



**DISTRICT AND MUNICIPAL
COURT JUDGES' ASSOCIATION**

BOARD MEETING

October 12, 2018

**AOC SEATAC OFFICE
SEATAC, WASHINGTON**

DISTRICT AND MUNICIPAL COURT JUDGES' ASSOCIATION SCHEDULE OF BOARD MEETINGS

2018-2019

<i>DATE</i>	<i>TIME</i>	<i>MEETING LOCATION</i>
<i>Friday, July 13, 2018</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, Aug. 10, 2018</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Sunday, Sept. 23, 2018</i>	9:00 a.m. – 12:00 p.m.	2018 Annual Judicial Conference, Yakima, WA
<i>Friday, Oct. 12, 2018</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, Nov. 9, 2018</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, Dec. 14, 2018</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, Jan. 11, 2019</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, Feb. 8, 2019</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, March 8, 2019</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, April 12, 2019</i>	12:30 – 3:30 p.m.	AOC SeaTac Office Center
<i>Friday, May 10, 2019 & Saturday, May 11, 2019</i>	May 10: 12:00-5:00 p.m. May 11: 9:00-1:00 p.m.	2019 DMCJA Board Retreat, Location: TBD
<i>June 2, 2019</i>	9:00 a.m. – 12:00 p.m.	2019 DMCJA Spring Conference, Location: Skamania Lodge, Stevenson, WA

AOC Staff: Sharon Harvey

Updated: September 6, 2018

Persons with a disability, who require accommodation, should notify Susan Peterson at 360-705-5278 or susan.peterson@courts.wa.gov to request or discuss accommodations. While notice five days prior to the event is preferred, every effort will be made to provide accommodations, when requested.



DMCJA BOARD MEETING
FRIDAY, OCTOBER 12, 2018
12:30 PM – 3:30 PM
AOC SEATAC OFFICE
SEATAC, WA

PRESIDENT REBECCA C. ROBERTSON

AGENDA

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Call to Order

General Business

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| A. Minutes – September 23, 2018 | 1-6 |
| B. Treasurer’s Report | |
| C. Special Fund Report | |
| D. Standing Committee Reports | |
| 1. Legislative Committee – <i>Judge Meyer</i> | |
| 2. Rules Committee Minutes for August 23, 2018 and July 25, 2018 | 7-12 |
| 3. Therapeutic Courts Committee Minutes for August 1, 2018 | 13-14 |
| E. Trial Court Advocacy Board (TCAB) | |
| F. Judicial Information Systems (JIS) Report – <i>Ms. Cullinane</i> | |

Liaison Reports

- | | |
|--|-------|
| A. Administrative Office of the Courts (AOC) – <i>Ms. Callie Dietz</i> | |
| B. Board for Judicial Administration (BJA) – <i>Judges Ringus, Jasprica, Logan, and Johnson</i> | 15-21 |
| C. District and Municipal Court Management Association (DMCMA) – <i>Ms. Margaret Yetter</i> | |
| D. Misdemeanant Probation Association (MPA) – <i>Ms. Stacie Scarpaci</i> | |
| E. Superior Court Judges’ Association (SCJA) – <i>Judge Kitty-Ann van Doorninck</i> | |
| F. Washington State Association for Justice (WSAJ) – <i>Loyd James Willaford, Esq.</i> | |
| G. Washington State Bar Association (WSBA) – <i>Kim E. Hunter, Esq.</i> | |

Discussion

- | | |
|---|-------|
| A. Washington State Center for Court Research (WSCCR) Presentation – <i>Dr. Carl McCurley</i> | |
| B. Court System Education Funding Task Force Presentation – <i>Judge Douglas Fair</i> | 22 |
| C. DMCJA Rules Committee Request for Rules Process Guidance | 23 |
| D. Washington State Court Administrator College & Mandatory Continuing Education – <i>Ms. Margaret Yetter</i> | |
| E. WSBA Proposed Inactive Retired Judicial Status Draft | 24-25 |
| F. Trial Court Security Proposal | 26-27 |

<p>Information</p> <p>A. 2018-2019 Nominating Committee Roster</p> <p>B. Board members are encouraged to apply for DMCJA representative positions. Available positions include:</p> <ol style="list-style-type: none"> 1. Commission on Judicial Conduct (CJC) 2. JIS CLJ “CLUG” User Group 3. Presiding Judge & Administrator Education Committee 4. Washington State Access to Justice Board (Liaison Position) 5. WSBA Court Rules and Procedures Committee <p>C. Policy Analyst Project Ideas for 2018 are as follows:</p> <ol style="list-style-type: none"> 1. Courthouse Security Survey (August 2018) 2. Judicial Independence Matters (Municipal Court Contracts) 	<p>28</p>
<p>Other Business</p> <p>A. The next DMCJA Board Meeting is November 9, 2018, 12:30 p.m. to 3:30 p.m., at the AOC SeaTac Office, SeaTac, WA.</p>	
<p>Adjourn</p>	



DMCJA Board of Governors Meeting
Friday, September 23, 2018, 9:00 a.m. – 12:00 p.m.
Yakima Convention Center
Yakima, WA

MEETING MINUTES

Members Present:

Chair, Judge Rebecca Robertson
Judge Scott Ahlf
Judge Linda Coburn
Judge Jennifer Fassbender
Judge Michael Finkle
Judge Michelle Gehlsen
Judge Drew Ann Henke
Commissioner Rick Leo (by phone)
Judge Samuel Meyer (by phone)
Judge Charles Short
Judge Jeffrey Smith

Members Absent:

Judge Robert Grim
Judge Aimee Maurer
Judge Damon Shadid

Guests:

Judge Andrea Beall
Judge Judy Jasprica, BJA (non-voting)
Judge Dan B. Johnson, BJA (non-voting)
Judge Mary Logan, BJA (non-voting)
Judge Kevin Ringus, BJA (non-voting)
Judge Sandra Allen (Executive Session)
Judge David Steiner (Executive Session)
Ms. LaTricia Kinlow, DMCMA
Ms. Margaret Yetter, DMCMA

AOC Staff:

Ms. Callie Dietz
Ms. Sharon R. Harvey
Ms. Susan Peterson

CALL TO ORDER

Judge Robertson, District and Municipal Court Judges' Association (DMCJA) President, noted a quorum was present and called the DMCJA Board of Governors (Board) meeting to order at 9:05 a.m. Judge Robertson asked attendees to introduce themselves.

GENERAL BUSINESS

A. Minutes

The Board moved, seconded, and passed a vote (M/S/P) to approve the Board Meeting Minutes for August 10, 2018, with one clerical correction: Judge Coburn was not at the August 10, 2018 meeting.

B. Treasurer's Report

M/S/P to accept the Treasurer's Report. Judge Gehlsen provided the Treasurer's report for the Board's review and was available for questions.

C. Special Fund Report

M/S/P to accept the Special Fund Report. Judge Gehlsen reported the account gained \$4.30 interest this month, and the year-to-date interest is \$33.70.

D. Standing Committee Reports

1. *Legislative Committee*

Judge Meyer, Legislative Committee Chair, reported that the Committee met on August 10, 2018 in person and on September 14, 2018 by phone. The Committee continues to discuss and review legislative proposals submitted by the DMCJA membership for the 2019 Legislative Session. In October 2018 or November 2018, the Committee will submit selected proposed 2019 DMCJA legislation for Board approval.

E. Trial Court Advocacy Board (TCAB) Update

Judge Ahlf reported that the TCAB executive officers plan to meet on September 24, 2018 at the annual Fall Conference in Yakima, WA, to discuss the future of TCAB.

F. Judicial Information Systems (JIS) Report

Judge Ahlf reported the Judicial Information System Committee (JISC) did not meet in August, and the next JISC meeting is on October 26, 2018. Ms. Dietz reported that the Courts of Limited Jurisdiction Case Management System (CLJ-CMS) Project Steering Committee continues to meet, and they are looking at alternative options for a CLJ case management solution and investigating the costs and risks of each. Options being considered include: (1) A “best of breed” approach, which means buying separate products (like the best case management system, the best probation system, the best document management system) and integrating them; (2) modernizing JIS/DISCIS, including adding missing functions, such as document management or probation management; and (3) an innovative approach or possibly a hybrid of the two options: Modernizing JIS, and linking it with off-the shelf products for the missing functions like document management and probation. The Project Steering Committee has submitted a RFQQ which will identify a company to help them analyze these alternatives and set the project in the best direction for success. The RFQQ responses are due October 1, 2018, and the Project Steering Committee will have more information to share soon.

LIAISON REPORTS

A. Administrative Office of the Courts AOC

Ms. Dietz provided a status update on the recruiting process for the new State Court Administrator position. She reported the AOC has been conducting interviews, and that Judge Coburn, representing the DMCJA, and Ms. Yetter, representing the District and Municipal Court Management Association (DMCMA), have been involved in the interviews. She informed there are some good applicants lined up, and that two applicants who have had phone interviews will likely be called back for in-person interviews. She further informed they hope to have a candidate named within the next few weeks so that she can spend about a month with the new State Court Administrator before she retires in December 2018. In addition, Ms. Dietz informed the AOC will likely be retuning its reorganization when the new State Court Administrator comes on board. Lastly, Ms. Dietz expressed her appreciation for the AOC staff and said she is going to miss them, as well as her appreciation for the collaborative work and support of DMCJA and DMCMA members.

B. Board for Judicial Administration (BJA)

Judge Jasprica, BJA Member Co-Chair, reported that the BJA met on Friday, September 21, 2018. She informed that one focus of the meeting was to welcome new members and September is usually when the BJA does their new member orientation; however, many of the new members were not in attendance. Another focus of the meeting was looking at the leadership goals for the BJA, which include: (1) speaking with a unified voice, (2) court communication, (3) committee coordination, and (4) committee composition. In addition, she reported that, in terms of communication, she would like to see the Board include the BJA meeting minutes in the DMCJA Board meeting materials. She believes it will be helpful for Board members to read the BJA minutes, and then if they have any questions, the BJA representatives can address those. Lastly, she reported that the DMCJA is very well represented on the BJA, and that includes DMCJA members on BJA subcommittees.

Judge Robertson, BJA Policy and Planning Committee Chair, shared that the BJA Policy and Planning Committee is developing a communication plan to ensure all court levels have information regarding priorities and the work of the BJA.

C. District and Municipal Court Management Association (DMCMA)

Ms. Yetter reported that the DMCMA wrote a letter to the JISC concerning equipment replacement. In addition, she reported they are continuing to move forward with a mandatory education proposal. Lastly, the DMCMA is starting to plan for its 2019 Annual Conference which is scheduled for May 19-22, 2019 at the Heathman Lodge in Vancouver, WA.

ACTION

1. JIS Equipment Replacement

M/S/P for Judge Robertson to send a letter in support of the DMCMA concerning the JIS Equipment Replacement.

2. Misdemeanant Probation Association Funding Request

M/S/P to approve paying twelve hundred dollars (\$1,200) to the Misdemeanant Probation Association (MPA) to help fund the cost of the speaker for the educational seminar on emerging drug trends, synthetic drug usage and polysubstance abuse at the 2019 MPA Conference.

DISCUSSION

A. Washington Interpreter Services Funding Task Force Presentation

Judge Andrea Beall, Co-Chair of the Washington Interpreter Services Funding Task Force (Task Force), gave an overview of the Task Force and its work. She informed that the Board for Judicial Administration (BJA) created the Interpreter Services Funding Task Force in July 2017 to analyze the demand and funding needs for interpreters in Washington State courts, and the Task Force is a two-year commitment. The Task Force's membership consists of a Supreme Court justice and judges from every level of court; representatives from city and county associations, advocacy organizations, court management associations, the Office of Public Defense, the Minority and Justice Commission, and legislative and budget staff from the Administrative Office of the Courts (AOC). In December 2017, the Task Force sent out a Court Interpreter Funding Survey.

Judge Beall then reported the overall survey results and specific information related to municipal and district courts. She informed that the Task Force received 97 responses from district and municipal courts, and they found that 40% of municipal courts and 67% of district courts were likely to use interpreters daily or weekly. In addition, of those municipal/district courts more likely to use interpreter services, 67% use interpreters for criminal court cases, 51% for traffic court cases, and 26% for domestic relations court cases. In 2016 over \$3.1 million was spent on interpreter services, which is a great increase over past years, and about 50% of courts are exceeding their allocated interpreter budgets. Small and rural courts are having more difficulty getting qualified interpreters to their courts, and all courts have difficulties finding qualified interpreters and interpreters for rarer languages; therefore, the Task Force wants to expand the language pool. In addition, while Spanish is the most commonly interpreted language in Washington State, 36% of courts provided interpreter services for more than 10 languages, and one court reported providing interpreter services for 162 different languages. Judge Beall explained that more languages means more need, and often delays in cases are caused due to waiting to get an interpreter. The survey showed that about 41% of municipal courts and 63% of district courts reported that this is true for their court. In addition, the Interpreter Reimbursement Program currently provides limited funds (\$610,500 annually) to only 20% of Washington State courts, and by seven months into the year, those funds are usually exhausted.

