



**Board of Governors Meeting
Silver Cloud Hotel at Point Ruston, Tacoma, WA
November 4-5, 2021**

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: Join via Zoom or Call 1.888.788.0099

Thursday, November 4th, Meeting ID: 823 3548 0935 Passcode: 082932

<https://wsba.zoom.us/j/82335480935?pwd=d1U3UkFJcHFHS29FNXdsNEMzK0hldz09>

Friday, November 5th, Meeting ID: 846 3707 0720 Passcode: 145954

<https://wsba.zoom.us/j/84637070720?pwd=ZnlpUtdFc3MkZLYmNvR0xoNS9Hdz09>

THURSDAY, NOVEMBER 4, 2021

9:00 AM – CALL TO ORDER & WELCOME

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*.

- Approve September 23-25, 2021 Board of Governors meeting minutes 6
- Approve the addition of Juneteenth to the WSBA holiday calendar 17
- Approve amendments to the Creditor Debtor Section Bylaws 18

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.

STANDING REPORTS

PRESIDENT’S REPORT

EXECUTIVE DIRECTOR’S REPORT 31

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. Brian Tollefson, Chair
- APEX Awards Committee, Gov. Hunter Abell, Chair
- Personnel Committee, Gov. Carla Higginson, Chair
- Legislative Committee, Gov. Tom McBride, Chair
- Nominations Review Committee, President-elect Dan Clark, Chair
- Diversity Committee, Gov. Sunitha Anjilvel, Co-Chair
- Long-Range Strategic Planning Council, Pres. Brian Tollefson, Chair
- Member Engagement Workgroup, Treas. Bryn Peterson and Gov. Francis Adewale, Co-Chairs
- Budget & Audit Committee, Treas. Bryn Peterson, Chair
- Equity & Disparity Workgroup, Gov. Alec Stephens, Chair
- Supreme Court Bar Licensure Task Force, Gov. Williams-Ruth, BOG Rep.

AGENDA ITEMS & UNFINISHED BUSINESS

- SECOND READ: SENIOR LAWYERS PROPOSED CHANGE TO THE WSBA BYLAWS**, Eleanor Doermann, Chair of Senior Lawyers Section Executive Committee, Carole Grayson, Senior Lawyers Section Executive Committee Member, Chair from 2014-2017, Brian Comstock, Senior Lawyers Section Emeritus Executive Committee Member, Chair from 2017-2019, Kevin Plachy, Director of Advancement 40
- 2022 LEGISLATIVE PRIORITIES**, BOG Legislative Committee Chair, Tom McBride and Legislative Affairs Manager Sanjay Walvekar 92
- LEGISLATIVE REVIEW COMMITTEE RECOMMENDATIONS**, Chair Brian Considine; Co-Chair Business Law Section’s Corporate Act Revision Committee Eric DeJong; Co-Chair Business Law Section’s Partnership & LLC Law Committee Elisabeth McNeil; Co-Chair Business Law Section’s Partnership & LLC Law Committee Matt LeMaster; and Legislative Affairs Manager Sanjay Walvekar.....94
- FY21 LISTENING TOUR REPORT & RECOMMENDATIONS**, Past Pres. Kyle Sciuchetti and Exec. Dir. Terra Nevitt.....175

12:00 PM – RECESS FOR LUNCH

- REQUEST TO SUPPORT THE LEGAL FOUNDATION OF WASHINGTON’S PROPOSED CHANGES TO RPC 1.15** 178
 - Legal Foundation of Washington, Legal Foundation of Washington Chair, Caitlin Davis and Legal Foundation of Washington Secretary, Sean-Michael Davis
 - Committee on Professional Ethics Chair Pam Anderson and Professor Brooks Holland 179
- PERSONNEL COMMITTEE PROPOSAL TO CLARIFY WSBA GOVERNANCE**, Chair Carla Higginson and Human Resources Director and Chief Culture Officer, Glynnis Klinefelter Sio 272
- CONTINUING THE CONVERSATION ABOUT WSBA’S STRUCTURE**

5:00 PM – RECESS

FRIDAY, NOVEMBER 5, 2021

9:00 AM – RESUME MEETING

TRAINING

- ANNUAL ANTI-HARASSMENT TRAINING**, Fisher Phillips Representative, Nate Bailey 312
- EMAIL SECURITY TRAINING**, IT Director Jon Dawson..... LM-3

SPECIAL REPORTS

- ANNUAL REPORT OF THE WASHINGTON STATE BAR FOUNDATION**, Pres. Tracy Flood.....322
- MCLE BOARD REPORT**, Chair Todd Alberstone.....324

AGENDA ITEMS & UNFINISHED BUSINESS

- COUNCIL ON PUBLIC DEFENSE MATTERS**, Council on Public Defense, Chair Travis Stearns
 - Approve Letter in Support of the Budget Request of the Office of Public Defense 357
 - Approve Comments to the Proposed New GR 41 and Amendments to CR 39..... 359

NEW BUSINESS

- GOVERNOR ROUNDTABLE** (Governors’ issues of interest)

12:00 PM– ADJOURN

INFORMATION

- General Information 364
- Financial Reports..... 380
- Annual Reports of WSBA Committees, Boards, and Councils LM-12

2021-2022 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
- FY2021 Audited Financial Statements
- Financials (Information)

MARCH (Lacey)

Standing Agenda Items:

- ABA Mid-Year Meeting Report
- Legislative Report
- Supreme Court Meeting
- Office of Disciplinary Counsel Report (ED Report)
- Financials (Information)

MAY (Spokane)

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 (Tacoma)

Standing Agenda Items:

- Draft WSBA FY2023 Budget
- WSBA Treasurer Election
- 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)

SEPTEMBER (Bellevue)

Standing Agenda Items:

- 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
- Office of Disciplinary Counsel Report (ED Report)
- Financials (Information)