible participation as a co-sponsor of the SFGAP certification review course.

Bruce Lamb reported that Terry Hill of the Bar's staff has prepared a memorandum to section CLE Committee delegates regarding options for CLE and financial requirements. Bruce also reported that the Section may consider sponsoring teleconference seminars on various administrative law topics. The advantages are that they are interactive, relatively low cost, and offered on discrete topics for relatively short periods of time. The cost is approximately \$14 to \$17 per connection to Web Credenza for the courses.

There was discussion about offering an Administrative Law CLE course in conjunction with the Young Lawyers Division. Chrissy Davis, YLD Liaison, stated that the YLD's CLE schedule is full for this year, but that this may be something that could be offered next year. There was discussion about teaming up with YLD every third year to offer an introductory Administrative Law course, and it could be done by teleconference and/or webinar.

Cathy Sellers is the Section's Liaison to the Bar's CLE Committee for this year.

B. Publications Committee

Deborah Kearney provided the Publications Committee report.

1. Newsletter

Articles are needed. Donna Blanton has been in touch with Michael Cooke regarding writing an article on the 2008 Energy Legislation for the December 2008 newsletter. Wellington Meffert reported that he is working on getting an agency snapshot prepared on the new Florida Energy and Climate Commission.

2. The Florida Bar *Journal*

Larry Sellers is preparing an article that will be published in The Florida Bar *Journal* on the 2008 amendments to the Administrative Procedure Act. Articles on administrative law topics for publication in The Florida Bar *Journal* are needed.

3. Florida Administrative Practice Manual

Judges Rigot and Wetherell reported that the Florida Administrative Law Practice Manual is being revised. Chapters are in the process of coming in and are being edited.

C. Legislative Committee

No report.

D. Public Utilities Committee

Michael Cooke reported that a half-day CLE program on public utilities law will be offered in January 2009. January 16, 2009 or January 23, 2009 are the prospective dates.

E. Membership Committee

David Watkins gave the Membership Committee report. Current membership is 1,195 attorneys and 12 affiliates. Mr. Watkins stated that offering a discount for CLE courses sponsored by the Section is the most effective way to increase membership, and that advertising our CLE is the best way to inform prospective members. Creating a paralegal

affiliate membership category was mentioned as a means of increasing Section membership.

F. Webpage Committee

There was no report. There was discussion about the need to obtain an outside vendor to upgrade and maintain the website. Scott Boyd will contact Daniel Nordby to initiate the exploration for a vendor.

G. Board of Governors Liaison

Larry Sellers gave the Board of Governors Liaison report, which was accompanied by a written report attached to the agenda. Highlights were as follows:

* The Board of Governors approved an advisory opinion regarding outsourcing of paralegal work to a foreign country. The opinion holds that such work may be sent overseas, although the attorney may need to take extra precautions to protect sensitive information and may need to inform the client.

* The Board of Governors approved a motion directing the Florida Bar's representatives to the American Bar Association House of Delegates to support a resolution to amend the ABA rule on Imputation of Conflicts to allow screening to handle conflicts when a lawyer from one firm is hired by another firm.

* The Board of Governors heard a report on funding of the Florida Court System from Chief Justice Peggy Quince. Justice Quince is setting up a task force in cooperation with the Governor's Office to work on funding for the Court System, including finding a dedicated funding source to ensure adequate funding of the courts and related agencies.

* Proposed changes to the advertising rules are being sent to the Florida Supreme Court. These changes would affect whether communications between attorneys and between attorneys and existing clients are subject to the Florida Bar's rules regulating attorney advertising.

H. Law School Liaison Committee

Judge Wetherell gave the Law School Liaison Committee Report. Attached to the agenda is a letter from the Stetson University College of Law, inviting the Bar to participate in the First Annual Bar Association Fair, the purposes of which are to enable Stetson students to meet representatives from bar associations and to learn about bar membership and bar-related activities. Quinn Henderson and Bruce Lamb will attend on behalf of the Section.

