Misdemeanant Probation Association

Annual Business Meeting

Ocean Shores, WA

April 30, 2018

Raul Guillen, MPA President, opened the meeting at 12:27pm and declared a quorum. Raul welcomed everyone to the meeting and thanked them for attending the conference.

**Board and Committee Reports:**

 **Board Reports**

**President’s Report:** Raul Guillen addressed the membership to explain that the meeting minutes from the 2017 Business Meeting was to be sent out to the membership via MPA listserv in the form of a Survey Monkey. The membership may review the minutes and vote to approve or decline using this service.

Raul also reported that the MPA liaison to the District and Municipal Court Managers Association (DMCMA) is now a vacant position on the board. He requested anyone with interest in this board position to please contact him or the incoming President, Chris Hornung.

**Vice President’s Report:** Chris Hornung announced that the name change to Washington State Misdemeanant Probation Association has become official. All paperwork regarding the change has been filed with the IRS and Secretary of State.

**Treasurer’s Report:** Membership was asked to review the treasurer’s report placed on each table. Mindy pointed out that money raised at the conference for the 50/50 and the gift baskets will be considered a “personal donation,” meaning it can go to the MPA Legislative account. She also reported that the board has created a budget to keep track of spending. Raul asked membership if there was any discussion about the report. No discussion and a motion to accept the treasurer’s report was made, seconded, and the motion passed.

See Report:

|  |  |  |
| --- | --- | --- |
| MISDEMEANANT PROBATION ASSOCIATION |  |  |
| TREASURER'S REPORT |  |  |  |
| February 12 - May 1, 2018 |  |  |  |
|  |  |  |  |
| ACCOUNT BALANCES AS OF February 12, 2018 |  | Totals |
|  |  |  |  |
|  | Checking Account | $31,161.75 |  |
|  | Legislative Account | $12,087.72 |  |
|  | Certificates of Deposit | $10,000.00 |  |
|  |  |  |  |
|  | Total Account Balances: | $53,249.47 |  $ 53,249.47  |
|  |  |  |  |
| INCOME: | Legislative Savings (interest) | $1.02 |  |
|  | 2018 MPA Dues | $2,680.00 |  |
|  | 2018 Conference Fees | $8,652.00 |   |
|  | Scholarships | $1,035.00 |  |
|  | 2018 Conference Vendor Fees | $2,500.00 |  |
|  | 2018 Conference Sponsored Items | $2,100.00 |  |
|  | Polo Shirt Orders | $50.00 |  |
|  |  |  |  |
|  | Total Income: | $17,018.02 |  $ 17,018.02  |
|  |  |   |  |
|  |  |   |  |
| EXPENSES: | Chris Hornung (APPA Expenses) | $399.45 |  |
|  | Cocoa Sweet Designs - Polo Shirts | $162.95 |  |
|  | Donna Struthers (Mileage) | $146.06 |  |
|  | Scholarships | $1,035.00 |  |
|  | Walla Walla County (Conf Fee Refund) | $165.00 |  |
|  | C.S.D. - Smart Start Notebooks | $394.90 |  |
|  | C.S.D. - Lakeside Milam Water Bottles | $462.00 |  |
|  | C.S.D. - Moon Security Stadium Bags | $421.03 |  |
|  | C.S.D. - Lifesafer Flashlights | $162.80 |  |
|  | Quality Logo Products - WASPC Frisbee | $256.87 |  |
|  | Quality Logo Products - STOP Stress Ball | $272.48 |  |
|  | Tax Bandits - E-File 990-N | $19.90 |  |
|  | Chelan County - 2 Conf Fee Reimburse. | $330.00 |  |
|  | Melissa Patrick - Vendor/Name Tag Reimb. | $960.03 |  |
|  | Melissa Patrick - supply reimbursement | $11.00 |  |
|  | Survey Monkey | $29.00 |  |
|  | Cocoa Sweet Designs - Hoodies | $394.16 |  |
|  | Sno Co Dist Ct Conf Refund - Bomar | $165.00 |  |
|  | Melissa Patrick - Speaker Gifts Reimb | $175.15 |  |
|  | Secretary of State Non-Profit Filing Fee | $10.00 |  |
|  |  |  |  |
|  | Total Expenses | $5,972.78 | $5,972.78 |
|  |  |   |   |
|  |  |   |  |
| ACCOUNT BALANCES AS OF April 27, 2018 |  |  |
|  |  |  |  |
|  | Checking Account | $42,205.97 |  |
|  | Legislative Savings | $12,088.74 |  |
|  | Certificates of Deposit | $10,000.00 |  |
|  |  |  |  |
|  | Total Account Balances: | $64,294.71 |  |
| Mindy Breiner, Treasurer |
| May 1, 2018 |

