

LEGAL SERVICES CORPORATION

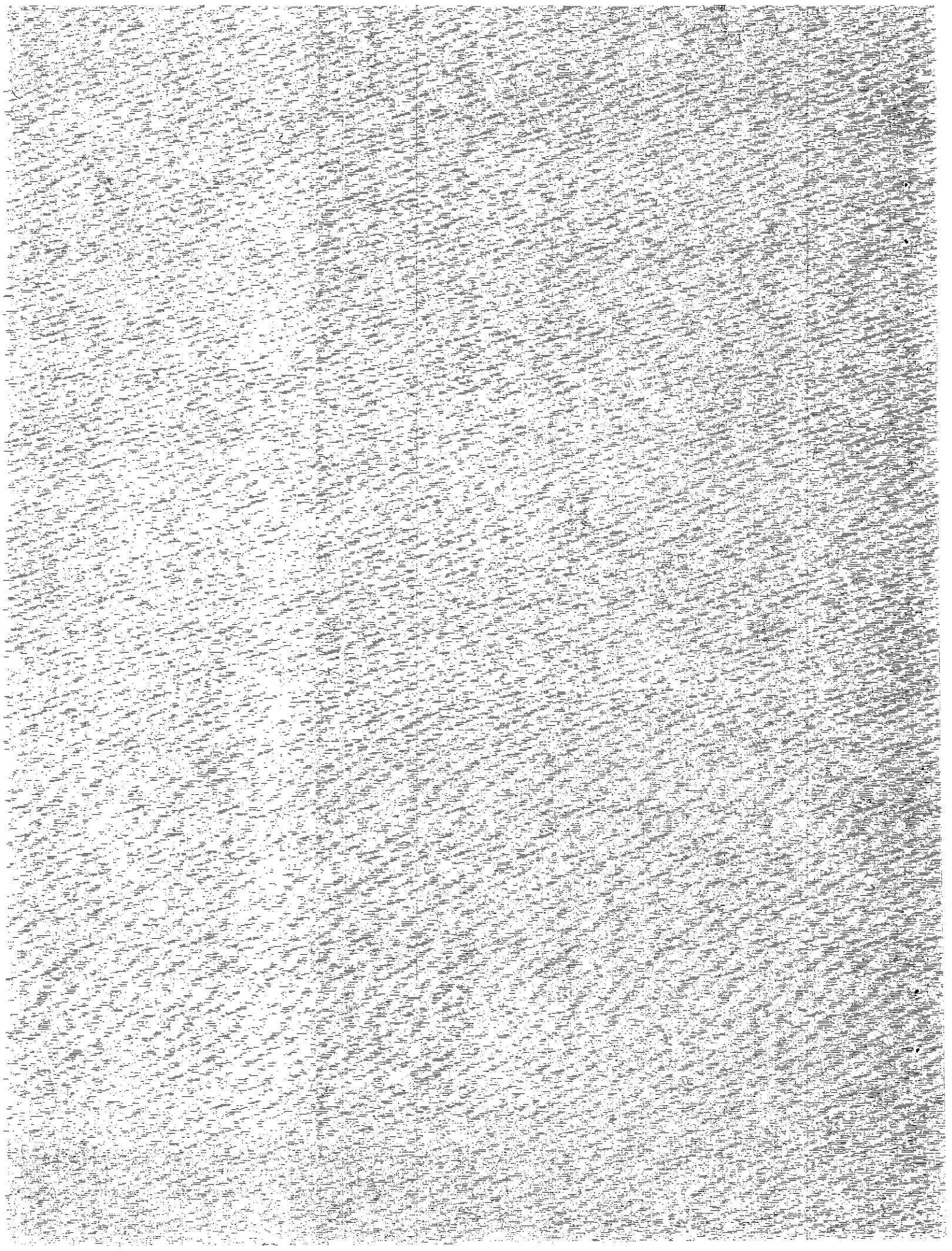
**BOARD OF DIRECTORS
PROVISION FOR THE DELIVERY
OF LEGAL SERVICES COMMITTEE MEETING**

OPEN SESSION

**June 27, 1993
2:11 p.m.**

**The Peabody Hotel
149 Union Avenue
The Memphis Ballroom
Memphis, Tennessee**

**Diversified Reporting Services, Inc.
918 16TH STREET, N.W. SUITE 803
WASHINGTON, D.C. 20006
(202) 296-2929**



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Diversified Reporting Services, Inc.
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BOARD MEMBERS PRESENT:

J. Blakeley Hall, Chairman
William L. Kirk, Jr.
Jo Betts Love
Norman D. Shumway
George W. Wittgraf
Jeanine E. Wolbeck

STAFF PRESENT:

John P. O'Hara, President
Emilia DiSanto, Vice President
Patricia Batie, Secretary
David Richardson, Comptroller and Treasurer
Victor Fortuno, General Counsel

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P R O C E E D I N G S

(2:11 p.m.)

1
2
3 CHAIRMAN HALL: This meeting of the Provision for
4 the Delivery of Legal Services is called to order. Today is
5 June the 27th, 1993. We're at The Peabody, in Memphis.

