

Administrative Law Section

of the Washington State Bar Association



Monthly Meeting Agenda, August 17, 2020

1. Approval of Minutes from July 20, 2020 (all)
2. Approval of Agenda (all)
3. Financial update and FY 2021 Budget (Katy Hatfield)
 - a) Katy has a late-breaking conflict. She reported no budget update.
 - b) WSBA has accepted our section budget including the lower amount we set for the newsletter.
4. Committee updates
 - a) Retreat (Margie Gray)
 - b) Legislative (Richard Potter)
 - No special session of the legislature.
 - I have been periodically checking the websites for the legislative committees that usually handle bills of interest to us, and so far there have been no summer meetings of those committees.
 - The BOG's new Comment Policy contains – at 4.f. – an implicit recognition of our past practice with the WSBA legislative folks: “technical drafting comments” are not “taking a position” and do not need the Section board's 75% vote. It would have been better if the policy spelled out these two implicit points, but I guess it's better than nothing. However, that new provision assumes that the Sections will be providing such comments directly to legislators, cc'ing the WSBA Legislative Affairs Manager. Our practice has been to rely on WSBA to relay our comments to appropriate legislators and committee staff.
 - New Sections Legislative Comment Policy
- c) Publications and Practice Manual (Robert Krabill)
 - (i) Proposed new PRA Desk Manual Contract
 - (ii) Permanent Chair
- d) CLE (Eileen Keiffer)
 - (i) Handoff to Bill
 - (ii) Additional Members

(iii) Cougar Den Mini-CLE, July 28, 2020

(iv) OAH/DFI Mini-CLE, September 9, 2020

e) Diversity and Outreach (Alexis Gobeske / Robert Rhodes)

(i) Mentorship Program

f) Homan Award (Lea Anne Dickerson)

g) Newsletter (Bill Pardee)

(i) Permanent Editor

(ii) Additional Members

h) Elections (Robert Krabill)

(i) Sophie Geguchadze

5. Sec. 7.7 Bylaw amendment

a) Current

7.7 If there is a vacancy on the executive committee between elections, the voting members of the executive committee, by majority vote, shall appoint a successor to serve for the remainder of the unexpired term. When a member is appointed to fill a vacancy in an unexpired term, the member will do so until the next annual election when an individual will be elected to serve the remainder of the vacated term.

b) Redline

7.7 If there is a vacancy on the executive committee between elections, the voting members of the executive committee, by majority vote, shall appoint a ~~successor to serve for the remainder of the unexpired term. When a~~ section member is appointed to fill the a vacancy in an unexpired term, the member will ~~do so until the next annual election,~~ when an individual will be elected to serve the remainder of the vacated term.

c) Proposed

7.7 If there is a vacancy on the executive committee between elections, the voting members of the executive committee, by majority vote, shall appoint a section member to fill the vacancy until the next annual election, when an individual will be elected to serve the remainder of the vacated term.

6. Recovery Task Force – Appellate Committee

a) Proposal to promote Direct Appeals of APA Appeals to Court of Appeals under RCW 34.05.187.

7. Volunteer Opportunity

There is a current need for pro bono representatives in telephonic administrative child support hearings. Over the past two years, the Office of Administrative Hearings has developed a small network of pro bono attorneys and legal services organizations to represent parties with disabilities. See [WAC 10-24-010](#). The number of available suitable representatives has decreased in part due to the impact of COVID-19 on law practices and home life. The income of the party with a disability is usually a disability benefit from social security. The hearings are rarely more than two hours in length. OAH expects that your method of communication with the party would be by telephone or email. Most of the parties have appealed action by the Department of Social and Health Services for public assistance, food assistance, and child support, by the Health Care Authority for Medicaid, and by the Employment Security Department for unemployment insurance. Please consider helping parties with disabilities participate meaningfully in telephonic administrative hearings by volunteering to be a suitable representative. Contact Johnette Sullivan, Assistant Chief ALJ – ADA Coordinator, at Johnette.Sullivan@oah.wa.gov.

8. Good of the Order
9. Next Meeting – August 21, 2020