**Secretary’s Report:** Nothing to report

 **Committee Reports**

**Legislative Report:** See report below

**Committee Report: Legislation**

**Submitted By: Janene Johnstone**

**Date Submitted: 4-29-18**

**All of these changes are effective as of 6-7-18, unless otherwise noted.**

Relevant to MPA Membership:

[SHB 1524](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1524-S.SL.pdf) – Regarding therapeutic courts (specifically, drug courts, I believe), clarifies what the funds in the Criminal Justice Treatment Account can and can’t be used for: for “treatment and recovery support services for criminally involved offenders and authorization of these services shall not be subject to determinations of medical necessity;” removes language that previously included “administrative and overhead costs associated with the operation of a drug court”.

[E2SHB 1783](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1783-S2.SL.pdf) – Prohibits jurisdictions from charging interest on “nonrestitution legal financial obligations” (this does not apply once it gets sent to collections). The wording is confusing, however, because later it says that “penalties, fines, bail forfeitures, fees, and costs imposed against a defendant in a criminal proceeding shall not accrue interest,” and the way this section is situated in the language seems to imply that this is the case whether the balance is in collections or not. This bill also talks about not ordering costs if a defendant meets the criteria of indigent at the time of sentencing, talks about installment payments and converting to community service. Sanctions cannot be imposed for failure to pay if there is a hearing and the failure to pay is not found to be willful.

[SHB 2752](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2752-S.SL.pdf) – Regarding search warrants, “If the jurisdiction of a district or municipal court encompasses all or part of more than one county, a judge for that district or municipal court may issue a search warrant for any person or evidence located anywhere within the state as long as the county in which the offense is alleged to have occurred is one of the counties encompassed within that court’s jurisdiction.”

[HB 2892](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2892.SL.pdf) – Directs WASPC to “develop and implement a mental health field response grant program,” in order to “assist local law enforcement agencies to establish and expand mental health field response capabilities.” Discusses some provisions of the grant application process and what the response teams should consist of.

[SB 5987](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/5987.SL.pdf) – Get ready to start doing pretrial UA’s again! Specifically allows for pretrial prohibition of drug or alcohol use, and indicates that the court can “require the defendant to submit to testing to determine the defendant’s compliance with this condition, when the judicial officer determines that such condition is necessary to protect the public from harm.”

[ESSB 6491](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/6491-S.SL.pdf) – Some portions were effective 4-1-18, other portions are effective 6-7-18, and others 7-1-18 – Makes modifications to the involuntary treatment act.

* Changes the term “in need of assisted outpatient mental health treatment” to “in need of assisted outpatient behavioral health treatment” and includes a person with a substance use disorder
* Less restrictive alternative treatment services
* Establishes a process for initial evaluation and filing of a petition for assisted outpatient behavioral health treatment
* Designated crisis responders
* Outlines procedures for additional treatment
* Discusses conditional release orders
* Covers revocation proceedings and court orders for detention for inpatient treatment and for assisted outpatient behavioral health treatment

Also of Possible Interest:

[SHB 1022](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1022-S.SL.pdf) – Establishes some protection to immigrant victims

