

**MINUTES**  
**Idaho State Board of Commissioners**  
**January 18, 2008**  
**Boise, Idaho**

President Andy Hawes called at the business meeting of the Board of Commissioners of the Idaho State Bar to order at 8:35 a.m. at the Law Center in Boise. In attendance at the meeting were Commissioners Terry White, Dwight Baker, Doug Mushlitz, Newal Squyres, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Legal Education Director Terri Muse, and Executive Director Diane 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 8:35 a.m. The executive session adjourned at 10:20 a.m.

**GENERAL BUSINESS**

**Minutes** – It was moved, seconded and passed to approve the minutes of the November 16, 2007 and December 7, 2007 Commission meetings as amended.

**Financial Reports** – The Commission was provided with the end of year unaudited financial reports. At the end of December, 104.57% of revenue was collected and 98.71% of expenses incurred.

**2008 Budget** – The Commission reviewed the proposed 2008 budget. The Commission discussed increasing the late fees, and the possibility of the Lawyer Referral Service becoming self sufficient. It was moved, seconded and passed to approve the 2008 budget as submitted, including capital expenditures up to \$20,000.

**Meeting with the Idaho Supreme Court**

The Commission met with the Idaho Supreme Court members, Administrative Director Patti Tobias and Dean Don Burnett. The group discussed the following issues: the conference to discuss a national bar exam attended by Chief Justice Eismann and President White, Public Employee Accountability Initiative, the Court's budget and legislative priorities, the progress of the Law Learning Center, the resolution proposing changes to Section V of the Bar Commission Rules, the Commission's support for the Joint Resolution on Pro Bono, and the progress of putting District Court Opinions online.

**Lawyer Assistance Program**

The Commission was provided with a report from the Lawyer Assistance Program explaining the services the program provides and the statistical information about how many attorneys have accessed the program. It was moved, seconded and passed to approve the requested increase from \$2,000 to \$2,500 to Southworth and Associates to administer the Idaho Lawyer Assistance Program.

**Proposed Code of Ethical Conduct** – The Commission again reviewed the proposed Code of Ethical Conduct. The Commission requested a redline version for its consideration at the February Commission meeting.

**Retreat Document** – The Commission was provided with a synopsis of the issues discussed and the action items from the September and October retreat. No changes were recommended by the Commission.

**Magistrate Commission** – It was moved, seconded and passed to approve the appointment of Brett Anthon and Jonathan Volyn to the third district and sixth district Magistrate Commissions respectively.

**Law School Proposal, Law School Professors Membership in the Bar** – The Commission was provided with a proposal from UI College of Law Professor Alan Williams to allow law professors to become members of the Idaho State Bar. Bar Counsel reported that he requested additional information about how many professors the proposed rule would affect. The Commission agreed to defer a decision on whether to submit this proposal to the resolution process until the additional information is received.

**ISB Logo and Website Redesign** – The Executive Director requested approval to pursue the redesign of the ISB logo. The Commission approved the request. The Executive Director also reported that the ISB/ILF website is being redesigned and to let her know of any comments or suggestions about the website.

**Advocate** – The Commission was provided with a proposal from the Advocate Editorial Advisory Board to change the months that the Advocate is published. The Board is recommending that the Advocate be published in August and not December. The Commission approved the recommendation of the Editorial Advisory Board..

**Section Website Policies** – Legal Education Director Terri Muse reviewed proposed Section Website Policies. It was moved, seconded and passed to approve the Section website policies as amended.

**Annual Meeting** – The Executive Director reported on the issues related to changing the Annual Meeting to October. The change necessitates an event in July for the Idaho Law Foundation Annual Meeting and the transition to the new ILF and ISB presidents.

**Violence in the Profession Survey** – The Commission again considered a request from Utah attorney Steve Kelson to survey Idaho bar members about violence in the profession. It was moved, seconded and passed to approve the survey, subject to one time use, and an article for the Advocate about the results.

**Rule of Law Conference** – The Commission considered a proposal from the Public Information Committee to hold a Rule of Law Conference. The conference would include both lawyers and non lawyers to discuss the importance of the rule of law to society. The Commission agreed to support the project with the understanding that the program would be self supporting.

**REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

The Commission was provided the following: January 3, 2008 membership statistics – 5,052; December LRS statistics; letters and news clippings for the past month.

There being no further business, the meeting adjourned at 3:45 p.m.

Respectfully submitted,

Diane K. Minnich  
Executive Director