

ALASKA

BAR

ASSOC:

LEGISLATIVE

REQUESTS

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January 22, 1985

The Honorable Patrick Rodey, Chair  
Senate Judiciary Committee  
Alaska State Legislature  
Pouch V  
Juneau, AK 99811

Dear Senator Rodey:

The Alaska Bar Association would like to ask your assistance in the enactment of legislation relating to the character investigation of applicants seeking admission to the Bar. Specifically, we are seeking enactment of legislation that would allow the Alaska Bar Association to utilize the services of the Federal Bureau of Investigation (FBI) in processing the fingerprint cards submitted by applicants for admission to the Bar. Currently the cards are submitted for processing only in Alaska. The Bar Association has approval as a secondary user of AJIS, and the Alaska Department of Public Safety routinely provides us information contained within AJIS on applicants. In most cases, however, this reflects only arrests, convictions, suspended imposition of sentences, etc., for in-state violations.

Prior to 1981 the Association's fingerprint cards were also processed by the FBI. FBI rules were subsequently changed to require statutory authority for the submission of fingerprint cards to the FBI and the dissemination of information by the FBI to bar associations. Therefore, I write to ask your support for and sponsorship of such legislation.

As you are probably aware, many applicants seeking admission to the Alaska Bar are not residents of this state and have not lived here for any significant period of time prior to attending law school. In addition, effective January 1, 1985, the Alaska Supreme Court approved amendments to the Bar Rules which allow

The Honorable Patrick Rodey - 2 -

January 22, 1985

for admission without examination (reciprocity). This will most likely bring more applicants from other states who have been out of school for a longer period of time.

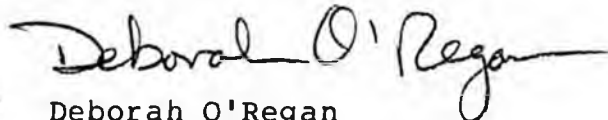
Having access to FBI records, which contain information submitted by all states, would enhance our character investigation and background check on bar applicants, and assist us in adding a further level of protection to the public.

I have taken the liberty of enclosing suggested language for such legislation. As the attached correspondence indicates, the FBI has approved similar language in other jurisdictions.

Any support you could give the Association in the submission of a short bill for this purpose would be greatly appreciated. Thank you for your time and consideration of this matter. Should you need additional information, please do not hesitate to contact me.

Sincerely,

ALASKA BAR ASSOCIATION



Deborah O'Regan  
Acting Executive Director

Enclosure

cc: Members, Board of Governors

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

Section 1. It is the duty of all state, county and city law enforcement officers to aid the Board of Governors of the Alaska Bar Association in any investigation of the conduct of members of the bar, and the character and fitness of persons who apply for admission or reinstatement to the bar, and to furnish all available information about the members or persons.

Section 2. The Board of Governors of the Alaska Bar Association shall require that an applicant for admission to the Alaska Bar Association be fingerprinted to determine whether the applicant has a record of criminal convictions in this state or in other states. The information obtained as a result of the fingerprinting of an applicant shall be limited to the official use of the Board of Governors of the Alaska Bar Association in determining the character and fitness of the applicant for admission to the Alaska Bar Association.

FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C. 20537

Date August 26, 1983

TO: Mr. Randall Burns  
Director of Alaska Bar Association  
Post Office Box 100279  
Anchorage, Alaska 99510

Pursuant to your telephone conversation with  
Mr. Melvin D. Mercer on August 24, 1983, enclosed is  
a copy of the Michigan Statute for Admission to the  
State Bar. This Statute has been approved for sub-  
mission of these fingerprint cards and dissemination  
of Identification Division records.

Enclosure



Melvin D. Mercer, Jr.  
Chief

*James P. Gray*  
by James P. Gray  
Paralegal  
Recording Section

Identification Division  
FBI #91/00J

STATE BOARD OF LAW EXAMINERS  
RECEIVED

APR 04 1980

DENNIS DONOHUE  
ASSISTANT SECRETARY

P.A. 69 of 1980  
Signed by the Governor  
April 3, 1980 at  
8:32 a.m.