Judge Wetherell has contacted the deans of the Florida law schools and asked each to identify the appropriate faculty to contact regarding Section events at the schools. He is

receiving responses back from the schools. Judge Wetherell is scheduled to speak to the Florida Administrative Law class at the University of Florida College of Law in October.

I. CLE Committee Liaison

Cathy Sellers recently was appointed the Section's CLE Committee Liaison and briefly reported on the CLE program discussion conducted by Terry Hill and Booter Imhof at the Bar's recent Section Leadership Conference. Ms. Sellers noted the increasing popularity of webinar CLE programs and noted that the Environmental and Land Use Law Section has been conducting these types of programs and has had good participation.

J. Council of Sections

Seann Frazier gave the report regarding the Council of Sections. The Council of Sections recently held a Section Leadership Conference at the Bar, and will hold such a conference every other year. Its purpose is to acquaint Sections' leadership with the Bar and its programs, Bar leaders, and Bar resources. The Council of Sections will hold a Long Range Planning meeting in December.

K. Section/Division Liaison

1. Environmental and Land Use Law Section

Shaw Stiller provided the Environmental and Land Use Law Section report. The August 2008 Annual Update meeting was cancelled due to Hurricane Fay and has been rescheduled for late November at the Amelia Island Plantation. The annual Public Interest Environmental Conference will be held at the University of Florida in February 2009.

2. Health Law Section

Allen Grossman gave the Health Law Section report. Mr. Grossman reported that the Health Law Section has determined it is losing money on live CLE programs, but is making money on after sales of the program materials. Jackie Werndli stated that this is consistent with what all of the other sections, other than the Real Property, Probate and Trust Law Section, are experiencing.

3. Young Lawyers Division

Chrissy Davis reported that the Young Lawyers Division is sponsoring a Government Symposium on budget issues and the impact on the judiciary.

L. APD Volunteer Program Ad Hoc Committee

Andy Bertron reported on the Section's project regarding pro bono representation of persons whose substantial interests have been determined by the APD in proceedings before DOAH. The project entails recruiting administrative law practitioners and non-administrative law practitioners to represent persons in these proceedings, and training them regarding the applicable substantive and procedural law. Florida Legal Services will act as coordinator for attorneys who wish to volunteer to represent APD clients. A training seminar will be held on November 14, 2008 at DOAH to train volunteers.

IV. OLD BUSINESS

A. Proposed Revisions to Appellate Rules

Judges Rigot and Wetherell presented the report on the revisions to the Appellate Court Rules. The Section's Appellate Rules Committee has been working with the Appellate Practice Section's Appellate Rules Subcommittee regarding changes to the Uniform Citation System in Rule 9.800 of the Rules of Appellate Procedure for administrative law cases. The proposed revisions will retain citation to the Florida Administrative Law Report ("FALR") and also will provide for citation to DOAH and non-DOAH cases according to FSU's Florida Style Manual.

V. NEW BUSINESS

A. Ethical Issue

Enclosed in the agenda package were several pieces of correspondence, including a letter from Carole Barice to the Florida Bar seeking an ethics opinion as to whether an attorney and his/her clients may meet with an agency head who is represented by counsel regarding rulemaking, unless the counsel for the agency consents to the meeting, and a response from Florida Bar staff declining to issue an ethics opinion since the conduct in question had already occurred but nonetheless appearing to opine that a lawyer is prohibited from legislative and quasi-legislative lobbying of an agency represented by counsel, unless the agency counsel consents. Mary Smallwood sent the correspondence to Elizabeth McArthur for discussion by the Executive Council, since the issue is potentially significant for the entire Section. After lengthy discussion, the Executive Council did not vote to take a position on the issue. Larry Sellers outlined the steps in the Bar's opinion issuance process, and Ms. McArthur noted the importance of this issue to our Section's members and requested anyone interested to provide comments to her so that the Section can provide input to the Bar early in the process.