Judge Beall explained that without increased funding, no new courts have been able to apply for these funds since the program's inception in 2008. Therefore, the Task Force is requesting \$2.1 million from the Legislature for the Interpreter Reimbursement Program to allow more courts in all parts of the state to access funding. Once funding is increased, the priority in the first year will be to recruit small and rural courts into the program. Increased funding for the program will also support additional recruitment, testing, and training for all languages with a focus on rarer language and certified interpreters.

Judge Beall informed that the survey was sent out so the Task Force could get real-life information and evidence, and she said Board members can help by responding to the survey if they see it. She further informed that members can also help by reaching out to their local stakeholders and legislative representatives to support this effort, as well as by asking their county/city executives and county

commissioners/council members to make the Interpreter Reimbursement Program one of their legislative priorities. Judge Gehlsen inquired as to whether there would be a cap on the number of courts admitted to the program or whether all courts would be allowed to enter the program. Judge Beall confirmed it would be open to all courts and informed that a language access plan would be required which must be approved by the AOC. Judge Robertson inquired how much more time is left on the Task Force, and Judge Beall confirmed there are nine months left—the project is expected to be completed in June 2019. Ms. Jeanne Englert is the AOC contact for the Task Force. Additional information about the Task Force and the full Funding Court Interpreters Report can be found at:

http://www.courts.wa.gov/programs_orgs/pos_bja/?fa=pos_bja.interpreterServicesFunding.

B. Committee Satisfaction Survey Results

Ms. Harvey presented on the results of the DMCJA Committee Satisfaction Survey, which was recently sent out to the DMCJA membership. Ms. Harvey began by providing background information on the purpose of the survey. She explained that this survey is part of a larger effort by the DMCJA Board to increase DMCJA member involvement, which is a top priority for the association. She informed, in recent years, member involvement with DMCJA-related groups has declined, so the purpose of the survey was to determine what DMCJA policies will encourage member involvement and create necessary and effective DMCJA-related committees, taskforces, and workgroups. Approximately 25% of DMCJA members participate in DMCA standing committees. Therefore, in doing the survey, the association wanted to (1) understand members' experience and find out what will encourage member involvement, and (2) see whether the current committees are effective. Ms. Harvey reported the results of the survey, which included the following. The survey showed that in order to eliminate barriers to member participation, the following issues need to be addressed: (1) lack of time, (2) pro tempore funding available for committees, (3) technology, and (4) personality conflicts. Ms. Harvey made the following two recommendations for addressing these issues: (1) discuss whether a committee is necessary and effective either annually or biannually during the DMCJA Board Retreat, and (2) approve a committee campaign in the spring when committee sign-up sheets are disseminated to DMCJA members. Ms. Harvey explained that the Retreat is a time when Board members determine how much funds to allocate to a committee, and this agenda item could include discussions regarding how many members should exist for it to be considered a viable committee, whether the committee should be consolidated with another group, and whether the committee should be placed on hiatus. She further explained a campaign could include mentoring opportunities for Committee chairs and members, advertising \$5,000 allotted for pro tempore coverage when judges participate in committee related events, etc. Ms. Harvey then addressed the Board's questions. Judge Robertson shared that she believes this is a long-term project.

C. Available DMCJA Representative Positions

Judge Robertson reported there are several DMCJA representative positions that still need recruitment. She asked Board members to let her know of anyone who may be interested and for their input on ways to improve and increase recruitment. The Board discussed the topic, and there were several suggestions including the following: (1) each committee chair could make a plug for their committee at the DMCJA Spring Conference, (2) personally communicate directly with judicial officers about committee opportunities; (3) ask the Judicial Assistance Services' Program mentor/mentee program to reach out to judicial officers (i.e. at Judicial College), and (4) to reach out to new judicial officers approximately six months after they have been on the bench because any earlier than that may be too overwhelming for them. Ms. Dietz shared that the Conference of State Court Administrators (COSCA) has a standing committee, the COSCA Service to New Members Committee, which provides support to new members of the organization. This has proven beneficial for member involvement; for more information about COSCA's committee, please contact Ms. Dietz. Judge Robertson expressed her appreciation for all of the suggestions, and she informed that a current list of available DMCJA representative positions is under the Information section of the meeting agenda.

D. Whether to Add Courts of Limited Jurisdiction to Amended Tribal Court Rule

Judge Robertson provided background information on this topic and requested the Board's input. She stated that the Tribal State Court Consortium was considering proposing rule amendments to address situations in which tribal and state courts have concurrent proceedings. The Consortium did not think to address courts of limited jurisdiction (CLJs) in the proposal, but Judge Robertson thought that it might be beneficial to include CLJs as well. Therefore she suggested that the DMCJA Rules Committee review the proposed amendments to CR 82.5 to determine if the DMCJA should recommend comparable amendments for CLJs. The Rules Committee reviewed the proposal but did not think it was applicable to CLJs because the CLJs do not have a corresponding rule. However, despite the lack of a corresponding rule, Judge Robertson thinks this is an issue of interest for CLJs and believes it would be in everyone's best interest to clarify how to communicate with the trial courts. The Board discussed the topic, and they were reminded that the tribal courts have been in favor of better communication with the CLJ courts and were previously working on it with Washington Supreme Court Justice Barbara Madsen. Judge Robertson will ask the Rules Committee to draft a congruent rule for the Board's review.

E. JIS Equipment Replacement

Ms. Margaret Yetter, District and Municipal Court Management Association (DMCMA) President, explained that it recently came to the DMCMA's attention that the AOC policy for reimbursement of computer equipment includes "laptop" computers for judges only, and courts are not given reimbursement for staff computers unless they are willing to buy "desktops." While researching the issue, however, the DMCMA could not locate a policy that declared laptops ineligible for reimbursement. In addition, the Judicial Information Systems (JIS) General Policies on equipment do not appear to specify the type of computer that is allowable; they only use the term, "Personal Computer." Thus, it is the DMCMA's belief that the definition of a personal computer is just that, a computer that is designed to be used by one person, and the definition does not differentiate between laptop and desktop. Therefore, Ms. Yetter wrote a letter to the Judicial Information Systems Committee (JISC), urging the JISC to consider updating the policy to allow reimbursement of laptops for court staff as well as judges. A copy of the letter was included in the Board materials. The JISC plans to discuss this issue at their next meeting on October 26, 2018. In addition, the DMCMA is seeking support from the Board concerning the issue. There was Board discussion, and the Board agreed they would like to support the DMCMA concerning this topic. In addition, Judge Robertson suggested she could write a letter in support of the DMCMA. M/S/P to move this topic to an action item.

F. Misdemeanant Probation Association Funding Request

The Washington State Misdemeanant Probation Association (MPA) submitted a funding request to the DMCJA in the amount of twelve hundred dollars (\$1,200) on behalf of its Education and Training Committee. This is to help cover the cost of an educational seminar on emerging drug trends, synthetic drug usage and polysubstance abuse at the 2019 MPA Conference which will be held at The Marcus Whitman in Walla Walla on Tuesday, May 7, 2018. The request noted that the annual MPA Conference is often the only opportunity for many MPA members to receive training throughout the year, and MPA members have specifically requested this particular training which will allow probation staff to be parallel with their clients instead of trying to catch-up. The \$1,200 contribution will cover half of the cost of the speaker for this training, and it will also help offset the costs to the MPA conference attendees and their jurisdictions by \$15 per conference registration. The Board discussed the request and noted they have supported similar requests from the DMCMA in the past, and since the two are closely related it is appropriate to support this request as well. This is a first-time request from the MPA; therefore, Ms. Harvey will determine which budget line item this expense should be paid out of. Ms. Harvey will also look into whether the Board should consider creating a new line item for this at the May 2019 Board Retreat. M/S/P to move this topic to an action item.

INFORMATION

Judge Robertson brought the following informational items to the Board's attention.

- A. Board members are encouraged to apply for DMCJA representative positions. Available positions include:
 - 1. Annual Conference Planning Committee
 - 2. BJA Public Trust and Confidence Committee
 - 3. Commission on Judicial Conduct (CJC)
 - 4. JIS CLJ "CLUG" User Group
 - 5. Misdemeanant Probation Association (MPA) Liaison
 - 6. Presiding Judge & Administrator Education Committee
 - 7. Washington State Access to Justice Board (Liaison Position)
 - 8. WSBA Court Rules and Procedures Committee
- B. Policy Analyst Project Ideas for 2018 are as follows:
 - 1. Committee Satisfaction Survey (July 2018)
 - 2. Courthouse Security Survey (August 2018)
 - 3. Judicial Independence Matters (Municipal Court Contracts)
- C. The Washington State Supreme Court Interpreter Commission voted to remove two politically related questions from the list of questions an appointing authority could consider asking a person who is a Limited-English Proficient speaker. See revised Bench Card for Courtroom Interpreting.
- D. The Washington State Supreme Court Minority and Justice Commission issued a Legal Financial Obligations (LFO) Bench Card for trial courts. Attached is the LFO Bench Card for courts of limited jurisdiction.
- E. The Pretrial Task Force will meet on October 1, 2018, from 9:00 a.m. to 12:00 p.m., at the AOC Office in SeaTac, WA.
- F. DMCJA Letter to DOL Director regarding Annual Joint DOL/DMCJA/DMCMA/AOC Meeting.
- G. Constitution Day was held on September 17, 2018. Many DMCJA Judges participated in this event. For more information about Constitution Day, please visit the following website:
<http://www.courts.wa.gov/education/?fa=education.iitcStories>.

OTHER BUSINESS

The next DMCJA Board Meeting is scheduled for October 12, 2018, from 12:30 a.m. to 3:30 p.m., at the AOC Office in SeaTac, WA.

The Board meeting was adjourned at 10:20 a.m.

G. Council on Independent Courts – Executive Session
The Board then went into Executive Session to discuss ongoing judicial independence issues that municipal court judges are experiencing throughout Washington State. M/S/P to go into Executive Session.



DMCJA Rules Committee
Thursday, August 23, 2018 (12:00 - 1:00 p.m.)
Via Teleconference

MEETING MINUTES

Members:

Chair, Judge Dacca
~~Judge Buttorff~~
Judge Goodwin
~~Commissioner Hanlon~~
Judge Oaks
~~Judge Samuelson~~
~~Judge Steiner~~
~~Judge Turner~~
Ms. Linda Hagert, DMCMA Liaison
Ms. Patti Kohler, DMCMA Liaison (Alternate)

AOC Staff:

Ms. J Benway

Guest:

Judge Eisenberg

Judge Dacca called the meeting to order at 12:02 p.m.

The Committee discussed the following items:

1. Welcome & Introductions

Judge Dacca welcomed the Committee members in attendance and guest Judge Eisenberg.

2. Approve Minutes from the July 25, 2018 Rules Committee meeting

Only one of the Committee members in attendance had been present for the July 25 meeting, so the Committee deferred consideration of the minutes.

3. Discuss Proposal to Amend GR 22

Judge Eisenberg re-presented his proposal to amend GR 22 to include therapeutic court records for courts that are included in the definition of therapeutic courts provided in RCW 2.30.010. Under the proposal, restricted access would be granted to competency evaluations, risk assessments, and other materials common to therapeutic courts, and the rule would allow confidential sealing of certain records.

Judge Dacca stated that he had requested Judge Garrow review the proposal because she was involved in the process that resulted in the rescission of ARLJ 9, which formerly kept confidential certain records in courts of limited jurisdiction. At the time that ARLJ 9 was rescinded, the DMCJA had requested that GR 31 be amended to protect treatment reports, psychiatric evaluations, and similar records, and the Supreme Court declined to do so, instead choosing to repeal the CLJ rules that governed these topics. Recent case law indicates a strong concern for making court records available to the public. For these reasons, Judge Garrow is

concerned that the proposal would not be met with a favorable response. The Committee also expressed concern that GR 22 may not be the right vehicle for such an amendment, because it is rather narrow in scope (family law and guardianship records) and therapeutic courts occur in a variety of contexts, including criminal cases.