6 Seated at the table with me are committee members
7 Jeanine Wolbeck, George Wittgraf, Jo Betts Love and Norm
8 Shumway. We're joined by Board Member Kirk, our president
9 Jack O'Hara, and other staff members that are in the
10 audience.

11 Again, by asking for an approval of the agenda as
12 it's printed in the board book, can I have a motion to that
13 effect?

M O T I O N

14
15 MR. SHUMWAY: So moved.

16 CHAIRMAN HALL: Is there a second?

17 MR. WITTGRAF: Second.

18 CHAIRMAN HALL: Is there a discussion?

19 (No response.)

20 CHAIRMAN HALL: If not, I'll call for a vote. All
21 in favor of approving the agenda as printed in the board book
22 signify by saying aye.

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1 (A chorus of ayes.)

2 CHAIRMAN HALL: Opposed, say no.

3 (No response.)

4 CHAIRMAN HALL: The ayes have it. The agenda as
5 printed is approved.

6 I want to take a moment to make an announcement
7 because we're starting late today that the board forum is
8 scheduled to start around 2:30 this afternoon. It's not too
9 far away but it may actually be 2:45 this time, for those in
10 the audience that are interested in that.

11 Our next item on the agenda is the approval of the
12 May 24, 1993 meeting minutes. I think they are printed in
13 the board book. I take it that everyone has had a chance to
14 review those. Those of you that have could I have a motion
15 to approve them as printed?

16 M O T I O N

17 MR. SHUMWAY: So moved.

18 CHAIRMAN HALL: Is there a second?

19 MS. WOLBECK: Second.

20 CHAIRMAN HALL: It's been moved and seconded. Is
21 there a discussion or any changes to them?

22 (No response.)

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1 CHAIRMAN HALL: If not, I'll call for a vote. All
2 of in favor of approving the minutes as printed in the board
3 book signify by saying aye.

4 (A chorus of ayes.)

5 CHAIRMAN HALL: Opposed, no.

6 (No response.)

7 CHAIRMAN HALL: The ayes have it and the motion
8 carries.

9 The third item on our agenda is consideration of a
10 status report on request for proposals for migrant ombudsman
11 demonstration projects. Emilia, if you'd come forward and
12 identify yourself for the record and give us the report,
13 please?

14 PRESENTATION OF EMILIA DISANTO, VICE PRESIDENT

15 MS. DISANTO: Good afternoon. My name is Emilia
16 DiSanto, I'm Vice President of Legal Services Corporation.

17 As an update on the migrant alternative dispute
18 resolution solicitation, the review panel has met, all of the
19 proposals have been reviewed. There were four proposals that
20 were received, the committee recommended to the president
21 that all four proposals be funded.

22 A signature was obtained by the president and all

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1 four proposals received from Western Nebraska, Texas Rural
2 Legal Aid, Florida Rural Legal Services, and Farmworker Legal
3 Services of New York will receive grants from the corporation
4 for a migrant alternative dispute resolution for their
5 proposals.

6 The notice of intent to make the grant awards went
7 out last week. There will be notice for a period of 30 days
8 in the Federal Register and the grants, we expect, will
9 probably be provided to these programs in probably late to
10 early August.

11 CHAIRMAN HALL: Late to early August or July?

12 MS. DISANTO: Late to early -- I should say late
13 July, early August.

14 CHAIRMAN HALL: Okay.

15 MS. DISANTO: Any questions?

16 CHAIRMAN HALL: What are the amounts of the grants?

17 MS. DISANTO: The grants are all about \$75,000.
18 One, I believe, is \$73,500, one is \$74 and change, and I
19 think two are \$75,000, so they're all around \$75,000.

20 CHAIRMAN HALL: Any questions from any board
21 members, whether you're on the committee or whether you're
22 not?

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1 (No response.)

2 CHAIRMAN HALL: Because of the shortness of time
3 I'd like to move on if there's no questions, and I see
4 there's not.

5 We'll move then to Agenda Item No. 4, which is the
6 report on where we are on the grantee attorney recruitment
7 and retention effort.

8 MS. DISANTO: With regard to attorney recruitment
9 and retention, staff has been working on attorney recruitment
10 and retention since about February and they surveyed all the
11 field programs to determine how LSC could best promote
12 attorney recruitment and retention.

13 Recently a mass mailing was sent to all of the
14 programs to try and get additional information about attorney
15 recruitment and retention. LSC learned that we have
16 currently 20 programs that have a loan repayment assistance
17 program in place at their program. Our preliminary review is
18 that this has proven to be quite beneficial as an attorney
19 recruitment tool.

20 The other thing that was done is that we had about
21 220 programs that responded to LSC's mass mailing. We
22 noticed that there were 70 programs among the 221 that

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1 reported having no problem with either attorney recruitment
2 or attorney retention.

3 What we did is that we tried to analyze what were
4 the factors that allowed these programs to have this
5 particular ability, and basically kind of zoomed in on five
6 main areas. One, these programs advertise widely; two, they
7 have a very close working relationship with the Bar and with
8 the law schools in their area; three, in their advertising
9 they expand on the program's strength and project a very
10 positive image about the program; four, they have competitive
11 salaries, good fringe benefits, and good support staff and
12 good facilities.

13 So, we found those were the five elements that were
14 in common among the 70 programs that had no problems with
15 either attorney recruitment or retention.

