



**Board of Governors Meeting
WSBA Conference Center
Seattle, WA
November 15-16, 2017**

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

WEDNESDAY, NOVEMBER 15, 2017

GENERAL INFORMATION 2

1. AGENDA..... 12

2:00 P.M.

2. EXECUTIVE SESSION

 a. Approval of September 28-29, 2017, Executive Session Minutes (**action**) E-2

 b. President’s and Executive Director’s Reports

 c. Discipline Report – Doug Ende..... E-7

 d. Litigation Report – Sean Davis E-18

 e. Meeting Evaluation Summary..... E-40

OPERATIONAL

4:30 P.M.

3. ACCESS TO JUSTICE BOARD (ATJ) ORIENTATION FOR BOARD OF GOVERNORS – Geoff Revelle, ATJ Board Chair; Francis Adewale, ATJ Board Member; and Diana Singleton, ATJ Board Manager 17

 • *Additional Information*..... S-3

THURSDAY, NOVEMBER 16, 2017

12:00 P.M. – LUNCH WITH LIAISONS AND WASHINGTON LEADERSHIP INSTITUTE

- 1:30 P.M. – PUBLIC SESSION**
- **Introductions and Welcome**
 - **Report on Executive Session**
 - **Consideration of Consent Calendar***

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

MEMBER AND PUBLIC COMMENTS

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

GENERATIVE DISCUSSION

4. ENTITY REGULATION – Doug Ende, Chief Disciplinary Counsel, and Paula Littlewood, Executive Director 25

OPERATIONAL

5. FIRST READING/ACTION CALENDAR

a. Legislative Matters

1. 2017 WSBA Legislative Priorities – Governor Chris Meserve, and Sara Niegowski, Chief Communications & Outreach Officer **(action)** 61

2. 2017 WSBA Legislative Recommendation

- Suggested Amendment to Washington Business Corporation Act re Shareholder Meetings – Representative of Corporate Act Revision Committee; Sara Niegowski, Chief Communications & Outreach Officer; and Clark Mclsaac, Outreach & Legislative Affairs Coordinator **(action)** 63

b. Council on Public Defense (CPD) Proposed Performance Guidelines for Juvenile Offense Representation – Eileen Farley, CPD Chair, and Diana Singleton, ATJ Board Manager **(action)** 66

- *Additional Information* S-84

c. Proposed Formation of Cannabis Law Section – Danica Noble, Formation Group Member, and Paris Eriksen, Sections Program Manager **(action)** 68

- *Additional Information* S-136

d. Proposed Amendments to Indian Law Section Bylaws **(action)** 69

e. Mandatory Malpractice Insurance Task Force Roster **(action)** 83

f. Additions to Civil Litigation Rules Drafting Task Force Roster **(action)** 87

g. Washington State Bar Foundation Annual Report – James Armstrong, President, and Terra Nevitt, Director of Advancement/Chief Development Officer 95

GENERATIVE DISCUSSION

6. LIAISON AND AMBASSADOR RESPONSIBILITIES 98

GOVERNOR ROUNDTABLE

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

OPERATIONAL (continued)

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b. October 3, 2017, Special Public Session Minutes	115
8. <u>INFORMATION</u>	
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c. FY2017 Fourth Quarter Management Report	170
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f. Diversity and Inclusion Events	332
g. Financials	
1. August 31, 2017, Financial Statements	333
2. September 30, 2017, Investment Update	373
9. <u>PREVIEW OF JANUARY 18-19, 2018, MEETING</u>	374

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
Proposed WSBA Bylaw Amendment re Vacant Immediate Past-President Seat	Sept 28-29, 2017	Nov 16, 2017
Council on Public Defense (CPD) Proposed Performance Guidelines for Juvenile Offense Representation	Sept 28-29, 2017	Nov 16, 2017
Proposed Formation of Cannabis Law Section	Sept 28-29, 2017	Nov 16, 2017