

**GENERAL SESSION MINUTES**  
**Idaho State Bar Board of Commissioner**  
**September 6, 2019**  
**Boise, Idaho**

President Mike Oths called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 2:15 p.m. at the Boise Centre in Boise, Idaho. In attendance at the meeting were Commissioners David Kerrick, Donald Carey, Kurt Holzer and Anne-Marie Fulfer, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Program and Legal Education Director Teresa Baker, 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 July 24, 2019 Board of Commissioners meeting as submitted.

**2019 Resolution Meeting Schedule** – The Commissioners reviewed the 2019 resolution meetings schedule. They agreed to add a visit to the UI College of Law in Boise on November 14<sup>th</sup> and schedule a visit to Concordia School of Law in January. President Oths noted that, where appropriate, inviting law students to the roadshow meetings is encouraged. The Commissioners discussed what to include in the presentation; suggestions included well-being, challenges to the unified bar, CAF fee and LRS.

**UI and Concordia Law School Visits** – The Commissioners were provided with the agenda from the 2018 visit to UI law school. The Commissioners discussed agenda items for both meetings. They agreed that last year's UI schedule worked, and similar topics should be on the agenda for this year's meeting.

**2019-20 Section and Committee Liaison Assignments** - Commissioners were provided with recommendations for liaison assignments to sections and committees. The Commissioners agreed to the liaison assignments as provided (attach a list.)

**Ninth Circuit Lawyer Representative Selection** – The Commissioners were provided with information about the process for selecting a lawyer representative to the Ninth Circuit Conference. The Federal Court is accepting applications and will select up to three candidates for the Commissioners to consider and select the representative.

**Rocky Mountain Mineral Law Foundation – Trustee’s Report** – The Commissioners were provided with a report from Bill Myers, a Trustee to the Rocky Mountain Mineral Law Foundation. The Idaho State Bar is a constituent organization of the Foundation. Mr. Myers provided a comprehensive report on activities of the Foundation over the past year.

**Fleck Case Order** – The Commissioners were provided with the decision of the 8<sup>th</sup> Circuit Court of Appeals in the Fleck case. The 8<sup>th</sup> Circuit confirmed the decision of the Federal District Court in favor of the State Bar Association of North Dakota.

**ABA Delegate Report** – ABA State Bar Delegate Larry Hunter joined the meeting at 4 p.m. to provide a report on the August ABA Annual Meeting in San Francisco.

#### **ADMINISTRATION AND SUPPORT**

**Financial Reports** – The Commissioners were provided with the July financial reports. At the end of July 30, 95.1% was collected and 58.8% of expenses incurred.

**Historical Financials** – The Executive Director provided the Commissioners with updated financial information, from 1995 to present, for each of the ISB funds.

#### **MEMBER SERVICES**

**100 Year Celebration of the 19<sup>th</sup> Amendment** – The Commissioners were provided with the information from the ABA about the upcoming celebration of the 19<sup>th</sup> Amendment. The Commissioners discussed requesting the traveling exhibit and selection of an Annual Meeting speaker on this topic. Teresa Baker agreed to contact the ABA about the traveling exhibit and research speakers on the topic.

**Annual Meeting** – The Commissioners were provided with the 2019 Annual Meeting evaluations and attendance figures.

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

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

The meeting adjourned at 5:05 p.m.

Respectfully submitted,

Diane K. Minnich  
Executive Director