16 CHAIRMAN HALL: Emilia, was number four the high
17 salary?

18 MS. DISANTO: Was competitive salaries.

19 CHAIRMAN HALL: What's number five?

20 MS. DISANTO: With good fringe benefits.

21 CHAIRMAN HALL: Thank you.

22 MS. DISANTO: Staff is in the midst of preparing a

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1 comprehensive report on these particular findings that will
2 be provided to the board at its next meeting. Anyone have
3 any additional questions?

4 CHAIRMAN HALL: How did you determine that those
5 were the five? I mean, don't you think that the high
6 salaries and the fringe benefits would be the main reason
7 that those programs have little problem?

8 MS. DISANTO: What we did is basically that we ran
9 kind of a matrix with the 221 programs, based on the
10 checklist that we had sent out, and came out with these five
11 elements. Advertising was a very big thing that programs did
12 in order to recruit attorneys. We kind of synthesized that
13 these were the five, but I would think that having
14 competitive salaries and good fringe benefits is a major
15 element here.

16 CHAIRMAN HALL: You're going to condense this into
17 a report?

18 MS. DISANTO: Yes.

19 CHAIRMAN HALL: When you do that do you think it
20 will have detail in it, such as how much these particular
21 salaries are? I guess we know how much the others, the 20
22 and the 25 range -- how much are these, I wonder, starting

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1 out?

2 MS. DISANTO: We receive annually from each of our
3 programs what the salaries are of the individuals in the
4 particular program. I could easily make that a part of the
5 report.

6 CHAIRMAN HALL: It would tell us how much or how
7 high a salary should be in order to perhaps alleviate some of
8 this problem.

9 MS. DISANTO: Surely.

10 CHAIRMAN HALL: It seemed like -- do you have
11 anything further?

12 MS. DISANTO: On that particular issue, no, unless
13 you have questions.

14 CHAIRMAN HALL: Mr. Shumway?

15 MR. SHUMWAY: You're talking about both recruitment
16 and retention, I take it?

17 MS. DISANTO: Yes.

18 MR. SHUMWAY: Does the offer of competitive salary
19 apply equally to both efforts, or is it more important in
20 terms of retaining? Will your report break that down? I'd
21 be interested to see.

22 MS. DISANTO: One aspect of the report is going to

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1 focus on the loan assistance programs of the 20 programs that
2 have them and analyze what, if anything, they've been able to
3 do. We're working with those particular 20 programs right
4 now.

5 MR. SHUMWAY: And then I guess secondly, I'm kind
6 of surprised to know that anyone is offering competitive
7 salaries after the abundance of evidence that we've had over
8 the forums and meetings of the last several months with the
9 drop in IOLTA funding and the drop in our own funding.

10 I guess I was under the impression that all over
11 the country, all grantees are behind the eight ball and none
12 of them are really being able to offer what we would call a
13 competitive salary. Apparently some still are.

14 MS. DISANTO: From the information we have, an
15 overwhelming majority of our programs are having difficulties
16 with salaries. Well, they're not only having difficulties
17 with salaries, they're having difficulties retaining staff
18 people, keeping their offices closed. I think overwhelmingly
19 that is the case.

20 But this information does show that there are some
21 programs that seem to be able to compete in the market and
22 that could be due to a whole host of other things from very

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1 successful fundraising efforts to outside funding -- success
2 in competition in other grants; whether they be Ford
3 Foundation grants or Title III money, et cetera.

4 CHAIRMAN HALL: Or serving less clients?

5 MS. DISANTO: I'm sorry?

6 CHAIRMAN HALL: Or serving less clients than the
7 programs who don't have the competitive salary.

8 MS. DISANTO: I'm not sure of your question.

9 CHAIRMAN HALL: I guess what I was thinking was if
10 you're paying more to each lawyer that would reduce the
11 amount of money you would have to hire staff attorneys.

12 MS. DISANTO: Yes.

13 CHAIRMAN HALL: But, I mean, I don't know if we
14 have any way to put that together, it's probably so
15 intangible.

16 MS. DISANTO: The only way to do that is that we do
17 receive case service report data from each of our programs.
18 That data comes in annually and that information tells you
19 how many cases were closed by every program and in what
20 categories those cases were closed.

21 One factor that you could look at is the number of
22 cases to the number of attorneys and more or less divide and

1 come up with a number. That number can be representative in
2 some instances and not representative in others, because some
3 of our programs are involved in what we call labor intensive
4 cases, where they're involved in a lot of litigation and
5 litigation takes a lot more time than brief service and
6 advice. So, it's kind of only one factor to look at.

7 Also, when you're dealing with a class action you
8 can have one major case that takes a tremendous amount of
9 time, but has the effect of assisting 3,000 people and how
10 you count that into the calculation.

11 CHAIRMAN HALL: I think the point made, too, would
12 be that the programs that pay the higher salaries are
13 sacrificing and so they would need increased funding to be
14 able to get the correct number of lawyers that they need.
15 So, there's just as much need there for more money as there
16 would be in the other programs who have lower salaries.