[ESHB 1047](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1047-S.SL.pdf) – Establishes a prescription drug take-back program

[2SHB 1298](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1298-S2.SL.pdf) – Prohibits employers from asking about arrests or convictions until after they’ve determined whether an applicant is otherwise qualified for the position

[2ESHB 1388](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1388-S.SL.pdf) – Effective 7-1-18 – Transfers the designation of the state behavioral health authority from DSHS to the Health Care Authority and the Department of Health

[E2SHB 1889](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1889-S2.SL.pdf) – Establishes the Office of the Corrections Ombuds within the Governor’s office, “to assist in strengthening procedures and practices that lessen the possibility of actions occurring within the department of corrections that may adversely impact the health, safety, welfare, and rehabilitation of offenders, and that will effectively reduce the exposure of the department to litigation.”

[SHB 2016](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2016-S.SL.pdf) – Requiring that “reasonable accommodations” be made for providing midwife or doula services “to inmates who are pregnant or who have given birth in the last six weeks.”

[HB 2638](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2638-S.SL.pdf) – Outlines specifics for the graduated re-entry program for DOC.

[HB 2661](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2661.SL.pdf) – Protects against employment discrimination for actual or perceived victims of domestic violence, sexual assault, or stalking.

[EHB 2759](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/2759.SL.pdf) – Establishes the “Washington State Women’s Commission” in the office of the Governor. “The commission shall address issues relevant to the problems and needs of women, such as domestic violence, child care, child support, sexual discrimination, sexual harassment, equal compensation and job pathways opportunities in employment, and the specific needs of women of color.”

[E2SSB 6160](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/6160-S2.SL.pdf) – Effective 6-7-18, portion effective 7-1-19 – Clarifies extension of juvenile court jurisdiction in certain circumstances, for certain felony offenses.

[SSB 6222](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/6222-S.SL.pdf) – Effective 7-1-18 – Changes the extended foster care age from 19 to 21.

[SB 6582](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/Senate/6582.SL.pdf) – Similar to 2SHB 1298, which prohibits employers from asking about arrests or convictions until after an applicant has been otherwise determined qualified for the position, this bill prohibits institutions of higher education from requesting criminal history information on the initial admissions application, and cannot consider criminal history information until after determining that an applicant has “otherwise been determined to be qualified for admission.”

Also, out of last year’s legislative session came [HB 1163](http://lawfilesext.leg.wa.gov/biennium/2017-18/Pdf/Bills/Session%20Laws/House/1163-S2.SL.pdf), which established work groups to look at a DV Risk Assessment tool, and DV Perpetrator Treatment. Bree Breza from Airway Heights and Koa Lee with Pierce County stepped up to represent MPA at those work groups.

Concurrently, Tonya Dotson with Seattle Municipal Court was involved in the work group that worked on a major overhaul to our state’s DV treatment requirements. If you’re up for a little light reading, it’s only 60 pages long, and can be found at Chapter [388-60A WAC](http://apps.leg.wa.gov/documents/laws/wsr/2018/07/18-05-060.htm). The process will mirror chemical dependency in that there will be an assessment and different levels of treatment, based on certain criteria. Amie Roberts with DSHS is working on making the rounds statewide to provide training on the upcoming proposed changes, and Tonya is also a wealth of information. It is my understanding that there was a public hearing on 4-24-18 and the final paperwork is being submitted to DSHS for approval.

Committee Contact Name: Janene Johnstone

 E-Mail: jjohnstone@kentwa.gov

**Education and Training Report:** Jim Smallwood addressed the attendees and thanked them for coming. He thanked Chris Allen as the co-chair for his work. Jim explained that most of the speakers came in with no payment for speaking. He thanked the vendors and expressed gratitude to Larry Barker and Misty Griffith for helping with the technology.

Jim brought up the option of working on Regional Training opportunities relating to the focus on the new domestic violence evaluation requirements and tiered treatment levels required by new legislation.

