



**Board of Governors Meeting  
Held Virtually due to Public Health Crisis  
November 13-14, 2020**

*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**

**ALL ITEMS ON THIS AGENDA ARE POTENTIAL ACTION ITEMS**

To participate remotely:

To participate remotely: Call 1.888.788.0099

Friday Nov. 13th – Meeting ID: 912 2849 3475

Saturday Nov. 14th – Meeting ID: 971 0865 6238

**FRIDAY, NOVEMBER 13, 2020**

**9:00 AM – CALL TO ORDER & WELCOME**

**BOARD TRAINING**

- ANTI-HARASSMENT TRAINING, Julie Lucht, Perkins Coie LLP
- OPEN PUBLIC MEETINGS ACT TRAINING, Morgan Damerow & Heather Carter, Washington State Office of the Attorney General

**BOARD WORKING SESSION**

- SETTING THE TABLE: PREPARING TO LEARN AND ENGAGE IN EQUITY WORK

**12:00PM – RECESS FOR LUNCH**

**AGENDA ITEMS & UNFINISHED BUSINESS**

- COMMITMENT TO LEARNING AND ACTION IN RESPONSE TO LETTERS AND COMMENTS FROM WASHINGTON MINORITY BAR ASSOCIATIONS..... LLM-3

**SPECIAL REPORTS**

- EQUITY & DISPARITY WORKGROUP REPORT, Chair Alec Stephens..... LM-9
- GOVERNOR LIAISON REPORTS

**AGENDA ITEMS & UNFINISHED BUSINESS**

- WASHINGTON STATE BAR FOUNDATION ANNUAL & FINANCIAL REPORT**, WSBF Pres. Kristina Larry and Foundation Development Officer Laura Sanford ..... 60
- APPROVE RULE CHANGES PROPOSED BY THE COURT RULES & PROCEDURES COMMITTEE**
  - **CRLJ 17, CRLJ 56, and CRLJ 60**, CRLJ Subcommittee Chair Claire Carden ..... 62
  - **ER 413**, Court Rules Committee Chair Isham Reavis ..... LM-15
- APPROVE AMENDMENT TO RPC 1.11 PROPOSED BY THE COMMITTEE ON PROFESSIONAL ETHICS**, CPE Chair Pam Anderson, CPE Subcommittee Member Brooks Holland ..... 75
- APPROVE PROPOSED AMENDMENTS TO ADMINISTRATIVE LAW SECTION BYLAWS**, Chair Eileen Keiffer and Member Services & Engagement Manager Julianne Unite ..... 78
- 2021 LEGISLATIVE PRIORITIES**, Gov. PJ Grabicki and Legislative Affairs Manager Sanjay Walvekar... .....97
- 2021 LEGISLATIVE REVIEW COMMITTEE RECOMMENDATIONS**, Chair Brian Considine, Business Law Section, Corporate Act Revision Committee member, Eric DeJong, Business Law Section Nonprofit Corporations Committee members Judy Andres and David Lawson, and Legislative Affairs Manager Sanjay Walvekar ..... 98, LM-17, LLM-5
- APPROVE PROPOSED AMENDMENTS TO CHARTER OF THE TASK FORCE TEAM ADMINISTERING XENIAL INVOLVEMENT WITH COURT APPOINTED BOARDS TO CHANGE THE MAKE-UP**, Pres. Kyle Sciuchetti..... 353

**5:30 PM – RECESS**

**SATURDAY, NOVEMBER 14, 2020**

**9:00 AM – RESUME MEETING**

**CONSENT CALENDAR & STANDING REPORTS**

- CONSENT CALENDAR**  
 A governor may request that an item be removed from the consent calendar without providing a reason and it will be discussed immediately after the consent calendar. The remaining items will be voted on *en bloc*.
  - Review & Approval of September 17-18, 2020 BOG Meeting Minutes ..... 10
  - Review & Approval of October 20, 2020 Special BOG Meeting Minutes ..... 19
  - Review & Approval of Revised 2021 WSBA Meeting Resolution for Publication in Compliance with the Open Public Meetings Act ..... 21
- PRESIDENT’S REPORT; PRESIDENT’S MESSAGE OF GRATITUDE** ..... 8
- EXECUTIVE DIRECTOR’S REPORT** ..... 31, LM -3

**MEMBER AND PUBLIC COMMENTS (30 minutes reserved)**

Overall public comment is limited to 30 minutes and each speaker is limited to 3 minutes. The President will provide an opportunity for public comment for those in the room and participating remotely. Public comment will also be permitted at the beginning of each agenda item at the President’s discretion

**REPORTS OF STANDING OR ONGOING BOG COMMITTEES**

Committees may “pass” if they have nothing to report. Related agenda items will be taken up later on the agenda. Each committee is allocated, on average, 3-4 minutes.