17 Mr. Shumway, I'm sorry, did you have --

18 MR. SHUMWAY: No, I'm all through. Thank you.

19 CHAIRMAN HALL: There was some talk last time about
20 perhaps getting some detail or copies of the loan repayment
21 programs to find out how they do them. I don't know if that
22 would be beneficial or not.

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1 MS. DISANTO: Right now we're working closely with
2 the -- we knew that there were six programs that had a loan
3 repayment assistance program. We have -- since our mass
4 mailing -- found out that, in fact, we have 20 programs, and
5 we are getting detailed information from each of those
6 programs to understand their loan assistance repayment
7 program, because each one is different. That information
8 will also be provided in the report.

9 CHAIRMAN HALL: And then there was also something
10 about the programs saying that they had policies that they
11 used to retain lawyers. Do you remember that language? I
12 was just reading over one of the old -- I think it was a
13 transcript from last time and that was interesting. I think
14 someone had thought that perhaps we could request copies of
15 those policies, although I don't know what it could be other
16 than the policy would be to pay them more money.

17 Mr. Wittgraf? I'm sorry, Emilia, go ahead.

18 MS. DISANTO: I was just going to respond that
19 typically we obtain -- during onsite reviews -- we do obtain
20 copies of the personnel policies and procedures of each one
21 of our programs. We'd be happy to look through those
22 procedures for the 20 programs, even just to get a better

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1 idea of the loan assistance repayment program.

2 CHAIRMAN HALL: It seemed like some of the programs
3 had mentioned that their policies that they had helped, and I
4 just was going to inquire what those policies might be.

5 Mr. Wittgraf?

6 MR. WITTGRAF: Thank you, Mr. Chairman. Ms.
7 DiSanto, as I think you know, our tentative schedule for the
8 annual conference in September includes presentation or a
9 seminar discussion in this area. As you and the staff are
10 looking at putting together that report -- and I think you
11 just said that would indicate specific information about the
12 20 existing loan repayment programs as a recruitment and
13 retention tool.

14 My suggestion is that you distill that information
15 in such a way so that it can be reproduced and handed out to
16 anyone who is interested in receiving it at the annual
17 conference, either as part of the report or perhaps separate
18 from the report. But it would seem to me that that would be
19 a valuable summary to make available in September.

20 MS. DISANTO: Surely.

21 MR. WITTGRAF: So as you're working on the report
22 my suggestion, at least, is that it's prepared in such a way

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1 that that portion, at a minimum, can be reproduced easily.

2 Thank you, Mr. Chairman.

3 CHAIRMAN HALL: Thank you. Emilia, there was also
4 some mention of planning or a jobfair or having LSC sponsor
5 some type of jobfair. I think Mr. Wittgraf had asked about
6 the cost.

7 MS. DISANTO: Yes.

8 CHAIRMAN HALL: It may be early to have done
9 anything on that.

10 MS. DISANTO: Well, what we have done is that we
11 have contacted the director of the National Public Interest
12 -- the jobfair is being sponsored by the National
13 Association of Public Interest Law. We have contacted the
14 director of that organization to see if we could become a
15 more active participant in their jobfair.

16 As it stands right now, basically, we're still
17 having conversations about this and we hope to be working
18 actually this coming week a little bit more closely with
19 NAPIL to see if we could get together with them to help
20 cosponsor a law career fair.

21 Right now NAPIL is anticipating to have their
22 career fair on October 29th of 1993, in Silver Spring,

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1 Maryland. We received a copy of the brochure and we're just
2 continuing our conversations with NAPIL right now to see if
3 we can become a more active participant for that particular
4 jobfair.

5 CHAIRMAN HALL: And has there been any further work
6 on this idea of minigrants of \$2,000-5,000 to solve specific
7 problems that some programs said they had? I think that was
8 just being explored, I don't know.

9 MS. DISANTO: Right now we do have a proposal on a
10 test, for lack of a better word, on a loan repayment program
11 and I think the estimated cost of what we had for a
12 demonstration on that, if my memory serves me right, was
13 somewhere in the area of about \$100,000.

14 I don't recall any additional work being done on
15 that matter but I'd be happy to have staff put something
16 together in that regard.

17 CHAIRMAN HALL: I'm not making that request unless
18 other board members are. That was just something that was
19 talked about and I didn't know if anything further had been
20 mentioned on it or not. We don't have the money to spend on
21 it anyway.

22 MS. DISANTO: That's just another side of the coin.

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1 CHAIRMAN HALL: But I'm not requesting that you get
2 into that, but I was just curious as to whether or not
3 anything else had been done. And then Leslie Russell had
4 stated that he -- or at least LSC was looking at preparing
5 some type of directory that would describe poverty lawyers
6 and what they do.

7 MS. DISANTO: Yes. As a matter of fact, there is
8 an electronic device which a lot of our programs kind of can
9 get into. And what we're doing with another organization is
10 that Legal Services programs who have the ability, I guess by
11 modem, to get onto this particular computer will be able to
12 identify job openings for our programs that are around, and
13 we're hoping that's going to be useful. A memorandum has
14 gone to the field on that particular issue.

15 CHAIRMAN HALL: Does anyone have any other
16 questions on this particular topic?

17 (No response.)