Judge Dacca requested that Judge Eisenberg prepare a GR 9 Cover Sheet providing context for the request and setting forth the reasons for the proposal. Ms. Benway will provide Judge Eisenberg with background materials pertaining to the ARLJ 9 rescission. This item was tabled until the September meeting.

4. Discuss Proposal to Amend CrRLJ 8.9

Judge Eisenberg has proposed changes to rules and statutes pertaining to affidavits of prejudice. Specifics of the proposal include substitution of the term “notice of disqualification” to be consistent with superior court rules and statutes, and that judges be permitted to preside over arraignment proceedings even after a notice is filed. The Committee had some concerns regarding the proposal, and Judge Dacca stated that he would like to discuss the issue with Judge Meyer, Chair of the DMCJA Legislative Committee, because a similar proposal was submitted to that Committee. The Committee would also like to see a GR 9 Cover Sheet with more detailed information. This item was tabled until the September meeting.

5. Discuss Proposal to Amend GR 29

Ms. Benway stated that the DMCJA Board had formed a committee on judicial independence (currently, the Council on Independent Courts) that, among other recommendations, is proposing amendments to GR 29. The proposed amendments would require certain provisions to be included in the employment contracts of part-time judicial officers. The DMCJA Board approved of the committee’s Final Report, including the GR 29 proposal, and has now forwarded the rule amendment proposal to the DMCJA Rules Committee for consideration.

The Committee expressed appreciation for the policy behind the proposed amendments, but is concerned about the potential burden on small jurisdictions. Because stakeholders will have the opportunity to comment on the proposal as it moves through the rule amendment process, and because the DMCJA Board already approved of the proposal, the Committee concluded that (1) the recommendations are not inconsistent with existing rules, and (2) GR 29 is an appropriate location for the proposed amendment.

6. Update re proposal to amend IRLJ

The DMCJA Rules IRLJ Subcommittee (Judge Dacca, Judge Goodwin, and Judge Steiner) has reviewed the comments on the proposal, which were primarily provided by the members of the WSBA’s Court Rules Committee’s IRLJ Subcommittee. The DMCJA Rules IRLJ Subcommittee is concerned by the apparent perception that the DMCJA Rules Committee is attempting to modify the IRLJ without proper input. It was motioned, seconded, and passed that the DMCJA IRLJ Subcommittee reach out to the WSBA IRLJ Subcommittee to learn more about their process and procedures. Judge Dacca also recommended discussing the matter with Judge Steiner and Judge Robertson.

7. Other Business and Next Meeting Date: Draft Meeting Schedule

Judge Dacca stated that he was changing the date of the September Committee meeting from Wednesday, September 26 to Thursday, September 27 at noon via teleconference to avoid conflict with the Fall Judicial Conference. Ms. Benway will distribute a revised meeting schedule.

There being no further business, the meeting was adjourned at 12:58 p.m.



DMCJA Rules Committee
Wednesday, July 25, 2018 (12:00 - 1:00 p.m.)
Via Teleconference

MEETING MINUTES

Members:

Chair, Judge Dacca
Judge Buttorff
~~Judge Goodwin~~
Commissioner Hanlon
~~Judge Oaks~~
Judge Samuelson
~~Judge Steiner~~
~~Judge Turner~~
Ms. Linda Hagert, DMCMA Liaison
Ms. Patti Kohler, DMCMA Liaison (Alternate)

AOC Staff:

Ms. J Benway

Guest:

Judge Eisenberg

Judge Dacca called the meeting to order at 12:03 p.m.

The Committee discussed the following items:

1. Welcome & Introductions

Judge Dacca welcomed the Committee members in attendance and guest Judge Eisenberg.

2. Approve Minutes from the June 5, 2018 Rules Committee meeting

It was motioned, seconded and passed to approve the minutes from the June 5, 2018 Rules Committee meeting as presented.

3. Discuss Proposal to Amend GR 22

Judge Eisenberg stated that the Seattle Municipal Court bench was concerned about preserving the confidentiality of materials that may be provided to therapeutic courts. His proposal is to amend GR 22 to include therapeutic court records for courts that are included in the definition of therapeutic courts provided in RCW 2.30.010. Under the proposal, restricted access would be granted to competency evaluations, risk assessments, and other materials common to therapeutic courts, and would allow for confidential sealing of certain records.

The Committee reviewed the proposal and expressed concern regarding potential unintended consequences from the amendment, particularly in the diversion context. The Committee was also concerned about potential conflict with statutes and other rules. Judge Dacca stated that he would discuss the issues at greater length with Judge Eisenberg. This item was tabled to the August meeting.

4. Discuss Proposal to Amend CrRLJ 8.9

Judge Eisenberg stated that issues had been raised in Seattle Municipal Court regarding the affidavit process for the disqualification of judges in courts of limited jurisdiction. To address this concern, Judge Eisenberg is proposing that “affidavit of prejudice” be changed to “notice of disqualification” to be consistent with superior court rules and statutes, and that judges be permitted to preside over arraignment proceedings even after a notice of disqualification is filed.

The Committee reviewed the proposal and had some concerns, particularly about the scope of duties granted to a disqualified judge during arraignment, and the use of disqualification rather than prejudice. The Committee would also like to see a GR 9 Cover Sheet stating the purpose for the proposal. This item was tabled to the August meeting.

5. Discuss Case Scheduling Requirement for CLJs

The WSBA Court Rules Committee submitted a draft proposal to the DMCJA Rules Committee pertaining to case scheduling requirements in courts of limited jurisdiction. Judge Dacca stated that he had communicated the Committee’s concerns to the WSBA Committee and they decided not to proceed with the proposal.

6. Discuss Potential Tribal-State Consortium Rule

The Tribal-State Consortium is a joint effort between state and tribal court judicial officers to expand communication and collaboration. The group has been working on an amendment to CR 82.5, pertaining to tribal court jurisdiction, to address co-occurring proceedings before the respective courts. Judge Robertson suggested that because tribal courts and courts of limited jurisdiction may also have co-occurring proceedings, the DMCJA Rules Committee should consider whether the DMCJA Board should recommend a similar rule. Upon review of the proposed rule, the Committee was not satisfied that a similar rule for CLJs was necessary. J will provide this information to the Consortium.

7. Update re proposal to amend IRLJ

Judge Dacca stated that the IRLJ Subcommittee had received several comments from members of the WSBA Court Rules Committee regarding proposed amendments to the IRLJ. The IRLJ Subcommittee (Judge Dacca, Judge Goodwin, and Judge Steiner) will review the comments and report back to the Committee.

8. Discuss proposed GR 38, pertaining to Prohibition of Bias

The SCJA has submitted a proposal to the Supreme Court to enact a new general rule to prohibit bias. The deadline to comment is September 14, 2018. Judge Samuelson stated that he felt that mechanisms were already in place to prohibit bias so this rule was not necessary. Judge Dacca was concerned with the apparent increase in promoting policies through court rules. The Rules Committee decided not to recommend a comment on the proposal but individual judges may comment on the proposed amendment if they are so inclined.

9. Other Business and Next Meeting Date: Draft Meeting Schedule

Judge Dacca stated that he was changing the date of the September Committee meeting from Wednesday, September 26 to Thursday, September 27 to avoid conflict with the Fall Judicial Conference.

The next meeting is scheduled for Thursday, August 23 at noon via teleconference. Judge Buttorff will be unable to attend.

There being no further business, the meeting was adjourned at 12:59 p.m.



DMCJA Therapeutic Courts Committee

August 1, 2018, 12:00 PM – 12:45 PM

Conference Call

877-820-7831; PIN 854785

Committee Meeting Minutes

Members Present:

Judge Fred Gillings, Co-Chair
Judge Laura Van Slyck, Co-Chair
Judge Scott Ahlf
Judge Matthew Antush
Judge Tam Bui
Judge Michael Finkle
Judge Robert Grim
Judge Mary Logan
Judge Claire Sussman

AOC Staff:

Sharon R. Harvey

Members Absent:

Judge Susan Adams
Commissioner Jenifer Howson
Judge Nancy McAllister
Judge Lisa Paglisotti
Judge Damon Shadid
Judge Ketu Shah
Judge Jeffrey Smith
Judge Michael Turner

Welcome

The Therapeutic Courts Committee (Committee) meeting was called to order at approximately 12:00 p.m. A quorum was present at 12:15 p.m. Co-Chairs Judge Gillings and Judge Van Slyck welcomed attendees and asked them to introduce themselves.

Minutes

The Committee moved, seconded, and passed a vote (M/S/P) to approve the June 4, 2018 Minutes with the following corrections:

- Meeting called to order at **7:16 a.m.** not 12:16 a.m.
- Minutes heading should read "Committee Meeting" not "Conference Call"

Fall Conference Presentation

Judge Van Slyck reported on the annual fall conference presentation. The Committee is sponsoring a mini-colloquium entitled, "Providing Enhanced Therapeutic Solutions" on Tuesday, September 25, 2018, during the 60th Washington Judicial Conference. Pre-registration is required for the event and seating is limited to twenty five attendees. The panel includes: Judge Adams, Judge Ahlf, Judge Finkle, Commissioner Howson, Judge Kaestner, Judge Ross, and Judge Van Slyck. The program faculty will obtain questions from the following sources: (1) July 2017 Committee survey questions, and (2) soliciting questions from pre-registered mini-colloquium attendees.

Fall Conference TCC Meeting

Judge Gillings reported on the Committee meeting during the annual fall conference. The Committee will meet on Tuesday, September 25, 2018, from 12:00 p.m. to 1:25 p.m. The date and time are the result of a survey sent to the Committee by Judge Gillings. The Committee will meet immediately following the mini-colloquium.

TCC Subcommittees Discussion

Judge Van Slyck and Judge Gillings reported on TCC Subcommittees, which include (1) Education, (2) Outreach and Judicial Resource Development, and (3) Legislative Liaison. Subcommittee members are follows:

1. **Education** – Judge Van Slyck (Chair), Judge Adams, Judge Ahlf, and Judge Logan
2. **Outreach and Judicial Resource Development** – Judge Gillings (Chair), Commissioner Howson, Judge Sussman, Judge Antush, and Judge Bui
3. **Legislative Liaison** – Judge Finkle (Chair), Judge Shadid, Judge Smith, and Judge Grim

Committee members are encouraged to join a subcommittee. Subcommittee chairs were encouraged to develop goals and objectives for their respective group. The chairs of the above-referenced subcommittees were also requested to define a project for their subcommittee before the next committee meeting on September 25, 2018. The subcommittees are expected to work on their respective projects until June 2019.

Discuss renaming to “Innovative Courts Committee”

Judge Gillings and Judge Van Slyck addressed Judge Finkle’s proposal to rename the Committee from Therapeutic Courts Committee to Innovative Courts Committee. The Committee discussed the following issues regarding a name change:

- Committee name should use terms widely understood by legislators and others for grant writing purposes and other funding opportunities
- Committee name should reflect the charges of the group
- Committee name should not conflict with other groups (i.e. Youth Courts)

Ms. Harvey was asked how Ms. Margaret Fisher, AOC employee and special advisor to the Washington State Association of Youth Courts, defines Youth Courts. Ms. Harvey consulted with Ms. Fisher and discovered that Ms. Fischer defines youth courts as problem solving courts; however, youth courts are not officially classified as such. The Committee decided to table the Committee renaming issue for a later date.

Good of the Order/Close

The next meeting is Tuesday, September 25, 2018, from 12:00 p.m. to 1:25 p.m., at the Yakima Convention Center, in Yakima, WA.

The meeting was adjourned at 12:45 p.m.



Board for Judicial Administration (BJA) Meeting

Friday, June 15, 2018 (9 a.m. – 12 p.m.)

AOC SeaTac Office, 18000 International Blvd, Suite 1106, SeaTac

MEETING MINUTES

BJA Members Present:

Chief Justice Mary Fairhurst, Chair
Judge Judy Rae Jasprica, Member Chair
Judge Bryan Chushcoff
Ms. Callie Dietz
Judge George Fearing
Judge Blaine Gibson
Judge Gregory Gonzales
Judge Dan Johnson
Ms. Paula Littlewood
Judge Mary Logan
Judge Bradley Maxa
Mr. Bill Pickett
Judge Kevin Ringus
Judge Rebecca Robertson
Mr. James Rogers
Judge Ann Schindler
Judge Scott Sparks
Judge Michael Spearman
Justice Charles Wiggins

Guests Present:

Justice Bobbe Bridge (ret.)
Ms. Misty Butler Robison
Judge Kitty-Ann van Doorninck
Ms. Margaret Yetter
Justice Mary Yu

Public Present:

Dr. Page Carter

AOC Staff Present:

Ms. Lynne Alfasso
Ms. Crissy Anderson
Ms. Jeanne Englert
Ms. Beth Flynn
Mr. Brady Horenstein
Mr. Ramsey Radwan

Recognition of Outgoing Members

Judge Jasprica recognized all the outgoing Board for Judicial Administration members and Ms. Butler Robison for their contributions and service to the BJA. The outgoing BJA members are judges Maxa, Fearing, Chushcoff, O'Donnell, Sparks, Ahlf, and Spearman; and Mr. Brad Furlong, former President of the Washington State Bar Association. Ms. Butler Robison was staff to the BJA. Chief Justice Fairhurst thanked all outgoing members for their service on the BJA.

