

**Gender and Justice Commission
September 9, 2011
Meeting Minutes**

In Attendance: Chief Justice Barbara Madsen, Judge Vickie Churchill, Judge Joan DuBuque, Ms. Ruth Gordon, Ms. Michelle Hankins, Dr. Margaret Hobart, Judge Cynthia Jordan, Ms. Judith Lonquist, Professor Natasha Martin, Judge Craig Matheson, Judge Alicia Nakata, Ms. Yvonne Pettus, Mr. Bernie Ryan, Judge Ann Schindler, Judge Chris Wickham, Ms. Myra Downing, and Ms. Pam Dittman

Guests: Ms. Beth McGrath, Ms. Paula Malleck-Odegaard, and Ms. Maya Raghu via phone

Absent: Ms. Barbara Carr, Ms. Mirta Laura Contreras, Ms. Jennie Laird, Ms. Leslie Owen, Justice Jane Smith, and Mr. David Ward

The May 13, 2011, meeting minutes were approved as presented in the meeting packet.

COMMISSION BUSINESS

Staff Report – Ms. Myra Downing

DMCJA Conference

- **Elder Abuse Session:** The Commission led a simulated exercise to assist attendees in recognizing how decisions made upon leaving an intimate partner violence relationship leads to different ramifications per individual.
- **Cultural Competency:** The Commission sponsored a workshop on this topic. It was well received.

Conflicting Orders Regional Meetings

The Commission sponsored seven regional meetings throughout the state from June through August 2011 regarding ESHB2777 and received input from various parties on concerns and suggestions on how to reconcile conflicting and duplicative no-contact and protection orders.

The DV Protocol Workgroup will be meeting on Friday, September 16, to draft the guidelines for a process to reconcile these orders. The report is due to the Legislature by December 2011.

Annual Report

The Commission's Annual Report was sent out for review and comment. A final revision will be completed within the next few weeks.

Sexual Assault Bench Guide

The Sexual Assault Bench Guide is still progressing. Law students from Seattle University School of Law have volunteered to assist with researching and writing in several areas of the bench guide. The suggestion for the model of this bench guide was to start with a story and/or scenario and provide guidance (or pinch points) where bias might occur. Then follow with the law. Commission members recommended focusing on the legal and or ethical questions that might be posed at any point during a sexual assault proceeding.

ACTION: Judge Churchill, Judge Jordan, Judge Matheson, and Judge Wickham have agreed to have a conference call to discuss the best way to proceed with the bench guide.

Concealed Pistol Licenses (CPL)

In ESHB 2777 there is a direction to AOC to increase the efficiency of the process for revocation of CPLs. At this time, staff is examining the forms in which CPL revocations occur. There is a proposal to have a sub-docket code created in JIS that can be used to pull a nightly query to send to DOL.

ACTION: Need to check with DOL on how quickly will they process the revocation of the CPL (i.e., update their system) when they receive the reports from AOC.

Women in the Professions – October 28

The University of Washington Bothell is presenting a day of inquiry, cross professional conversations, and strategizing about women's next steps in gaining leadership roles in the professions. For more information: <http://www.uwb.edu/cusp/news/womenintheprofessions>

ACTION: For the next Commission meeting: 1) provide information from the Chief's participation in presentation regarding this subject; 2) provide Glass Ceiling Report (2001) information; 3) provide any newer research or studies on this subject.

Contact WSBA's Paula Littlewood or Roger Leischman to discuss this topic.

Grants

- **Imaging** – The grant was received and is to be used for the Proof of Concept project with Thurston County Superior Court regarding imaging of documents and accessibility by JIS and middle-ware systems for sharing purposes.
- **SJI** – This grant was extended through December 31, 2011 and will be used to create webinars and a bench guide. Grace Huang and Ann Benson working on these projects.

Risk Assessment

There continues to be discussion regarding the development of a non-static risk assessment tool. Dr. Barnowski, along with the Seattle PD, and the Thurston County Superior Court, has been working on this project. It was then discovered that AOC was also working on a project to develop a risk assessment tool. A meeting was held to discuss the two projects and the overlap.

- What is the value of creating two risk assessment tools, if any?
- Does the risk assessment tool being developed by AOC include the DV component?
- What is the predictability of either risk assessment tool as county councils have begun to dictate that they be used in bail proceedings?
- Is the development of a risk assessment tool currently in the JISC budget?

