

**Minutes**  
**Executive Committee Video Conference**  
**Uniform Law Commission**  
**Thursday, October 4, 2018**  
**Chicago**

Carl Lisman, Chair of the Executive Committee, called the meeting to order on October 4, 2018, at 9:05 a.m. Central Time.

The following members of the Committee were present by video conference or telephone: Commissioners: Thomas J. Buiteweg, Treasurer; Richard T. Cassidy, Immediate Past President; Gail Hagerty; Barry Hawkins; Ryan Leonard, Legislative Committee Chair; Daniel Robbins, Committee on Scope and Program Chair; Steve Wilborn, Executive Committee Vice President; and Nora Winkelman, Secretary. Commissioner Anita Ramasastry, President, joined the call in-progress. Commissioner Diane F. Boyer-Vine was not able to attend.

Also present by video conference: Steve Willborn, Interim Executive Director; Elizabeth Cotton-Murphy, Chief Administrative Officer; and Ben Orzeske, Chief Counsel.

1. Approval of Minutes, September 13, 2018

A motion was made and approved accepting the minutes of the Executive Committee meeting held September 13, 2018.

2. Red Flag Law Study Committee

A motion was made and approved to change the name of the “Red Flag Study Committee” to the *“Study Committee on Extreme Risk Protection Orders.”*

3. Diversity and Inclusion Committee Document Review

The Committee discussed two documents prepared by the Diversity and Inclusion Committee: (1) Statement of Policy on Diversity and Inclusion and (2) Tips for Including Everyone in the Room in the Discussion.

On the Statement of Policy, Commissioner Winkelman summarized her edits to the draft policy and recommended harmonizing it with the new harassment policy that is being drafted. Commissioners Wilborn and Winkelman were asked to work together to edit the Statement of Policy submitted by the Diversity and Inclusion Committee and to flag issues of concern for consideration at the November meeting. Executive Director Willborn was asked to submit the current draft of the new harassment policy for consideration at the November meeting, so that consideration can be given to how to harmonize it with the Statement of Policy. After the November meeting, the Committee on Style will be asked to review and further harmonize the two policies, with a goal of permitting final Executive Committee consideration and approval in December.

On the “Tips” document, the Executive Committee decided to incorporate its points into the orientation and training materials provided to new chairs and reporters and, in particular to include them in the memos for new chairs of study and drafting committees. Executive Director Willborn was asked to revise the memos and present them to the Committee for discussion at the November meeting.

Executive Director Willborn will reach out to Commissioner Jacobs to convey the 2018-2019 charge to the Committee on Diversity and Inclusion. He will also notify her of the plans detailed above for dealing with the Statement of Policy and Tips documents.

#### 4. ABA Relationship/Revision of the Scholarly Article on Unclaimed Property

Ben Orzeske summarized the revised article. After discussion, it was decided that the current version of the article will be posted to the ULC website.

Mr. Orzeske will contact Commissioners Houghton and Trost to explore drafting a broader law review article to clarify the ULC position in a way that is not directly confrontational with the business law position and to pursue academic publication on the Social Science Research Network and in other academic journals.

#### 5. Informational Report on Process for Approving Amendment to the Revised Uniform Athlete Agents Act

Carl Lisman reported that the Revisions to the Uniform Athlete Agents Act will be considered on the floor during the 2019 Annual Meeting in Anchorage. Ryan Leonard reported that Committee Chair, Dale Higer, is drafting a summary of the proposed NCAA amendment. The summary will be submitted to the Legislative Council and to the Executive Committee for review.

#### 6. Informational Report on Amendments to the Probate Code

Carl Lisman reported on plans to appoint a small technical committee to draft conforming amendments to the Uniform Probate Code.

The call was adjourned at 10:59 a.m.