

**MINUTES**  
**BOARD OF COMMISSIONERS MEETING**  
**General Session**  
**January 15, 2010**  
**Boise, Idaho**

President-Elect Doug Mushlitz called to order the General Session of the conference call business meeting of the Board of Commissioners of the Idaho State Bar at 8:35 a.m. at the Law Center in Boise, Idaho. In addition to President-Elect Mushlitz, in attendance for the meeting were Commissioners James Meservy, Deborah Ferguson, and Reed Larsen, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Deputy Executive Director Terri Muse, and Executive Director Diane Minnich, who acted as secretary.

**CONSENT AGENDA**

**MINUTES**

It was moved, seconded and passed to approve the minutes of the December 11, 2009 meeting as submitted.

**GOVERNANCE AND REGULATORY SERVICES**

**LEGAL SERVICES STATE FUNDING** - The Commission discussed the issue of state funding for legal aid services in light of the meeting with the Idaho Supreme Court. Idaho Legal Aid Services representatives Ernesto Sanchez, Jim Cook, and Lora Breen, joined the meeting at 9:00 a.m., ILAS lobbyist, Teresa Molitor, joined the meeting at 9:25 a.m. The Commission reported on the meeting with the Idaho Supreme Court and the Court's response to the concept of a filing fee increase to fund legal aid. At this point, the Court is not supportive of a filing fee increase for Idaho Legal Aid. It was moved, seconded and passed to investigate and provide further information on how to establish an Idaho Access to Justice Commission.

**MEETING WITH IDAHO SUPREME COURT** - The Commission discussed the meeting with the Idaho Supreme Court, specifically the Court's request to set guidelines for processing disciplinary cases, the Judicial Recruitment Committee. The next meeting is scheduled for July 14<sup>th</sup> in Idaho Falls.

**UNIFORM BAR EXAMINATION** - The Commission was provided with an overview of Uniform Bar Examination issues (UBE). Idaho has preliminarily expressed interest in participating in the UBE.

**BAR EXAM PREP COMMITTEE RECOMMENDATION** – It was moved, seconded and passed to approve the recommendation of the committee to reduce the membership of the committee from four (4) attorneys to three (3) attorneys.

**DISCLOSURE OF PROFESSIONAL LIABILITY INSURANCE** – The Commission discussed whether to include the information regarding disclosure of professional liability insurance on the website. The staff agreed to prepare an example of what information would be included and how it would appear on the website to the next meeting.

**PROFESSIONAL CONDUCT BOARD** - It was moved, seconded and passed to appoint Traci Whelan to the Professional Conduct Board.

**2009 RESOLUTION PROCESS UPDATE** - The Executive Director reported that the license fee was printed and scheduled to be presented to the Senate Judiciary and Rules Committee.

**MEMBERSHIP STATISTICS** – The Commission was provided with membership statistics as of January 4, 2010 – 5,364 members.

**IDAHO SUPREME COURT ORAL CONFERENCE MINUTES** – The Commission was provided with the December 22 Supreme Court Oral Conference minutes.

### **ADMINISTRATION AND SUPPORT**

**DECEMBER FINANCIAL REPORTS** - The Commission was provided with the unaudited December financial report. As of December 31, 101.4% of income was collected and 96.9% of expenses incurred.

**ISB/ILF LEASE AGREEMENT** – President-Elect Mushlitz reported the process for renegotiating the lease with the Idaho Law Foundation. It was moved, seconded and passed to authorize the ISB President to execute the lease between the Idaho State Bar and the Idaho Law Foundation, Inc.

**2010 BUDGET** - The Commission reviewed and considered the 2010 proposed Idaho State Bar budget. It was moved, seconded and passed to approve the 2010 budget as submitted.

### **MEMBER SERVICES**

**PUBLIC RELATIONS/COMMUNICATIONS/MARKETING UPDATE** – The Commission was joined by Communications Director Dan Black to discuss the public relations and marketing plans of the Bar and Foundation. He provided an overview of the goals and work of the communications department and its staff.

**ANNUAL CONFERENCE** – The Commission was provided with a memo from Deputy Executive Director Terri Muse regarding options to increase attendance at the Annual Conference. After discussion it was decided to offer free CLE to unemployed lawyers and attorneys licensed for three (3) years or less. The Commission also discussed creating an award for an outstanding young lawyer. The staff agreed to look into what young lawyer awards are presented in other states. It was moved, seconded and passed to approve the reduced fees for the 2010 Annual Conference in Idaho Falls.

**LRS STATISTICS** – The Commission was provided with the 2010 year end LRS statistics.

**McDERMOTT** – The Commission was provided with a letter from Michael McDermott, a past applicant to the Idaho State Bar. Bar Counsel agreed to provide a respond to Mr. McDermott outlining of the record.

**EXECUTIVE SESSION**

After an aye vote was recorded from each Commissioner, the Commission moved into an Executive Session at 12:30 p.m. The Executive Session concluded at 1:25 p.m.

There being no further business, the General Session adjourned at 1:35 p.m.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Diane K Minnich". The signature is fluid and cursive, with the first name "Diane" written in a larger, more prominent script than the last name "Minnich".

Diane K. Minnich  
Executive Director