18 CHAIRMAN HALL: If not -- and I see no hands and
19 hear no voices -- we'll move on to -- let's see, we're on
20 No. 5 now, I think, consideration of status report on
21 timekeeping grant solicitation. Emilia, I understand you'll
22 tell us about that as well.

1 MS. DISANTO: Sure.

2 CHAIRMAN HALL: Okay.

3 MS. DISANTO: At the last board meeting a
4 timekeeping proposal was provided. On May 13th we had a lot
5 of the executive directors of the programs who are involved
6 in the competitive demonstration project come into LSC. We
7 had provided a copy of the solicitation to each of those
8 executive directors to solicit their comment about that
9 particular draft solicitation.

10 We got a lot of really terrific input from the
11 program executive directors and some changes were made to the
12 solicitation. We have a total of \$300,000 for the
13 timekeeping proposals.

14 The changes that were made is first -- initially,
15 it was a \$15,000 grant for any proposal that came in, a
16 maximum of \$15,000. That's been changed a little bit to the
17 following:

18 For those programs that do not have any type of
19 automated system for timekeeping at all the grant amount has
20 been increased to \$20,000. For those programs who want to
21 update or expand their existing timekeeping system, it is
22 still at \$15,000.

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1 For those programs that want to get together, where
2 two or three programs want to get together, kind of a
3 consortium application -- for lack of a better word, I think
4 that was increased from \$40,000 to \$50,000. Those were the
5 primary changes that were made to the solicitation, the
6 timekeeping solicitation.

7 In addition we have requested names of volunteers
8 from the field who would like to help us determine which
9 grants are funded. Right now we expect the grant term to
10 begin on September the 1st. To date we have about 30
11 programs that have contacted us wanting information about
12 timekeeping.

13 The last thing we've done is that we put together a
14 list of timekeeping software vendors that are available to
15 Legal Services programs if they're interested in pursuing
16 this. So, we've gotten a list of the kind of stuff that's
17 out there in the marketplace just to give them some
18 assistance. That is where timekeeping is right now. Anyone
19 have any questions?

20 CHAIRMAN HALL: Are there questions from any board
21 members? Norm?

22 MR. SHUMWAY: Is the total amount still \$300,000

1 even though the individual grants have changed?

2 MS. DISANTO: Yes, the total is still \$300,000.

3 MR. SHUMWAY: Will we still be able to give as many
4 grants then if we're increasing up to \$20,00 for those that
5 don't have an automated system, whereas before they would
6 only get \$15,000?

7 MS. DISANTO: I would expect it would probably
8 effect that somewhat. Right now we've had 30 inquires.
9 We're expecting -- the timekeeping proposals are due in on
10 July the 7th, so I expect at the next board meeting we'll
11 have a really good sense of how many proposals are in and
12 what the total value of the proposals are.

13 MR. SHUMWAY: And those who have contacted us are
14 doing so out of interest for submitting a proposal? They're
15 not reacting otherwise to the proposition?

16 MS. DISANTO: Well, what we understand --
17 basically, they have requested information on timekeeping
18 software in response to the timekeeping solicitation. How
19 many proposals we ultimately get on July 7th, I don't think
20 we're in any position to say right yet.

21 MR. SHUMWAY: But it sounds to me like the overall
22 effect of this exercise may be beneficial if indeed many of

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1 those who have indicated interest are seeking software and
2 other ways that they can put a program in place.

3 MS. DISANTO: Absolutely. The whole point of this
4 proposal was to try and get programs to either expand upon
5 their existing timekeeping system, and if they didn't have an
6 automated timekeeping system to put one in. And I think
7 we're really confident that we will get a lot of proposals
8 inhouse come July 7th.

9 CHAIRMAN HALL: Emilia, sometime ago we had, the
10 staff had, developed a draft regulation perhaps on
11 timekeeping; is that correct?

12 MS. DISANTO: Yes. We had prepared a set of
13 criteria that we had requested that people who were going to
14 put in timekeeping that they would meet certain criteria.
15 Since that time the criteria have been greatly -- well,
16 basically there are no criteria right yet, with the exception
17 of that you have a timekeeping -- that you put in, you
18 implement a timekeeping proposal or you expand upon an
19 existing proposal.

20 CHAIRMAN HALL: Okay. The purpose and the goals of
21 the present timekeeping program we have are totally different
22 from those of some time ago?

1 MS. DISANTO: Yes.

2 CHAIRMAN HALL: We're not attempting to accomplish
3 that by what we're doing now?

4 MS. DISANTO: Yes. Right now it is more or less in
5 the hands of the program to implement whatever timekeeping
6 proposal would best suit them and they have no criteria on
7 our part that they need to meet.

8 CHAIRMAN HALL: Bud?

9 MR. KIRK: With my couple of years or so on the
10 board I have sort of changed my views on some things. One is
11 that I truly believe one of the real functions that the
12 executive office can fulfill would be the structure of what
13 we're doing here, which is to set up a system or a series of
14 systems from which the various offices can choose.

15 I think it's money well spent when we make an
16 effort to do that and I don't think that individually perhaps
17 many of the smaller offices would have the ability to do
18 that. So, to that extent I truly commend this project.

