

**GENERAL SESSION MINUTES**  
**Idaho State Bar Board of Commissioner**  
**May 17, 2013**  
**Boise, Idaho**

President Paul Daugharty called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 9:05 a.m. at the Law Center in Boise, Idaho. In attendance at the meeting were Commissioners Molly O'Leary, Paul Rippel, and William Wellman, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, 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 11:45 a.m. The Executive Session adjourned at 12:45 p.m.

**GENERAL BUSINESS**

**Minutes** – It was moved, seconded and passed to approve the April 12, 2013 minutes of the Board of Commissioners meeting as submitted.

**BOC Election Report** – The Commissioners were provided with the BOC election canvass. Tim Gresback was elected to represent the First and Second Districts. Trudy Fouser was elected to represent the Fourth District. The Executive Director requested approval to consider changing the Bar Commission Rules to allow for electronic voting. It was moved, seconded and passed to propose changes to the Idaho Bar Commission Rules that would allow for electronic voting of Commissioners.

**2013 Awards** – The Commissioners discussed the potential recipients of the Professionalism awards and Pro Bono Awards.

It was moved, seconded and passed to select the following attorneys to receive 2013 Professionalism Awards; 1<sup>st</sup> – Bill Boyd & John Adams, 2<sup>nd</sup> – Ron Landeck, 3<sup>rd</sup> – Judge Culet, 4<sup>th</sup> – Scott Hess & Deb Kristensen, 6<sup>th</sup> District – David Gardner and 7<sup>th</sup> District Charles Homer.

It was moved, seconded and passed to select the following attorneys to receive the 2013 Pro Bono Awards: 1<sup>st</sup> – Jay Q. Sturgell, 2<sup>nd</sup> – Charles E. Kovic, 3<sup>rd</sup> – Matthew K. Shriver, 4<sup>th</sup> – Audrey L. Numbers, 4<sup>th</sup> – Victoria M. Loegering & Kristen A. Ocker, 4<sup>th</sup> – Erika Birch, 5<sup>th</sup> – Paula Brown Sinclair, 6<sup>th</sup> – Peter M. Wells, 6<sup>th</sup> – R. Bradley Willis and 7<sup>th</sup> – Aaron Crary.

**Idaho Judicial Council Appointment** – The Commissioners considered the applicants for the district judge position on the Idaho Judicial Council. Six district judges submitted letters of interest for the position; Hon. Jeff M. Brudie, Lewiston; Hon. Fred M. Gibler; Wallace, Hon. Gregory M. Moeller, Rexburg; Hon. David C. Nye, Pocatello; Hon. Thomas J. Ryan, Caldwell; and the Hon. Susan E. Wiebe, Fruitland. After considerable discussion, it was moved, seconded and passed to appoint Judge Thomas Ryan to the Idaho Judicial Council.

**Admission Fees** – Admissions Administrator Maureen Ryan Braley joined the meeting to discuss recommendations for increasing the fees charged for admission to the Idaho State Bar. Ms. Braley presented a power point presentation reviewing the current fee structure, the fee structure of similar states and recommendations for changes in the various fees related to admissions charged by the Idaho State Bar. After discussion, it was moved, seconded and passed to prepare a resolution proposing the following changes to the admission fees: Bar exam fees \$600 for students and \$800 for attorneys; bar exam late fee \$200 and reciprocal admission fee \$1,000.

**MCLE Rules** – The Commissioners discussed again presenting proposed revisions to the MCLE Rules to the membership during the 2013 resolution process. After discussion, it was moved, seconded and passed to submit the rules proposed in 2012 with the following changes; change the MCLE credit requirement of 30 credit hours will remain the same, but the ethics credit will increase from 2 to 3 credits, for each three year reporting cycle.

**Licensing Update** – The Commissioners were provided with information on the attorneys whose licenses were cancelled for nonpayment of license fees and one attorney whose license fee was cancelled for noncompliance with the MCLE requirements.

**Practical Skills Task Force** – The Commissioners were provided with the minutes of the April 24, 2013 meeting of the Practical Skills Taskforce. The Task Force is planning to present its recommendations to the Commissioners at their July meeting.

**Coordinated Fundraising Campaign for Civil Legal Services** – The Executive Director reported that the Idaho Law Foundation Board of Directors agreed to permit staff to negotiate a MOU with Idaho Legal Aid Services and Disability Rights of Idaho.

#### **ADMINISTRATION AND SUPPORT**

**Financial Reports** – The Commissioners were provided with the April financial reports. At the end of April 87% of revenue was collected and 31% of expenses incurred.

**2012 Audited Financial Reports** – Eide Bailly partner Kevin Smith joined the meeting to present the 2012 Idaho State Bar audited financial reports. Mr. Smith stated that the Bar received an unmodified audit report, which is an audit with no management report, concerns or recommendations for changes or improvements. No management letter was issued nor were there verbal recommendations to staff. Mr. Smith complimented Controller Debbie Dudley and her staff for their systems, process and procedures.

#### **MEMBER SERVICES**

**Member Benefits** – Deputy Director Mahmood Sheikh provided the Commissioners with a yearly review of member benefits offered to ISB members and recommended the addition of four new member benefits: ABA Retirement Funds, LawPay, CLIO and Brooks Brothers. It was moved, seconded and passed to approve entering into formal partnerships with the following entities: ABA Retirement Funds, LawPay, CLIO and Brooks Brothers.

**Annual Meeting** – Deputy Director Sheikh provided an update on Annual Meeting planning. The Commissioners agreed with the staff's recommendation to make a donation to the Law Learning Center to honor retiring UI College of Law Dean Don Burnett.

**Section Update** – Deputy Director Sheikh presented a report of Section activities for the past few months.

**LAP Conference** – The Commissioners were provided with information about the Regional LAP conference, which will be held in Boise July 10-11, 2013. The Idaho LAP Program is hosting the meeting.

**ALA Compensation Survey** – The Executive Director requested approval to help the local chapter of the Association of Legal Administrators promote their compensation survey. The Commissioners agreed that it would be appropriate to inform the Bar of the opportunity to participate in the survey.

**Legal Intern Rules** – Bar Counsel requested authorization to form a task force to review the legal intern rules. He reported there are some ambiguities in the rules regarding what a legal intern is allowed to do. It was moved, seconded and passed to approve the formation of a task force to review Idaho Bar Commission Rule 226 Legal Intern License.

**Potential 2013 Resolutions** – Bar Counsel reviewed the potential resolutions for the 2013 resolution process: legal intern rules, MCLE and Practical Skills, admission fees, changes to IRPC, electronic voting for Bar Commissioner and Client Assistance Fund rules.

#### **REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

Letters and news clippings for the past month were provided in PDF format to the Commissioners.

The meeting adjourned at 1:20 p.m.

Respectfully submitted,



Diane K. Minnich  
Executive Director