

MINUTES
BOARD OF COMMISSIONERS MEETING
General Session
May 14, 2010
Boise, Idaho

President Doug Mushlitz called the General Session 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, Idaho. In addition to President Mushlitz, in attendance for the meeting were Commissioners Newal Squyres, 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 the secretary.

CONSENT AGENDA

MINUTES

It was moved, seconded and passed to approve the minutes of the April 2, 2010 meeting as submitted.

GOVERNANCE AND REGULATORY SERVICES

ABA STATE BAR DELEGATE POSITION – The Commission considered the appointment of the Idaho State Bar Delegate to the ABA House of Delegates. The term of the current appointee, Michelle Points, expires in August. She has only served one year because she was completing Allyn Dingel’s term. It was moved, seconded and passed to reappoint Michelle Points to serve as the Idaho ABA State Bar Delegate to the ABA House of Delegates for a term of two years.

JULY MEETING WITH THE IDAHO SUPREME COURT – The Commission discussed events with the Idaho Supreme Court at the ISB Annual Conference. The Commission agreed to a dinner on Tuesday night with the Administrative Conference of the Courts and a lunch on Wednesday with the Idaho Supreme Court. The Executive Director and Administrative Director of the Courts will draft an agenda for the Wednesday meeting.

PRO BONO AWARD RECOMMENDATIONS – It was moved, seconded and passed to approve the recommendations of IVLP for Pro Bono Award recipients along with Dean Arnold as the 2010 pro bono award recipients as follows:

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| 1 st – James R. Michaud (Sagle) | 4 th – Brenda H. Quick (Boise) |
| 2 nd – Michael E. Cherasia (Moscow) | 4 th – Idaho Immigration Law Pro Bono Network (Boise) |
| 3 rd – John M. Cross (Nampa) | 5 th – Clayne S. Zollinger, Jr (Rupert) |
| 4 th – Dean B. Arnold (Boise) | 6 th – Aaron N. Thompson (Pocatello) |
| 4 th – Ryan T. McFarland (Boise) | 7 th – Steven A. Richards (Idaho Falls) |
| 4 th – Lisa D. Nordstrom (Boise) | |

CONTESTED JUDICIAL ELECTION MEMBERSHIP SURVEY – The Commissioners discussed the results of the contested judicial election survey and the media coverage of the results.

UNIFORM BAR EXAMINATION – Chief Justice Eismann joined the meeting at 10 am to discuss the implementation of the Uniform Bar Examination. The Idaho bar examination already consists of the tests that constitute the UBE, with the exception of the community property law question. He noted that community property could be addressed through a CLE course rather than on the bar exam. The staff agreed to prepare a list of what needs to change in order to implement the UBE in Idaho. This information can be considered by the Bar Commissioners and the Court in July.

ABA DAY IN WASHINGTON – Commissioner Ferguson reported on her attendance at the ABA Day in Washington. She and former Bar President and current ABA Board of Governors member Tim Hopkins, attended for Idaho for the first time. Commissioner Ferguson recommended that the Bar send representatives to this event every year.

NORTHWEST STATES MEETING – Commissioners Squyres and Ferguson reported on the meeting of the leaders of Washington, Oregon, Nevada, Utah, Montana and Idaho, which was held at the Idaho Bar offices on May 5th.

BOARD OF COMMISSIONER ELECTION – The Executive Director reported the results of the Commissioner election: In the 4th district, Molly O’Leary was elected; in the 1st and 2nd districts, Paul Daugharty.

MEMBERSHIP STATISTICS – The Commission was provided with the membership statistics as of May 3, 2010 – 5,367 members.

2010 FEBRUARY IDAHO STATE BAR EXAM STATISTICS – The Commission was provided with the final statistics for the February 2010 bar examination.

IDAHO SUPREME COURT ORAL CONFERENCE MINUTES – The Commission was provided with the April 22, 2010 Supreme Court Oral Conference minutes.

NOBC REPORT, LAW SCHOOLS PROFESSIONALISM INITIATIVE REPORT – The Commission was provided with a the NOBC Law School Professionalism Initiative Report, which urges law schools to incorporate professionalism and skills training together with legal ethics as a pervasive part of law school education. The Commission agreed to provide this report to Dean Burnett and Dean Silak, in case they did not already receive a copy.

PROPOSED TAX ON SERVICES – The Commission was provided with a report on the proposed sales tax on services, which will be discussed again at the next session of the Idaho legislature.

ADMINISTRATION AND SUPPORT

MARCH AND APRIL FINANCIAL REPORTS - The Commission was provided with March and April financial reports. As of April 30, 85.7% of income was collected and 31.9% of expenses incurred.

2009 AUDITED FINANCIALS – 8:45 a.m. – Kevin Smith (Eide Bailley) and Debbie Dudley, ISB Controller, joined the meeting. Mr. Smith reported on the audit of the 2009 Idaho State Bar financials. Mr. Smith reported no material issues with the financial reporting.

MEMBER SERVICES

FAMILY LAW SECTION BYLAW AMENDMENT REQUEST – The Commission was provided with proposed amendments to the Article I Name and Purpose of the Family Law Section bylaws. It was moved, seconded and passed to approve the proposed amendments to the Family Law Section bylaws.

ANNUAL CONFERENCE UPDATE – Deputy Executive Director Terri Muse reported on the progress of the 2010 Annual Conference in Idaho Falls.

PRACTICE SECTION UPDATE – The Commission was provided with the highlights of the past few months of activity of the sections. The Commission agreed to work with the Indian Law Section for the coming year, if the Section cannot meet the section requirements in a year, the Commission will consider disbanding the Section.

COMMUNICATIONS SURVEY – The Commission was provided with the results of a Communications survey that was sent to the bar membership. The survey – which received 907 responses – requested information about the use of the E-bulletin, website, Desk Book directory and *The Advocate*.

LRS STATISTICS – The Commission was provided with the March LRS statistics.

EXECUTIVE SESSION

After an aye vote was recorded from each Commissioner, the Commission moved into an Executive Session at 9:10 a.m. The Executive Session recessed at 10:00 a.m. and reconvened at 10:40 a.m., concluding at 10:50 a.m.

There being no further business, the General Session adjourned at 11:30 a.m.

Respectfully submitted,



Diane K. Minnich
Executive Director