**Membership Report:** Donna Struthers addressed the attendees and advised them that the association currently has 228 members, which is an increase from last year. Donna stated that we had 90 people attending the conference. She asked that anyone who hadn’t checked in with her please do so to get their badge.

**Nominations Report:** Dan Bassler addressed the membership regarding the purpose of the MPA Board. He encouraged people to take an interest in the process by being nominated for the open positions. He reported that there are five positions open now. Dan encouraged the membership to read each position description listed in the program and nominate either themselves, or someone they believe would be great on the board.

Dan opened nominations

Vice President (3 years total executive board position): Tony Farris from Skamania County was nominated, seconded, and the motion carried. Tony accepted the nomination.

Chris Allen from King County was nominated, declined the nomination

Camille Jackson from Lynnwood Municipal Court was nominated, seconded and the motion carried. Camille accepted the nomination.

A motion to close the nomination for Vice President was made, seconded, and with no discussion motion carried.

Secretary (2-year term): Camille Jackson from Lynnwood Municipal Court withdrew her nomination for Vice President and nominated herself for Secretary. The nomination was seconded and the motion carried. Membership made a motion to close the Secretary nominations. The motion was seconded, with no discussion the motion carried.

Membership (1-year term): Omar Gamez from Edmonds Municipal Court was nominated; the nomination was seconded and the motion carried. Omar accepted the nomination.

Diane Austin from Kittitas County was nominated, the nomination was seconded and the motion carried. Diane accepted the nomination.

A motion was made to close the nominations for Membership. The motion was seconded, with no discussion the motion carried.

Legislative (2-year term): Tonya Dotson from Seattle Municipal Court was nominated, the nomination was accepted, seconded, and the motion carried. Tonya accepted the nomination.

Rebecca Partington from Snohomish County District Court was nominated, seconded, and accepted the nomination.

Samantha Corder from King County District Court was nominated, seconded, and accepted the nomination.

A motion was made to close the nominations for Legislative. The motion was seconded and with no discussion the motion carried.

Education and training (2-year term): Melissa Patrick from Des Moines Municipal Court was nominated, seconded, and the motion carried.

Rick Silcox from Snohomish County District Court was nominated, seconded, and the motion carried.

Motion to close nominations for Education and Training was made, seconded, motion carried.

Dan announced that he will be in touch with everyone who was nominated to have them submit biographies, which will be sent to membership for voting.

**District and Municipal Court Judges Association (MCA liaison):** Stacie Scarpaci addressed the members to ask them to contact her if there are any issues they would like to have brought to the Judge’s Association.

**Washington Traffic Safety Commission:** Grant Bailey spoke to the membership asking for any ideas that may need to be brought to the Commission’s attention please be sent to him via email.

**Public Relation Report:** Melissa Patrick explained that shirts and sweatshirts with the new MPA logo are available and anyone who had pre-ordered should contact her for pick-up. Melissa also explained that MPA membership certificates and training completion certificates will be available online after the conference. She will be sending out a Survey Monkey, once members have filled in the survey they will receive a code at the end to enter at the MPA website to get their certificates. She explained she appreciates any content or articles that the members forward to her when there is something that affects the membership. She asked attendees to “like” MPA on Facebook.

**Criminal Justice Training Commission Probation Academy:** Mindy Breiner talked about the changes to the academy in the previous year. She has been working with a new CJTC coordinator and has asked to have the academy moved to September. She will be sending out information on the exact dates when they become available. She encouraged people to submit ideas for classes, and asked if anyone has any interest in teaching at the academy to please talk to her. She reported that the cost share for the academy has gone down, making it easier for jurisdictions to send their Officers.

**2019 MPA Conference:** Raul Guillen explained that the conference for 2019 will be on the east side of the state and welcomed ideas from the membership for location. Some ideas brought forward were Suncadia, Wenatchee, Walla Walla, Chelan, and Yakima.

Motion to adjourn was made and seconded. No discussion. Raul Guillen adjourned the meeting at 1:08pm.