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Subject: FW: Comment on proposed changes to APR 11
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From: Glenn Slate [mailto:glenn@heritagefamilylaw.com]
Sent: Friday, March 26, 2021 2:17 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: Comment on proposed changes to APR 11

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I am writing again to oppose imposing an ideological CLE requirement, as I have done in the past.

My background on this issue is unique. I earned a MA in psychology prior to entering law school which specifically emphasized adult training methods. I was also practicing in Oregon when the Oregon Bar passed a similar CLE requirement. Because of my earlier education, I decided to try and offer a CLE that would meet the new diversity credit requirement in Oregon. To that end I contacted the Oregon Bar to get a copy of the standards for determining if a CLE met the specialized reporting requirement. I was told that there was no written standard, credit for being a diversity CLE was being decided on a case by case basis. That is totally unreasonable.

I see the proposed changes to APR 11 as making the same mistakes.

What is the standard to decide what qualifies for “inclusion” or “mitigation of. . .bias”? Who decides? How does one challenge the designation of a CLE as qualifying or not qualifying for this special credit?

It seems that without a well drafted definition of what will be allowed to be credited it opens the possibility for CLEs on topics that would be the opposite of the goal of this proposed rule change or to only allow CLEs presenting an extremely limited set of view points.

Thank you for your time and attention.

Glenn Slate

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