

**MINUTES**  
**IDAHO STATE BAR BOARD OF COMMISSIONERS**  
**January 12, 2007**  
**Boise, Idaho**

President-elect Tom Banducci called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 8:40 a.m., at the Law Center in Boise, Idaho. In addition to President-elect Banducci, in attendance were Commissioners Dwight Baker, Andy Hawes, and Terry White, Bar Counsel Brad Andrews, and Executive Director Diane K. Minnich, who acted as secretary.

**EXECUTIVE SESSION**

Per Idaho Code Section 67-2345, the Commission, after an aye vote was recorded from each Commissioner, moved into executive session at 8:40 a.m. The executive session adjourned at 9:35 a.m.

**CONSENT AGENDA**

It was moved, seconded and passed to approve the following agenda items.

**Minutes**

The minutes of the December 8, 2006 meeting were approved as submitted.

**GENERAL BUSINESS**

**ABA Report** – At 9:40 a.m., ABA State Bar Delegate Larry Hunter joined the meeting to discuss the upcoming meeting of the ABA House of Delegates. He specifically reviewed the proposed revisions to the Judicial Canons.

**Public Information Committee** – Larry Hunter then presented the recommendation of the PIC to ask the Idaho Law Foundation to adopt the Citizens Law Academy so it has better opportunity to generate funds and grants. PIC also voted to continue for at least a year to review its missions and goals. It was moved, seconded, and passed to approve the recommendation of the PIC and recommend to the Idaho Law Foundation Board of Directors that the Citizen's Law Academy become a program of the Idaho Law Foundation.

**Idaho Code Commission** – At 10:10 a.m., Max Sheils joined the meeting to review and discuss the responsibilities and work of the Idaho Code Commission.

**Audit Engagement Letters** – Commissioner White will review and make recommendations for changes to the engagement letter; specifically the last paragraph should either be deleted or refer to the laws of Idaho.

**2006 Financial Reports** – The Commission was provided with the November 30, 2006 and December 31, 2006 financial reports. As of December 31, 2006, 103.63% of the budgeted revenue was collected and 94.4% of the budgeted expense was incurred.

**2007 Budget** – The Commission was provided with the second draft of the 2007 budget. The Executive Director explained the process for developing the budget and reviewed the basic budget. It was moved, seconded and passed to increase the amount reserved for capital expenditures to \$25,000. It was moved, seconded and passed to approve the 2007 budget as presented.

**Ethics Committee** – The Commission discussed re-establishing an ethics committee to issue opinions on general ethics questions. Brad will create a list of options for the next meeting.

**College of Law Visit Report** – The Commission was provided with a draft of the College of Law visit report. The Commission recommended that the report include adding a request for a more informal gathering of the students for 2007. The Board approved the report pending President Sturgell's review and approval.

**2007 Annual Meeting** – Legal Education Director Terri Muse joined the meeting to review with the Commission the 2007 Annual Meeting schedule, topics, speakers, and events.

**Legal Education Conclave** – Commissioner Banducci reported on the progress of this project and the discussion he and Commissioner White had with Dean Burnett. The Dean appointed a group of professors to participate in the conclave planning; Maureen Laflin, Richard Seamons, Lee Dillion, Jack Miller and the Dean. The Dean anticipates that the main topics for a conclave would be, skills, location, and resources. Commissioner Banducci stated that a meeting of the planning group will be scheduled in the next month.

**2008 Annual Meeting** – Legal Education Director Terri Mused discussed with the Commission planning the 2008 Annual Meeting in October in conjunction with the Idaho Judicial Conference. It was moved, seconded and passed to authorize Terri Muse to request a contract for October in Sun Valley.

**Medical Malpractice Prelitigation Hearing Panels** – The Commission considered a request from the Idaho Board of Medicine to appoint Twin Falls attorney Mick Hodges to serve as a Medical Malpractice Prelitigation Hearing panelist. It was moved, seconded, and passed to appoint Mick Hodges as a hearing panelist.

**Conflict of Interest Policy** – The Commission considered the revised version of the Staff Conflict of Interest Policy. It was moved, seconded and passed to approve the Staff Conflict of Interest Policy as presented.

**Law School for Legislators** – The Commission was provided with the agenda for the January 8, 2007 Law School for Legislators.

**District Court Opinions** – Commissioner Banducci reported that he, John Peay, and the Executive Director would meet on January 16 to discuss district court opinions online.

**Bar Group Insurance Report, Group Health Survey** – The Commission was provided with the results of the health insurance options survey of the bar membership. After discussion, it was moved, seconded and passed to further pursue the concept of forming a MEWA to offer group health insurance to Idaho attorneys.

**Diversity Taskforce or Committee** –The Executive Director reported she met with attorney Rick Boardman to discuss forming an Idaho State Bar taskforce or committee to explore opportunities to promote diversity in the Idaho bar. The Commission requested that the executive director invite Mr. Boardman and Judge Gutierrez to the next meeting to discuss this idea.

**Supreme Court Report** – The Commission was provided with the minutes of the November 21, 2006 Idaho Supreme Court oral conference.

**REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

The Commission was provided with the following, January 3, 2007 membership statistics – 4,880 and the gender and age breakdown of the Idaho State Bar membership, *Miscellaneous Letters/Info*; judicial election/survey follow-up, and news clippings for the past month.

There being no further business, the business meeting was adjourned at out at 12:50 p.m.

Respectfully submitted,

Diane K. Minnich  
Executive Director