

**MINUTES**  
**IDAHO STATE BAR BOARD OF COMMISSIONERS**  
**July 18 and 20, 2007**  
**Boise, Idaho**

President Tom Banducci called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 12:05 p.m., at the Boise Centre on the Grove in Boise, Idaho. In addition to President Banducci, in attendance were Commissioners Dwight Baker, Andy Hawes, Jay Sturgell and Terry White, Commissioners-elect Newal Squyres and Doug Mushlitz, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, 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 2:45 p.m. The executive session adjourned at 3:55 p.m.

**CONSENT AGENDA**

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

**Minutes**

The minutes of the May 11, 2007 meeting were approved as amended by Julia Crossland.

**GENERAL BUSINESS**

**Judicial Council Report** – At 1:00 p.m Robert Hamlin, Judicial Council Executive Director, joined the meeting to report on the activities of the Judicial Council for the past year.

**District Court Opinions online** – Dwight Baker reported on his progress with the district judges on placing opinions online. To date, he has specifically discussed the issue with the 1<sup>st</sup>, 5<sup>th</sup>, 6<sup>th</sup> and 7<sup>th</sup> districts.

**Meeting with Administrative Conference of the Courts** – President Banducci reported on his meeting with the Court's Administrative Conference. Two issues were discussed, District Court opinions online and judicial performance evaluations. The Commission then discussed having the Judicial Independence Committee address the issue of judicial performance evaluations. The Commission requested that the staff coordinate Rebecca Kourlis to do a presentation on judicial performance evaluations for the Commission, Committee on Judicial Independence, Administrative Conference and Judicial Council members.

**ALPS Report** – Robert Minto, ALPS CEO and President, joined the meeting to report on ALPS activities and Idaho claims for the past year.

Mr. Minto then reported on the progress of the Idaho Health Benefits Program. ALPS is prepared to implement the program in January. The documents are almost prepared for final review and submission to the Idaho Department of Insurance. Mr. Minto requested that the Idaho State Bar submit two names to serve on the initial Board of Trustees for the MEWA.

**Financial Report** – The Commission was provided with the May 31 and June 30 financial reports. At the end of June, 84.2% of budgeted revenue was collected and 49.4% of budgeted

expenses were incurred. The Commission discussed the sections and DBA, their financial status and purpose. The Commission agreed to add these issues to the retreat agenda.

**Bank Resolution** – The Commission considered the bank resolution, which sets out how Idaho State Bar funds can be invested and managed. It was moved, seconded and passed to approve the resolution as presented.

**Expense policies** – At the request of the Executive Director, the Commission discussed what to do with cancelled airline tickets of BOC or volunteer spouses that have already been paid for by the Bar. It was moved, seconded and passed to add that to the policy that tickets purchased for spouses and cancelled will be invoiced to the Commissioner or spouse.

**2006 Audited Financial Reports** – ISB/ILF Controller Debbie Dudley and auditors Aaron Hixson and Scott Phillips joined the meeting to present the 2006 audited financial reports. The auditors reviewed the Independent Auditor’s report, audited financial reports and management letter.

The Commissioners and auditors discussed the issues raised in the management letter. The staff agreed to generate a capitalization policy and statement of fraud for review by the Board at the next meeting.

**Construction Project, Space Planner** – The Executive Director requested approval to hire a construction company to create two additional offices with doors on the second floor. It was moved, seconded and passed to approve the proposal to build two extra offices. The Executive Director reported that pursuant to the lease agreement, the project must also be approved by the Idaho Law Foundation Board of Directors. The issue is on the ILF Board agenda for the July 19 meeting.

The Executive Director also requested approval to obtain bids from a space planner. The planner would generate options for redesign of the building that would allow for the best use of the bar center office space for the longest time frame.

**Magistrate Commission Appointments** – The Commission considered the District Bar Association’s nominations to the District Magistrate Commissions. It was moved, seconded and passed to approve the nominations as submitted. Cynthia Elliott/Andy Doman, First District; Charles Kovic/John Judge, Second District; William Wellman/Susan Wiebe, Third District; Michael Bartlett/Rob Chastain, Fourth District; John Lothspeich/David Coleman, Fifth District; Reed Larsen, Sixth District; Gil Gardner/Scott Axline, Seventh District.

**Committee Appointments** – The Commission considered the recommendations for 2007-08 Committee appointments. The Commission agreed to invite Craig Meadows, chair of the Judicial Independence Committee to the next meeting to discuss the purpose and activities of the Judicial Independence Committee and the terms of the committee members. It was, moved, seconded and passed to approve the committee appointments as submitted; including assigning Commissioner Baker as liaison to Judicial Independence and to formally disband the Bar Group Insurance Committee.

**ABA House of Delegates ABA Annual Meeting Report** – ABA State Bar Delegate Larry Hunter reported on the issues on the agenda of the House of Delegates at its 2007 annual meeting this August.

**Resolution Meeting Schedule** – The Commission was provided with the resolution timeline and resolution meeting schedule.

**2007 Board of Commissioner Meeting Schedule** - The Commission was provided with the Commission meeting schedule through December 2007.

**Supreme Court Report** – The Commission was provided with the Supreme Court Oral Conference minutes for May and June.

**REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

The Commission was provided with the following, July 2, 2007 membership statistics – 4,912; June 2006 LRS Statistics, Legal Diversity Section Meeting Minutes; *Miscellaneous Letters/Info*; ABA Information, and news clippings for the past month.

There being no further business, the business meeting recessed at 4:10 p.m., on July 18 the meeting reconvened at 8:45 am on Friday, July 20, and adjourned at 10:00 a.m. on Friday, July 20, 2007.

Respectfully submitted,

Diane K. Minnich  
Executive Director