19 I'm a little embarrassed that for whatever reason
20 the criteria that we came up with a year or whatever it was
21 ago, which was like three little pieces of information we
22 wanted -- I mean, is that right? Like, three pieces of

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1 information? And the reaction seemed to be horror, "We can't
2 do that, we don't want to do that."

3 And now we're sitting here spending a lot of money
4 trying to come up with software programs. If we had just
5 thrown in a few criteria that could have helped the field
6 offices and could have helped us and could have, in my mind,
7 helped fulfill the ultimate goal of setting broad general
8 direction to the field and not micromanaging and leaving it
9 to them to come up with their own program.

10 But to sit here and lose this opportunity to gain
11 information to better understand how the field offices work,
12 to better understand where the money is going and how it's
13 going, and perhaps in a way that might allow one program to
14 learn from another, is absolutely abandoning a real
15 opportunity.

16 And I just -- I don't know how we got to this
17 position, and I'm not -- Ms. DiSanto, I understand it's not
18 of your making -- but for whatever reason that we're here
19 with no standards, no criteria, and nothing from which we can
20 draw information, seems like only half a loaf when we really
21 could be going for a whole loaf. Those are my views on that.

22 CHAIRMAN HALL: Thank you, Mr. Kirk. Other

1 questions?

2 (No response.)

3 CHAIRMAN HALL: Emilia, it just occurred to me the
4 proposals are due in early July, the 7th I believe you said.
5 When will they be reviewed? Do you have a date on that?

6 MS. DISANTO: Well, as we currently have it, the
7 proposals will come in on July 7th. They will be reviewed
8 through the month of July. Recommendations will probably be
9 made to the president in early August, and the grant term is
10 expected to begin on September 1st of 1993.

11 CHAIRMAN HALL: So the money will go out a month
12 after that?

13 MS. DISANTO: The money, I expect, will probably go
14 out towards the end of August.

15 CHAIRMAN HALL: Thirty days? Don't you have to --

16 MS. DISANTO: Yes, 30 days. That is the 30 days
17 for the Federal Register notice. So that would probably be
18 then: Month of July, review, recommendation, signature of
19 recommendation, Federal Register notice through the month of
20 August, grant money out, proposals all out September 1.

21 CHAIRMAN HALL: That's kind of the same schedule we
22 were on before it was changed.

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1 MS. DISANTO: Well, no. I think we're about a
2 month or so earlier than we had expected before.

3 CHAIRMAN HALL: Okay. Mr. Wittgraf?

4 MR. WITTGRAF: Thank you, Mr. Chairman. Ms.
5 DiSanto, do you have the proposal before you?

6 MS. DISANTO: No, I do not, Mr. Wittgraf.

7 MR. WITTGRAF: I had a question similar to that
8 raised by Mr. Hall, the Chairman, just a moment ago looking
9 at Page 7. I'm now concerned that the schedule there and the
10 schedule you just described is overly optimistic if I
11 understand the hurdles to be overcome. You see the schedule
12 there?

13 MS. DISANTO: Yes, sir.

14 MR. WITTGRAF: Because it is a new initiative I
15 thought, as you just indicated -- that is, Mr. Hall thought
16 that there is the 30 day Federal Registration notification
17 period. Perhaps I misunderstand, but I guess I assumed at
18 least that you couldn't send out the monies until after the
19 30 day Federal Register publication or notification period
20 had expired. And if that were the case that wouldn't be
21 until mid-September at the earliest. Am I misreading this?

22 MS. DISANTO: I believe that is correct, that the

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1 funds could not be given out until the grant proposal --
2 until the Federal Register notice has run and I think we're
3 expecting that to happen during the month of August. But I
4 see exactly your point right here.

5 MR. WITTGRAF: Well, I'm assuming that as a
6 practical matter, while a grant term may begin September 1,
7 the monies really won't be available until the 30 day notice
8 period has expired and that would be sometime in probably
9 late September. I mean, I guess I'm assuming that you can't
10 publish the notice until after August 16th.

11 MS. DISANTO: Yes, that is true. So, I see exactly
12 your point.

13 MR. WITTGRAF: And there's about a five day lead
14 period for publication of notices in the Federal Register.
15 So, it just seems to me the monies wouldn't be leaving the
16 corporation and going into the field, if you will, until
17 roughly September 25th.

18 MS. DISANTO: It does look that way. But my
19 understanding is that we're anticipating it to be a bit
20 earlier than that, but I will check on that and get back to
21 the board with more specifics on that.

22 MR. WITTGRAF: I assume that we're trying to move

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1 it as quickly as possible. I just wanted for the record and
2 for anyone who is not here with whom Mr. McIver or others
3 share some of this information for that point to be clear.
4 That even if the term begins September 1, the monies
5 themselves won't be available until the latter part of
6 September -- probably.

7 MS. DISANTO: Okay. I will confirm that
8 information and get back to the board with a short memo on
9 the exact time frame on that.

10 CHAIRMAN HALL: Emilia, my purpose in asking those
11 questions was basically the same. I want to tell the full
12 board tomorrow what to expect and to me, frankly, if I tell
13 them the money will probably go out sometime in September,
14 that's enough for me. So, I think that's as good an answer
15 as you're probably going to be able to come up with anyway.

