

Minutes

July 14, 2023

The special meeting of the Mandatory Continuing Legal Education Board was called to order by Board Chair Todd Alberstone at 1:00 p.m. on Friday, July 14, 2023. The meeting was held via videoconference. Board members in attendance were:

Todd Alberstone, Chair
Efreem Krisher
Ayanna Coleman
Asia Wright
Christopher Bueter
Merri Hartse
Katie Denmark

Liaisons and Staff in attendance:

Bobby Henry	Associate Director, Regulatory Services Department
Suzi Segulja	MCLE Analyst
Kevin Fay	Board of Governors Liaison

Review of Minutes

The MCLE Board reviewed the minutes from its June 16, 2023, special meeting. The Board unanimously approved the minutes without change.

Discussion: Redrafted Suggested Amendments

The Board discussed and reviewed one agenda item: the redrafted “Suggested Amendments to Admission and Practice Rules.” The redrafted amendments changed the previously proposed new ethics credit types to the standalone proposed credit categories: Technology Security and Mental Health and how these credit types, as well as Equity credits, carryover to the next reporting period. To simplify and streamline the carryover process, the proposed amendment treats carryover for the aforementioned categories (Technology Security, Mental Health and Equity) as general “other” carryover credits rather than a separate specific classification for each. The primary redraft change is Equity would no longer carryover as general Ethics credits and instead carryover as “other” credits.

In addition to the carryover credit change, the redraft includes a minor, technical update under APR 11 (B), mainly, this section now reads, in part, “**Credit requirements** for the subjects of mental health; technology security; and equity...” (emphasis added) instead of, “**Credits earned** for the subjects of mental health; technology security; and equity...” (emphasis added).

There was discussion regarding the diction of the approved course subject categories and whether the Equity section, APR 11 (f)(8), should be revised to include a “defined as” component to mirror the wording of the other two categories, Technology Security, APR 11 (f)(9), and Mental Health, APR 11 (f)(10). Ultimately, the Board decided by motion to approve and adopt the proposed revisions as is, with no additional changes, and move forward with presenting the amendments to the Board of Governors (BOG). The motion passed with a 6-1 vote.

Chair, Todd Albertstone will present (either in-person, in Richland or remotely, via videoconference) the proposed amendments to the BOG at their August 11, 2023 meeting.

Discussion: Other News and Updates

It was noted the Court approved the suggested amendment to APR 11 to allow tutors in the WSBA Law Clerk Program to receive MCLE teaching credit for their personal supervision of law clerks. The effective date for this amendment is September 1, 2023.

There was also discussion to include information from a recent Bloomberg article on cyber attacks in the BOG memo.

Adjournment

There being no further business at hand, the meeting was adjourned at 1:34 p.m. The next regularly scheduled MCLE Board meeting will be held at 10:00 AM on Friday August 18, 2023.

Respectfully submitted,

Robert Henry
Interim MCLE Board Staff Liaison