



**Board of Governors Meeting
March 8, 2013
Hilton
Vancouver, WA**

AGENDA
(Please note – times listed are tentative)

Friday, March 8, 2013

8:00 A.M.

EXECUTIVE SESSION

GENERAL INFORMATION 2

1. AGENDA 10

2. EXECUTIVE SESSION

- a. Approval of Minutes (**action**)..... E-2
- b. President’s Report
- c. Litigation Report – Jean McElroy..... E-7
- d. Executive Director’s Report – Paula Littlewood
- e. Meeting Evaluation Summary..... E-16

10:00 A.M. - PUBLIC SESSION

3. PUBLIC SESSION – INTRODUCTIONS and WELCOME

- a. Approval of Minutes (**action**)..... 15
- b. Report on Executive Session
- c. President’s Report
- d. Executive Director’s Report 30

4. CONSENT CALENDAR 56

- a. Appoint Vice-Chair to WSBA Committee for Diversity..... 57
- b. Appoint Chair-elect to Washington Young Lawyers Committee 62
- c. Appoint Member to Continuing Legal Education Committee..... **late materials**
- d. Appoint Member to Judicial Recommendation Committee..... 65
- e. Appoint Member to Northwest Justice Project Board **late materials**
- f. Proposed Labor and Employment Law Section Bylaw Amendment 69
- g. Suggested Amendments to RPC 1.15A and 1.15B(a)(8) 77

5. FISCAL MATTERS – Governor Phil Buri, Treasurer, and Ann Holmes, Chief Operations Officer

- a. December 31, 2012, YTD Financial Statements (**Information**) 99
- b. Proposed FY13 Budget Amendment (**action**)..... 146
- c. Investment Update 147

6.	REVISIONS TO SUGGESTED GR 12.4 (action)	150
7.	GOVERNORS' FORUM	
8.	LIAISONS' FORUM	
	<u>12:00 P.M. – Lunch</u>	
	<u>1:30 P.M.</u>	
9.	COURT RULES AND PROCEDURES COMMITTEE RECOMMENDATION – Hillary Evans, Chair, and Elizabeth Turner, Assistant General Counsel	
	a. Proposed Collaborative Law Court Rules to Complement a Uniform Collaborative Law Act (UCLA) (action)	174
10.	LEGISLATIVE REPORT – Governor Judy Massong, Chair, and Kathryn Leathers, Legislative Liaison	
	a. Authorize Comment by Council on Public Defense (CPD) (action) <i>(new item)</i> late materials	
11.	REPORT ON ABA MID-YEAR MEETING – Kari Petrasek and John Fairgrieve, WSBA Delegates to the ABA	late materials
12.	DIVERSITY AND INCLUSION MATTERS – Governor Tracy Flood, Chair; Megan McNally, Director of Advancement/Chief Development Officer; and Joy Eckwood, Diversity Programs Manager	
	a. Update on Diversity Outreach Efforts	216
	b. Proposed BOG Diversity Committee Mentorship Work Group (action)	
	c. Upcoming Diversity Events Reminders (information)	218
	<u>3:00 P.M.</u>	
13.	BOG MATTERS	
	a. Various WSBA Appointments and Nominations (action)	
	• Nominate Member to Mandatory Continuing Legal Education (MCLE) Board	219
	b. Various Non-WSBA Appointments and Nominations (action)	
	• Appoint WSBA Representative to the Statute Law Committee	235
	c. Pro Bono Legal Aid Committee (PBLAC) Request to Address Supreme Court on Proposed MCLE Rules (action)	253
	d. Request for Increase in Sponsor Paper Form 1 Application Fee Under APR 11.4(e) and Appendix APR 11 Regulation 110(c) (first reading)	254
	e. Update on Governance Task Force	258
	f. Webcasting the May 31, 2013, Board Meeting	
14.	WRITTEN REPORTS	
	a. President's Activities	261
	• President's Correspondence	262
	b. President-elect's Activities	265
15.	FUTURE MEETINGS	
	a. Preliminary April 2013 Agenda	267

Saturday, March 9

MINI-RETREAT FOR BOG AND STAFF MEMBERS

8:00 a.m. – 12:00 p.m.

