



**Washington State Minority and Justice Commission
(WSMJC)**
Friday, June 29, 2018
8:45 am – 2 pm
AOC SeaTac Office
18000 International Blvd., Suite 1106, SeaTac, WA
Teleconference: 1-877-820-7831
Passcode: 358515#



MEETING NOTES

Commission Members Present

Justice Charles Johnson, Co-Chair
Justice Mary Yu, Co-Chair
Judge Veronica Alicea-Galvan
Judge Lisa L. Atkinson (phone)
Professor Lorraine Bannai
Jeffrey Beaver
Ann Benson
Diana Bob
Professor Robert Boruchowitz (emeritus)
Lisa Castilleja
Judge Faye Chess
Steve M. Clem
Judge Linda Coburn
Lieutenant Adrian Diaz
Judge Mike Diaz
Judge Lisa Dickinson
Anthony Gipe
Annie Lee
Karen Murray
Jasmin Samy
P. Diane Schneider
Judge Lori K. Smith
Justice Debra Stephens
Travis Stearns
Judge Helen Whitener

AOC Staff Present

Cynthia Delostrinos
Nichole Kloepper

Guests

Elly Krumwiede, WA Supreme Court Library
Diana Garcia, Columbia Legal Services
Shaunita Felder, Extern to Justice Debra Stephens
Michael McCorkle, Seattle University
Hyun-Mi Kim, Seattle University
Noe Merfeld, Seattle University
Jacob Walsh, Seattle University
Masih Fouladi, CAIR – WA
Amanda Misasi. CAIR -- WA

Student Liaisons Present

Briana Oretga
Catalina A. Saldivia Lagos

CALL TO ORDER

The meeting was called to order at 8:45 a.m.

April 16, 2018 meeting minutes are approved as amended.

CO-CHAIRS REPORT

2018 MJC Symposium Debrief

- The Symposium had over 150 attendees, and more watching both in Spokane and through TV-W's live streaming. A recording of the Symposium can be viewed [here](#).
- The court was presented with new research on LFOs and racial disproportionality from Dr. Alexes Harris from the UW. They also heard an update from the LFO Stakeholder Consortium, the group that was formed using the funds from the Department of Justice's Price of Justice grant initiative.
- Judge Coburn gave a demonstration of the LFO Calculator, which is now available for anyone to use. The website is <http://beta.lfocalculator.org/>
- Judge Walden and Trish Kinlow reported from Tukwila Municipal Court, about [King County's Unified Payment Program](#) and community service and alternatives to sanctions.
- The feedback from the symposium included: a majority of the attendees had never been to a symposium before, nearly all indicated they enjoyed the symposium and would attend again in the future. Some of the key takeaways include, "the current system is abusive, excludes people from full participation in society far longer than justified, disenfranchises minorities, and affects a person's ability to put their conviction behind them." Also, "It is heartening to hear that there are people in Washington working to change this, courts are really taking the issue seriously, and there is growing appreciation of the impact of LFOs."

Judicial Branch Policy Goal

- The Washington Supreme Court recently adopted a new [Judicial Branch Policy Goal](#) that specifically states the goal to "identify and eliminate bias-based practices and procedures that deny fair treatment for persons due to their race, gender, ability or other personal characteristics unrelated to the merits of their cases."

Spokane Youth & Justice Forum

- The current co-chairs of the Spokane Y&J Forum (Eric Roth and Gloria Ochoa) stepped down from forum planning. Historically, it was supported by former Commission member Joyce McCown. Currently, we don't have any Spokane Commission members involved.
- Are there any Commission members in Spokane that want to be involved in planning this event? The Commission will be in Spokane in September for their next meeting. Judge McCullough offered to schedule a meeting with folks in Spokane who might be interested in taking on the Youth and Justice Forum for 2019.

ACTION: Justice Yu will send a letter to Ms. Ochoa acknowledging the Commission's role in the Youth and Justice forums.

Federal Way Municipal Court's Jury Diversity Efforts

- The Jury Diversity Commission in Federal Way asked the Commission to join them at an event in Federal Way on August 18 called the "Flavor of Federal Way." They have been working on community engagement strategies to increase jury diversity. These efforts were in response to last years' symposium around Jury Diversity, where Federal Way came in close to last in whether the demographic makeup of their jury pools was reflective of their community.

