

IN THE SUPREME COURT, STATE OF WYOMING

April Term, A.D. 2011

In the Matter of the Amendments to)
Article I, § 3 and Article IX, § 4 of the)
Bylaws of the Wyoming State Bar)

**ORDER AMENDING ARTICLE I, § 3 AND ARTICLE IX, § 4 OF THE
BYLAWS OF THE WYOMING STATE BAR**

The **Officers and Commissioners of the Wyoming State Bar** have recommended that the Wyoming Supreme Court amend Article I, Section 3 and Article IX, Section 4 of the Bylaws of the Wyoming State Bar. The Court, having carefully reviewed the proposed amendments, finds that the proposed amendments should be adopted. It is, therefore,

ORDERED that the amendments to Article I, Section 3 and Article IX, Section 4 of the Bylaws of the Wyoming State Bar, attached hereto, be, and hereby are, adopted by the Court to be effective August 1, 2011; and it is further

ORDERED that this order and the attached amendments shall be published in the advance sheets of the Pacific Reporter; the attached amendments shall be published in the Wyoming Court Rules Volume; and that this order and the attached amendments shall be published online at the Wyoming Judicial Branch's website, <http://www.courts.state.wy.us>. The amendments shall thereafter be spread at length upon the journal of this Court.

DATED this 18th day of May, 2011.

BY THE COURT:

/s/

MARILYN S. KITE
Chief Justice

BYLAWS OF THE WYOMING STATE BAR

ARTICLE I. MEMBERSHIP

Section 3. Status of membership.

(a) The members of the State Bar shall be identified from only one of the following ~~six (6)~~ seven (7) statuses:

(7) Emeritus:

- (i) Emeritus Attorney is a member in good standing of the Wyoming State Bar;
- (ii) Has been engaged in the active practice of law, retired, or active as a member of the judiciary preceding the application to participate in the emeritus program;
- (iii) Is not required to pay a license fee;
- (iv) Is required to complete, annually, seven (7) hours of continuing legal education, one of which hours must involve the study of legal ethics;
- (v) Has been accepted into the Emeritus program and complies with the Rules and Regulations of that program, which are set out below in subsection (viii);
- (vi) Agrees to abide by the Wyoming Rules of Professional Conduct and to submit to the jurisdiction of the Wyoming Supreme Court and the Wyoming State Bar for disciplinary purposes; and
- (vii) Neither asks for nor receives any compensation of any kind, other than authorized nominal reimbursements from the Wyoming State Bar, for the pro bono legal services to be rendered hereunder.
- (viii) Emeritus attorneys shall be subject to the following Rules and Regulations:
 - (A) Activities: An emeritus attorney may perform the following activities:
 - (1) The emeritus attorney may appear in any Wyoming court or administrative tribunal or before arbitrators or mediators on behalf of a pro bono client or a Wyoming legal assistance organization, if the person on whose behalf the emeritus attorney is appearing has consented in writing to that appearance. The written consent shall be filed with the clerk of the court in which the matter is pending with a copy to the judge assigned the case. If the matter has not been filed, the written consent shall be brought to the attention of the presiding officer of the administrative tribunal, the arbitrator, or the mediator.
 - (2) The emeritus attorney may prepare pleadings and other documents to be filed in any Wyoming court or before any administrative tribunal or arbitrator or mediator in any pro bono matter in which the emeritus attorney is involved.
 - (3) The emeritus attorney may render pro bono legal advice and related legal services.
 - (B) Application and acceptance in the Emeritus Program:
 - (1) Any attorney may apply for Emeritus Status if he/she qualifies under the requirements of the Bylaws of the Wyoming State Bar.
 - (2) Upon receipt of the application, the Wyoming State Bar will consider the attorney's qualifications and determine if he/she will be accepted into the program. The decision of the bar is final and not subject to review by any entity.

(C) Certification: Permission for an emeritus attorney to perform services under this Program shall become effective upon approval of emeritus status by the Wyoming State Bar and filing with the Clerk of the Wyoming Supreme Court of:

(1) A certification by the Wyoming State Bar that the attorney meets the qualifications of the Emeritus Program of the Wyoming State Bar and has been further approved by the Wyoming State Bar pursuant to section (a)(7)(vii)(B) above;

(2) A certificate certifying that the attorney is in good standing; and

(3) A sworn statement by the attorney that he or she:

(a) Has read and is familiar with the Wyoming Rules of Professional Conduct, will abide by the provisions thereof, and agrees to be subject to the jurisdiction of the Wyoming Supreme Court and its disciplinary process;

(b) Agrees to comply with all orders, rules and regulations of any court, tribunal, or hearing officer in which the attorney appears and to be subject to whatever discipline or orders a court may enter if the attorney does not comply;

(c) Agrees to, at a minimum, accept coverage of malpractice insurance as provided by the Emeritus Program; and

(d) Will neither ask for nor receive compensation of any kind, except for nominal reimbursements authorized by the Wyoming State Bar, for the pro bono legal services authorized hereunder.

(D) Withdrawal of Certification: Permission to perform services under this provision shall cease immediately upon the filing with the Clerk of the Wyoming Supreme Court of:

(1) A notice from the Wyoming State Bar stating that:

(a) The emeritus attorney has withdrawn from the Emeritus program, which notice must be filed within five days after such withdrawal; or

(b) That the certification of such attorney is withdrawn by the Wyoming State Bar. The bar may withdraw certification at any time and for any reason. It is not necessary that the notice state the reason for such withdrawal. A copy of the notice filed with the clerk of court shall be mailed by the Wyoming State Bar to the emeritus attorney concerned; or

(2) An order of the Wyoming Supreme Court, filed at any time and for any reason, stating that permission for that emeritus attorney to perform services under this Program is revoked. A copy of such notice shall be mailed to the emeritus attorney and to the Wyoming State Bar.

ARTICLE IX. STANDING BOARDS AND COMMITTEES

Section 4. Standing eCommittees.

~~(a) There shall be the following standing committees of the Wyoming State Bar:~~

- ~~(i) Lawyers' Assistance Committee;~~
- ~~(ii) By Laws Committee;~~
- ~~(iii) Bar Survey Committee;~~
- ~~(iv) Bench Bar Relations Committee;~~
- ~~(v) Clients' Security Fund Committee;~~
- ~~(vi) Continuing Legal Education Committee;~~
- ~~(vii) Legislative and Law Reform Committee;~~
- ~~(viii) Law School Liaison Committee;~~
- ~~(ix) Legal Aid Services Committee;~~
- ~~(x) Pattern Jury Instructions Committee—Civil;~~
- ~~(xi) Pattern Jury Instructions Committee—Criminal;~~
- ~~(xii) Public Information Committee;~~
- ~~(xiii) Resolution of Fee Disputes Committee;~~
- ~~(xiv) Law Office Practice Management Committee;~~
- ~~(xv) Computer and Technical Committee;~~
- ~~(xvi) Editorial Committee;~~
- ~~(xvii) Lawyer Mentoring Committee; and~~
- ~~(xviii) Lawyer Referral Committee.~~

(a) The president of the State Bar, with the advice and consent of the Board of Commissioners, shall appoint, create or dissolve such committees as deemed necessary and proper and designate the chair to serve for a term of one (1) year.

~~(b) Appointment.—The president of the State Bar, with the advice and consent of the Board of Commissioners, shall appoint the members of the committees and designate the chairman to serve for a term of one (1) year.~~

~~(c) Vacancies. -- A vacancy on any standing committee shall be filled by appointment by the president of the State Bar for the unexpired term.~~