BOARD OF GOVERNORS MEETING ISSUES 2012 – 2013

NOVEMBER (Seattle)

Standing Agenda Items:

- Office of Disciplinary Counsel Report (quarterly)
- ABA Midyear Meeting Sneak Preview
- Legislative Committee Recommendations
- Update from Local Rules Task Force
- WSBF Annual Report
- Report from WSBA Leadership Institute Fellows
- Outside Appointments (if any)

November 2012 Agenda Items

- Limited License Legal Technician (LLLT) Board Slate

JANUARY (Olympia)

Standing Agenda Items:

- Supreme Court Meeting
- Legislative Report
- Office of Disciplinary Counsel Report (quarterly)
- Fiscal Matters
 - FY2011 Audited Financial Statements
- Report from Third-Year Governors re Candidate Recruitment
- Outside Appointments (if any)

MARCH (Vancouver)

Standing Agenda Items:

- Legislative Report
- Report on ABA Mid-Year Meeting
- Outside Appointments (if any)

APRIL (Spokane)

Standing Agenda Items:

- Legislative Report/Wrap-up
- Office of Disciplinary Counsel Report (quarterly)
- Outside Appointments (if any)

April 2013 Agenda Items

- Lawyer Fund for Client Protection Gift Recommendations – Executive Session
- Update from Escalating Cost of Civil Litigation Task Force
- Appoint Members to Discipline Advisory Roundtable (DART)

MAY (Seattle)

Standing Agenda Items:

- Interview/Selection of the WSBA President-elect
- Interview/Selection of At-Large Governor
- WSBA Awards Committee Recommendations – Executive Session
- Fiscal Matters
- Legislative Committee Appointments
- ABA Appointments for the WSBA Delegation
- ATJ Board Report
- Outside Appointments (if any)

May 2013 Agenda Items

- Report from Judicial Review Committee (JRC) Review Committee
- Report from Rules of Professional Conduct (RPC) Review Work Group

JULY (Suncadia)

Standing Agenda Items:

- BOG Retreat
- Court Rules and Procedures Committee Report and Recommendations
- Fiscal Matters
 - Draft FY2014 Budget
- WSBA Standing Committee Appointments
- Annual Reports
- Office of Disciplinary Counsel Report (quarterly)
- Report from Chief Hearing Officer
- Election of WSBA Treasurer
- Hearing Officer Selection Panel Recommendations
- Outside Appointments (if any)

July 2013 Agenda Items:

- WSBA Strategic Goals (first reading)
- Report from Governance Task Force
- Lawyer Fund for Client Protection Gift Recommendations – Executive Session

SEPTEMBER (Seattle)

Standing Agenda Items:

- Lawyers' Fund for Client Protection Annual Report
- Legal Foundation of Washington and LAW Fund Report
- Executive Director's Evaluation
- Washington State Bar Foundation Trustee Election and Annual Meeting
- Fiscal Matters
 - Final FY2014 Budget
- 2014 Keller Deduction Schedule
- Report on ABA Annual Meeting
- Outside Appointments (if any)
- WSBA Annual Awards Dinner

September 2013 Agenda Items:

- WSBA Strategic Goals (action)
- Lawyer Fund for Client Protection Gift Recommendations – Executive Session

Board of Governors – Action Timeline

Description of Matter/Issue	First Reading	Scheduled for Board Action
Status of Arizona Travel Moratorium		To be determined
Suggested Amendments to RPC 1.15A and RPC 1.15B(a)(8)	Jan 17, 2013	March 8-9, 2013
Court Rules and Procedures Committee Recommendation re Suggested Changes to JuCR 9.3	March 8-9, 2013	April 26-27, 2013