

Reauth. Resolutions as adopted  
at 7/8/91 Bd. Mtg.

I. The Board of Directors of the Legal Services Corporation favors leaving restrictions on solicitation to state ethical rules.

ADOPTED BY VOICE VOTE

II. The Board of Directors of the Legal Services Corporation favors imposing only procedural safeguards that are imposed on other litigants.

However, the Board of Directors of the Legal Services Corporation favors the adoption of a requirement that names of litigants and potential litigants be disclosed if knowing the names of the litigants or proposed litigants is significant to the potential defendants for settlement purposes, unless ordered otherwise by a court of competent jurisdiction.

However, the Board of Directors of the Legal Services Corporation favors the requirement that legal services' attorneys provide potential defendants and clients with written statements signed either by the attorneys or by the clients, which set forth the nature of the cases and the facts underlying the complaints being made in migrant farm worker cases. Such written statements shall not be admissible in cases on the merits but shall be admissible only in attorney disciplinary proceedings and in attorney fee award proceedings.

ADOPTED BY A VOTE OF 6 AYES AND 3 NAYS

III. The Board of Directors of the Legal Services Corporation favors prohibiting the use of any funds made available by the Corporation to influence a decision by any federal, state, or local agency or legislative body, except when:

(a) legal assistance is being provided to an eligible client on a particular claim, case or other matter which directly involves the client's rights or legal responsibilities; or

(b) when information or testimony is requested from a legal services attorney by an elected or other government official.

Nor should Corporation funds be used to favor or oppose any Act, bill, resolution or legislative initiative in any legislative body, except as provided for in paragraphs A and B above.

ADOPTED BY A VOTE OF 7 AYES AND 2 NAYS

IV. The Board of Directors of the Legal Services Corporation favors implementation and maintenance of timekeeping and record keeping systems by its grantees in a manner consistent with guidelines based upon the costs and benefits analysis currently being completed by the Corporation consistent with a 1988 GAO report.

ADOPTED BY A VOTE OF 7 AYES AND 2 NAYS

V. The Board of Directors of the Legal Services Corporation favors the principle of local control of priority setting, but supports promulgating a list of suggested priorities.

ADOPTED BY VOICE VOTE

VI. The Board of Directors of the Legal Services Corporation believes that LSC-funded recipients should be barred from using LSC, IOLTA, other public funds, or private funds for the provision of abortion-related legal services.

The Board believes further that LSC-funded recipients should be barred from using LSC, IOLTA, other public funds, or private funds for the provision of redistricting-related legal services.

The Board believes, finally, that LSC-funded recipients should be barred from using LSC, IOLTA, and other public funds, and

private funds for grassroots lobbying, for political activities, for criminal representation, when not a part of the joint criminal/civil undertaking for persistent incitement to litigate, for training/advocating public policies, strikes, boycotts, political and other related activities, from habeas corpus work and from organizing.

The Board also urges the Congress to prohibit use by LSC-funded recipients, including LSC, IOLTA, and other public funds and private funds, for the representation of defendants or respondents in eviction proceedings involving public housing when those defendants or respondents have been convicted of the sale or distribution of a controlled substance and the eviction proceedings are brought upon health and safety grounds.

ADOPTED BY VOICE VOTE

VII. The Board of Directors of the Legal Services Corporation favors authorization by and appropriations from the Congress for the limited implementation of dynamic constant competition for the provision of legal services and favors the study of, including the use of demonstration projects, static competition in the awarding of grants.

ADOPTED BY VOICE VOTE

VIII. The Board of Directors of the Legal Services Corporation favors the study of the circumstances under which the use of copayments may be appropriate.

ADOPTED BY VOICE VOTE

IX. The Board of Directors of the Legal Services Corporation favors retention of existing state and federal laws as they apply to the recovery of attorneys fees by programs representing indigent

clients, but favors prohibiting local programs from recovering attorneys fees from private parties.

ADOPTED BY VOICE VOTE

X. The Board of Directors of the Legal Services Corporation believes that since class actions involve considerable expenditures of recipient staff time and resources, local boards should be required to promulgate guidelines for the acceptance of class actions to ensure that relief sought primarily benefits eligible clients.

ADOPTED BY VOICE VOTE

XI. The Board of Directors of the Legal Services Corporation opposes defining the attorney-client privilege for the poor in Congressional legislation.

ADOPTED BY VOICE VOTE

XII. The Board of Directors of the Legal Services Corporation favors the study of the circumstances under which the use of alternative dispute resolution models, non-lawyer legal proceedings models, and self-help models may be appropriate.

ADOPTED BY VOICE VOTE

XIII. The Board of Directors of the Legal Services Corporation supports the application of various federal laws on waste, fraud, and abuse to LSC-funded recipients and the Corporation itself.

ADOPTED BY VOICE VOTE

XIV. The Board of Directors of the Legal Services Corporation favors both evaluating recipients to determine whether they are providing economic and effective legal assistance of high-quality and promulgating criteria for such evaluation; and further favors standards for the process of monitoring and evaluation, as well as for complaint investigation; and finally reiterates its belief that the Corporation should have discretion to determine how best to conduct monitoring and evaluation visits and to investigate complaints.

ADOPTED BY VOICE VOTE

XV. The Board of Directors of the Legal Services Corporation supports the awarding of grants designed to promote the development and implementation of non-federal funding sources for LSC grantees. However, the Board opposes the application of LSC regulations and restrictions to grantees whose only LSC grant is one awarded for this purpose.

TABLED BY A VOTE OF 5 AYES TO 2 NAYS