



**Board of Governors Meeting
Hotel RL
Olympia, WA
March 8, 2018**

WSBA Mission: To serve the public and the members of the Bar, to ensure the integrity of the legal profession, and to champion justice.

PLEASE NOTE: ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

THURSDAY MARCH 8, 2018

GENERAL INFORMATION 2

1. AGENDA..... 17

8:00 A.M.

2. EXECUTIVE SESSION

 a. Approval of January 18-19, 2018, Executive Session Minutes (**action**) E-2

 b. Approval of February 15, 2018, Special Meeting Executive Session Minutes (**action**)..... E-5

 c. President’s and Executive Director’s Reports

 d. Personnel Committee Update – Governor Angela Hayes E-11

 e. Client Protection Fund Board Gift Recommendations – Sean Davis (**action**) E-21

 f. Litigation Report – Sean Davis E-26

 g. Meeting Evaluation Summary..... E-41

12:00 P.M. – LUNCH WITH LIAISONS AND GUESTS

1:15 P.M. – PUBLIC SESSION

- Introductions and Welcome
- Report on Executive Session
- Consideration of Consent Calendar *

MEMBER AND PUBLIC COMMENTS

This time period is for guests to raise issues of interest.

OPERATIONAL

3. FIRST READING/ACTION CALENDAR

- a. Committee on Professional Ethics Report and Recommendation re Amendments to the Lawyer Advertising Rules (RPC Title 7) – Art Lachman, Lawyer Advertising Workgroup and CPE Subcommittee Member, and Doug Ende, Chief Disciplinary Counsel (**action**)..... 21

* See Consent Calendar. Any items pulled from the Consent Calendar will be scheduled at the President’s discretion.

| | | |
|----|---|-----|
| b. | Proposed WSBA Bylaw Changes to Conform with Recent Coordinated Systems Admission and Practice Rules (APR) Amendments – Jean McElroy, Chief Regulatory Counsel (action). | 75 |
| c. | WSBA Reimbursement Policy Amendment – Governor Kim Risenmay, Treasurer, and Ann Holmes, Chief Operations Officer (discussion & possible action)..... | 101 |
| d. | Proposed FY2018 Budget Amendment – Governor Kim Risenmay, Treasurer, and Ann Holmes, Chief Operating Officer (action)..... | 102 |
| e. | Continued Discussion of Referendum Process Review Work Group Recommendations – Governor Kim Risenmay and Sean Davis, General Counsel..... | 120 |
| f. | Proposed Response from Law Clerk Board re Suggested Amendments to APR 6 – Jean McElroy, Chief Regulatory Counsel(action)..... | 161 |
| g. | Invitation from Access to Justice (ATJ) Board to Join the Race and Equity Justice Initiative – Hon. Laura Bradley, ATJ Board Member, and Diana Singleton, ATJ Board Manager (action) | 173 |
| h. | Proposed WSBA Bylaw Amendment re WSBA President Rotation (action) | 182 |

STRATEGIC ITEMS

| | | |
|----|--|-----|
| 4. | MEMBER ENGAGEMENT WORK GROUP – Governor Kim Hunter and Sara Niegowski, Chief Communications and Outreach Officer (discussion) | 196 |
| 5. | APEX AWARDS DINNER FORMAT – Sara Niegowski, Chief Communications and Outreach Officer (discussion) | 197 |

GOVERNOR ROUNDTABLE

This time period is for Board members to raise new business and issues of interest.

OPERATIONAL (continued)

| | | |
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| 6. | <u>CONSENT CALENDAR</u> | 200 |
| a. | January 18-19, 2018, Public Session Minutes..... | 201 |
| b. | February 15, 2018, Special Meeting Public Session Minutes | 213 |
| 7. | <u>INFORMATION</u> | |
| a. | Executive Director’s Report | 218 |
| b. | BOG Activity Reports..... | 251 |
| c. | Legislative Report..... | 258 |
| d. | Moderate Means Program Report | 260 |
| e. | Diversity and Inclusion Events | 267 |
| f. | Financial Statements | |
| 1. | First Quarter FY 2018 Budget to Actual Narrative..... | 269 |
| 2. | December 31, 2017, Financial Statements..... | 272 |
| 3. | December 31, 2017, and January 31, 2018, Investment Updates | 317 |
| 8. | PREVIEW OF MAY 17-18, 2018, MEETING | 319 |

2017-2018 Board of Governors Meeting Issues

NOVEMBER (Seattle)

Standing Agenda Items:

- Financials
- FY2017 Fourth Quarter Management Report
- BOG 2017-2018 Legislative Committee Priorities
- WSBA Legislative Committee Recommendations
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- Washington Leadership Institute (WLI) Fellows Report
- WSBA Practice Sections Annual Reports (information)
- WSBF Annual Report

JANUARY (Bellingham)

Standing Agenda Items:

- ABA Midyear Meeting Sneak Preview
- Client Protection Fund (CFP) Board Annual Report
- Financials
- FY2017 Audited Financial Statements
- FY2018 First Quarter Management Report
- Legislative Report
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- Third-Year Governors Candidate Recruitment Report

MARCH (Olympia)

Standing Agenda Items:

- ABA Mid-Year Meeting Report
- Financials
- Legislative Report
- Outside Appointments (if any)
- Supreme Court Meeting

May (Seattle)

Standing Agenda Items:

- BOG Election Interview Time Limits (Executive Session)
- Financials
- FY2018 Second Quarter Management Report
- Interview/Selection of WSBA At-Large Governor
- Interview/Selection of the WSBA President-elect
- Legislative Report/Wrap-up
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- WSBA Awards Committee Recommendations (Executive Session)

JULY (Vancouver)

Standing Agenda Items:

- ATJ Board Report
- BOG Retreat
- Court Rules and Procedures Committee Report and Recommendations
- Financials
- Draft WSBA FY2019 Budget
- FY2018 Third Quarter Management Report
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- WSBA Committee and Board Chair Appointments
- WSBA Mission Performance and Review (MPR) Committee Update
- WSBA Treasurer Election

SEPTEMBER (Seattle)

Standing Agenda Items:

- 2019 Keller Deduction Schedule
- ABA Annual Meeting Report
- Chief Hearing Officer Annual Report
- Professionalism Annual Report
- Report on Executive Director Evaluation (Executive Session)
- Financials
- Final FY2019 Budget
- Legal Foundation of Washington and LAW Fund Report
- Washington Law School Deans
- WSBA Annual Awards Dinner
- WSBF Annual Meeting and Trustee Election

Board of Governors – Action Timeline

| Description of Matter/Issue | First Reading | Scheduled for Board Action |
|---|------------------|----------------------------|
| Law Clerk Waiver Policies | Nov 13, 2015 | TBD |
| WSBA Religious and Spiritual Practices Policy | July 22-23, 2016 | TBD |
| CPE Report & Recommendation re Amendments to Lawyer Advertising Rules (RPC Title 7) | Jan 18-19, 2018 | March 8, 2018 |
| Proposed FY2018 Budget Amendment | Jan 18-19, 2018 | March 8, 2018 |
| Proposed Bylaw Changes to Conform with Recent Coordinated Systems APR Amendments | Jan 18-19, 2018 | March 8, 2018 |
| Proposed Bylaw Amendment re WSBA President Rotation | Jan 18-19, 2018 | March 8, 2018 |