

Professional Liability Insurance Committee Meeting
State Bar of Georgia Conference Center- YLD Boardroom
January 7, 2019

- I. Call to Order
 - II. Roll Call and Introductions
 - III. Approval of Minutes
 - IV. Unfinished Business
1. Proposed Rule A--A proposal to the Board of Governors recommending mandatory PLI, addressing issues such as:
 - i. Categories of lawyers excluded, possibly including government/public entity employees, lawyers employed exclusively by non-profit organizations, lawyers who practice exclusively criminal law, lawyers who practice exclusively as in-house counsel
 - ii. Minimum limits of liability
 - iii. Maximum deductible
 - iv. Whether to permit diminishing limits policies, i.e., eroding policy limits
 - v. Enforcement by administrative suspension? Discipline reserved for affirmative misrepresentations or harm caused?
 2. Proposed Rule B--Mandatory disclosure of PLI by lawyers to clients.
 - i. Disclosure of existence of PLI (yes or no) or also policy limits/carrier?
 - ii. How would this be accomplished (verbal, in writing, in writing signed by client, placard in office, etc.)
 - iii. Enforcement by discipline?
 3. Proposed Rule C—State Bar requirement for GA lawyers to report PLI information to State Bar
 - i. Should State Bar website list insurance status as yes/no/exempt?
 - ii. Should State Bar disclose to clients upon request?
 4. Should PLI study approved by the EC be conducted with voluntary reporting? What information should it seek?

V. New business

1. Committee members are invited to attend Spring Meeting of the State Bar of Georgia Board of Governors on March 29-30 at Ritz Carlton, Lake Oconee
2. ABA Webinar: Mandatory Professional Liability Insurance, Disclosure and Other Efforts to Insure Attorneys and Protect Public, Jan. 16 at 1:00-2:00 pm

VI. Consider next meeting as an event beginning at 10:30 a.m. on Jan. 16 with swearing-in of Ken Hodges to the Georgia Court of Appeals, followed by meeting at 12:00 at State Bar with ABA webinar viewed from 1:00-2:00 [Mandatory Professional Liability Insurance, Disclosure and Other Efforts to Insure Attorneys and Protect the Public](#)

VII. Comments

VIII. Adjourn