

GENERAL SESSION MINUTES
Idaho State Bar Board of Commissioners
December 8, 2017
Boise, Idaho

President Kent Higgins called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 9:40 a.m. In attendance at the meeting were Commissioners, David Cooper, Mike Howard, Judge Mike Oths, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Deputy Director Mahmood Sheikh, and Executive Director Diane Minnich, who acted as secretary.

EXECUTIVE SESSION

Consistent with the authority granted in Idaho Code §3-408, and under the supervisory power of the Idaho Supreme Court and acting as an agency thereof for purposes of Idaho Code §74-202(4)(a), it was moved, seconded and passed that the Board move into a confidential session to discuss matters involving admissions and professional discipline as provided under Idaho Bar Commission Rules 223 and 521. It was also moved, seconded and passed, after an aye vote was recorded from each Commissioner, to move into Executive Session pursuant to Idaho Code §74-206 (1)(d) and (f), to: (1) review personal records of attorneys for licensing purposes; (2) consider information obtained as part of an inquiry into an individual's fitness to practice law; and (3) discuss with legal counsel pending and/or potential litigation.

GENERAL BUSINESS

Minutes – It was moved, seconded and passed to approve the minutes of the November 13, 2017 Board of Commissioners meeting as amended.

2017 Resolution Process – The Commissioners were joined by representatives of the following district bar associations: First District, Jeff Owens; Third District Mike Porter; and Sixth District, Jetta Matthews. The Commissioners and DBA representatives reviewed the vote tally for the one resolution submitted to the membership. The resolution passed, 639 (62%) to 393 (38%). It was moved, seconded and passed to confirm the vote for Resolution 17-01, proposed changes to Idaho Rule of Professional Conduct 8.4 (g). The recommended rule will be submitted to the Idaho Supreme Court for its consideration.

U of I College of Law Visit Report – The Commissioners reviewed the draft letter to Dean Mark Adams reporting on the 2017 visit to the UI College of Law, and approved it with a few minor revisions.

ADMINISTRATION AND SUPPORT

Financial Reports – The Commissioners were provided with the November financial reports. At the end of November, 100.1% of revenue was collected and 91.5% of expenses incurred. The Executive Director noted that the proposed budget will be provided for the January meeting.

REPORTS/CORRESPONDENCE/NEWS CLIPPINGS

Petition to Waive Requirement to Re-take the Idaho Bar Exam – Bar Counsel noted a resigned Idaho lawyer submitted a petition to the Idaho Supreme Court requesting a waiver of the rule that requires attorneys that voluntarily resign to retake the bar exam. The Bar submitted an objection to the petition.

Disciplinary/Admissions Information – The Commissioners were provided Idaho Supreme Court orders for: Reinstatement of Matthew Hanson, and Resignations in Lieu of Discipline for Lauren McConnell and Brian Boyle.

Informational Reports – The Commissioners were provided with the Idaho Supreme Court Oral Conference minutes and news clippings for the past month.

The meeting adjourned at 10:30 a.m.

Respectfully submitted,

Diane K. Minnich
Executive Director