Public Trust and Confidence Committee

Justice Yu updated the BJA on the past and present work of the Public Trust and Confidence Committee. A list of projects was included in the meeting materials. She highlighted a few of them:

- Producing a PSA regarding access to justice for the public which should be completed at the end of summer or early fall.
- Increasing participation in the Judges in the Classroom (JITC) Program by building a roster of judges who can step in. Their focus will be Constitution Day which is a national campaign. Their goal is to have a judge in each school. The Administrative Office of the

Courts will be focusing on getting their social media updated to feature judges who present JITC lessons in schools.

- Providing a program at the Annual Judicial Conference regarding implicit bias against religious minorities.
- Looking at diversity in juries. Mr. Chris Gaddis from Pierce County Superior Court has studied where the jurors are who do not report for jury duty and he produced an interesting map that shows many of the people who do not show up live in apartments and lower income areas. They are working on ways to increase juror turnout.

The BJA can help the Committee by approving a future request to add more members to the Committee. The Committee needs to have more representation geographically and by race. They would also like to have a second in-person meeting but will need additional funding. Most of their meetings are by phone and that works to a certain extent but it is helpful when they can meet in person.

2018-2019 BJA and Committee Membership

Ms. Englert stated that there are lists of the proposed 2018-19 members of the BJA and the standing committees in the meeting materials. The Policy and Planning Committee membership will be finalized this summer and sent via e-mail to the BJA for approval.

It was moved by Judge Rogers and seconded by Judge Sparks to approve the BJA standing committee chairs and rosters. The motion carried.

Washington Citizens Commission on Salaries Report

Mr. Horenstein reported that the Salary Commission will convene in September to set judicial salaries. During the last salary setting cycle there was some frustration at initially being told the salary increase would be 4% but it was actually just 2%. Mr. Horenstein included a memorandum in the meeting materials explaining the salary setting process and how Salary Commission members are appointed.

Mr. Horenstein would like to have a discussion on the approach. Historically, it has been a joint presentation. Does the BJA want to continue with the current approach or change it? The goal is to get on the same page regarding the presentation and materials that are submitted.

The following suggestions were made regarding the content of the Salary Commission report.

- The salaries listed should be for the entire year. For example, when listing 2017, the salary listed only pertains to the last three months of the year.
- Information about the pension contribution should be included in the report. Part of the high pension contribution rate is tied to higher benefits and part by the recession.
- Would not point out how hard judges work because everyone works hard. Instead, show competitive salaries for people courts are trying to recruit and emphasize the turnover rate. King County Superior Court has had a 20-30% turnover rate the last two years. Comparatively low salaries make it difficult to attract highly qualified candidates to serve on the court. It is important to have a comparison to the federal bench but also include comparisons to the private and public sectors.

- Show that there is disparity in the pension contribution rate. Federal judges pay nothing and Washington judges pay close to 16%.
- It is important to know the Salary Commission members so the BJA will know the audience of the presentation and be careful to not assume they know more than they do.
- If the goal is to close the gap between the pay of Washington State and federal judges, it should be corrected in increments over the years.
- Think about including the State of the Judiciary to highlight the work judges do in addition to their time on the bench. All of the additional responsibilities should be looked at as ways to show how much extra work is being done by judges in Washington through boards, committees and commissions.
- Include the fact that according to the National Center for State Courts Washington State judges are not even making the median salaries throughout the county. The BJA could also compare Washington's salaries just to the Western Region states.

There was a request to wait and see the report that Mr. Horenstein produces prior to sending letters from associations directly to the Salary Commission.

It was noted that public perception is important and the BJA has to be sensitive to that. If the BJA asks for too much in one area, some credibility could be lost if the BJA pushes too hard.

Mr. Horenstein's plan is to send the report to BJA members via e-mail for feedback.

Office of Civil Legal Aid Board Appointment

It was moved by Judge Johnson and seconded by Judge Schindler to approve the appointment of Judge Rebecca Pennell to the Civil Legal Aid Oversight Committee. Motion Carried.

Standing Committee Reports

Budget and Funding Committee (BFC): Judge Schindler said that since the budget is on the agenda later, she is going to skip this report.

Court Education Committee (CEC): Judge Jasprica reported that the CEC met by phone this week and adopted a plan for going forward. They will schedule a Judicial Education Leadership Institute (JELI) this fall. They are inviting two people from each association's education committee to two days of training. It will be similar to a train the trainer program. They want the education committees to be aware of adult education principals when creating their education programs.

Policy and Planning Committee (PPC): Judge Robertson reported that the PPC is working on the branch communication plan and the BJA Bylaws. Chief Justice Fairhurst stated that the Principal Policy Goals were approved by the Supreme Court.

Legislative Committee (LC): Judge Ringus noted that the LC's written report is included in the meeting materials. The report contains a list of legislators who have decided not to run again. Mr. Horenstein will keep an eye on who filed for those positions and how they move forward.

Several of the legislators stepping down are attorneys and/or on the House Judiciary or Senate Law and Justice committees and it is important to get to know their replacements. Chief Justice Fairhurst suggested that after the primary that meetings should be set up with the candidates even though the election results will not be known for a few months. If the meetings do not take place until after the general election, there will be too much of a crunch and everyone will be on their doorsteps. She would like to have representatives from the LC start having conversations and discussions with members of the House Judiciary and Senate Law and Justice committees about the BJA's priorities. Hopefully that will have a positive impact. She would like the LC to think about that as the BJA is strategically planning for next session.

The legislative proposals are due on August 15.

Interpreter Funding Strategic Initiative and Education Funding Strategic Initiative

Written reports for each of the task forces were included in the meeting materials. Both task forces are using their survey findings to strategize on how best to communicate and message the information for increased funding. They are also identifying which groups to work with to communicate with legislators.

The Interpreter Services Funding Task Force is currently focusing on obtaining customer feedback regarding interpreter services. They are trying to get feedback from everyone in the courtroom who needs to understand and communicate with each other. Every contact they meet with leads to two or three more contacts. They met with attorneys and are continuing to schedule additional meetings to get feedback. The Task Force is casting a wide net for communication.

The Court System Education Funding Task Force is focusing on essential and timely training. They are looking at different ways to provide training for court personnel across the board. They are also working on critical messages and finalizing those.

The big push for both task forces will be in the fall and winter. They are doing a lot of work to bring things forward.

2019-2021 Biennial Budget Request Prioritization

Mr. Radwan explained that the state budget is no longer in a deficit situation but there is only a relatively small amount of additional funds available.

Judge Schindler gave a brief update on the budget presentation meeting last Friday. That is when they added the Thurston County Impact Fee to the budget request list. Mr. Radwan explained that he thought half the current funding was going to be moved to the biennium but found out a few weeks ago that there would be no funding after this fiscal year. After discussing with the BFC, they added it to the list and prioritized it.

The BFC made prioritization recommendations and distributed that information to the BJA during the meeting.

Four of the IT requests will be seeking general funds and Judge Schindler reviewed each of the requests. The BFC did not prioritize the IT requests. The Judicial Information System

Committee (JISC) has worked on and prioritized their requests and they did that without regard to funding source. The JISC has not yet decided if these requests are ones they want to pursue for general fund money. The BFC recommends that the BJA not prioritize the IT requests but the BJA can make their own decision. Mr. Radwan explained that the Judicial Information System (JIS) account may end up about \$11 million over anticipated revenue based on the IT funding requests. Pulling out these four budget packages will get them to near zero in the JIS account. About \$30 million has been swept out of the JIS account by the Legislature in the past.

A BJA member suggested that the BJA needs to be educated and understand what information technology (IT) needs the courts have. If the BJA is to be effective, it needs to have an IT understanding and be able to direct where resources are used. Money makes the projects go and the IT projects have their own dedicated fund which is not sufficient at the moment. In the end, the JIS projects need to be brought into the BJA. The PPC should think about finding a way to create a JIS committee of the BJA so 1) the BJA is better educated about these issues, and 2) they are better educated on what the BJA needs.

It was moved by Judge Ringus and seconded by Judge Logan to follow the BFC's recommendation and only prioritize the non-IT general fund requests. The motion carried.

Judge Schindler reviewed the list of budget requests.

The BJA prioritized the funding requests in the following order:

1. Trial Court Funding for Language Access
2. Statewide Court System Online Training
3. Timely and Essential Court Training
4. Thurston County Impact Fee
5. Finding Fathers – Dependency Cases
6. Judicial Bench Books
7. Web Services
8. Guardianship Services
9. Family and Juvenile Court Improvement Program
10. Guardianship Monitoring
11. Therapeutic Courts
12. CASA Program Expansion and Enhancement

May 18, 2018 Meeting Minutes

It was moved by Judge Ringus and seconded by Judge Logan to approve the May 18, 2018 BJA meeting minutes. The motion carried with Judge Rogers abstaining because he did not attend the meeting.

Commission on Children in Foster Care

Justice Bridge was asked to give a brief overview of the Commission on Children in Foster Care, the current goals and priorities of the Commission, and how the Commission and the BJA can work together. This is the first time the Commission has presented to the BJA.

The Commission was created by Supreme Court order in November 2004. The first meeting was in February 2005. Justice Bridge has been the Supreme Court representative since 2005, even into her retirement. All three branches of government are represented on the Commission. The purpose of the Commission is to monitor and report on the extent to which child welfare programs and courts are responsive to the needs of the children in their joint care; to make recommendations for systemic improvements; and to broaden public awareness of and support for meeting the needs of vulnerable children and families, including provision of sufficient mental health, health care, education and other services.

The Center for Children & Youth Justice (CCYJ) provided services for free to staff this Commission early on. After a few years, the CCYJ Board entered into a contact with the Administrative Office of the Courts to use court improvement funds (CIP) funds to pay for half the cost of the staff at the CCYJ to support this and the CCYJ raised funds for the other half. They currently use interns from the University of Washington's Evans School of Public Policy and Governance to support the Commission. The interns usually work about 20 hours per week on average through the school year.

The Commission uses workgroups to find solutions when an issue comes to their attention. Some of their recent workgroups include looking at issues such as dependency best practices, helping children and youth in foster care participate in enrichment programs and "normal life" experiences, and National Reunification Day celebrations.

A few of the Commission's priorities going forward include being a key informant for the federal Child & Family Services Review, providing oversight and support of the dependency guidelines, and Reunification Day. One of the biggest changes will be the new Department of Children, Youth and Families.

Justice Bridge asked BJA members to learn more about what the Commission does and determine what kind of joint ventures the two groups can work on together for meaningful system level reform. She also requested that BJA members encourage court staff to participate in Commission workgroups.

There being no further business, the meeting was adjourned.

Recap of Motions from the June 15, 2018 Meeting

Motion Summary	Status
Approve the BJA standing committee chairs and rosters.	Passed
Approve the appointment of Judge Rebecca Pennell to the Civil Legal Aid Oversight Committee.	Passed
Follow the BFC's recommendation and only prioritize the non-IT general fund requests.	Passed

Motion Summary	Status
Approve the May 18, 2018 BJA meeting minutes.	Passed with Judge Rogers abstaining

Action Items from the June 15, 2018 Meeting

Action Item	Status
<u>2018-2019 BJA and Committee Membership</u> <ul style="list-style-type: none"> • Update BJA subcommittee listservs. • Send final PPC roster via e-mail for BJA approval. 	Done
<u>Washington Citizens Commission on Salaries Report</u> <ul style="list-style-type: none"> • Incorporate suggestions into the report. • Send Salary Commission report to BJA members via e-mail. 	
<u>Office of Civil Legal Aid Board Appointment</u> <ul style="list-style-type: none"> • Send appointment letter to Judge Rebecca Pennell. 	Done
<u>May 18, 2018 BJA Meeting Minutes</u> <ul style="list-style-type: none"> • Post the minutes online. • Send minutes to the Supreme Court for inclusion in the En Banc meeting materials. 	Done Done

BOARD FOR JUDICIAL ADMINISTRATION

Court System Education Funding Task Force

The Board for Judicial Administration created the Court System Education Funding Task Force in July 2017 to obtain adequate and sustainable funding for court education. The Task Force implemented a survey and assessed education funding and training needs.

