

# Administrative Law Section

*of the Washington State Bar Association*



## Administrative Law Section Executive Committee Telephonic Meeting January 13, 2020 - CORRECTED

**Executive Committee Members Present:** Robert Krabill (Chair), Eileen Keiffer (Chair-Elect), Richelle Little (Secretary), Katy Hatfield (Treasurer), Alexis Hartwell-Gobeske (2019-2022), Bill Pardee (2019-2022), Lea Anne Dickerson (2018-2021), Marjorie Gray (2019-2022). Robert Rhodes (2019-2020), Chad Standifer (2017-2020).

**Also Present:** Richard Potter (Legislative Committee Chair), Gabe Verdugo (Publications and Practice Manual Committee Chair), John Gray.

**Absent Executive Committee Members:** Jonathon Bashford (Immediate Past Chair), Bob Murphy (2017-2020), Susan Pierini (2018-2021), Scott Boyce (2018-2021), Michael Addams (Young Lawyer Liaison).

**Meeting called to order at 12:04 p.m.**

### **1. Approval of Minutes (all)**

A motion was made (Bill Pardee) and seconded (Eileen Keiffer) to approve the minutes from the December 16, 2019 meeting; the motion passed unanimously.

### **2. Approval of Agenda (all)**

A motion was made (Bill Pardee) and seconded (Eileen Keiffer) to approve the agenda; the motion passed unanimously.

### **3. Financial update (Katy Hatfield)**

WSBA sent us the year end reporting for fiscal year ending 9/30/19. It is consistent with what Katy expected. We had less revenue from CLE in 2019 than planned due to offering only one rather than the planned three CLEs. We underspent in some areas, but it evened out because we paid for two scholarships in that fiscal year. The current balance of available funds allocated to our section by WSBA is approximately \$13,000. Our speaker for the Cougar Den CLE in May would like travel costs, and this is within budget.

### **4. Retreat Update (Marjorie Gray)**

This year's retreat is on track with planning. Marjorie requested that the group begin thinking about what we would like to do next year and what next year's retreat budget should be, because she anticipates that it will be significantly lower than it has been in recent years. Robert Krabill suggested waiting until June to start planning, because we will have more information

regarding our 2020 CLE revenue by then. Final numbers for this year's retreat are due in May, so please let Marjorie know your plans as soon as possible.

## **5. Committee updates**

### **5.1 CLE (Eileen Keiffer, Robert Krabill, Susan Pierini, Lea Dickerson)**

Eileen gave the update. CLE Committee is planning a full-day CLE on the Public Records Act (April 2, 2020, Seattle) and will soon start publicizing. They are also planning a mini-CLE on the Cougar Den case in May (Yakima) and have some speakers lined up. Committee will meet next on January 17, 2020.

### **5.2 Legislative (Richard Potter)**

Upcoming Legislative Session starts today, and it appears WSBA will not be offering legislative training for Sections. To date, WSBA has sent the committee 16 bills to review; of those only eight (8) were truly of interest to the Admin Law Section. One bill, SB 6044, may be of concern because it would amend the APA, including adding a rationale for invalidating an agency rule as pretext and prohibiting courts from deferring to an agency's interpretation of statute. Richard has advised WSBA of possible concerns we may bring to the Section Board if the bill does not die in committee.

John Gray is still waiting to hear back from Nancy Krier from AG's Office about scheduling a meeting regarding the State Agencies' Indices of Orders and Statements project.

### **5.3 Publications and Practice Manual (Gabe Verdugo)**

The Public Records Act Deskbook supplement is on track for publication in the first quarter of 2020. Committee meeting is scheduled for this Thursday.

Katy asked how users with hard copies will get the supplement. Gabe stated that he understood Lexus would not be providing hard copies of the supplement. Gabe has not heard back from Lexus regarding whether current hard copy subscribers will automatically get online access, so he will ask again.

Katy also mentioned that the Practice Manual is not promoted on the section website. Gabe will email Eileen about putting a link for the Practice Manual on the section website.

### **5.4 Diversity and Outreach (Alexis Hartwell-Gobeske / Robert Rhodes)**

The plans have been submitted to WSBA for review, and after Alexis hears back the marketing emails will be sent out to potential participants. The committee will create and communicate matches in March, and a training for participants will be offered in April.

### **5.5 Homan Award (Lea Anne Dickerson)**

We have received one nomination so far and will continue waiting for nominations to roll in.

#### 5.6 Newsletter (Bill Pardee)

Newsletter is on track to be sent to WSBA this week, and then WSBA takes about two weeks for their review. Bill will add a promotion about our upcoming election to the newsletter. If anyone has ideas for articles, send the ideas to Bill.

#### 5.7 Elections

We need to solicit nominees for next year's open positions. Robert requested volunteers for an election committee. Robert, Lea, and Gabe volunteered. We are seeking a chair-elect, secretary, treasurer, and three at-large members. Members currently serving can re-apply. Eileen suggested advertising to the listserv as the best way to reach members.

#### **6. Future of the Bar**

No update. Robert suggested we can remove this from the standing agenda because we do not have reason to expect additional changes to the bar structure in the near future.

#### **7. Next Meeting**

Next meeting is February 10 at 12:00 p.m. Social-only gathering will be February 21 at 4:30 p.m. at 3 Magnets in Olympia.

The meeting adjourned at 12:54 p.m.