STATE OF MICHIGAN  
80TH LEGISLATURE  
REGULAR SESSION OF 1980

Introduced by Rep. Clodfelter

## ENROLLED HOUSE BILL No. 4948

AN ACT to amend section 949 of Act No. 236 of the Public Acts of 1961, entitled as amended "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act," being section 600.949 of the Compiled Laws of 1970.

*The People of the State of Michigan enact:*

Section 1. Section 949 of Act No. 236 of the Public Acts of 1961, being section 600.949 of the Compiled Laws of 1970, is amended to read as follows:

Sec. 949. (1) It is the duty of all state, county, and city law enforcement officers to aid the state bar of Michigan and the board of law examiners in any investigation of the conduct of members of the bar, and the character and fitness of persons who apply for admission or reinstatement to the bar, and to furnish all available information about the members or persons.

(2) The board of law examiners shall require that an applicant for admission to the state bar of Michigan be fingerprinted to determine whether the applicant has a record of criminal convictions in this state or in other states. The information obtained as a result of the fingerprinting of an applicant shall be limited to the official use of the board of law examiners and the committee on character and fitness of the state bar of Michigan in determining the character and fitness of the applicant for admission to the state bar of Michigan. After approval of the applicant by the board of law examiners, all fingerprint records and cards shall be returned to the applicant or destroyed.

(3) After the effective date of this amendatory act, all fingerprint records and cards being held by the state bar of Michigan shall be destroyed.



# Alaska State Legislature

## House

Official Business

Pouch V  
State Capitol  
Juneau, Alaska 99811

January 28, 1985

Senator Pat Rodey  
Pouch V  
Juneau, AK 99811

Dear Pat:

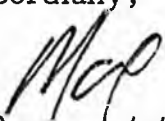
Shortly after the election, I wrote to the Executive Director of the Alaska Bar Association, requesting that each Alaska Bar Section Chair keep me informed of any statutory changes the section would suggest. As a result of that letter, Deborah O'Regan, acting Executive Director, has sent the enclosed letters to the Section Chairs.

Without presuming to intrude upon any senator or representative's perogatives, I am willing to act as a clearing house for any responses. If I receive any responses from any Alaska Bar Association Section Chair, I will immediately forward them to you if you let me know that you are interested in a particular subject. Even if you do not, and I believe a suggestion is something in which you might be interested, I will let you know anyway.

If you are particularly interested in receiving any or all of these responses, please let me know or have your staff contact my secretary, Kathy Ellis. 4968

If you have any additional suggestions or comments, kindly advise. Many thanks.

Cordially,

  
Representative Max F. Gruenberg, Jr.  
District 11, Spenard - Upper Midtown Anchorage

MFG/ke  
cc: Deborah O'Regan

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ALASKA BAR ASSOCIATION

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January 18, 1985

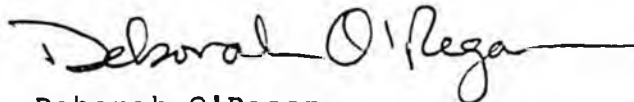
John Suddock, Chairperson  
Torts Law Section  
Libbey, Suddock & Hart  
425 "G" Street, Suite 900  
Anchorage, AK 99501M

Dear Mr. Suddock:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

If you would like to suggest legislative changes for introduction in the 1985 Legislative Session, please contact Representative Gruenberg.

Sincerely,



Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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January 18, 1985

David G. Shaftel, Chairperson  
Taxation Law Section  
425 "G" Street, Suite 700  
Anchorage, AK 99501M

Dear Mr. Shaftel: *David*

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Sincerely,

*Deborah O'Regan*

Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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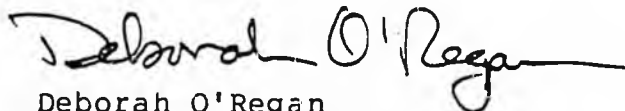
James H. McCollum, Chairperson  
Real Estate Law Section  
Bankston & McCollum  
550 West 7th Avenue, Suite 1800  
Anchorage, AK 99501M

Dear Mr. McCollum:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Sincerely,



Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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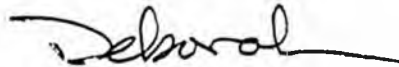
Richard S. Thwaites, Jr., Chairperson  
Probate Law Section  
Campbell, Ostrovsky & Thwaites  
1031 West 4th Avenue, Suite 500  
Anchorage, AK 99501M