VI. INFORMATIONAL

Elizabeth McArthur noted the Executive Council contact information list, the Section's 2008-2009 Committees and Liaisons list, and the letter from the Bar reactivating the Section's legislative positions for the 2008-2010 biennium.

The next ALS Executive Council meeting will be in connection with the Long Range Planning Retreat in Winter 2009, with the specific dates of the meeting and Retreat to be determined.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Cathy M. Sellers
Secretary

**ADMINISTRATIVE LAW SECTION EXECUTIVE COUNCIL
SPECIAL TELEPHONE CONFERENCE MEETING
JANUARY 20, 2009
MINUTES**

I. Call to Order: The meeting was called to order at 10:35 a.m. by Executive Council Chair Elizabeth McArthur

Present: Elizabeth McArthur, Allen Grossman, Lisa Nelson, Linda Rigot, Kent Wetherell, Bill Williams, Donna Blanton, Dave Watkins, Deborah Kearney, Shaw Stiller, Daniel Nordby, Seann Frazier, Andy Bertron, Wellington Meffert, and Jackie Werndli

Absent: Cathy Sellers, Bruce Lamb, Paul Amundsen, Scott Boyd, Clark Jennings, and Michael Cooke

II. Budget

The meeting was called to address the proposed budget for the section for 2009-2010, along with the mid-year numbers for 2008-2009 to address any revisions to the current year's budget based on known and expected section activities through June 30.

Jackie Werndli presented the budget. She explained actual and projected revenue items, including the impact of the allocated share of investment losses and the desirability of looking into adding a CLE course to add something in the pipeline for a revenue stream, particularly given the problem with the Practice Before DOAH equipment failure, meaning no after-seminar sales of course materials.

She also generally reviewed the actual and projected revenue items, making some suggestions of items that could be trimmed in the current year and for the next year, based on actual experience last year and this year-to-date and consideration of planned activities. There was discussion and agreement that various cuts should be made. Upon discussion of the website, though, Daniel Nordby mentioned the range of redesign plus maintenance quotes that he and Scott Boyd had been receiving, to be addressed at the next council meeting, and the quotes suggested that next year's budget line item should be increased.

After discussion, upon motion made and duly seconded, the council voted to approve the following amendments to the proposed budget:

Line Item 840151 Officers Travel Expense: reduce 08-09 projected actual to \$500; keep 09-10 budget the same as proposed

Line Item 84052 Meeting Travel Expense: reduce 08-09 projected actual to \$500; keep 09-10 budget the same as proposed

Line Item 84209 Retreat: reduce 08-09 projected actual to \$2,500; keep 09-10 budget the same as proposed

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Line Item 84310 Law School Liaison: reduce 08-09 projected actual to \$1,500; keep 09-10 budget the same as proposed

Line Item 84422 Website: reduce 08-09 projected actual to \$500; increase 09-10 budget to \$5,000

A motion was then made and seconded to approve the 08-09 projections and 09-10 budget as amended, and the motion passed.

III. The meeting was adjourned at 11:15 a.m.

Respectfully submitted,

Elizabeth McArthur
(for Cathy Sellers, Secretary)

	January 2009 Actuals	YTD 08-09 Actuals	Budget	Percent Budget
Total Administrative Law				
31431 Section Dues	0	28,243	29,190	96.76
31432 Affiliate Dues	0	300	100	300.00
31433 Admin Fee to TFB	0	(20,752)	(20,555)	100.96

Total Dues Income-Net	0	7,791	8,735	89.19

32191 CLE Courses	2,039	2,334	9,000	25.93
32293 Section Differential	250	2,826	1,875	150.72
35700 Member Service Progr	0	0	5,000	0.00
38499 Investment Allocatio	0	(24,503)	13,379	(183.15)
39999 Miscellaneous	0	0	150	0.00

