

**GENERAL SESSION MINUTES**  
**Idaho State Bar Board of Commissioners**  
**July 18, 2018**  
**Sun Valley, Idaho**

President Kent Higgins called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 9:00 a.m. at the Sun Valley Resort in Sun Valley, Idaho. In attendance at the meeting were Commissioners, Michael Howard, David Cooper, David Kerrick, Judge Michael Oths, and incoming Commissioner Don Carey, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Assistant Bar Counsel Caralee Lambert, 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**

**Welcome to New Commissioner**– The Commissioners welcomed Don Carey, newly-elected Commissioner representing the 6<sup>th</sup> and 7<sup>th</sup> Districts. Commissioner Carey will succeed current President Kent Higgins.

**Minutes** – It was moved, seconded and passed to approve the minutes of the May 17, 2018 meeting as submitted.

**Meeting with Idaho Judicial Council** – The Commissioners discussed the lunch meeting with the Idaho Judicial Council members. Judicial Council members Judge Brudie and Reed Larsen along with Judicial Council Executive Director Tony Cantrill and Chief Justice Roger Burdick joined the Commission for lunch. The Judicial Council representatives reported on the activities of the Council for the past year.

**2018-19 Idaho State Bar Committee Recommendations** – The Commissioners were provided with recommendations for 2018-19 Committee appointments. It was moved, seconded and passed to appoint the 2018-19 committee members and chairs as submitted; with one addition, Marcy Cope as a non-lawyer member of the Professional Conduct Board. (Please see attached list of committee members.)

**Malpractice Insurance Update** – The Executive Director reported that lawyers subject to the malpractice coverage requirement have obtained coverage. There are two lawyers that have not

submitted proof of coverage but they have committed to submit the proof. The Commissioners discussed the first year process for requiring coverage.

**2018 Resolution Meeting Schedule, Potential Resolutions** – The Commissioners were provided with the 2018 resolution meeting schedule. The Commissioners discussed possible resolutions; no issues were identified as potential resolutions for 2018.

**LRS/MCLE update** – The Executive Director reported the staff is reviewing Community Lawyer and a replacement for the current LRS program. A recommendation to the Commissioners is planned for the September or October meeting.

The Executive Director reported that Maureen Braley and the MCLE staff are continuing to review the MCLE application processing to determine how to improve the process and the time it takes to approve courses.

**2018 Meetings and Events** - The Commissioners were provided with an updated meetings and events schedule for the coming year.

#### **ADMINISTRATION AND SUPPORT**

**Financial Reports** – The Commissioners were provided with the May and June financial reports. At the end of June 90.5% of revenue was collected and 50.3% of expenses incurred.

**Insurance Coverage**– The Commissioners were provided with information about the Bar’s insurance coverages.

#### **MEMBER SERVICES**

**Annual Meeting Update** – The Commissioners were provided with the schedule for the Annual Meeting.

**Member Services Update** – Deputy Director Sheikh provided a review of current member services, including the mentor program, IALL, LAP, Casemaker and practice sections.

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

**Informational Reports** – The Commissioners were provided with the May membership count, Idaho Supreme Court Oral Conference Minutes, and letters and news clippings for the past month.

The meeting adjourned at 1:00 p.m.

Respectfully submitted,

Diane K. Minnich  
Executive Director