ACTION: Chief Justice Madsen to initiate a conference call regarding the risk assessment tool, the budget, the DV component, and the inclusion of the Commission in on-going discussions. (Chief Justice Madsen, Justice Fairhurst, Justice Wiggins, Judge Inouye, Judge Inveen, Judge Wickham, Mr. Jeff Hall, and Mr. John O'Conner.)

Chair Report – Chief Justice Barbara Madsen

WSBA Presentation

The Chief Justice was a presenter as part of a panel discussion this past summer regarding why women are leaving the legal profession.

IDGC – ABA Young Lawyer's Presentation

The IDGC added a question to their membership encouraging firms to agree to the standard commitments of increasing diversity through hiring, retention, promotion, and elevating diverse attorneys to leadership positions.

Gonzaga Program

The Chief Justice has been asked to be the keynote speaker at Gonzaga University later in September on the topic of race and justice. The Chief Justice will be one of four members of the Supreme Court to be in attendance and presenting.

Budget Update

The current forecast is there will be a budget deficit and a special legislative session will be needed. It appears agencies will need to make deeper cuts ranging up to another 10 percent. AOC understands that the Gender and Justice and Minority and Justice Commissions are of high importance in the scheme of things. Further decisions are still in the works regarding task forces, boards, and commissions and either realigning some of their duties or combining them. Other recommendations are still being discussed.

Miscellaneous – Others

Membership

There are two vacant positions, district court judge, and court administrator. Additionally, the Commission updated the by-laws to include a Vice Chair position which has yet to be filled. Judge Nakata has indicated she would be willing to fill this position if there are no other candidates.

ACTION: A subcommittee to be formed to approach viable candidates for the open positions.

Subcommittee: Judge Churchill, Judge DuBuque, Professor Martin, Judge Nakata, and Leslie Owen

Strategic Planning

ACTION: Readdress the Strategic Plan during the November 4, Commission meeting and incorporate how we want to continue to grow the credibility of the Commission.

SPECIAL PRESENTATIONS

Beyond Pink – Barbara Carr – Unable to attend.

A one-day gathering of juvenile justice professionals will be held on Friday, October 14, 2011, in Burien. For questions and/or to register, e-mail Ann Muno at justiceforgirls.wa@gmail.com.

Work Place Violence – Maya Raghu, Futures Without Violence

Maya Raghu from Futures Without Violence walked the Commission through the Work Place Violence interactive Web site. (<http://www.workplacesrespond.org/>) The Web site has the ability to assist others with creating work place violence policies based on state specific laws. The site also provides interactive training exercises (i.e., scenarios with cause/effect rationale) through the “Interact with a virtual employee” tool.

A lively discussion ensued regarding how to utilize this tool and promote its use to others. It is an easy-to-use tool and provides a “decision tree” interactive element that would be useful to supervisors, human resource employees, judicial staff, and many others.

ACTION: Subcommittee to flesh out the proposal to promote this tool during October (Domestic Violence Awareness Month), to others.

Sub-Committee: Judge Wickham, Judge Schindler, Judge Nakata, Yvonne Pettus

ACTION: Before November 4, Commission Meeting, members agree to explore the www.workplacesrespond.org Web site and provide feedback on best way to use the site.

Gender and Justice Commission Web Page

Thanks to Paula Malleck-Odegaard for continuing to be a driving force in having the G&J Commission Web page updated. Beth McGrath presented on a proposed Web page design change. Questions regarding who is the audience, how does it promote the Commission, how easily can it be updated, navigation, design, etc., led to the conclusion that more work was needed.

ACTION: Subcommittee formed to discuss the various questions and concerns and design aspects. A report back to the Commission membership will be conducted at the November 4, meeting.

Subcommittee: Myra Downing, Ruth Gordon, Margaret Hobart, Judith Lonquist, Bernie Ryan

COMMITTEE REPORTS AND PROJECTS

DV Committee

- Regional Meetings
 - The regional meetings have been completed. See Page 1, *Conflicting Orders Regional Meetings* for information.
 - Goodman Workgroup
 - Representative Goodman held a DV Workgroup meeting in early September. The meeting was well attended and much of it was spent on various discussions regarding the effectiveness of Perpetrator Treatment.
 - The other topic was the proposal of creating a separate Stalking Order as the current anti-harassment order has limitations and does not provide for stacking of offenses and tends to be low level on the law enforcement enforceability.
- Attorney General's Workgroup
 - Will be meeting September 13, to discuss the Stalking Order.
- SJI Immigration Grant Project Update