



**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: 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

BOARD TRAINING

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

CONSENT CALENDAR & STANDING REPORTS

- ☐ **WELCOME**
- ☐ **PRESIDENT’S REPORT; PRESIDENT’S MESSAGE OF GRATITUDE** 8
- ☐ **COMMITMENT TO LEARNING AND ACTION IN RESPONSE TO LETTERS AND COMMENTS FROM WASHINGTON MINORITY BAR ASSOCIATIONS**..... LM
- ☐ **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

12:00PM – RECESS FOR LUNCH

- ☐ **EXECUTIVE DIRECTOR’S REPORT** 31
- ☐ **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
- Budget & Audit Committee, Treas. Dan Clark, Chair LM

SPECIAL REPORTS

- ☐ **EQUITY & JUSTICE TASK FORCE REPORT**, Chair, Alec Stephens..... LM

☐ **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
- ☐ **APPROVE AMENDMENT TO RPC 1.11 PROPOSED BY THE COMMITTEE ON PROFESSIONAL ETHICS** 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 and Legislative Affairs Manager Sanjay Walvekar 98
- ☐ **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

5:00PM – RECESS

SATURDAY, NOVEMBER 14, 2020

9:00 AM – RESUME MEETING

BOARD WORKING SESSION

- ☐ **SETTING THE TABLE: PREPARING TO LEARN AND ENGAGE IN EQUITY WORK** LM
- ☐ **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** LM
 - **WSBA Lease Discussion**, Adam Chapman and Clay Nielsen, Jones Lang Lassalle
 - **FY 2020 Year-End Update**
 - **2022 & 2023 License Fee Discussion Continued**, Treas. Dan Clark, Chair and Chief Financial Officer Jorge Perez

12:00 PM – LUNCH

- ☐ **APPROVE CREATION OF AND CHARTER FOR AD-HOC COMMITTEE TO REVIEW THE CHARACTER & FITNESS PROCESS**, Gov. Brent Williams-Ruth LM
- ☐ **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
 - **Approve Proposed Amendments to WSBA Admissions Policy** 371
- ☐ **FIRST READ: WSBA BYLAW AMENDMENTS, ARTICLE VI. RE GOVERNOR ELECTIONS**, Volunteer Engagement Advisor Paris Eriksen 390
- ☐ **APPROVE EXECUTIVE DIRECTOR EMPLOYMENT CONTRACT**, Pres. Kyle Sciuchetti
- ☐ **CONFIRM PRESIDENTIAL APPOINTMENTS**, Pres. Kyle Sciuchetti LM
- ☐ **GOVERNOR ROUNDTABLE** (Governors’ issues of interest)

4:00 PM - Adjourn

INFORMATION

- **General Information** 403
- **Financial Statements** LM

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:

The WSBA is committed to full access and participation by persons with disabilities to Board of Governors meetings. If you require accommodation for these meetings, please contact Shelly Bynum at shellyb@wsba.org 206.239.2125.

- 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