16 MS. DISANTO: I can say it will definitely go out
17 before the end of the fiscal year.

18 CHAIRMAN HALL: I just wanted a month, an idea.

19 Mr. O'Hara?

20 MR. O'HARA: Actually, what has happened is we put
21 this on an expedited process, Mr. Chairman and Mr. Wittgraf.
22 The idea being that as soon as the recommendations come to me

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1 I will move as quickly as I can on it and we will have it out
2 as early as we can.

3 The 30 day notice may go in the Register as early
4 as the 1st of August, which would then allow us to get the
5 money out in the early part of September. We are moving as
6 quickly as we can on that whole program.

7 CHAIRMAN HALL: Thank you, Emilia. There's no
8 other questions on this topic, are there?

9 (No response.)

10 CHAIRMAN HALL: Thank you, Emilia. We'll move then
11 forward to Agenda Item No. 6, which is a report on the status
12 of our meritorious innovative grant projects. Emilia, if you
13 would, please?

14 MS. DISANTO: Surely. A solicitation was sent to
15 all LSC programs on June 15th. Proposals are due back on
16 MIGP on July the 21st. Given the limited amount of funds
17 available, which is about \$200,000, we have made two changes
18 to last year's solicitation. The first is that only LSC
19 programs may apply for MIGP grants, and the second is that
20 the maximum amount of each grant is \$50,000 as opposed to
21 \$75,000 when we had \$500,000 last year. And that concludes
22 my report on MIGP.

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1 CHAIRMAN HALL: \$50,000 is the max?

2 MS. DISANTO: Is the maximum, yes.

3 CHAIRMAN HALL: I'm not objectionable to it, but
4 what's the rationale for having only LSC programs apply?

5 MS. DISANTO: The rationale is to try and keep
6 these limited amount of funds, this \$200,000, to be spread
7 among our programs as opposed to getting proposals from
8 outside organizations.

9 CHAIRMAN HALL: Better proposals from outside
10 organizations?

11 MS. DISANTO: Unclear.

12 CHAIRMAN HALL: Are there any questions for Emilia
13 on this topic, or comments from anyone?

14 (No response.)

15 CHAIRMAN HALL: If not then I'll move on to Agenda
16 Item No. 7, which is the consideration of status report on
17 the law school grant solicitation. Emilia, would you give us
18 that report too, please?

19 MS. DISANTO: Surely.

20 CHAIRMAN HALL: Thank you.

21 MS. DISANTO: At the May 24th meeting of the board,
22 the board adopted a motion urging the proposal review panel

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1 to give special consideration to two criteria; the first
2 criteria was that requesting about \$100,000, the second
3 criteria was that the schools needed to demonstrate a long-
4 range commitment to the clinic -- in terms of, for instance,
5 deciding to match funds or things of that nature.

6 When we received that information each applicant,
7 each law school, was given an opportunity to provide to LSC
8 additional information in response to the board's motion.
9 Sixteen of 30 applicant law schools submitted additional
10 information. As we stand right now a total of 17 schools
11 have been recommended to be funded. So, that's 17 out of 30
12 schools we've recommended for funding.

13 The review panel has met, recommendations have been
14 made to LSC's president, the president made final funding
15 decisions this past week, and the notice of intent to award
16 grants has already been published in the Federal Register.

17 CHAIRMAN HALL: It seemed like at our last
18 committee meeting when -- I guess that was at the full board
19 when Professor Uddo made his motion and we passed it. As I
20 remember it we were going to give priority to grant proposals
21 that requested \$100,000 and then, as you say, also to those
22 that showed a long-range commitment.

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1 MS. DISANTO: Yes.

2 CHAIRMAN HALL: And it seemed like at that time
3 there were only five or six proposals that had come in that
4 were in the amount of \$100,000.

5 MS. DISANTO: That's true.

6 CHAIRMAN HALL: And since we have made the clinics
7 and the applicants aware that we'll look favorably upon that,
8 did any of them increase?

9 MS. DISANTO: Yes. Some of the law schools did, in
10 fact, increase their request for a grant up to or close to
11 \$100,000. Of the 17 schools that have been recommended for
12 funding, the grant amounts do range though from a low of
13 about \$36,000 to a high of \$100,000.

14 CHAIRMAN HALL: Did all of the ones whose program
15 had \$100,000 need, did they all get funded? Every one of
16 those?

17 MS. DISANTO: My recollection is that no, that is
18 not the case after the review panel had reviewed the grant
19 proposals.

20 CHAIRMAN HALL: And do you recall whether or not
21 during the review panel's discussions if there was any talk
22 among the proposals that increased their amount up to

1 \$100,000 that that increase made that a better or either a
2 poorer proposal? Did it improve the proposal to increase it
3 up to \$100,000? And did that get them the grant, whereas
4 maybe they wouldn't have had it otherwise?

5 MS. DISANTO: Mr. Hall, I have not yet read the
6 minutes of the review team, how they came up with their
7 decision. So, I couldn't answer that question, but I'd be
8 happy to get an answer to that question for you.

9 CHAIRMAN HALL: I know that Jack depends so heavily
10 on you and that you do such a wonderful job, I just assumed
11 you must have been in the room when those deliberations went
12 on.