Other Income	2,289	(19,343)	29,404	(65.78)

Total Revenues	2,289	(11,552)	38,139	(30.29)

51101 Employee Travel	0	0	1,341	0.00
84001 Postage	0	43	175	24.57
84002 Printing	0	112	120	93.33
84003 Officers Office Expe	0	0	500	0.00
006 Newsletter	0	4,436	5,400	82.15
007 Membership	0	0	500	0.00
84009 Supplies	0	0	50	0.00
84010 Photocopying	0	44	150	29.33
84051 Officers Travel Expe	0	0	2,500	0.00
84052 Meeting Travel Expen	0	0	3,000	0.00
84054 CLE Speaker Expense	0	0	100	0.00
84101 Committee Expenses	0	0	500	0.00
84201 Board Or Council Mee	0	53	600	8.83
84202 Annual Meeting	0	0	2,400	0.00
84205 Section Service Prog	0	199	5,000	3.98
84209 Retreat	0	0	4,500	0.00
84299 Public Utility Comm	0	0	500	0.00
84301 Awards	0	0	600	0.00
84310 Law School Liaison	0	0	4,900	0.00
84422 Website	215	215	3,000	7.17
84501 Legislative Consulta	0	0	5,000	0.00
84701 Council Of Sections	0	0	300	0.00
84998 Operating Reserve	0	0	4,422	0.00
84999 Miscellaneous	34	203	500	40.60

Total Operating Expenses	249	5,305	46,058	11.52

86431 Meetings Administrat	0	0	32	0.00
86543 Graphics & Art	0	1,266	2,554	49.57

Total TFB Support Services	0	1,266	2,586	48.96

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	January 2009 Actuals	YTD 08-09 Actuals	Budget	Percent Budget
Total Administrative Law	-----	-----	-----	-----
Total Expenses	249	6,571	48,644	13.51
Net Operations	2,040	(18,123)	(10,505)	172.52
21001 Fund Balance	0	209,058	191,134	109.38
Total Current Fund Balance	2,040	190,935	180,629	105.71

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.At its January 30 meeting in Tallahassee, The Florida Bar Board of Governors:

- Heard a report from Budget Committee Chair Gwynne Young that the Bar's 2008-09 budget, originally projected to be balanced, will be in deficit because of the downturn in the national and state economies. The primary impact has been from returns on the Bar's investments, although other parts of the budget have also been affected. She also noted that Bar expenditures are running below projections for the year. Incoming Budget Committee Chair Jake Schickel reported that the 2009-10 budget, which will be presented to the board in April, is also expected to have a deficit, although less than the current year. He said an increase in annual membership fees is not expected because the Bar has adequate reserves.

- Approved a request from the Family Law Section to file an amicus brief with the Third District Court of Appeal supporting a ruling of an 11th Circuit judge striking down the state's law banning homosexual couples from adopting. Board members said this was a different matter than the section's 2004 request to lobby for a change in the state law, which was rejected, in that it seeks to uphold a judicial ruling. The amicus brief will be filed in the name of the Family Law Section, not The Florida Bar. No Bar or section funds are being used to write the brief, which is being prepared by a volunteer.

- Heard Chief Justice Peggy Quince outline a program for getting better funding for the state court system. That includes a review of the around \$1 billion in court fees and fines collected annually, but little of which reaches the courts. She said, however, that judicial salaries should come from state general revenues, and not court fees or fines.

- Conceptually approved, upon recommendation of the Program Evaluation Committee, a public survey on attitudes about lawyer advertising as part of a new study of Bar advertising regulations ordered by the Supreme Court. The poll will be conducted by the University of Florida Research Center and the Bar will get final review of the questionnaire before it is used.