Dear Mr. Thwaites:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Sincerely,



Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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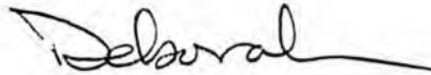
Joseph J. Perkins, Jr., Chairperson  
Natural Resources Law Section  
Ely, Guess & Rudd  
510 "L" Street, Suite 700  
Anchorage, AK 99501M

Dear Mr. Perkins. *Joe*

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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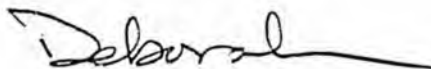
John E. Reese, Co-Chairperson  
Family Law Section  
Reese, Rice & Volland  
211 "H" Street  
Anchorage, AK 99501M

Dear Mr. Reese:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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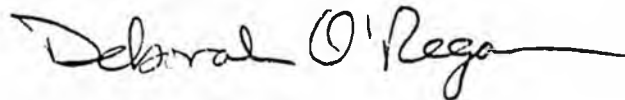
Karla F. Huntington, Co-Chairperson  
Family Law Section  
Alaska Legal Services Corporation  
550 West 8th Avenue, Suite 200  
Anchorage, AK 99501M

Dear Ms. ~~Huntington~~: *Karla*

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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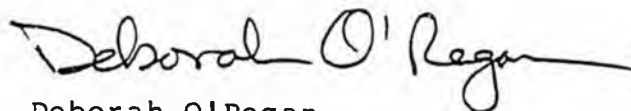
Madeleine R. "Loni" Levy, Chairperson  
Environmental Law Section  
Attorney General's Office  
1031 West 4th Avenue, Suite 200  
Anchorage, AK 99501M

Dear Loni:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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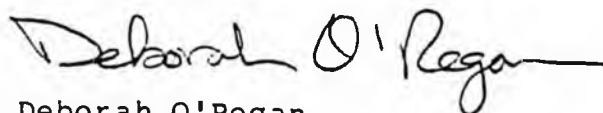
Elizabeth I. Johnson, Chairperson  
Employment Law Section  
540 "L" Street, Suite 502  
Anchorage, AK 99501M

Dear Ms. Johnson: <sup>Liz</sup>

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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January 18, 1985

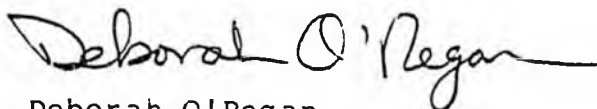
Richard M. Rosston, Chairperson  
Business Law Section  
Ely, Guess & Rudd  
510 "L" Street, Suite 700  
Anchorage, AK 99501M

Dear Mr. Rosston:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

If you would like to suggest legislative changes for introduction in the 1985 Legislative Session, please contact Representative Gruenberg.

Sincerely,



Deborah O'Regan  
Acting Executive Director

cc: Representative Max F. Gruenberg, Jr.

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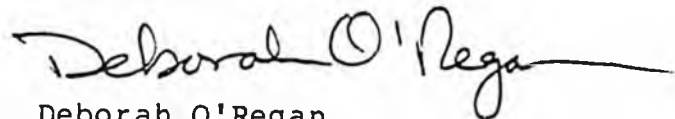
Andrew E. Hoge, Chairperson  
Administrative Law Section  
Hoge & Lekisch  
437 "E" Street, Suite 500  
Anchorage, AK 99501M

Dear Mr. Hoge:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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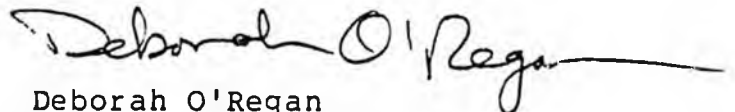
James D. Gilmore, Chairperson  
Criminal Law Section  
Gilmore & Feldman  
1031 West 4th Avenue, Suite 304  
Anchorage, AK 99501M

Dear Mr. Gilmore:

Anchorage attorney, Max F. Gruenberg, Jr. is now a member of the Alaska State House of Representatives. Representative Gruenberg has indicated his interest in establishing a liaison with the Alaska Bar Association, preferably through its various sections, so that Alaska lawyers can let him know generally any statutory changes that they would like.

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Sincerely,



Deborah O'Regan  
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