Key Points:

- ◆ Almost 50% of judicial officers and 63% of new administrators received no training during their first six months on the job.
- ◆ Nearly a third of the district and municipal court bench will turn over by the end of 2018. And Superior Court and Court of Appeals judges aren't that far behind.
- ◆ In the last three years, the Legislature has passed more than 150 bills with impact to the court system in some way. Even the most experienced judges and court staff require training on many of these changes.
- ◆ Even when training is provided there is often insufficient funding for court personnel to attend training. The lack of resources make it particularly difficult for small and rural court staff to access training opportunities.

The Task Force requests \$1.4 million to ensure new judicial officers and court personnel get timely access to the training they need. Funds will be used to develop a statewide online delivery system to provide immediate and sustainable training opportunities and to expand critical in-person training for judicial officers and court staff who work in all parts of the state.

Supporting the Funding Request

The Task Force needs your help! You can support this funding request:

- ⇒ Meet with local community leaders and legislative representatives.
- ⇒ Distribute Task Force materials to key stakeholders.

Materials will be available in late Fall

Membership

Co-Chairs:

Judge Joseph Burrowes

Judge Douglas Fair

The Task Force's membership consists of judges from every level of court, a representative from the Court Management Council and Supreme Court Commissions, and AOC staff.

DMCJA Rules Committee Request for Rules Process Guidance

Judge Dacca passed the helm of Rules to me at our 9/27 meeting so I am off and running. I have an observation I wanted to get your take on. We seem to be getting an increasing number of suggested rules changes from groups outside of the DMCJA membership. For instance, we just received suggested rule changes from WACDL and we also recently received suggested changes from the ACLU. Many of the suggested changes have policy implications that seem to need Board guidance. Also, with suggestions coming from the outside, the Rules committee has no indication whether DMCJA is supportive of any changes or whether it is appropriate for our committee to take a position.

Are there protocol for suggested rule changes arising outside the DMCJA? If not, we might want to consider a procedure where proposed rule changes from non-DMCJA entities are vetted in some way by our board to see if rules committee involvement is appropriate. It seems to me that Rules should be looking at anything referred by the Board and anything suggested by our membership. I don't want to make a mountain out of a molehill, but Rules would then have clear direction and would be responsive to our board if the non-DMCJA suggestions were vetted in some way. Thanks again for the opportunity to serve the association and let me know what you think.

Thanks - Judge Jeffrey Goodwin
Chair – DMCJA Rules

1. Inactive

Inactive members must not practice law in Washington, nor engage in employment or duties that constitute the practice of law. Inactive members are not eligible to vote in Bar matters or hold office therein, or serve on any committee or board.

a. Inactive members may:

- 1) Join Bar sections as non-voting members,
- 2) Continue their affiliation with the Bar;
- 3) Change their membership status to Active pursuant to these Bylaws and any applicable court rule;
- 4) Request a free subscription to the Bar's official publication; and
- 5) Receive member benefits available to Inactive members.

b. Types of Inactive membership:

1) *Inactive Member*: Inactive members must pay an annual license fee in an amount established by the BOG and approved by the Supreme Court. They are not required to earn or report MCLE credits while Inactive, but may choose to do so, and may be required to do so to return to Active membership.

~~1)~~ 2) *Inactive Retired Judicial*: Members who do not currently qualify to be Judicial members but who, during the time of their WSBA membership, served in a judicial capacity that would qualify them for judicial membership under the current Bylaws, may become Inactive Retired Judicial members upon written request and accompanying documentation in such form as required by the WSBA. Request for this membership must include documentation from the Court or other body in which the member served, verifying that the member served in the qualifying judicial capacity. Inactive Retired Judicial members are not authorized to practice law in Washington, but they may be permitted to serve as *pro tempore* judges if permitted by the Court seeking their performance of such services. Inactive Retired Judicial members must pay an annual license fee in the same amount as that for "Inactive Members" in subsection b.1) above. An Inactive Retired Judicial member is not required to earn or report MCLE credits while Inactive, but may choose to

do so, and may be required to do so to become an Active member.

2) 3) Disability or incapacity: Disability or incapacity inactive members are not required to pay a license fee, or earn or report MCLE credits while in this status, but they may choose to do so, and they may be required to earn and report MCLE credits to return to Active membership.

3) 4) Honorary: All members who have been Active or Judicial, or a combination of Active and Judicial, members for 50 years may elect to become Honorary members of the Bar. Honorary members are not required to pay a license fee. A member who otherwise qualifies for Honorary membership but wants to continue to practice law in any manner must be an Active member or, if applicable, an Emeritus Pro Bono member.

- 1) **Sponsoring Individual/Entity:** Judge Rebecca C. Robertson, President, District and Municipal Court Judges Association.
253-835-3025
Rebecca.robertson@cityoffederalway.com

- 2) **Issue:** Significant Gaps in Trial Court Security throughout the State

On March 3, 1995, King County Superior Court had no weapons screening. A plan to fund the screening had been languishing for years due to budget issues. On that day, a man entered the courthouse, shot his pregnant wife and two of her friends, killing his wife, her unborn child, and one of her friends. King County managed to find the funding and install an x-ray machine, armed guards, and a magnetometer by the end of the week.

However, these murders did not solve our statewide court security issues. On March 8 of 2012, Grays Harbor County had no weapons screening in the courthouse. A man entered the courthouse, confronted an armed guard, shot her with her own weapon, and stabbed the judge trying to defend her.

As of 2018, only 50% of this state's courthouses (superior, district, and municipal) have weapons screening. The 101 Municipal Courts and 52 district courts is even lower. These lower courts handle 80% of the cases that will come through the Washington court system, including serious domestic violence offenses.

From 2005 to 2012 Washington State had the 8th most documented courthouse security incidents in the country, and that number is increasing. In 2018, one superior court stated that while security personnel do not "confiscate" weapons, they prohibited 1,711 knives and 127 guns from entering the courthouse during their screenings

We need to increase trial court security by identifying gaps, educating courts, seeking grant funding for improvements, and gathering statistics regarding security incidents in all trial courts in the state. General Rule 36 was adopted in September 2017 with the goal of creating minimum court security standards, guiding courts in addressing security, providing resources to do so, and mandating reporting of security incidents. Courts were also mandated to explain why they could not comply with the minimum court security standards. The explanations for failure to comply were, of course, the lack of financial resources to do so. It is time for the next step.

- 3) The **Goal** of this strategic initiative is that every trial court in Washington can comply with the GR 36 Minimum Court Security Standards by 2025. This is a policy and administrative practice initiative that will also explore and pursue funding options.

Taskforce/Initiative Goals/Activities

- A. Create a Model Court Security Manual based on best practices. A 2009 version exists, as do many examples from individual courts and out of state courts.
- C. Identify courts that can help each other with court security (combining courthouses, etc)

- D. Assess funding needs and explore funding options. Explore granting opportunities to assist in getting equipment and funds for capital improvements that will be needed for security improvement. We know these exist.
- E. Creating a standing BJA Court Security Committee
- F. Creating a proposal to the Legislature outlining our attempts to address this issue without state funding and the need for state funding because of the continued gaps in trial court security.
 - 1. Show them the statistics we have gathered (now at minimum 3 years worth)
 - 2. Show them everything we have done at no cost or minimal cost (security plans, meetings, etc.)
 - 3. Show them everything we have done through grant funding
 - 4. Show them why it is necessary that they provide us with specific funds to fill in the gaps
 - a. Equipment
 - b. Personnel
 - c. Capital Improvements

4) **Stakeholders:** The Board of Judicial Administration, Supreme Court and Appellate Courts, both trial court associations, and every individual who uses trial courts in Washington. Trial Court Security is not addressed through any other judicial committee, or any other committee in the legal community. The true danger is to the citizens we serve.

A. Taskforce Composition

- 2 Superior Court Judges
- 1 Municipal Court Judge
- 1 District Court Judge
- 1 Municipal or District Court Manager
- 1 Superior Court Manager
- 2 Experts in Courthouse security (police, court marshalls, etc.)

2018-2019 District and Municipal Court Judges' Association Nominating Committee

Listserv Address: DMCJANC@listserv.courts.wa.gov

Members

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Charges

1. The Nominating Committee shall annually select not more than two candidates for Vice-President, Secretary/Treasurer, President-Elect, and three Board member-at-large positions. The Board member-at-large positions shall be for three-year terms.
2. The report of the Nominating Committee shall be submitted to the Board at its March meeting. The names of the nominees will be published in the written notice of the Spring Conference and in the Minutes of the Board's March meeting. Nominations for all offices except President may be made by the members at the Spring Conference.
3. The Nominating Committee shall make nominations for other vacancies on the Board.

Budget

Budget: \$400

Updated 10/8/2018

N:\Programs & Organizations\DMCJA\Committees\18-19 COMMITTEE ROSTERS.doc



**DMCJA BOARD MEETING
FRIDAY, OCTOBER 12, 2018
12:30 PM – 3:30 PM
AOC SEATAC OFFICE
SEATAC, WA**

PRESIDENT REBECCA C. ROBERTSON

SUPPLEMENTAL AGENDA

PAGE

Call to Order

General Business

- A. Minutes – September 23, 2018
- B. **Treasurer’s Report**
- C. **Special Fund Report**
- D. Standing Committee Reports
 - 1. Legislative Committee – *Judge Meyer*
 - 2. Rules Committee Minutes for August 23, 2018 and July 25, 2018
 - 3. Therapeutic Courts Committee Minutes for August 1, 2018
- E. Trial Court Advocacy Board (TCAB)
- F. Judicial Information Systems (JIS) Report – *Ms. Cullinane*

**X1-X12
X13**

Liaison Reports

- A. Administrative Office of the Courts (**AOC**) – *Ms. Callie Dietz*
- B. Board for Judicial Administration (**BJA**) – *Judges Ringus, Jasprica, Logan, and Johnson*
- C. District and Municipal Court Management Association (**DMCMA**) – *Ms. Margaret Yetter*
- D. Misdemeanor Probation Association (**MPA**) – *Ms. Stacie Scarpaci*
- E. Superior Court Judges’ Association (**SCJA**) – *Judge Kitty-Ann van Doorninck*
- F. Washington State Association for Justice (**WSAJ**) – *Loyd James Willaford, Esq.*
- G. Washington State Bar Association (**WSBA**) – *Kim E. Hunter, Esq.*

Discussion

- A. **Washington State Center for Court Research (WSCCR) Presentation – Dr. Carl McCurley**
- B. **Court System Education Funding Task Force Presentation – Judge Douglas Fair**
- C. DMCJA Rules Committee Request for Rules Process Guidance
- D. Washington State Court Administrator College & Mandatory Continuing Education – *Ms. Margaret Yetter*
- E. WSBA Proposed Inactive Retired Judicial Status Draft
- F. Trial Court Security Proposal

**X14-X20
X21-X22**

<p>Information</p> <p>A. 2018-2019 Nominating Committee Roster</p> <p>B. Board members are encouraged to apply for DMCJA representative positions. Available positions include:</p> <ol style="list-style-type: none"> 1. Commission on Judicial Conduct (CJC) 2. JIS CLJ “CLUG” User Group 3. Presiding Judge & Administrator Education Committee 4. Washington State Access to Justice Board (Liaison Position) 5. WSBA Court Rules and Procedures Committee <p>C. Policy Analyst Project Ideas for 2018 are as follows:</p> <ol style="list-style-type: none"> 1. Courthouse Security Survey (August 2018) 2. Judicial Independence Matters (Municipal Court Contracts) <p>D. Washington Citizens’ Commission on Salaries for Elected Officials (WCCSEO) <u>Proposed</u> 2019 and 2020 Salary Schedule</p> <p>E. DMCJA Support Letter regarding JIS Equipment Policy Change</p>	<p>X23-X24 X25</p>
<p>Other Business</p> <p>A. The next DMCJA Board Meeting is November 9, 2018, 12:30 p.m. to 3:30 p.m., at the AOC SeaTac Office, SeaTac, WA.</p>	
<p>Adjourn</p>	

Christina E Huwe
Pierce County Bookkeeping
1504 58th Way SE
Auburn, WA 98092
Phone (360) 710-5937
E-Mail: piercecountybookkeeping@comcast.net

SUMMARY OF REPORTS

**WASHINGTON STATE
DISTRICT AND MUNICIPAL COURT JUDGES' ASSOCIATION**

For the Period Ending September 30th, 2018

Please find attached the following reports for you to review:

- Statement of Financial Position
- Monthly Statement of Activities
- Bank Reconciliation Reports
- Transaction Detail Report (year-to-date)
- Current Budget Balance
- Prior Year Budget Balance
- Special Fund Bank Statement

Please contact me if you have any questions in regards to the attached.

