

Amendments to WSBA Bylaws, Art. IV.D,
Political Activity

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SUGGESTED AMENDMENTS TO WSBA Bylaws Art. IV.D

IV. GOVERNANCE

A. – C. [Unchanged]

D. POLITICAL ACTIVITY

1. Board of Governors

- a. The BOG acting as a board must not publicly support or oppose, in any election, any candidate for public office.
- b. The BOG acting as a board must not take a side or position publicly or authorize any officer or the Executive Director to take a side or position publicly on any issue being submitted to the voters or pending before the legislature, unless the matter is considered in public session at a meeting of the BOG with advance notice to the Bar's membership, and the following requirements are met:
 - 1) The BOG first votes to determine whether the issue is within the scope of GR 12.12; and
 - 2) If the BOG determines that the matter is within the scope of GR 12.12, then the BOG will vote to determine what position, if any, to adopt on the issue.
- c. The restriction applies fully to prohibit:
 - 1) the use of the name or logo of the Bar;
 - 2) the contribution of funds, facility use, or Bar staff time; and
 - 3) participation or support to any degree in the candidate's campaign, or the campaign on either side of the issue.
- d. The restriction does not apply to matters that are exclusively related to the administration of the Bar's functions or to any issue put to a vote of the Bar's membership.

SUGGESTED AMENDMENTS TO WSBA Bylaws Art. IV.D

Notice of any BOG position or authorization to the President or Executive Director to take a position must be published on the Bar's website as soon as possible after the meeting at which the final action is taken.

2. ~~President and President-elect~~

~~The President and President-elect must not publicly support or oppose, in an election, any candidate for public office. This restriction applies fully to prohibit:~~

- ~~a. the use of the President's and President-elect's name,~~
- ~~b. the contribution of funds, or~~
- ~~c. participation or support to any degree in the candidate's campaign.~~

~~Further, the President and President-elect must not take a side publicly on any issue being submitted to the voters, pending before the legislature or otherwise in the public domain except when specifically authorized or instructed by the BOG to do so on a matter relating to the function or purposes of the Bar.~~

3. ~~Governors, other and Officers, and Executive Director~~

~~Governors, other officers, and the Executive Director must not publicly support or oppose, in an election, any candidate for public elective office in the State of Washington the prerequisites for which include being an attorney, except where the candidate is a member of that person's immediate family. This restriction applies fully to prohibit:~~

- ~~a. the use of the Governor's, officer's, or Executive Director's name,~~
- ~~b. the contribution of funds, or~~
- ~~c. participation or support to any degree in the candidate's campaign.~~

~~The term "immediate family" as used in this Article includes a sibling, parent, spouse, domestic partner, child and the child of a spouse or domestic partner.~~

4. ~~Other~~

SUGGESTED AMENDMENTS TO WSBA Bylaws Art. IV.D

1 Governors and officers of the Bar have constitutional rights to speak and participate in political
2 activity in their individual capacities. However, if any officer, Governor or officer, or the
3 Executive Director supports or opposes any candidate for public office or any issue being
4 submitted to the voters, pending before the legislature, or otherwise in the public domain as
5 permitted in this Article, then that person must not state or imply that he or she is they are acting
6 on behalf of the Bar in his or her their capacity as officer, a Governor or officer-Executive Director
7 of the Bar unless specifically authorized to do so by the BOG, making appropriate disclaimers
8 when needed.

9 **53. Letterhead and Communications**

10 Use of The Bar's letterhead, logos, artwork, and other intellectual property may be used only for
11 limited to official business of the Bar and specifically must not be used for personal or charitable
12 purposes, or in connection with any political campaign, or to support or oppose any political
13 candidate, Bar letterhead or must not be used to support or oppose any public issue unless the
14 BOG has taken a position on the issue.

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- a. The BOG acting as a board must not publicly support or oppose, in any election, any candidate for public office.
- b. The BOG acting as a board must not take a side or position publicly or authorize any officer or the Executive Director to take a side or position publicly on any issue being submitted to the voters or pending before the legislature, unless the matter is considered in public session at a meeting of the BOG with advance notice to the Bar's membership, and the following requirements are met:
 - 1) The BOG first votes to determine whether the issue is within the scope of GR 12.2; and
 - 2) If the BOG determines that the matter is within the scope of GR 12.2, then the BOG will vote to determine what position, if any, to adopt on the issue.
- c. The restriction applies fully to prohibit:
 - 1) the use of the name or logo of the Bar;
 - 2) the contribution of funds, facility use, or Bar staff time; and
 - 3) participation or support to any degree in the candidate's campaign, or the campaign on either side of the issue.
- d. The restriction does not apply to matters that are exclusively related to the administration of the Bar's functions or to any issue put to a vote of the Bar's membership.

SUGGESTED AMENDMENTS TO WSBA Bylaws Art. IV.D

1 Notice of any BOG position or authorization to the President or Executive Director to take a
2 position must be published on the Bar's website as soon as possible after the meeting at which
3 the final action is taken.

4 **2. Governors and Officers**

5 Governors and officers of the Bar have constitutional rights to speak and participate in political
6 activity in their individual capacities. However, if any Governor or officer supports or opposes
7 any candidate for public office or any issue being submitted to the voters, pending before the
8 legislature, or otherwise in the public domain, that person must not state or imply that they are
9 acting on behalf of the Bar in their capacity as a Governor or officer of the Bar unless specifically
10 authorized to do so by the BOG, making appropriate disclaimers when needed.

11 **3. Letterhead and Communications**

12 The Bar's letterhead, logos, artwork, and other intellectual property may be used only for official
13 business of the Bar and must not be used for personal or charitable purposes, in connection with
14 any political campaign, to support or oppose any political candidate, or to support or oppose any
15 public issue unless the BOG has taken a position on the issue.

Proposed Art. IV.F, WSBA Bylaws,
Conflicts of Interest

SUGGESTED AMENDMENTS TO WSBA Bylaws Art. IV

F. CONFLICTS OF INTEREST

Members of the Board of Governors and WSBA officers have fiduciary duties to act in WSBA's best interests and must not use their Bar positions for improper personal and financial gain. Governors and WSBA officers, therefore, should avoid improper conflicts between their personal, professional, and business interests and the interests of the Bar. In furtherance of this responsibility, the Board of Governors will adopt policies for the disclosure of conflicts of interest. On an annual basis, Governors and WSBA officers must acknowledge receipt of the conflict-of-interest policy and disclose any known conflicts.