

**STATE OF WISCONSIN
SUPREME COURT**

In the matter of:

**The petition of the State Bar of Wisconsin
proposing revisions to SCR 10.05(4)(a)5 and SCR 10.05(4)(g) Board of Governors,
Functions; SCR 10.06(2) Executive Committee, Powers; SCR 10.09(2)
Disbursements; SCR 10.12 Official Publication; Notice to Members; SCR 10.13(2)
Amendment, Amendment of Bylaws.**

**PETITION FOR REVISION OF SUPREME COURT RULE 10.05(4)(a)5 and SCR
10.05(4)(g), SCR 10.06(2), SCR 10.09(2), SCR 10.12, SCR 10.13(2)**

TO: Chief Justice Shirley S. Abrahamson
Justice Ann Walsh Bradley
Justice N. Patrick Crooks
Justice David T. Prosser, Jr.
Justice Patience D. Roggensack
Justice Annette Kingsland Ziegler
Justice Michael J. Gableman

Filed with the Clerk of Court Diane Fremgen
Clerk of Supreme Court
110 E. Main Street, Suite 215
Madison, WI 53703

The State Bar of Wisconsin petitions the Court for a revision to Supreme Court Rules
10.05(4)(a)5, 10.05(4)(g), 10.06(2), 10.09(2), 10.12, 10.13(2).

PROPOSED AMENDMENTS

SCR 10.05 Board of Governors

(4) **Functions.** (a) The board of governors has general charge of the affairs and
activities of the association. It may:

5. Arrange for publication of an official state bar publications. ~~bulletin or journal.~~

- (g) A ~~complete~~ summary of the minutes of each meeting of the board of governors shall be ~~promptly~~ provided to the membership in an official state bar publication printed in the Wisconsin bar bulletin, with a notation that any interested ~~person~~ member may obtain a copy of the minutes ~~on request to the secretary~~.

SCR 10.06 Executive Committee

- (2) **Powers.** The executive committee may exercise all the powers and perform all the duties of the board of governors between the meetings of the board except the executive committee shall not, unless otherwise authorized by the board of governors: amend the bylaws; make rules or regulations governing nominations or elections; prescribe regulations for proceedings before grievance committees; or initiate the taking of any referendum or poll of members of the association. The executive committee shall directly receive and act upon all reports of committees on disciplinary matters without reporting to the board of governors. The minutes relating to disciplinary matters shall be kept separate from the general minutes and shall be confidential. The executive committee shall prepare an annual budget for submission to the board of governors and shall perform such other duties as the board of governors may prescribe. Unless otherwise ordered by the board of governors, the executive committee shall not express publicly any opinion on any matter including legislation of major public interest or concern or of major importance to the members of the association. A ~~complete~~ summary of the general minutes of each meeting of the executive committee shall be provided to the membership in an official state bar publication, ~~promptly printed in the Wisconsin bar bulletin~~, with a notation that any interested person may obtain a copy of the general minutes ~~upon request to the secretary~~.

SCR 10.09 Disbursements

- (2) A financial statement showing assets, liabilities, receipts and disbursements of the state bar shall be provided annually to the membership in an official state bar publication, ~~published in the state bar bulletin prior to the annual meeting~~. A copy of the annual audit shall be filed with the supreme court.

SCR 10.12: Official Publication, Notice to Members

- (1) **Official Publication.** The ~~Wisconsin bar bulletin~~ Wisconsin Lawyer magazine or its successor is the official print publication of the state bar of Wisconsin. ~~All official notices shall be published therein or mailed first class to members entitled thereto at their address of record. Such publication shall constitute notice to all members. The publication shall be sent by mail to all members at their address of record. The state bar may designate electronic media as official publications for the purpose of providing notices to members.~~
- (2) **Notice to Members.** The state bar shall publish notices required by supreme court rules or state bar rules and bylaws. Such publication shall constitute official notice to state bar members.

- (3) **Publication Plan.** The state bar board of governors shall approve a plan for how the state bar will publish notices to members required by supreme court rules or state bar rules and bylaws. That plan will be published in the *Wisconsin Lawyer* or its successor and on the state bar's website. The state bar will provide notice to members whenever the plan is amended.

SCR 10.13 Amendment

- (2) **Amendment of Bylaws.** The provisions of the bylaws of the state bar of Wisconsin are subject to amendment or abrogation by resolution adopted by vote of two-thirds of the members of the board of governors, or action of the members of the association expressed through the referendum procedure defined in SCR 10.08. When any change in the bylaws has been made by the board of governors the ~~secretary~~ executive director shall publish notice of the change, including a copy of the amendatory resolution, in an official state bar publication pursuant to SCR 10.12 ~~the Wisconsin bar bulletin~~ and shall file a certified copy thereof with the clerk of the supreme court. A petition for review of any such change in the bylaws will be entertained by the court if signed by 25 or more active members of the association and filed with the clerk of the court within 60 days after publication of notice of the change. Hearing upon such a petition will be pursuant to notice in such manner as the court directs.

Petitioners submit Supporting Memorandum, including attachments A and B, and Cover Sheet in support of this request.

Respectfully submitted this 28th day of June 2013.



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