PLEASE BE SURE TO KEEP FOR YOUR RECORDS

Washington State District And Municipal Court Judges Assoc.
Statement of Financial Position
As of September 30, 2018

	Sep 30, 18
ASSETS	
Current Assets	
Checking/Savings	
Bank of America - Checking	8,961
Bank of America - Savings	47,810
US Bank - Savings	70,766
Washington Federal	50,628
Total Checking/Savings	<u>178,166</u>
Total Current Assets	178,166
Fixed Assets	
Accumulated Depreciation	(703)
Computer Equipment	579
Total Fixed Assets	<u>(124)</u>
Other Assets	
Prepaid Expenses	34,500
Total Other Assets	<u>34,500</u>
TOTAL ASSETS	<u><u>212,542</u></u>
LIABILITIES & EQUITY	
Equity	<u>212,542</u>
TOTAL LIABILITIES & EQUITY	<u><u>212,542</u></u>

Washington State District And Municipal Court Judges Assoc.
Statement of Activities
For the Three Months Ending September 30, 2018

	<u>Jul 18</u>	<u>Aug 18</u>	<u>Sep 18</u>	<u>TOTAL</u>
Ordinary Income/Expense				
Income				
Interest Income	5	5	5	16
Membership Revenue	500	0	0	500
Other Revenue	0	370	0	370
Total Income	<u>505</u>	<u>375</u>	<u>5</u>	<u>885</u>
Gross Profit	505	375	5	885
Expense				
Prior Year Budget Expense	2,635	(70)	4,493	7,058
Board Meeting Expense	1,222	916	1,003	3,141
Bookkeeping Expense	312	345	345	1,001
Conference Calls	0	0	6	6
Judicial Assistance Committee	19	0	1,066	1,085
Legislative Pro-Tem	195	0	0	195
Lobbyist Contract	5,833	5,833	5,833	17,500
President Expense	0	38	0	38
Treasurer Expense and Bonds	0	0	10	10
Total Expense	<u>10,216</u>	<u>7,062</u>	<u>12,756</u>	<u>30,034</u>
Net Ordinary Income	<u>(9,711)</u>	<u>(6,687)</u>	<u>(12,751)</u>	<u>(29,149)</u>
Net Income	<u><u>(9,711)</u></u>	<u><u>(6,687)</u></u>	<u><u>(12,751)</u></u>	<u><u>(29,149)</u></u>

7:03 AM
10/09/18

**Washington State District And Municipal Court Judges Assoc.
Reconciliation Detail
Bank of America - Checking, Period Ending 09/30/2018**

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						7,967.81
Cleared Transactions						
Checks and Payments - 8 items						
Check	09/05/2018		Melanie Stewart	X	-2,000.00	-2,000.00
Check	09/05/2018		4imprint	X	-1,312.05	-3,312.05
Check	09/05/2018		AOC	X	-1,009.19	-4,321.24
Check	09/05/2018		Judith Anderson	X	-16.00	-4,337.24
Check	09/06/2018		AOC	X	-3,181.27	-7,518.51
Check	09/07/2018		Pierce County Book...	X	-344.50	-7,863.01
Check	09/17/2018		Susanna Neil Kanth...	X	-1,050.00	-8,913.01
Transfer	09/17/2018			X	-10.00	-8,923.01
Total Checks and Payments					-8,923.01	-8,923.01
Deposits and Credits - 1 item						
Transfer	09/10/2018			X	10,000.00	10,000.00
Total Deposits and Credits					10,000.00	10,000.00
Total Cleared Transactions					1,076.99	1,076.99
Cleared Balance					1,076.99	9,044.80
Uncleared Transactions						
Checks and Payments - 1 item						
Check	02/11/2014	7276	Douglas Goelz		-84.00	-84.00
Total Checks and Payments					-84.00	-84.00
Total Uncleared Transactions					-84.00	-84.00
Register Balance as of 09/30/2018					992.98	8,960.80
New Transactions						
Checks and Payments - 2 items						
Check	10/02/2018		Kevin Ringus		-139.42	-139.42
Check	10/04/2018		Kevin Ringus		-36.00	-175.42
Total Checks and Payments					-175.42	-175.42
Total New Transactions					-175.42	-175.42
Ending Balance					817.57	8,785.38

7:39 AM
10/09/18

Washington State District And Municipal Court Judges Assoc.
Reconciliation Detail

Bank of America - Savings, Period Ending 09/30/2018

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						57,809.42
Cleared Transactions						
Checks and Payments - 1 item						
Transfer	09/10/2018			X	-10,000.00	-10,000.00
Total Checks and Payments					-10,000.00	-10,000.00
Deposits and Credits - 1 item						
Deposit	09/30/2018			X	0.84	0.84
Total Deposits and Credits					0.84	0.84
Total Cleared Transactions					-9,999.16	-9,999.16
Cleared Balance					-9,999.16	47,810.26
Register Balance as of 09/30/2018					-9,999.16	47,810.26
Ending Balance					-9,999.16	47,810.26

8:24 AM

10/10/18

Washington State District And Municipal Court Judges Assoc.
Reconciliation Detail
Washington Federal, Period Ending 09/30/2018

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						50,624.28
Cleared Transactions						
Deposits and Credits - 1 Item						
Deposit	09/30/2018			X	4.16	4.16
Total Deposits and Credits					4.16	4.16
Total Cleared Transactions					4.16	4.16
Cleared Balance					4.16	50,628.44
Register Balance as of 09/30/2018					4.16	50,628.44
Ending Balance					4.16	50,628.44

Washington State District And Municipal Court Judges Assoc.
Transaction Detail by Account
 July through September 2018

Type	Date	Num	Name	Memo	Amount	Balance
Bank of America - Checking						
Check	07/17/2018		Pierce County Bookkeeping	Pierce County Bookkeeping Bill Payment	(312.00)	(312.00)
Deposit	07/23/2018			Thomas W. Cox	500.00	188.00
Check	07/25/2018		Chelan County	Memo:Chalan County Treasurer Bill Payment	(2,635.47)	(2,447.47)
Check	07/26/2018		Kevin Ringus	Board Meeting Expense	(21.80)	(2,469.27)
Check	07/26/2018		Rick Leo	Board Meeting Expense	(23.38)	(2,492.65)
Check	07/26/2018		Michelle Gehlsen	Board Meeting Expense	(30.52)	(2,523.17)
Check	07/26/2018		Drew Henke	Board Meeting Expense	(30.52)	(2,553.69)
Check	07/26/2018		Samuel G. Meyer	Board Meeting Expense	(54.50)	(2,608.19)
Check	07/26/2018		Scott Ahlf	Board Meeting Expense	(54.50)	(2,662.69)
Check	07/26/2018		City of Bothell	Legislative Pro-Tem	(195.00)	(2,857.69)
Check	07/26/2018		Charles Short	Board Meeting Expense	(260.51)	(3,118.20)
Check	07/26/2018		Robert Grim	Board Meeting Expense	(272.50)	(3,390.70)
Check	07/26/2018		Ingallina's Box Lunch	Ingallina's Box Lunch Bill Payment	(383.13)	(3,773.83)
Check	07/26/2018		Melanie Stewart	July Payment	(2,000.00)	(5,773.83)
Check	07/27/2018		Michelle Gehlsen	Board Meeting Expense	(30.52)	(5,804.35)
Check	07/27/2018		Michael Finkle	Board Meeting Expense	(26.16)	(5,830.51)
Check	07/30/2018		Mary C. Logan	Judicial Assistance Committee	(18.72)	(5,849.23)
Check	07/30/2018		Linda Coburn	Board Meeting Expense	(33.79)	(5,883.02)
Transfer	08/13/2018			Funds Transfer to Credit Card	(38.13)	(5,921.15)
Check	08/13/2018		Pierce County Bookkeeping	July bookkeeping	(344.50)	(6,265.65)
Deposit	08/15/2018			bank of america cash reward	369.81	(5,895.84)
Deposit	08/15/2018			Reimbursement from Rebecca Robertson	169.96	(5,725.88)
Check	08/16/2018		Judy Jasprica	Board Meeting Expense	(139.42)	(5,865.30)
Check	08/16/2018		Drew Henke	DMCJ Board Meeting 8/10/18	(27.25)	(5,892.55)
Check	08/16/2018		Kevin Ringus	DMCJ Board Meeting 8/10/18	(21.80)	(5,914.35)
Check	08/16/2018		Michael Finkle	DMCJ Board Meeting 8/10/18	(19.62)	(5,933.97)
Check	08/16/2018		Michelle Gehlsen	DMCJ Board Meeting 8/10/18	(28.34)	(5,962.31)
Check	08/16/2018		Rick Leo	DMCJ Board Meeting 8/10/18	(26.09)	(5,988.40)
Check	08/16/2018		Samuel G. Meyer	DMCJ Board Meeting 8/10/18	(54.50)	(6,042.90)
Check	08/16/2018		Scott Ahlf	DMCJ Board Meeting 8/10/18	(54.50)	(6,097.40)
Check	08/17/2018		Melanie Stewart	August payment	(2,000.00)	(8,097.40)
Check	08/21/2018		Jennifer L. Fassbender	DMCJ Board Meeting 8/10/18	(21.57)	(8,118.97)
Check	08/21/2018		Dan B Johnson	DMCJ Board Meeting 8/10/18	(407.66)	(8,526.63)
Check	08/21/2018		Robert Grim	DMCJ Board Meeting 8/10/18	(115.46)	(8,642.09)
Check	08/31/2018		Superior Court Judges Association	Prior Year	(99.50)	(8,741.59)
Check	09/05/2018		Melanie Stewart		(2,000.00)	(10,741.59)
Check	09/05/2018		AOC		(1,009.19)	(11,750.78)
Check	09/05/2018		4imprint		(1,312.05)	(13,062.83)
Check	09/05/2018		Judith Anderson		(16.00)	(13,078.83)
Check	09/06/2018		AOC		(3,181.27)	(16,260.10)
Check	09/07/2018		Pierce County Bookkeeping		(344.50)	(16,604.60)
Transfer	09/10/2018			Funds Transfer	10,000.00	(6,604.60)
Transfer	09/17/2018			Funds Transfer Credit Card payment	(10.00)	(6,614.60)
Check	09/17/2018		Susanna Neil Kanther-Raz		(1,050.00)	(7,664.60)
Total Bank of America - Checking					(7,664.60)	(7,664.60)
Bank of America - Savings						
Deposit	07/31/2018			Interest	0.98	0.98
Deposit	08/31/2018			Interest	0.98	1.96
Transfer	09/10/2018			to general checking	(10,000.00)	(9,998.04)
Deposit	09/30/2018			Interest	0.84	(9,997.20)
Total Bank of America - Savings					(9,997.20)	(9,997.20)
Washington Federal						
Deposit	07/31/2018			Interest	4.30	4.30
Deposit	08/31/2018			Deposit	4.30	8.60
Deposit	09/30/2018			Interest	4.16	12.76
Total Washington Federal					12.76	12.76
Prepaid Expenses						
Genera...	07/31/2018	CEH		1/12 of Contract	(3,833.33)	(3,833.33)
Genera...	08/15/2018	CEH		1/12 of Contract	(3,833.33)	(7,666.66)
Genera...	09/17/2018	CEH		1/12 of Contract	(3,833.33)	(11,499.99)
Total Prepaid Expenses					(11,499.99)	(11,499.99)
Bank of America C. C.						
Credit ...	08/07/2018		Budd Bay Cafe Olympia		(38.13)	(38.13)
Transfer	08/13/2018			Funds Transfer	38.13	0.00
Credit ...	09/17/2018		Secretary of State		(10.00)	(10.00)
Transfer	09/17/2018			Funds Transfer	10.00	0.00
Total Bank of America C. C.					0.00	0.00

Washington State District And Municipal Court Judges Assoc.
Transaction Detail by Account
 July through September 2018