ACTION: Cynthia will forward the invite to the Commission.

LFO Recommendations from Sentencing Guidelines Commission

- The Commission received a request from Judge Catherine Shaffer on behalf of the Sentencing Guidelines Commission to provide a formal endorsement of recent recommendations on LFOs. The memo of recommendations was included in the packet. The decision was made to support the recommendations of the SGC.
- Some concern was raised around prioritization of insurers, as some believed that individual victims should be prioritized over insurance companies as victims.
- Justice Yu asked for a vote to support the recommendations. Recorded as a unanimous vote.

ACTION: Justice Yu will draft a letter of support on the SGC's LFO recommendations.

MJC Court Program Analyst Position

- There were 21 applicants for the position. Cynthia is currently reviewing the applicant materials and will be scheduling interviews in the next couple weeks.

PRESENTATIONS & REMARKS

Administrative Juvenile Record Sealing Model Protocol -- Diana Garcia, Columbia Legal Services

- TeamChild and Columbia Legal Services have been working on a model protocol for the automatic sealing of juvenile records. Open records cause barriers to employment and housing.
- Youth are eligible to have their records sealed and do not have to be present in court to get their records sealed.
- The model protocol might be something that the SCJA's Juvenile and Family Court Judges committee is interested in taking up, and would be a better endorser than the MJC.
- The Commission agreed to support the protocol and education around it. Also to encourage standardization across the state. The Commission supported it unanimously.

ACTION: Justice Yu and Judge Galvan will draft a letter to SCJA passing this information along to them for their Juvenile and Family Law Committee to consider taking up further.

2018 National Consortium on Racial & Ethnic Fairness in the Courts Report

- Judge Veronica Alicea-Galvan gave a presentation on her experience at the 2018 National Consortium on Racial and Ethnic Fairness.
- There was a great deal of discussion around the possibility of hosting a future Consortium in Seattle. Some remember when AOC hosted many years ago, and remembered that it was quite a bit of work for staff and the Commission.
- It was decided that more information is needed from the Consortium in order to make a more sound decision.

ACTION: Judge Galvan and the Workforce Diversity Committee were asked to explore the idea of hosting a future Consortium in Seattle. Will submit a proposal for consideration at the September meeting.

LAW STUDENT LIAISON

- The UW Law Student Liaisons held a panel discussion on April 12, entitled "Just for Kids: A Two-Panel Discussion on the Challenges and Opportunities for Juvenile Justice in Washington." The first panel featured youth voices and the second panel was made up of individuals who work within the Juvenile Justice system.
- The 2018-2019 liaisons' first meeting will be September 28, with an orientation to follow.

STAFF REPORT

Budget

- Changes from last year's budget include an increase to the Commissions Meetings category, and the 2018 Tri-Cities sponsorship has already been given to this year's organizers.
- For FY 2018-19, funds will be allocated to the NAWJ and SCJA's Color of Justice programs, and an allocation for Jury Diversity research to be done by WSCCR.

ACTION: Motion to adopt and approve the 2018-19 budget was unanimously approved.

LFO Bench Card and LFO Grant Update

- The CLJ and Superior Court bench cards have been updated to reflect the recent changes from HB 1783.
- Staff will be sending laminated bench cards to every judge in the state. Please distribute widely. Contact Cynthia if there are any community groups who are interested in the bench cards.

ACTION: Send the link to the bench cards to the Commission and public defenders.

September 28 MJC Meeting and Center for Civil and Human Rights Conference at Gonzaga Law

- Our next meeting will take place in Spokane at Gonzaga School of Law. Professor Jason Gillmer is launching the first ever conference by the new Center for Civil and Human Rights at Gonzaga Law.
- Justice Yu will be one of the keynote speakers for the event. More details are forthcoming.
- The Commission meeting will be in the morning from 9am - 11am, and then Commission members will join the conference luncheon.

ACTION: Explore the idea of having a Youth and Justice Forum meeting in Spokane during that trip.

