

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

107

2001 HOUSE JUDICIARY

HB 1071

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1071

House Judiciary Committee

☐ Conference Committee

Hearing Date: 1-10-01

Tape Number	Side A	Side B	Meter #
1	X		1381 to 1637
	X		2038 to 2295
Committee Clerk Signature <i>Jean Diers</i>			

Minutes: Chairman DeKrey called the committee to order. Those present: Chairman DeKrey, Vice Chr Kretschmar, Rep Brekke, Rep Delmore, Rep Disrud, Rep Eekre, Rep Fairfield, Rep Grande, Rep Kingsbury, Rep Klemin, Rep Mahoney, Rep Maragos, Rep Onstad, Rep Wrangham. Those absent Rep Gunter.

Chairman DeKrey opened the hearing on HB 1071 relating to changing the name of the state bar board to the board of law examiners. Chairman DeKrey asked for anyone speaking in support of the bill.

Penny Miller: (clerk of the Supreme court) spoke in support of HB 1071 (see attached).

Chairman DeKrey: Are there any questions for Ms Miller?

Vice-Chr Kretschmar: Could you just briefly outline what the State Bar is and what your duties are?

Penny Miller: the State Bar Board is charged with the examining of the lawyers fitness and moral character or what to be lawyers fitness and moral character. And we also license lawyers, but that

is more of an administrative duty in that we just send the billing out to those who are eligible to be licensed and collect the fees. And then we pay those fees according to statute, some of the fees for disciplinary purposes and the rest we keep for the bar association for the examining licensing.

Chairman DeKrey: Any other questions, if not, thank you for appearing before the committee, we will hold the hearing open until 9:30 am as that is when it was scheduled.

Chairman DeKrey: We will reconvene on HB 1071. Is there anyone here in opposition of HB 1071? Does anyone want to entertain a motion on HB 1071?

Rep Delmore: Thank you Mister chairman, I would vote to a DO PASS on HB 1071.

Chairman DeKrey: A motion to have a DO PASS on HB 1071, and a second?

Vice Chr Kretschmar: I second.

Chairman DeKrey: Any further discussion, if not the clerk will call the roll. HB 1071 passed on the DO PASS with a vote 14 yes and 1 absent. Rep Kingsbury will be the carrier.

Date: 01-10-01  
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1071

House JUDICIARY

Committee

- ☐ Subcommittee on \_\_\_\_\_  
or  
☐ Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken

Do Pass

Motion Made By

Rep Delmore

Seconded By

Vice Chs Wm Kretschmar

Representatives	Yes	No	Representatives	Yes	No
CHR - Duane DeKrey	✓				
VICE CHR -- Wm E Kretschmar	✓				
Rep Curtis E Brekke	✓				
Rep Lois Delmore	✓				
Rep Rachael Disrud	✓				
Rep Bruce Eckre	✓				
Rep April Fairfield	✓				
Rep Bette Grande	✓				
Rep G. Jane Gunter					
Rep Joyce Kingsbury	✓				
Rep Lawrence R. Klemin	✓				
Rep John Mahoney	✓				
Rep Andrew G Maragos	✓				
Rep Kenton Onstad	✓				
Rep Dwight Wrangham	✓				

Total

(Yes)

14

No

0

Absent

1

Floor Assignment

Rep Joyce Kingsbury

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
January 10, 2001 11:10 a.m.

Module No: HR-02-0850  
Carrier: Kingsbury  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

**HB 1071: Judiciary Committee (Rep. DeKrey, Chairman) recommends DO PASS**  
(14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1071 was placed on the  
Eleventh order on the calendar.

2001 SENATE JUDICIARY

HB 1071

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1071

Senate Judiciary Committee

☐ Conference Committee

Hearing Date March 12th, 2001

Tape Number	Side A	Side B	Meter #
1	x		0.0-4.8
Committee Clerk Signature			

Minutes: **Senator Traynor**, opened the hearing on HB 1071.

**Penny Miller**, Clerk for the Supreme Court also the Secretary of the State Bar Board, (testimony attached).

**Senator Trenbeath**, who spent their time going through the bill making it gender neutral?

**Penny Miller**, the problem came to head when the Legislative Council made a mistake of mixing things. I did not get a notice till the day before the meeting.

**Senator Trenbeath**, that doesn't necessitate a change in the law. This law was gender neutral until they made it politically correct.

**Senator Traynor**, the state bar board used to handle disciplinary procedures. What is it now?

**Penny Miller**, disciplinary board of the Supreme Court.

**Senator Watne**, doesn't change any duties of the committees?

**Penny Miller**, correct.

**Senator Traynor**, still three on the board?



Page 2  
Senate Judiciary Committee  
Bill/Resolution Number 1071  
Hearing Date March 12th, 2001

**Penny Miller, yes.**

**Senator Nelson, I couldn't figure out why your going to change the name.**

**Senator Dever, Law school grads should pass the exam or the bar.**

**Senator Traynor, full name would be state board of law examiners.**

**Senator Traynor closed the hearing on 1071.**

**SENATOR WATNE MOTIONED TO DO PASS, SECONDED BY SENATOR NELSON.  
VOTE INDICATED 7 YEAS, 0 NAYS AND 0 ABSENT AND NOT VOTING. SENATOR  
TRAYNOR VOLUNTEERED TO CARRY THE BILL.**

Date: 3/12/01  
Roll Call Vote #: 1

**2001 SENATE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO.**

<b>Senate</b>	<b>Judiciary</b>	<b>Committee</b>
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☐ Subcommittee on Chg State Bar Board to Board of Law Examiners  
or

☐ Conference Committee

**Legislative Council Amendment Number**

### Action Taken

**Motion Made By**

**Seconded  
By**

[illegible]

Total (Yes) 7 No 0

**Absent**

Floor Assignment 7/24/20

**If the vote is on an amendment, briefly indicate intent:**

**REPORT OF STANDING COMMITTEE (410)**  
March 12, 2001 1:16 p.m.

**Module No: SR-42-5347**  
**Carrier: Traynor**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1071: Judiciary Committee (Sen. Traynor, Chairman) recommends DO PASS**  
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1071 was placed on the  
Fourteenth order on the calendar.

2001 TESTIMONY

HB 1071

**Summary of House Bill No. 1071**

HB No. 1071 relates to changing the name of the State Bar Board to State Board of Law Examiners.

This proposed name change will more accurately reflect the primary role of the Board, which is examining the fitness and moral character to practice law, and will help alleviate the continued confusion between the Board and the State Bar Association. Additionally, the name change will make it easier for out-of-state attorneys and others to direct inquiries to the correct office, as the majority of other states use the Board of Law Examiner or Board of Bar Examiner designation.

Other proposed amendments are grammatical in nature and make the affected sections gender neutral.

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Contact Person: Penny Miller, Secretary-Treasurer, State Bar Board - 328-4203