

**IN THE SUPREME COURT, STATE OF WYOMING**

**OCTOBER TERM, A.D. 1993**

**IN THE SUPREME COURT  
STATE OF WYOMING  
FILED**

**FEB - 4 1994**

**JERRILL D. CARTER, CLERK**

**by DEPUTY**

In the Matter of the Amendment of )  
Article I, Sections 3(d) and 4, Bylaws )  
of the Wyoming State Bar )

**ORDER AMENDING ARTICLE I, SECTIONS 3(d) AND 4,  
BYLAWS OF THE WYOMING STATE BAR**

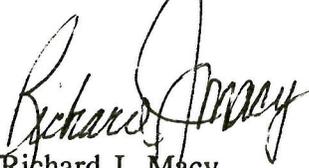
The Board of Commissioners of the Wyoming State Bar having recommended to the court the amendment of Article I, Section 3(d) and 4, Bylaws of the Wyoming State Bar, attached hereto; and the court having examined the proposed amendments and deeming the adoption thereof to be advisable; it is therefore

**ORDERED** that Article I, Sections 3(d) and 4, Bylaws of the Wyoming State Bar, as amended and attached hereto, shall be, and they are hereby, adopted; and it is further

**ORDERED** that the amended sections, as attached hereto, be published in the advance sheets of the Pacific Reporter and thereafter in the Wyoming Reporter; that the amended sections shall become effective 60 days after the publication thereof in the advance sheets of the Pacific Reporter, and thereupon shall be spread at length upon the journal of this court.

Dated this 4<sup>th</sup> day of February, 1994.

BY THE COURT:

  
Richard J. Macy  
Chief Justice

## BYLAWS OF THE WYOMING STATE BAR

### ARTICLE I. MEMBERSHIP

#### Section 3. Classes of membership.

(d) Any inactive member in good standing and any honorary member who is no longer serving in a judicial office may change their classification to that of an active member by filing with the State Bar office a written request for transfer to the class of active members and by paying the dues annual license fee required of active members and completing the requirements for Continuing Legal Education requirements as set forth in the CLE Rules. No inactive member who has not actively practiced law in this state or in another state during the last ten (10) years shall be transferred to active membership until the transfer shall be approved by the State Board of Law Examiners, except an honorary member who is no longer serving in a judicial office shall be reclassified as an active member upon written request. A transfer of an inactive member to active status shall not be approved by the State Board of Law Examiners unless the inactive member demonstrates competence in the practice of law by proving: (1) the active practice of law in another jurisdiction for five (5) of the seven (7) years preceding the date of the requested transfer, and compliance with Rule 7 of the Rules of the Supreme Court Rules for Continuing Legal Education of Members of the Wyoming State Bar; or (2) successful completion of the requirements for admission with examination as prescribed in Rule 5 of the Rules of the Supreme Court of Wyoming and Regulations of the State Board of Law Examiners. A retired member may be transferred to active status within five (5) years of that member's retirement, provided that the retired member demonstrates a compliance with Rule 7 of the Rules of the Supreme Court for Continuing Legal Education of Members of the Wyoming State Bar, and pays the inactive annual license fee to the Wyoming State Bar for the years during which the member was retired.

#### Section 4. Dues Annual license fee.

(a) The Annual dues license fee for each active member who has been admitted to practice in this state shall be \$225.00, except the annual license fee for a member who has not been admitted to the practice of law in any state for more than three (3) five years shall be \$112.50. The annual dues license fee for those persons qualifying as inactive members prior to the commencement of the fiscal year for which the annual license fee are is payable shall be \$112.50. There shall be no annual dues license fee for honorary or retired members.

(b) The date for payment of the annual license fee shall be October 1 of each year except when a person is first admitted to practice law in Wyoming; then the date for payment of the

annual license fee shall be thirty (30) days after the date of the notice.

(c) As soon as practicable after the second week in September of each year, the Executive Director secretary-treasurer shall send a written statement for the annual license fee to each member of the State Bar. If any member is in default for the payment of the annual license fee on the first day of December of any year, the Executive Director secretary-treasurer shall send a notice of delinquency to each such member. If any member remains in default on the fifteenth 15th day of December of any year, the Executive Director secretary-treasurer shall forthwith certify to the judge of the district court of the judicial district wherein such delinquent member resides the name of such member, and the Executive Director secretary-treasurer shall certify to the supreme court the names of delinquent non-resident members. The secretary-treasurer may delegate any of the above duties to the executive director. The district judge for delinquent resident members and the chief justice of the supreme court for delinquent non-resident members shall, forthwith within 30 days of the notice by the State Bar, issue against such member an citation order returnable twenty (20) days thereafter to show cause why membership in the Wyoming State Bar should not be terminated suspended from the practice of law. The order should be mailed by regular mail and certified or registered mail, with return receipt requested, to the attorney's address on file with the State Bar. The order may be mailed by the office of the State Bar so long as it bears an appropriate date and signature of a judge and proper response is directed to the district court wherein such delinquent member resides or the supreme court if such delinquent member resides out-of-state. If good cause is not shown in response to such citation order, an order of termination suspension from the practice of law as appropriate for a period of up to three years shall issue forthwith from the supreme court, and when issued by a district judge be certified to the supreme court, provided that if it is determined that the member in default is unable for good cause to pay the annual license fee, the payment of such annual license fee for that year may be remitted or suspended in whole or in part by order duly entered and when entered by a district judge certified to the supreme court.

(d) Whenever any member files with the State Bar office a written notice of surrender of their license to practice law accompanied by a withdrawal approval from the Supreme Court ordered pursuant to Rule 5(i) of the Rules of the Supreme Court, that person shall cease to be a member of the association by removal of their name from the membership register. The order of suspension from the practice of law for non-payment of annual license fee may be vacated at any time upon petition to the supreme court by the attorney which shows: (1) that all past annual license fees and the annual license fee for the current year have been paid in full, in addition to all past and current annual fees for continuing legal education; (2) that the attorney is current on all mandatory continuing legal education requirements; and (3) that there have

been no claims or awards made in regard to an attorney on the client's security fund for which the fund has not been reimbursed. In each case, petitions shall be referred to the State Board of Law Examiners which shall make investigation to determine character and fitness and provide a recommendation to the supreme court regarding reinstatement. The petition shall be accompanied by all appropriate fees for applicants for admission on motion.

(e) If an attorney who is suspended from the practice of law for non-payment of the annual license fee(s) has not petitioned for removal of the order of suspension from the practice of law prior to the expiration of three years from the date of the order of suspension from the practice of law, the Board of Professional Responsibility may recommend to the supreme court that an order to show cause be entered why the attorney's membership in the Wyoming State Bar should not be terminated. Such order shall be mailed consistent with procedures described in section (c) above, returnable within 20 days from the date of receipt. If good cause is not shown, the attorney's membership may be terminated by the court.

(f) Any person having been admitted to the Wyoming State Bar who desires to withdraw therefrom shall file a written application to the bar requesting termination of that person's status as a member; such application shall be referred to the Board of Professional Responsibility, which shall promptly return the petition and its recommendation to the supreme court; the court may then enter such order as it deems appropriate. According to the terms of the order allowing withdrawal by the supreme court, the person shall cease to be a member of the Wyoming State Bar by removal of that person's name from the membership register.

(eg) Members who change their status from active to inactive during the course of a fiscal year may not receive a refund for the difference in ~~dues~~ the annual license fees between active and inactive.