- Executive Committee, Pres. Kyle Sciuchetti, Chair
- APEX Awards Committee, Gov. Russell Knight, Chair
- Personnel Committee, Gov. Jean Kang, Chair
- Legislative Committee, Gov. PJ Grabicki, Chair
- Nominations Review Committee, Gov. Jean Kang & Pres-elect Brian Tollefson, Co-Chairs
- Diversity Committee, Gov. Sunitha Anjilvel, Co-Chair
- Long-Range Planning Committee, Pres. Kyle Sciuchetti, Chair
- Member Engagement Workgroup, Govs. Dan Clark and Bryn Peterson, Co-Chairs ..... LM-5
- Budget & Audit Committee, Treas. Dan Clark, Chair ..... LM-6

**AGENDA ITEMS & UNFINISHED BUSINESS**

**CONFIRM PRESIDENTIAL APPOINTMENTS**, Pres. Kyle Sciuchetti ..... LLM-7

**ANNOUNCE BASIS FOR EXECUTIVE SESSION PURSUANT TO RCW 42.30.110(1)(c) and (i) (if needed)**

**EXECUTIVE SESSION (if needed)**

**RETURN TO PUBLIC SESSION**

**AGENDA ITEMS & UNFINISHED BUSINESS**

**BUDGET & AUDIT COMMITTEE ITEMS**

- **WSBA Lease Discussion**, Adam Chapman and Clay Nielsen, Jones Lang Lassalle..... LM-32
- **FY 2020 Year-End Update**..... LM-33
- **2022 & 2023 License Fee Discussion Continued**, Treas. Dan Clark, Chair and Chief Financial Officer Jorge Perez ..... LM-44
- **Recommendation for Reduction to Client Protection Fee**, Treas. Dan Clark, Chair and Chief Financial Officer Jorge Perez..... LM-60

**12:00 PM – LUNCH**

- FIRST READ: WSBA BYLAW AMENDMENT, ARTICLE V.A.1, B&A COMMITTEE CLASS REPRESENTATION CLARIFICATION**, Treas. Dan Clark..... LM-66
- FIRST READ: WSBA BYLAW AMENDMENTS, ARTICLE VI. RE GOVERNOR ELECTIONS**, Volunteer Engagement Advisor Paris Eriksen..... 390
- REGULATORY MATTERS**, Chief Regulatory Counsel Renata Garcia
  - First Read: Conforming Amendments to WSBA Bylaws, Articles III, IX, and XI Re Pro Bono Licensure Status ..... ~~358~~, LM-68
  - Approve Proposed Amendments to WSBA Admissions Policy..... ~~371~~, LM-81
- APPROVE EXECUTIVE DIRECTOR EMPLOYMENT CONTRACT**, Pres. Kyle Sciuchetti
- GOVERNOR ROUNDTABLE** (Governors’ issues of interest)

**5:00 PM - Adjourn**

**INFORMATION**

- General Information ..... 403

## 2020-2021 Board of Governors Meeting Issues

### **JANUARY** (Seattle)

#### Standing Agenda Items:

- ABA Midyear Meeting Sneak Preview
- Client Protection Fund (CPF) Annual Report
- Access to Justice Board Annual Report
- Legislative Session Report
- FY2020 Audited Financial Statements
- WSBA Sections Annual Reports (Information)
- Financials (Information)

### **MARCH** (Olympia)

#### Standing Agenda Items:

- ABA Mid-Year Meeting Report
- Legislative Report
- Financials (Information)
- Supreme Court Meeting

### **APRIL** (Spokane)

#### Standing Agenda Items:

- Financials (Information)
- Office of Disciplinary Counsel Report (ED Report)

### **MAY** (Seattle)

#### Standing Agenda Items:

- Legislative Report/Wrap-up
- Interview/Selection of WSBA At-Large Governor
- Interview/Selection of the WSBA President-elect
- WSBA APEX Awards Committee Recommendations
- Financials (Information)
- Office of Disciplinary Counsel Report (ED Report)

### **JULY** (Portland, OR)

#### Standing Agenda Items:

- Draft WSBA FY2022 Budget
- Court Rules and Procedures Committee Report and Recommendations
- WSBA Committee and Board Chair Appointments
- BOG Retreat
- Financials (Information)
- Office of Disciplinary Counsel Report (ED Report)

### **AUGUST** (Bosie, ID)

#### Standing Agenda Items:

- WSBA Treasurer Election
- Financials (Information)
- Office of Disciplinary Counsel Report (ED Report)

### **SEPTEMBER** (Seattle)

Standing Agenda Items:

- Final FY2022 Budget
- 2021 Keller Deduction Schedule
- WSBF Annual Meeting and Trustee Election
- ABA Annual Meeting Report
- Legal Foundation of Washington Annual Report
- Washington Law School Deans
- Chief Hearing Officer Annual Report
- Professionalism Annual Report
- Report on Executive Director Evaluation
- Financials (Information)
- WSBA Annual Awards Dinner