

Legal Services Corporation
PAI Rulemaking Workshop
July 23, 2013
1:30 to 4:30 p.m.
Millennium Ballroom
Warwick Hotel
Denver, Colorado

Agenda

- I. Opening of the workshop and introductory remarks—5 minutes
 - Charles Keckler, Chairman, Operations and Regulations Committee
 - Jim Sandman, President
 - Introduction of the panelists
 - Silvia Argueta, National Legal Aid and Defender Association (NLADA)
 - Steve Gottlieb, Atlanta Legal Aid Society
 - Judge Mary Katherine Huffman, Greater Dayton Volunteer Lawyers Project
 - Joan Kleinberg, Northwest Justice Project (Wash.)
 - Kenneth Penokie, Legal Services of Northern Michigan
 - Lisa Wood, ABA Standing Committee on Legal Aid and Indigent Defendants (SCLAID)

- II. Topic 1—45 minutes
 - Panel presentations and discussion—30 minutes
 - Silvia Argueta, NLADA
 - Steve Gottlieb, Atlanta Legal Aid Society
 - Judge Mary Katherine Huffman, Greater Dayton Volunteer Lawyers Project
 - Kenneth Penokie, Legal Services of Northern Michigan
 - Lisa Wood, SCLAID
 - Public comment and further panel discussion—15 minutes

LSC Pro Bono Task Force Recommendation 2(a) - Resources spent supervising and training law students, law graduates, deferred associates, and others should be counted toward grantees' PAI obligations, especially in "incubator" initiatives.

- a. How are legal service providers engaging new categories of volunteers? What are the needs of these new categories of volunteers?
- b. What are the obstacles to LSC grant recipients' full use of these volunteers?
- c. Should LSC implement conditions and guidelines to allow LSC recipients to claim PAI credit for the supervision and training of these volunteers?
- d. How can LSC ensure against fraud, waste, or abuse related to implementing this recommendation? What caution should LSC exercise to ensure against any unintended consequences?
- e. To the extent applicable, discuss how any approaches you recommend might be implemented.
- f. Other issues related to Topic 1.

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III. Topic 2—45 minutes

- Panel presentations and discussion—30 minutes
 - Silvia Argueta, NLADA
 - Steve Gottlieb, Atlanta Legal Aid Society
 - Judge Mary Katherine Huffman, Greater Dayton Volunteer Lawyers Project
 - Joan Kleinberg, Northwest Justice Project
 - Lisa Wood, SCLAID
- Public comment and further panel discussion—15 minutes

LSC Pro Bono Task Force Recommendation 2(b) - Grantees should be allowed to spend PAI resources to enhance their screening, advice, and referral programs that often attract pro bono volunteers while serving the needs of low-income clients.

- a. How are recipients currently using integrated intake and referral systems?
- b. Do LSC's current PAI regulations inhibit full use of integrated intake and referral systems?
- c. Should LSC implement conditions and guidelines to allow LSC recipients to claim PAI credit for the resources used to create and staff integrated intake and referral systems?
- d. How can LSC ensure against fraud, waste or abuse related to implementing this recommendation? What caution should LSC exercise to ensure against any unintended consequences?
- e. To the extent applicable, discuss your organization's ability to execute any recommended approaches.
- f. Other issues related to Topic 2

IV. Topic 3—45 minutes

- Panel presentations and discussion—30 minutes
 - Silvia Argueta, NLADA
 - Steve Gottlieb, Atlanta Legal Aid Society
 - Joan Kleinberg, Northwest Justice Project
 - Kenneth Penokie, Legal Services of Northern Michigan
 - Lisa Wood, SCLAID
- Public comment and further panel discussion—15 minutes

Topic 3: LSC Pro Bono Task Force Recommendation 2(c) - LSC should reexamine the rule, as currently interpreted, that mandates adherence to LSC grantee case handling requirements, including that matters be accepted as grantee cases in order for programs to count toward PAI requirements.

- a. How are recipients currently using or supporting pro bono volunteers in brief service clinics?
- b. What are the obstacles to recipients' use of pro bono volunteers in brief service clinics?

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- c. Should LSC implement conditions and guidelines to allow LSC recipients to claim PAI credit for the resources used to support volunteer attorneys staffing brief service clinics?
 - d. If LSC were to allow recipients to claim PAI credit for the resources used to support volunteer attorneys staffing brief service clinics under circumstances where the users of the clinics are not screened for LSC eligibility or accepted as clients of the recipient, how could that change be implemented in a manner that ensures compliance with legal restrictions on recipients' activities and uses of LSC funds?
 - e. How can LSC ensure against fraud, waste or abuse related to implementing this recommendation? What caution should LSC exercise to ensure against any unintended consequences?
 - f. To the extent applicable, discuss your organization's ability to execute any recommended approaches.
 - g. Other issues related to Topic 3.
- V. Agenda for the September 17 workshop—30 minutes
- Panel discussion—20 minutes
 - Public comment and further panel discussion—10 minutes
- VI. Closing of the workshop
- Charles Keckler, Chairman, Operations and Regulations Committee