

Minutes

June 2, 2023

The meeting of the Mandatory Continuing Legal Education Board was called to order by Board Chair Todd Alberstone at 1:04 PM on Friday, June 2, 2023. The meeting was held via videoconference. Board members in attendance were:

Todd Alberstone, Chair
Efrem Krisher
Ayanna Coleman
Asia Wright
Merri Hartse
Katie Denmark

Liaisons and Staff in attendance:

Ransom Smith	MCLE Analyst II
Kevin Fay	Board of Governors Liaison
Renata Garcia	Chief Regulatory Counsel and Director, Regulatory Services Department
Bobby Henry	Associate Director, Regulatory Services Department

Discussion: Recommending a Change in Policy as to Assessment of Sponsor Attendance Late Fees

The MCLE Board considered the possibility of recommending a policy change to the Board of Governors that would alter the late assessment fee structure for sponsors currently in place. The Board considered the current structure whereby sponsors are assessed a late attendance fee of \$50.00 each time a separate attendance report is uploaded into the MCLE system. The Board generally discussed the advisability of changing the late fee structure so that sponsors would be assessed a one-time late attendance fee per activity. Among the factors the Board considered were the potential loss of MCLE revenue that would result from the change, the relative administrative burden posed by the current fee structure, the effect multiple late fees have on sponsor cooperation with compliance, and the history behind late attendance fees. The Board also considered the benefit of gathering more information on the subject before deciding to advance a recommended policy change to the Board of Governors. At the close of the discussion, a motion was made to take a vote on recommending a change in fee structure such that there would only be a one-time fee assessment per course application. Two members of the Board voted in favor of the motion, and the remaining four members present abstained from the vote. As the MCLE Board voting procedures are governed by the WSBA bylaws, which call for “an actual vote

of voting members present,” the abstentions on this motion were equivalent to “no” votes. Consequently, the motion to recommend a change in fee structure failed.

Adjournment

There being no further business at hand, the meeting was adjourned at 1:50 PM. The next regularly scheduled MCLE Board meeting will be held at 10:00 AM on Friday June 16, 2023.

Respectfully submitted,

Robert Henry
Interim MCLE Board Staff Liaison