Monthly MJC Issue and Media Report from Law Library – Elly Krumwiede

- Cynthia has been working with Elly Krumwiede from the Supreme Court's law library on producing a monthly report, similar to a report that was done for the Gender and Justice Commission in preparation for their Gender Bias Study.
- The monthly report would give news updates, articles, and relevant research on topics that the MJC has been focused on, as well as race in the courts in-general. Feedback on the reports would be great so that they could be tailored to our needs.

ACTION: Forward report to Judge Steve Rosen because there are links addressing jury diversity.

Co-sponsorship updates:

Civics Day for Kent and Renton School Districts – May 2018

- Twyla Carter had asked the Commission to co-sponsor "Civics Day" events for Kent and Renton School Districts. There were 9 events total, all taking place in different high schools across those districts.
- Honorariums for speakers participating in the youth panels have been distributed.
- Other Co-sponsors were the ACLU national and ACLU-WA.
- Feedback from teachers who were present for the trainings was all positive.

Tri-Cities Youth & Justice Forum ("Using Your Voice for Change") – November 2, 2018, Columbia Basin College, Pasco, WA

- Planning is underway for the Tri-Cities Youth and Justice Forum. The MJC has already released sponsorship funds for the 2018 program.
- If anyone is interested in attending please let Cynthia know. MJC has covered travel expenses for Commission members to be able to volunteer at the Youth and Justice Forum events.

Shout-outs

- **Judge Bonnie Glenn** was awarded the Justice Charles Z. Smith Award from the WSBA Apex Awards Committee. The award will be presented at the WSBA Apex Award Ceremony on Thursday September 27, 2018 at 5:30pm at the Sheraton in Seattle.
- **Judge Linda Coburn** has spent over 400 hours helping to create and officially launch the LFO Calculator.
- The UW Law was awarded with the LSAC's Diversity Matter's Award. **Lisa Castilleja** has been central to UW's pipeline efforts. The award acknowledged UW Law's "impact" in reaching the greatest number of students from the target audience.
- **Jeffery Beaver** received the life time achievement award from the Loren miller Bar Association.
- **Judge Lori K Smith** was recently appointed to the Court of Appeals Division 1. She is the first black woman to serve at that level.
- **Judge Faye Chess** was appointed to serve as a judge on the Seattle Municipal Court.

PROJECT UPDATES

WPI Juror Orientation Video – Ben Santos

The committee has selected a vendor to start working with.

BJA Public Trust & Confidence Committee Public Service Announcement – Judge Mike Diaz and Judge Linda Lee

- All of the Commissions have provided \$1,000 in sponsorship for the PSA. Invoices have been paid.
- The message is dignity, fairness and respect in the courts. Once completed will be run by the other judges associations.

Past Youth Events

Yakima Youth & Justice Forum – Lisa Castilleja

- There were about 180 8th through 12th grade students participating. Demonstrations were provided to the students, including a demonstration from the SWAT team, drones, and K9s.
- Heritage is supported to a certain extent. Hope to keep the event alive. Karen Murray drove with Professor Adamson to the event, and he did a great job on the panels.

Seattle Youth & Justice Forum – Judge LeRoy McCullough

- The event is typically held on Saturdays so that all kids are able to participate. Everyone was invited, parents and guardians included. There were 300+ people in attendance.
- Save the Date, the next Seattle Youth and Justice Forum will be April 27, 2019.

ACTION: Get stats, evaluations, and information from Judge McCullough from the forum.

Upcoming Youth Events:

Color of Justice – Judge G. Helen Whitener

- Color of Justice, color meaning many aspects of marginalized groups.
- Focus is to bring marginalized youth into the courtroom and make them the focus with marginalized judges.
- The SCJA is sponsoring three locations, which are being decided on soon. Yakima is the first confirmation. The keynote speakers for this event will be Justice Yu, Judge Alicea-Galvan and number of tribal judges.
- Spokane and Kitsap county have an interest in hosting the program as well.

- Just presented for the Gender and Justice Commission, emphasis on bringing community in and together. Good for the judiciary, inspiring youth. Will be also discussed at NCJFCJ in Colorado.

ACTION: Judge Whitener will be giving a presentation at the National Council on Juvenile and Family Court Judges. She would like us to send her more Judges of Color Directories.