13 MS. DISANTO: I'm sorry, I was not in attendance,
14 sorry to say.

15 CHAIRMAN HALL: As I understand they're very
16 confidentially conducted.

17 MS. DISANTO: Absolutely.

18 CHAIRMAN HALL: Okay. I assume that of the
19 proposals that the committee recommended, those were the ones
20 that the president decided to approve? Were the 17
21 recommended the ones that were published in the Federal
22 Register?

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1 MS. DISANTO: Yes.

2 CHAIRMAN HALL: I don't know what there's left to
3 report. What should we be looking for in that? I guess the
4 money to go out?

5 MS. DISANTO: Yes. Federal Register notice
6 finishing up, then the funds going out, members of Congress
7 and Governors and things of that nature have been notified of
8 which law schools have been recommended for funding -- as
9 we're required to by our Act. And that has all been -- all
10 that activity has been completed.

11 CHAIRMAN HALL: We send out \$1.2 million?

12 MS. DISANTO: Yes.

13 CHAIRMAN HALL: Mr. Wittgraf?

14 MR. WITTGRAF: Thank you, Mr. Chairman. The
15 number 17 compares with what number for the school year that
16 just ended, the last grant cycle?

17 MS. DISANTO: The total -- well, there were a total
18 of 30 applicants, of which 17 have been funded. You're
19 saying as compared to last year?

20 MR. WITTGRAF: Yes.

21 MS. DISANTO: My recollection for last year was
22 that there were 18, I think, that were funded last year out

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1 of a total of 33 that had applied for funds. But I could
2 confirm those numbers with you, Mr. Wittgraf.

3 MR. WITTGRAF: I was curious if it was a roughly
4 comparable number and apparently it is.

5 MS. DISANTO: Yes, yes.

6 MR. WITTGRAF: I assume there are some changes in
7 the composition of the 17 or 18?

8 MS. DISANTO: Oh, yes. There are some programs
9 that have been recommended for funding that have never been
10 funded before by LSC and then there are some programs that
11 have been funded in the past.

12 MR. WITTGRAF: Thank you. Thank you, Mr. Chairman.

13 CHAIRMAN HALL: Weren't there seven, about seven,
14 new programs?

15 MS. DISANTO: That is the number I recall.

16 CHAIRMAN HALL: It seems like it was somewhere --

17 MS. DISANTO: Seven or eight, somewhere in there.

18 CHAIRMAN HALL: And you feel like a fair percentage
19 of those were funded?

20 MS. DISANTO: Yes.

21 CHAIRMAN HALL: Are there any other comments or
22 questions from the board or committee members? Because this

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1 is our last item and we're going to close this down if
2 there's not. Mr. Wittgraf?

3 MR. WITTGRAF: Thanks, Mr. Chairman. It's my
4 understanding, and I'd ask Mr. Richardson to correct me if
5 I'm wrong here, that when next the board meets and when next
6 the committees have the opportunity to meet in August we will
7 have nine-month expenditure figures for the corporation and
8 will know whether or not there are any uncommitted monies
9 that might be committed or recommitted to other efforts.

10 In that regard, Mr. Chairman, keeping in mind both
11 the presentation made at our last board meeting last month by
12 Roger Rosenthal and seeing that we have a memorandum from him
13 before us today which is dated May 25th regarding examples of
14 particularly dire straights in which some migrant legal
15 services programs find themselves, I'd ask that this
16 committee -- with Mr. Richardson's assistance -- be prepared
17 to consider whether or not any monies can be made available
18 to assist all of the migrant grantees or some of them,
19 however the committee would decide -- be it on an across the
20 board proportionate basis or otherwise -- before the end of
21 this fiscal year.

22 So that -- again, consistent with the admonition

1 from the House Senate conference committee for fiscal year
2 1993 -- that we make every effort to get as many dollars as
3 are fiscally responsible out the door before the end of the
4 fiscal year.

5 In short, I'd ask that an agenda item along that
6 line be added to this committee for its' next meeting in
7 August, Mr. Chairman.

8 CHAIRMAN HALL: Certainly that should be added. If
9 that's added and money is found and this committee -- if it's
10 the proper committee to -- makes a recommendation to the
11 board to send those funds out the door, I guess there's time
12 to do that because I know we're not meeting next month. So,
13 there's no time problem is my question.

14 MR. WITGRAF: I don't think it will require any
15 kind of grant solicitation or anything like that. If there
16 are any dollars they could be sent out either on a
17 proportionate prorata basis or in some other way. But I
18 think it could be turned around pretty quickly in August or
19 September if such dollars exist. Thank you, Mr. Chairman.

20 CHAIRMAN HALL: Thank you. Is there further
21 comment or questions? If not, will someone give me a motion
22 that we adjourn?

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1 MS. WOLBECK: So moved.

2 CHAIRMAN HALL: Second. Is there discussion?

3 (No response.)

4 CHAIRMAN HALL: All in favor say aye.

5 (A chorus of ayes.)

6 CHAIRMAN HALL: Opposed, no.

7 (No response.)

8 CHAIRMAN HALL: The ayes have it. We're adjourned
9 at 3:00.

10 (Whereupon, at 3:00 p.m., the meeting of the Board
11 of Directors was adjourned.)

12 * * * * *

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