Type	Date	Num	Name	Memo	Amount	Balance
Interest Income						
Deposit	07/31/2018			Interest	(0.98)	(0.98)
Deposit	07/31/2018			Interest	(4.30)	(5.28)
Deposit	08/31/2018			Deposit	(4.30)	(9.58)
Deposit	08/31/2018			Interest	(0.98)	(10.56)
Deposit	09/30/2018			Interest	(0.84)	(11.40)
Deposit	09/30/2018			Interest	(4.16)	(15.56)
Total Interest Income					(15.56)	(15.56)
Membership Revenue						
Deposit	07/23/2018		Thomas W. Cox	Garfield County	(500.00)	(500.00)
Total Membership Revenue					(500.00)	(500.00)
Other Revenue						
Deposit	08/15/2018			bank of america cash reward	(369.81)	(369.81)
Total Other Revenue					(369.81)	(369.81)
Prior Year Budget Expense						
Check	07/25/2018		Chelan County	Education Security	2,500.00	2,500.00
Check	07/25/2018		Chelan County	Education Committee	135.47	2,635.47
Deposit	08/15/2018		Rebecca Robertson	reimbursement to the DMCJA for one night,...	(169.96)	2,465.51
Check	08/31/2018		Superior Court Judges Association	Prior Year	99.50	2,565.01
Check	09/05/2018		4imprint	President Expense	1,312.05	3,877.06
Check	09/06/2018		AOC	Board Meeting Expense	2,698.86	6,575.92
Check	09/06/2018		AOC	Conference Calls	76.65	6,652.57
Check	09/06/2018		AOC	Education Committee	81.15	6,733.72
Check	09/06/2018		AOC	Judicial Indep Fire Brigade	81.15	6,814.87
Check	09/06/2018		AOC	Legislative Committe	81.16	6,896.03
Check	09/06/2018		AOC	Rules Committee	81.15	6,977.18
Check	09/06/2018		AOC	Therapeutic Courts Committee	81.15	7,058.33
Total Prior Year Budget Expense					7,058.33	7,058.33
Board Meeting Expense						
Check	07/26/2018		Kevin Ringus	Board Meeting Expense	21.80	21.80
Check	07/26/2018		Rick Leo	Board Meeting Expense	23.38	45.18
Check	07/26/2018		Michelle Gehlsen	Board Meeting Expense	30.52	75.70
Check	07/26/2018		Drew Henke	Board Meeting Expense	30.52	106.22
Check	07/26/2018		Samuel G. Meyer	Board Meeting Expense	54.50	160.72
Check	07/26/2018		Scott Ahlf	Board Meeting Expense	54.50	215.22
Check	07/26/2018		Charles Short	Board Meeting Expense	260.51	475.73
Check	07/26/2018		Robert Grim	Board Meeting Expense	272.50	748.23
Check	07/26/2018		Ingallina's Box Lunch	Ingallina's Box Lunch Bill Payment	383.13	1,131.36
Check	07/27/2018		Michelle Gehlsen	Board Meeting Expense	30.52	1,161.88
Check	07/27/2018		Michael Finkle	Board Meeting Expense	26.16	1,188.04
Check	07/30/2018		Linda Coburn	Board Meeting Expense	33.79	1,221.83
Check	08/16/2018		Judy Jasprica	Board Meeting Expense	139.42	1,361.25
Check	08/16/2018		Drew Henke	DMCJ Board Meeting 8/10/18	27.25	1,388.50
Check	08/16/2018		Kevin Ringus	DMCJ Board Meeting 8/10/18	21.80	1,410.30
Check	08/16/2018		Michael Finkle	DMCJ Board Meeting 8/10/18	19.62	1,429.92
Check	08/16/2018		Michelle Gehlsen	DMCJ Board Meeting 8/10/18	28.34	1,458.26
Check	08/16/2018		Rick Leo	DMCJ Board Meeting 8/10/18	26.09	1,484.35
Check	08/16/2018		Samuel G. Meyer	DMCJ Board Meeting 8/10/18	54.50	1,538.85
Check	08/16/2018		Scott Ahlf	DMCJ Board Meeting 8/10/18	54.50	1,593.35
Check	08/21/2018		Jennifer L. Fassbender	DMCJ Board Meeting 8/10/18	21.57	1,614.92
Check	08/21/2018		Dan B Johnson	DMCJ Board Meeting 8/10/18	407.66	2,022.58
Check	08/21/2018		Robert Grim	DMCJ Board Meeting 8/10/18	115.46	2,138.04
Check	09/05/2018		AOC		1,003.03	3,141.07
Total Board Meeting Expense					3,141.07	3,141.07
Bookkeeping Expense						
Check	07/17/2018		Pierce County Bookkeeping	Pierce County Bookkeeping Bill Payment	312.00	312.00
Check	08/13/2018		Pierce County Bookkeeping	July bookkeeping	344.50	656.50
Check	09/07/2018		Pierce County Bookkeeping	Invoice 759	344.50	1,001.00
Total Bookkeeping Expense					1,001.00	1,001.00
Conference Calls						
Check	09/05/2018		AOC		6.16	6.16
Total Conference Calls					6.16	6.16

Washington State District And Municipal Court Judges Assoc.
Transaction Detail by Account
 July through September 2018

Type	Date	Num	Name	Memo	Amount	Balance
Judicial Assistance Committee						
Check	07/30/2018		Mary C. Logan	Judicial Assistance Committee	18.72	18.72
Check	09/05/2018		Judith Anderson	Certificate frame	16.00	34.72
Check	09/17/2018		Susanna Neil Kanther-Raz	3rd Qtr payment and Session	1,050.00	1,084.72
Total Judicial Assistance Committee					1,084.72	1,084.72
Legislative Pro-Tem						
Check	07/26/2018		City of Bothell	Legislative Pro-Tem	195.00	195.00
Total Legislative Pro-Tem					195.00	195.00
Lobbyist Contract						
Check	07/26/2018		Melanie Stewart	July Payment	2,000.00	2,000.00
Genera...	07/31/2018	CEH		1/12 of Contract	3,833.33	5,833.33
Genera...	08/15/2018	CEH		1/12 of Contract	3,833.33	9,666.66
Check	08/17/2018		Melanie Stewart	August payment	2,000.00	11,666.66
Check	09/05/2018		Melanie Stewart		2,000.00	13,666.66
Genera...	09/17/2018	CEH		1/12 of Contract	3,833.33	17,499.99
Total Lobbyist Contract					17,499.99	17,499.99
President Expense						
Credit ...	08/07/2018		Budd Bay Cafe Olympia		38.13	38.13
Total President Expense					38.13	38.13
Treasurer Expense and Bonds						
Credit ...	09/17/2018		Secretary of State	Corp renewal	10.00	10.00
Total Treasurer Expense and Bonds					10.00	10.00
TOTAL					0.00	0.00

Other current information not included in reports

DMCJA 2018-2019 Adopted Budget			
ITEM COMMITTEE	Beginning Balance	Total Costs	Ending Balance
Access to Justice Liaison	\$100.00		\$100.00
Audit	\$2,000.00		\$2,000.00
Bar Association Liaison	\$1,500.00		\$1,500.00
Board Meeting Expense	\$30,000.00	\$3,981.00	\$26,019.00
Bookkeeping Expense	\$3,500.00	\$1,001.00	\$2,499.00
Bylaws Committee	\$250.00		\$250.00
Conference Calls	\$250.00	\$6.00	\$244.00
Conference Planning Committee	\$4,000.00		\$4,000.00
Conference Incidental Fees For Members Spring Conference 2019	\$40,000.00		\$40,000.00
Diversity Committee	\$2,000.00		\$2,000.00
DMCJA/SCJA Sentencing Alternatives aka "Trial Ct Sentencing & Supervision Comm"	\$1,000.00		\$1,000.00
DMCMA Liaison	\$500.00		\$500.00
DOL Liaison Committee	\$200.00		\$200.00
Education Committee	\$14,500.00		\$14,500.00
Educational Security	\$2,500.00		\$2,500.00
Education-Grants	\$5,000.00		\$5,000.00
Judicial Assistance Committee*	\$14,000.00	\$1,085.00	\$12,915.00
Judicial College Social Support	\$2,000.00		\$2,000.00
Judicial Community Outreach	\$4,000.00		\$4,000.00
Judicial Independence Fire Brigade	\$1,000.00		\$1,000.00
Legislative Committee	\$4,000.00		\$4,000.00
Legislative Pro-Tem	\$2,500.00	\$195.00	\$2,305.00
Lobbyist Contract	\$70,000.00	\$50,000.00	\$20,000.00
Lobbyist Expenses	\$1,500.00		\$1,500.00
Long-Range Planning Committee	\$750.00		\$750.00
MPA Liaison	\$1,000.00		\$1,000.00
Municipal/Dist. Ct Swearing-in 4 yrs. (12/2017)			\$0.00
National Leadership Grants	\$5,000.00		\$5,000.00
Nominating Committee	\$400.00		\$400.00
President Expense	\$5,000.00	\$38.00	\$4,962.00
Pro Tempore (committee chair approval)	\$10,000.00		\$10,000.00
Professional Services	\$5,000.00		\$5,000.00
Public Outreach (ad hoc workgroup)	\$2,500.00		\$2,500.00
Rules Committee	\$500.00		\$500.00
SCJA Board Liaison	\$1,000.00		\$1,000.00
Therapeutic Courts Committee	\$2,500.00		\$2,500.00
Treasurer Expense and Bonds	\$250.00	\$10.00	\$240.00
Trial Court Advocacy Board	\$500.00		\$500.00
Uniform Infraction Committee	\$1,000.00		\$1,000.00
TOTAL	\$241,700.00	\$56,316.00	\$185,384.00
TOTAL DEPOSITS MADE	\$500.00		
CREDIT CARD (balance owing)	\$0.00		

*Includes \$7,000 from the SCJA
Balance as of 9-30-2018

DMCJA 2017-2018 Adopted Budget			
ITEM COMMITTEE	Beginning Balance	Total Costs	Ending Balance
Access to Justice Liaison	\$100.00		\$100.00
Audit	\$2,000.00		\$2,000.00
Bar Association Liaison	\$1,500.00		\$1,500.00
Board Meeting Expense	\$30,000.00	\$24,657.00	\$5,343.00
Bookkeeping Expense	\$3,500.00	\$3,560.00	-\$60.00
Bylaws Committee	\$250.00		\$250.00
Conference Calls	\$250.00	\$759.00	-\$509.00
Conference Planning Committee	\$4,000.00	\$3,589.00	\$411.00
Conference Incidental Fees For Members Spring Conference 2018	\$40,000.00	\$34,800.00	\$5,200.00
Diversity Committee	\$2,000.00	\$86.00	\$1,914.00
DMCJA/SCJA Sentencing Alternatives aka "Trial Ct Sentencing & Supervision Comm"	\$1,000.00	\$291.00	\$709.00
DMCMA Liaison	\$500.00		\$500.00
DOL Liaison Committee	\$200.00		\$200.00
Education Committee	\$14,500.00	\$1,416.00	\$13,084.00
Educational Security		\$2,500.00	-\$2,500.00
Education-Grants	\$5,000.00	\$1,000.00	\$4,000.00
Judicial Assistance Committee*	\$13,000.00	\$12,801.00	\$199.00
Judicial College Social Support	\$1,500.00	\$1,500.00	\$0.00
Judicial Community Outreach	\$4,000.00	\$1,600.00	\$2,400.00
Judicial Independence Fire Brigade	\$1,000.00	\$81.00	\$919.00
Legislative Committee	\$4,000.00	\$1,022.00	\$2,978.00
Legislative Pro-Tem	\$2,500.00	\$2,174.00	\$326.00
Lobbyist Contract	\$65,000.00	\$65,000.00	\$0.00
Lobbyist Expenses	\$1,500.00		\$1,500.00
Long-Range Planning Committee	\$750.00	\$480.00	\$270.00
MCA Liaison	\$1,000.00	\$220.00	\$780.00
Municipal/Dist. Ct Swearing-in 4 yrs. (12/2017)	\$500.00	\$431.00	\$69.00
National Leadership Grants	\$5,000.00	\$5,778.00	-\$778.00
Nominating Committee	\$400.00		\$400.00
President Expense	\$5,000.00	\$3,728.00	\$1,272.00
Pro Tempore (committee chair approval)	\$10,000.00		\$10,000.00
Professional Services	\$5,000.00		\$5,000.00
Public Outreach (ad hoc workgroup)	\$2,500.00		\$2,500.00
Rules Committee	\$500.00	\$81.00	\$419.00
SCJA Board Liaison	\$1,000.00	\$81.00	\$919.00
Treasurer Expense and Bonds	\$250.00	\$162.00	\$88.00
Therapeutic Courts Committee	\$1,000.00	\$81.00	\$919.00
Trial Court Advocacy Board	\$500.00		\$500.00
Uniform Infraction Committee	\$1,000.00		\$1,000.00
TOTAL	\$231,700.00	\$167,878.00	\$63,822.00
TOTAL DEPOSITS MADE	\$178,143.00		
CREDIT CARD (balance owing)	\$0.00		

*Includes \$6,500 from the SCJA
Balance as of 10-04-2018

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Statement of Account

PAGE 1 OF 1

Statement Ending Date September 30, 2018

Last Statement Date September 1, 2018

Account Number [REDACTED]

To report a lost or stolen card,
call 800-472-3272.