COMMITTEE REPORTS

Education Committee - Justice Debra Stephens and Judge Lori K. Smith

2018 Spring Programs

Superior Court Administrator's Program – April 8, Chelan, WA

- Co-sponsored session with GJC and Interpreter Commission, "Immigration's Impact on the Courts"

SCJA – April 9, Chelan, WA

- Sponsored 2 sessions (1) Immigration's Impact on the Courts, and (2) Beyond Batson: Approaches to Addressing Bias at Jury Selection

DMCJA – June 4, Chelan, WA

- Sponsored one session, Beyond Batson: Approaches to Addressing Bias and Jury Selection.

District and Municipal Court Management Association Regional Trainings – April 2018, locations throughout Washington

- Sponsored 3 regional Poverty Simulation trainings in Burlington, Gig Harbor, and Des Moines. Other Eastside locations had to be cancelled due to lack of attendees registered.

Fall Judicial Conference – September 23 – 26, Yakima, WA

- There are several Commission-sponsored programs that will be held at this year's Fall Judicial Conference. (1) Immigration's Impact on the Courts: ER 413 – MJC is co-sponsoring with GJC; (2) Combatting Bias Against Muslims in the Legal System: Equipping and Empowering Washington Judges; and (3) Poverty as a Barrier to Justice For All.
- The Tribal State Court Consortium will also be holding their Annual Meeting at the conference.

Bail Law Bench Card – Judge Theresa Doyle

- The Bail Law Bench Card was approved and distributed by the Pretrial Task Force.

Other Items

- [Dr. Robin DiAngelo, White Fragility](#), possible speaker for a forum, judicial conference, or faculty development?
- Judicial officers will need tools and tips to take the knowledge, identify and create standards for them to apply and how to identify that.
- University of Washington and Seattle University have implemented a mandatory ethics training for new students to understand bias.

Juvenile Justice Committee – Annie Lee

- The committee will be hearing a presentation by Rhonda Berry, King County Public Health. Ms. Berry will be talking about the county's Zero Youth Detention Initiative and the county's move from a punitive model to a public health model.
- For the past year, the JJ Committee has been participating in a listening tour of various programs, places, and projects that are doing work to eliminate racial disparities in the Juvenile Justice system.

Outreach Committee – Lisa Castilleja

- The Outreach Committee had selected the new artwork for 2018, a piece by Diane Covington called “Water Song”. The image will be used to create posters, create post cards, and be presented on the cover of the MJC’s 2017-18 Annual Report.
- An official agreement is in the works. We are still waiting on a high resolution photo to be able to print posters and the Annual Report cover.

Workforce Diversity Committee – Judge Bonnie Glenn and Judge Veronica Alicea-Galvan

- Co-chair of the WFD Committee, Judge Bonnie Glenn was the first ever recipient of the WSBA’s Justice Charles Z. Smith Excellence in Diversity Award. The award will be presented at the APEX Award Dinner on September 27, 2018.
- The Committee will be looking into follow up from the April 6, 2018 presentation on the Tacoma Northwest Detention Center.

Tribal State Court Consortium – Judge Lori K. Smith

- The regional meeting was held June 1, 2018. Tulalip Tribal Court was the host of this year’s regional meeting. There were 32 participant’s total, with 13 tribal judges, 5 state court judges, and 3 Supreme Court justices.
- Jennifer Walter was the keynote presenter from the Tribal Law and Policy Institute. She discussed Consortium structures and specific areas for problem solving such as child welfare, domestic violence, school to prison pipeline, bail reform, and trafficking.
- The Consortium identified areas where it would like to continue to focus work on, such as protection orders, dependency cases, and exploring joint-jurisdictional court pilots.
- The TSCC’s Annual meeting will be at fall conference on September 24, 2018, at 5:30pm in Yakima.

Jury Diversity Task Force – Judge Steven Rosen

- The task force split into 3 subcommittees. Each subgroup came up with a proposal for priorities.
- Next step is to bring the group back together and come to a consensus on what the priorities will be moving forward.

ACTION: Judge Rosen will work with Cynthia on scheduling the next meeting of the Task Force.

Meeting adjourned at 1:15pm

NEXT COMMISSION MEETING:		
Friday, September 28, 2018	9:00 a.m. – 11:30 a.m.	Gonzaga University School of Law 721 N. Cincinnati St. Spokane, WA 99202