

1. Meeting Minutes



JISC DATA DISSEMINATION COMMITTEE
Friday, June 24, 2022, 8:00 a.m. – 9:00 a.m.
Zoom Teleconference
URL: provided via invite

MEETING MINUTES

Members Present:

Judge John Hart, Chair
Judge Scott Ahlf
Judge Kathryn Loring
Judge Robert Olson
Ms. Paulette Revoir
Judge Lisa Worswick

Members Absent:

Mr. David Reynolds
Ms. Barbara Miner

AOC Staff Present:

Kevin Cottingham, Data Dissemination
Administrator
Maureen Roberts, MSD Administrative
Secretary

Guests Present:

Sharon Gibson, Yakima Superior Court
George Yeannakis, TeamChild
Jennifer Ortega
Heidi Percy, Snohomish County Clerk

0) Call to Order

Judge Hart called the meeting to order at 8:05 a.m. and welcomed all participants.

1) Approval of Minutes

The April 22, 2022, meeting minutes were approved unanimously.

2) Request from Yakima County Superior Court for additional IT staff accounts

Judge Hart introduced Sharon Gibson, with Yakima County Superior Court. Ms. Gibson described a need for additional non-court IT staff. Presently, the limit is for one non-court IT staff account, but Ms. Gibson stated that her court needed better coverage when that person is unavailable.

DDA Cottingham explained that the DDC has expanded the exceptions allowing for multiple accounts during system upgrades or training, but that the request presented is broader.

Judge Olson described how Whatcom County has also had this concern and a general revision to the limit might be in order. Judge Alf suggested that we reevaluate what the limit is and why we have one. Judge Loring suggested a renewal period of twelve months.

It was moved and seconded to approve the Yakima county request. The motion passed unanimously.

DDA Cottingham asked the committee for guidance regarding an overall policy change beyond the request at hand. Judge Worswick suggested changing the time limit from six months to twelve months.

DDA Cottingham asked if the committee would be interested in limiting the number of accounts with access. Judge Hart suggested that the number be at the discretion of AOC.

Judge Worswick made a motion to remove the limit of one non-court user, allowing for a total number of accounts at the discretion of AOC and expand the renewal period to twelve months. Judge Alf seconded. The motion passed unanimously.

3) Other Business

Judge Hart announced that Judge Worswick is leaving the DDC.

Judge Hart inquired about other business. Hearing none, he expressed sincere appreciation for the work of the Committee and adjourned the meeting at 8:35 a.m.

2. Proposed Addition to GR 15

February 23, 2023

RE: Proposed Addition to GR 15 by David Reynolds, Whatcom County
Juvenile Court Administrator

Proposed comments bolded and italicized:

(c)(4) Sealing of Entire Court File. When the clerk receives a court order to seal the entire court file, the clerk shall seal the court file and secure it from public access. All court records filed thereafter shall also be sealed unless otherwise ordered. The existence of a court file sealed in its entirety, unless protected by statute, is available for viewing by the public on court indices. The information on the court indices is limited to the case number, names of the parties, the notation “case sealed,” the case type and cause of action in civil cases and the cause of action or charge in criminal cases, except where the conviction in a criminal case has been vacated, section (d) shall apply. The order to seal and written findings supporting the order to seal shall also remain accessible to the public, unless protected by statute.

COMMENT: See, e.g. RCW 13.50.260, which requires that sealed juvenile adjudications be “treated as if they never occurred”, and no information can be given about the existence or nonexistence of records concerning an individual.

...

(d) Procedures for Vacated Criminal Convictions. In cases where a criminal conviction has been vacated and an order to seal entered, the information in the public court indices shall be limited to the case number, case type with the notification “DV” if the case involved domestic violence, the adult or juvenile’s name, and the notation “vacated.”

COMMENT: See, e.g. RCW 13.50.260, which requires that sealed juvenile adjudications be “treated as if they never occurred”, and no information can be given about the existence or nonexistence of records concerning an individual. Per State v. Garza (2022), a juvenile adjudication is an order within the meaning of RCW 13.50.260 and is eligible for vacation.