THURSDAY, SEPTEMBER 26, 2019

☐ GENERAL INFORMATION ................................................................................................................... 2

☐ AGENDA ........................................................................................................................................... 19

8:30 A.M. – 12:00 P.M.

☐ WELCOME

☐ PRESIDENT’S REPORT AND INTERIM EXECUTIVE DIRECTOR’S REPORT

☐ MEMBER AND PUBLIC COMMENTS (guests’ issues of interest)

☐ BUDGET AND AUDIT COMMITTEE PROPOSALS – Dan Bridges, Governor/Treasurer and Jorge Perez, Chief Financial Officer (action)
  • Final WSBA FY2020 Budget ........................................................................................................... 25
  • Proposed Fiscal Policy Revision re Cost Center ........................................................................... 104
  • Proposed Supplemental Audit Options ...................................................................................... 116

☐ 2020 KELLER DEDUCTION SCHEDULE – Terra Nevitt, Interim Executive Director (action) ....... 124

☐ WASHINGTON STATE BAR FOUNDATION (WSBF) ANNUAL MEETING – Kristina Larry WSBF President, and Laura Sanford, Foundation Development Officer (action)
  • Approve Proposed Amendments to the WSBF Bylaws ............................................................. 151
  • Appoint Members to WSBF Board of Trustees .......................................................................... 160

☐ COURT RULES AND PROCEDURES COMMITTEE PROPOSALS – Jefferson Coulter, Chair (first reading/potential action)
  • Proposed Amendments to MAR 7.2. ....................................................................................... 170
  • Proposed Amendments to CrR 8.2 and CrRLJ 8.2 .................................................................... 188

☐ PRO BONO AND PUBLIC SERVICE COMMITTEE PROPOSED LETTER RE IMMIGRATION DETENTION CENTERS – Ian Munce, WSBA Member; Paul Okner, Committee Co-Chair; and Althea Paulson, Committee Member (first reading/potential action) ......................................................... 210

12:00 P.M. – LUNCH WITH LIAISONS AND LEGAL FOUNDATION OF WASHINGTON BOARD
**1:15 P.M. – 4:00 P.M.**

- **UPDATE AND DISCUSSION RE WASHINGTON SUPREME COURT BAR STRUCTURE WORK GROUP MAJORITY AND MINORITY REPORTS** – Governors Dan Clark, Kyle Sciuchetti, and Paul Swegle ........................................................................................................................................ 215
- **UPDATE FROM WASHINGTON YOUNG LAWYERS COMMITTEE (WYLC)** – Jordan Couch, WYLC Chair-elect ........................................................................................................................................ 243
- **ANNUAL DISCUSSION WITH DEANS OF WASHINGTON STATE LAW SCHOOLS** – Annette Clark, Seattle University School of Law Dean; Jacob Rooksby, Gonzaga School of Law Dean; and Mario Barnes, University of Washington School of Law Dean ........................................................................................................................................ 246

**3:15 P.M.**


**4:00 P.M. – RECESS**

**FRIDAY, SEPTEMBER 27, 2019**

**9:00 A.M. – 12:00 P.M.**

- **REVIEW AND COMMENTS RE MANDATORY CONTINUING LEGAL EDUCATION (MCLE) BOARD SUGGESTED AMENDMENTS TO APR 11 ETHICS REQUIREMENT** – Todd Alberstone, MCLE Board Chair, and Adelaine Shay, MCLE Manager (action) ........................................................................................................................................ 250
- **REPORT FROM PERSONNEL COMMITTEE RE PROPOSED WSBA BOG NO RETALIATION POLICY** – Governor Chris Meserve, Chair, and Felix Neals, Director of Human Resources
- **DISCUSSION RE BOARD UPDATES AND COMMUNICATIONS** – Governor P.J. Grabicki, and Sara Niegowski, Chief Communications and Outreach Officer (second reading) ...........late materials
- **COUNCIL ON PUBLIC DEFENSE (CPD) PROPOSALS**
  - Proposed Appellate Guidelines – Travis Stearns, CPD Vice-Chair, and Kevin Plachy, Interim Director of Advancement (action) ........................................................................................................................................ 440
  - Proposed Defender Resource Guide - Jaime Hawk, CPD Member, and Kevin Plachy, Interim Director of Advancement (first reading) ........................................................................................................................................ 448
- **CONSENT CALENDAR (action)**
  - July 26-27, 2019, Meeting Minutes ........................................................................................................................................ 471
  - September 9, 2019, Special Meeting Minutes ........................................................................................................................................ 481
  - Client Protection Board Gift Recommendations ........................................................................................................................................ 483
  - Appoint Chairs and Vice-Chairs to WSBA Committees and Boards ........................................................................................................................................ 484

**12:00 P.M. – LUNCH WITH LIAISONS AND GUESTS**

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 or 206.239.2125.
1:00 P.M. – 4:00 P.M.