For 24-hour telephone banking,
call 877-431-1876.

WA STATE DIST & MUNICIPAL COURT JUDGES'
JUDGE SCOTT AHLF
PO BOX 1967
OLYMPIA, WA 98507-1967

For questions or assistance with your account(s),
please call us at 800-324-9375 or stop by your local branch.

Business Money Market Summary - [REDACTED]

Annual Percentage Yield Earned for this Statement Period	0.100%
Interest Rate	0.100%
Year-to-Date Interest Paid	\$37.86

Beginning Balance	\$50,624.28
Interest Earned This Period	+4.16
Deposits and Credits	+0.00
Checks Paid	-0.00
ATM, Electronic and Debit Card Withdrawals	-0.00
Other Transactions	-0.00
Ending Balance	\$50,628.44

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

Interest Earned This Period

Date	Description	Amount
09-30	Credit Interest	4.16
	Total Interest Earned This Period	4.16

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DISTRICT AND MUNICIPAL COURT JUDICIAL NEEDS

Carl McCurley, Washington State Center for Court Research



WASHINGTON STATE CENTER
FOR COURT RESEARCH

Inception

- January 2002: DMCJA Board of Trustees' Judicial Needs Task Force Committee
- Worked with AOC to develop a new approach for judicial needs estimation
- Model adopted by the Board on August 12, 2002

What was sought with the current approach?

- Gauge need for District and Municipal court judicial officers
- Be objective
- Be accurate and feasible
- Be flexible enough to capture changes in court business practices over time

Estimates judicial officers' case resolving productivity

- Five most recent years of caseload data
- Staffing survey data
- Case resolution counts measure work accomplished
 1. *infractions involving a hearing (hearing counts)*
 2. *DWIs (disposed + reduced/amended – bail forfeitures)*
 3. *all other misdemeanors (disposed – bail forfeitures),*
 4. *All other case types: civil (disposed * 1.25), small claims (disposed * 1.12), felony complaints (disposed), domestic violence protection orders*

Estimating productivity excludes

- Courts with lowest (6) and highest (7) number of case resolutions per judicial officer
- Courts with less than 18 judicial hours per week, net of time served as Superior Court commissioner

Calculates Need

- Model predicts next year's caseload filings
 - *Based on 5-year trend*
 - *Predicted filings not allowed to fall below this year's filings*
 - *Infraction filings deflated with court-specific average hearing rate for infractions*
- Next year's caseload applied to per-judge productivity
- Result: estimated need for judges

Example

- If the productivity per judge is 4000 cases yearly AND
- The anticipated caseload for next year is 8000, THEN
- The predicted need for judges is $8000/4000 = 2.0$
- But it's not that simple, because
 - *There are 4 case categories to consider*
 - *Terms are added to reflect real differences in productivity*

Post-Estimation Adjustment

- Estimated judge need increased to account for:
 - *The predicted number of probable cause hearings*
 - *Predicted number of search warrants*
- Adjustment: predicted judge need + [(probable cause + search warrant)/1000]

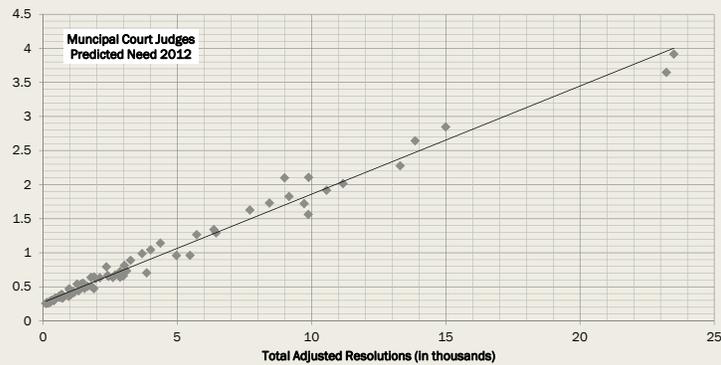
What's left out

- Anything that is not reliably, uniformly in JIS—e.g., Vehicle-Related Violations

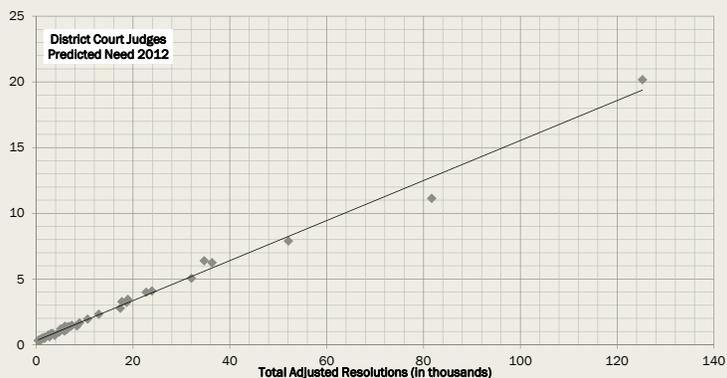
Issues

- These are highly correlated:
 1. *infractions involving a hearing (hearing counts)*
 2. *DWIs (disposed + reduced/amended – bail forfeitures)*
- Difference between hearing rates for traffic infractions and other infractions (recall that hearings are use to adjust predicted filings for infractions)
- Different case category mixes across courts

Municipal Court JNE Prediction



District Court JNE Prediction



Thank You

Carl McCurley, PhD
Manager,
Washington State Center for Court Research
Administrative Office of the Courts
carl.mccurley@courts.wa.gov



WASHINGTON STATE CENTER
FOR COURT RESEARCH

October 10, 2018

TO: Honorable Rebecca Robertson and DMCJA Board of Trustees,
Honorable Blaine Gibson and SCJA Board of Trustees

FROM: Honorable Judy Rae Jasprica, Chair, Court Education Committee
Honorable Doug Fair, Co-Chair, Court Education Committee
Co-Chair, Court System Education Funding Taskforce

We are writing on behalf of the Board for Judicial Administration's Court Education Committee (CEC) regarding the lack of funding for basic training and education of our new judicial officers.

The Judicial College is the only mandated educational program (GR26) funded by the CEC. With careful management we have been able to fund the Judicial College in the past. However, this year we have one of the largest judicial classes. So far, we estimate a minimum of 62 new judicial officers will attend this year's Judicial College. The past two years were larger than the prior three years and 2019 will be even larger (2017 – 54 and 2018 - 41). The funding for education by AOC has remained the same for a decade, and no additional funding has been available to offset the cost of more attendees.

If nothing changes, you may see cuts to the Association's educational budgets in order to adequately fund the Judicial College. We anticipate that over the next five years the class size will remain higher than normal due to continuing retirements and elections.

Although the current Deans of the Judicial College, Judge Joseph Burrowes, SCJA and Judge Mary Logan, DMCJA, along with the past Deans and the AOC educators have worked hard to control costs without impacting education, it is apparent that we must prioritize and reorganize how we fund judicial branch education.

As you know, the Board for Judicial Administration has created a task force to explore increasing court system education funding, based on the CEC's identification of funding deficiencies and their impacts. The Judicial College is a prime example of how our current funding levels do not meet the needs of the judicial branch. It is imperative that you support the work of the task force so we will be able to secure additional education and training funds in the future. We do not want to reduce your education budgets but we must prioritize mandated programs.

This potential reduction of your education budgets comes with thoughtful consideration, and an understanding of the burden it would place on your associations. We know you understand the important role the Judicial College plays in providing for an educated judiciary. We also understand the need for quality educational programs that are both timely and relevant.

If you have questions or concerns, do not hesitate to contact either of us.

cc: Judith M. Anderson
Crissy Anderson
Callie Dietz
Pam Dittman
Jeanne Englert
Chief Justice Mary Fairhurst
Sharon Harvey



Proposed 2019 and 2020 Salary Schedule

Position	Current Salary	Salary Effective 7/1/2019	Salary Effective 7/1/2020
<i>Executive Branch</i>			
Governor	177,107	183,072	189,186
Lieutenant Governor	103,937	111,725	117,875
Secretary of State	124,108	131,200	135,300
Treasurer	144,679	149,833	155,116
Attorney General	162,599	168,201	173,944
Auditor	124,108	128,748	133,504
Supt. of Public Instruction	136,910	146,575	153,750
Insurance Commissioner	126,555	133,250	138,375
Commissioner of Public Lands	138,225	146,575	153,750
<i>Judicial Branch</i>			
Supreme Court Chief Justice	193,162	217,790	228,816
Supreme Court Justices	190,415	214,693	225,562
Court of Appeals Judges	181,263	204,374	214,720
Superior Court Judges	172,571	194,574	204,424
District Court Judges	164,313	185,263	194,642
<i>Legislative Branch</i>			
Legislator	48,731	53,024	57,425
Speaker of the House	57,990	61,024	65,425
Senate Majority Leader	57,990	61,024	65,425
House Minority Leader	53,360	57,024	61,425
Senate Minority Leader	53,360	57,024	61,425

Information about the components of the *Proposal* follows:

Executive Branch:

- Increase the base salary of the Insurance Commissioner to \$130,000 in 2019 and \$135,000 in 2020;
- Increase the base salary of the Commissioner of Public Lands to \$143,000 in 2019 and \$150,000 in 2020;
- Increase the base salary of the Superintendent of Public Instruction to \$143,000 in 2019 and \$150,000 in 2020;
- Increase the base salary of the Secretary of State to \$128,000 in 2019 and \$132,000 in 2020;
- Increase the base salary of the Lieutenant Governor to \$109,000 in 2019 and \$115,000 in 2020;
- Increase the salaries of the Governor, Treasurer, Attorney General, and Auditor by \$1,500 in 2019 and \$1,500 in 2020; and
- Cost of living adjustment of 2.5% in 2019 and 2.5% in 2020.

Judicial Branch:

- Increase the Judicial Branch salaries by 10% in 2019 and 2.5% in 2020 to address the “parity” with the Federal Bench; and
- Cost of living adjustment of 2.5% in 2019 and 2.5% in 2020.

Legislative Branch:

- Increase the Legislative Branch base salary by \$3,000 in 2019 and \$3,000 in 2020; and
- Cost of living adjustment of 2.5% in 2019 and 2.5% in 2020.
- A formula correction was also made in Leadership stipends which are \$8,000 for Speaker and Senate Majority Leaders and \$4000 for Minority Leaders.



WASHINGTON
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Spokane County District Court
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October 11, 2018

Honorable Mary E. Fairhurst
Washington State Supreme Court
Temple of Justice
P.O. Box 40929
Olympia, WA 98504

RE: District and Municipal Court Judges' Association (DMCJA)
Support for JIS Equipment Replacement Policy Update

Dear Chief Justice Fairhurst and JISC Members:

The DMCJA supports the District and Municipal Court Management Association's (DMCMA's) request for the Judicial Information System Committee (JISC) to update its policy regarding equipment replacement.

On September 7, 2018, the DMCMA submitted a letter to the JISC requesting the JISC to consider updating its equipment replacement policy to allow reimbursement for laptop computers for both court staff and judges. Ms. Margaret Yetter, DMCMA President, states in this letter that the Administrative Office of the Courts' policy for reimbursement of computer equipment includes laptop computers for judges but not court staff. Courts are only provided reimbursement for staff computers if they are willing to buy desktops. The DMCMA would also like for reimbursement to occur whether computers are leased or purchased by the cities or counties. No additional funds are requested for the policy change. The DMCJA agrees with the DMCMA, and, therefore, supports the request.

Please contact me with any questions or concerns regarding DMCJA support for DMCMA's request for a JISC policy change regarding equipment replacement. Thank you for your consideration of our support.

Sincerely,

Judge Rebecca C. Robertson
DMCJA President

cc: Ms. Vonnie Diseth
Mr. Ramsey Radwan
Ms. Margaret Yetter
Ms. Vicky Cullinane