

**GENERAL SESSION MINUTES**  
**Idaho State Bar Board of Commissioners**  
**February 18, 2011**  
**Boise, Idaho**

President Deborah Ferguson called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 8:30 a.m. at the Law Center in Boise. In attendance at the meeting were Commissioners, Jim Meservy, Reed Larsen, Molly O'Leary and Paul Daugharty, Bar Counsel Brad Andrews, Deputy Executive Director Mahmood Sheikh, 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 8:30 a.m., recessed at 8:35 a.m., and reconvened at 11:10 a.m. The executive session adjourned at 12:10 p.m.

**GENERAL BUSINESS**

**Minutes** – It was moved, seconded and passed to approve the minutes of the January 14, 2011 Commission meeting as submitted.

**Request for Transfer to Active Status** – It was moved, seconded, and passed to approve Jack Little's request to transfer to active status with no additional requirements other than those set out in Idaho Bar Commission Rule 305.

**Reciprocal Admission, Years of Practice Requirement** – The Commissioners discussed whether to change the years of practice requirement for reciprocal applicants from 3 out of 5 to 5 out of 7 or another requirement that is more consistent with other states requirements.

**Bellwood Lecture Update** – President Ferguson reported that the 2011 Bellwood Lecture has been scheduled for April 28, 2011, the same day as the Admission Ceremony. The Admission Ceremony is scheduled for 4 p.m. and the Bellwood reception will immediately follow in Boise at 5 or 5:30 p.m. The lecture will take place on April 29<sup>th</sup> in Moscow. Commissioner Daugharty agreed to attend the lecture in Moscow on behalf of the Commissioners.

**Senate Bill 1048 Appellate Public Defender** – The Commissioners discussed Senate Bill 1048, which changes the selection process for the Appellate Public Defender. The bill states that the bar was in agreement with the changes although the bar was not consulted. The Commission agreed that a letter should be sent to express its concern about the bill being presented with an inaccurate statement about the bar's support.

**ILAS Funding** – The Executive Director reported that, to date, no bill has been presented to the Legislature to generate funds for ILAS. The President reported that the Court received no response from ILAS regarding the possibility of submitting a bill to increase marriage license fees to support ILAS.

**Resolutions** – The Executive Director reported that the proposed rules submitted as a result of the 2010 resolution process were approved by the Idaho Supreme Court. The bar recommended that the UBE be implemented for the February 2012 bar exam.

**Inns of Court Award** – President Ferguson recommended that the bar nominate Dick Fields for the Inns of Court Professionalism Award. The award nomination is due on April 12. The Commissioners recommended requesting letters from Judge Winmill, Deb Kristensen, Judges Smith and Trott as well as other Inn of Court presidents in the state.

### **ADMINISTRATION AND SUPPORT**

**Financial Reports** – The Commissioners were provided with the January 31, 2011 financial reports. At the end of January, 69.2% of revenue was collected and 7.3% of expenses incurred.

### **MEMBER SERVICES**

**Leadership Academy** – President Ferguson reported that the first meeting of the Leadership Academy Steering Committee is scheduled for February 25 to begin developing the program. Dr. Roland Smith, a leadership training expert with the Center for Creative Leadership, plans to attend the meeting to help with the initial planning.

**220<sup>th</sup> Anniversary of the Bill of Rights** – The Commissioners discussed the proposal submitted by the Committee and the Deputy Director's analysis of the proposal. After discussion, it was moved, seconded and passed to approve allocating the 220<sup>th</sup> Anniversary of the Bill of Rights a budget of no more than \$35,000, authorization of expenditures above \$35,000 can only be made with the approval of the Board of Commissioners. The Commission agreed that the Committee should now focus on program planning rather than fundraising and requested that a report be submitted to the Commissioners at its April Board meeting. President Ferguson agreed to write a letter to the planning group reporting on the Commissioner's decision.

**Annual Meeting** – The Commissioners reviewed the options for the 2013 Annual Meeting. After discussion, Commissioner Daugharty agreed to continue to work with the CDA Resort and consider other north Idaho options.

The Deputy Director reported that the Annual Meeting scholarship notice will be in the March Advocate. Notice will inform potential recipients to contact their local Commissioner to request a scholarship.

**Practice Section of the Year Award** – The Commissioners were provided with an updated Practice Section of the Year Award criteria and purpose. It was moved, seconded and passed to approve the Practice Section of the Year Award purpose and criteria.

**Jackrabbit Bar Meeting** – The Commissioners were provided with an updated schedule for the June Jackrabbit Bar Meeting, which Idaho is hosting in Sun Valley, June 2-4.

**May meeting** – President Ferguson asked whether Board members were available on May 6 for the May meeting rather than the 13<sup>th</sup>. The Commissioners agreed to check their calendars for availability.

**ABA Day in Washington, D.C.** – President Ferguson reminded the Commissioners about ABA Day in Washington, D.C., April 12 -14.

**LCS Letter** –The Commissioners agreed to sign on to the ABA letter to Congress supporting funding for Legal Services Corporation.

**Medical Malpractice Pre litigation Panel** – The Executive Director reported that the Board of Medicine was in need of one more panelist from eastern Idaho. It was moved, seconded and passed to appoint Mark Fuller as medical malpractice prelitigation hearing panelists.

**REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

The Commissioners were provided with letters, reports and news clippings for the past month in PDF format.

There being no further business, the meeting was adjourned at 12:15 p.m.

Respectfully submitted,

  
Diane K. Minnich  
Executive Director