- Approved the Bar's 2009-2012 Strategic Plan. The plan keeps the same top four priorities from the 2008-2011 plan: ensuring that the judicial system is fair, impartial, independent, and adequately funded; promoting the legal profession and improving the public perception of the judicial system; ensuring access to the courts and legal services; and improving the value of Bar membership for its members and improving the Bar's relationship with its members. However, President-elect Jesse Diner said the ways those goals are accomplished is changing because of the economy and other factors, and there will be an increasing emphasis on technology.

- Heard that the Board Review Committee on Professional Ethics is continuing to consider a rewrite of Ethics Opinion 90-6, which advises lawyers who have clients in a criminal case who are proceeding under a false name. Committee Chair David Prather said the committee is trying to resolve potential conflicts between Bar rules and constitutional protections before bringing the issue to the board.

- Were invited by Rachele Munson of the Virgil Hawkins Florida Chapter of the National Bar Association to the Legacy Gala on June 27 at the Bar's Annual Convention to honor the publication of *Florida's First Black Lawyers (1869-1979)*.

III G (1)

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VI A (1)

Administrative Law Section
Committees and Liaisons 2008-2009

CLE Committee	Bruce Lamb, Chair Li Nelson Paul Amundsen Wellington Meffert Scott Boyd
TFB CLE Committee Liaison	Cathy Sellers
Council of Sections Liaison	Seann Frazier Alternate: Clark Jennings
Law School Liaison	Kent Wetherell, Chair Shaw Stiller Bruce Lamb Quinn Henderson
Legislation	Bill Williams, Chair Linda Rigot Andy Bertron
Long Range Planning	Seann Frazier, Chair Dave Watkins
Membership	Dave Watkins, Chair
Publications	Debby Kearney, Chair
Newsletter Editor	Donna Blanton
Newsletter Co-Editor	Amy Schrader
Casenotes Editor	Mary Smallwood
Agency Snapshots Editor	Wellington Meffert
Bar Journal Column Editor	Debby Kearney
Public Utilities	Michael Cooke
Webpage Committee	Daniel Nordby, Chair Scott Boyd
Environmental & Land Use Law Section Liaison	Shaw Stiller
Health Law Section Liaison	Allen Grossman
Board of Governors Liaison	Larry Sellers

VI B (1)

Young Lawyers Board Liaison

Christine Davis

Ad Hoc committees

Appellate Rules Committee
(continuation if needed)

Linda Rigot, Chair
Kent Wetherell
Donna Blanton
Daniel Nordby

APD Volunteer Program Committee:

Andy Bertron, Chair
Allen Grossman
Clark Jennings
Julie Waldeman

2008-2010 Legislative Biennium

Administrative Law Section

July 25, 2008

1. Opposes any amendment to Chapter 120, *Florida Statutes*, or other legislation, that undermines the rule-making requirements of the Administrative Procedure Act by allowing statements of agency policy without formal rule-making.
2. Opposes any amendment to Chapter 120, *Florida Statutes*, or other legislation to deny, limit or restrict points of entry to administrative proceedings under Chapter 120, *Florida Statutes*, by substantially affected persons.
3. Opposes exemptions or exceptions to the Administrative Procedure Act, but otherwise supports a requirement that any exemption or exception be included within Chapter 120, *Florida Statutes*.
4. Supports voluntary use of mediation to resolve matters in administrative proceedings under Chapter 120, *Florida Statutes*, and supports confidentiality of discussions in mediation; but opposes mandatory mediation and opposes imposition of involuntary penalties associated with mediation.
5. Supports uniformity of procedures in administrative proceedings under Chapter 120, *Florida Statutes*, and supports modification of such procedures only through amendment of or exceptions to the Uniform Rules of Procedure.
6. Opposes amendments to Chapter 120, *Florida Statutes*, or other legislation that limit, restrict, or penalize full participation in the administrative process without compelling justification.
7. Supports adequate funding of the Division of Administrative Hearings and other existing state administrative dispute resolution forums in order to ensure efficient resolution of administrative disputes.

VI C (1)