☐ MEMBER AND PUBLIC COMMENTS (guests’ issues of interest)

☐ SUGGESTIONS RE CHARACTER AND FITNESS PROCESS – Tarra Simmons, Civil Survival Project Director at the Public Defender Association ................................................................. 493

☐ FIRST YEAR CLASS ELECTION OF FY2020 EXECUTIVE COMMITTEE MEMBER (action)

☐ PROPOSED BOG CIVIL LITIGATION RULES REVISION WORK GROUP CHARTER – Julie Shankland, General Counsel (action) ......................................................................................................................... 495

☐ COMMITTEE ON WSBA MISSION PERFORMANCE AND REVIEW (CMPR) RECOMMENDATIONS – President-elect Rajeev Majumdar, Chair, and Pam Inglesby, Bar Services Manager (action)...... 497
  • Approve FY2019 CMPR Recommendations
  • Approve Chair Majumdar’s Recommendation re CMPR

☐ DISCUSSION RE DISTRICT 3 SEAT (potential action) ................................................................................................................................. 574

☐ PROPOSAL RE WSBA MAGAZINE NAME – Governor Carla Higginson, and Sara Niegowski, Chief Communications and Outreach Officer (first reading) ................................................. late materials

☐ GOVERNOR ROUNDTABLE (Governors’ issues of interest)

☐ PRESIDENT’S CLOSING REMARKS

☐ ANNOUNCE BASIS FOR EXECUTIVE SESSION PURSUANT TO RCW 42.30.110(1)(i) (if needed)

☐ INFORMATION
  • Interim Executive Director’s Report ................................................................. 577
  • New Advisory Opinion 201901 ................................................................. 603
  • Demographics of WSBA Committee Applicants ........................................... 608
  • Access to Justice Board’s Proposed Updates to the Access to Justice Technology Principles ................................................................................................................................. 612
  • Limited License Legal Technician (LLLT) Suggested Amendment to RPC 1.15A(h)(9) ........ 638
  • Chief Hearing Officer Annual Report .......................................................... 642
  • Legal Foundation of Washington Annual Report .......................................... 645
  • Diversity and Inclusion Events ..................................................................... 651
  • Financial Statements
    ○ Financials as of July 31, 2019 ..................................................................... 654
    ○ Investment Update as of August 31, 2019 ............................................... 695
  • Preview of November 22-23, 2019, Meeting ............................................... 696

4:00 P.M. - Adjourn
2018-2019 Board of Governors Meeting Issues

**NOVEMBER (Seattle)**

**Standing Agenda Items:**
- Access to Justice Board Annual Report (Information)
- Financials
- FY2018 Fourth Quarter Management Report
- 2018-2019 Legislative Priorities
- 2018-2019 Legislative Review Committee Recommendations
- Office of Disciplinary Counsel Report (ED Report Information – quarterly)
- Outside Appointments (if any)
- Washington Leadership Institute (WLI) Fellows Report
- WSBA Practice Sections Annual Reports (ED Report Information)
- WSBF Annual Report

**JANUARY (Seattle)**

**Standing Agenda Items:**
- ABA Midyear Meeting Sneak Preview
- Client Protection Fund (CPF) Annual Report
- Financials
- FY2018 Audited Financial Statements
- FY2019 First Quarter Management Report
- Legislative Session Report
- Office of Disciplinary Counsel Report (ED Report Information – quarterly)
- Outside Appointments (if any)

**MARCH (Olympia)**

**Standing Agenda Items:**
- ABA Mid-Year Meeting Report
- Financials
- Legislative Report
- Outside Appointments (if any)
- Supreme Court Meeting

**March 2018 Agenda Items:**
- BOG Civil Litigation Rules Committee Report
- Mandatory Malpractice Insurance Final Report

**MAY (Yakima)**

**Standing Agenda Items:**
- BOG Election Interview Time Limits (Executive Session)
- Financials
- FY2019 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 (ED Report Information – quarterly)
- Outside Appointments (if any)
- WSBA APEX Awards Committee Recommendations (Executive Session)
**JULY** (Richland)

**Standing Agenda Items:**
- ATJ Board Report
- BOG Retreat
- Court Rules and Procedures Committee Report and Recommendations
- Financials
- Draft WSBA FY2020 Budget
- FY2019 Third Quarter Management Report
- Office of Disciplinary Counsel Report (ED Report Information – quarterly)
- WSBA Committee and Board Chair Appointments
- WSBA Mission Performance and Review (MPR) Committee Update
- WSBA Treasurer Election

**SEPTEMBER** (Seattle)

**Standing Agenda Items:**
- 2020 Keller Deduction Schedule
- ABA Annual Meeting Report
- Chief Hearing Officer Annual Report
- Professionalism Annual Report
- Report on Executive Director Evaluation (Executive Session)
- Financials
- Final FY2020 Budget
- Legal Foundation of Washington Annual Report
- Washington Law School Deans
- WSBA Annual Awards Dinner
- WSBF Annual Meeting and Trustee Election

**Board of Governors – Action Timeline**

<table>
<thead>
<tr>
<th>Description of Matter/Issue</th>
<th>First Reading</th>
<th>Scheduled for Board Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplemental Audit Options</td>
<td>July 26-27, 2019</td>
<td>Sept 26-27, 2019</td>
</tr>
<tr>
<td>Proposals re Board Updates and Communications</td>
<td>July 26-27, 2019</td>
<td>Nov 22-23, 2019</td>
</tr>
</tbody>
</table>

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 or 206.239.2125.
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 or 206.239.2125.

| Pro Bono and Public Service Committee Proposed Letter re Immigration Detention Centers | Sept 26-27, 2019 | Nov 22-23, 2019 |