

Washington Uniform Law Commission (ULC)

February 8, 2012

Present: Anita Ramasastry (AR), chair; Marlin Appelwick (MA); John Cary (JC); Dennis Cooper (DC); Kyle Thiessen (KT); not present: Jamie Pedersen (JP)

The meeting was called to order at 4:23 PM.

Approval of Minutes

AR asked the commissioners to review, subsequent to the meeting, the latest corrected version of the minutes and approve them by email.

Uniform Acts in Washington State Legislature

The commissioners had no questions regarding the legislative update that JP sent via email on February 7. They made additional comments on a number of Acts.

Uniform Electronic Transactions Act (UETA).

This Act is moving through the legislature.

Collaborative Law.

This Act passed the House, 95 to 0, and now resides with the Senate Judiciary Committee. WSBA opposed the Act because it believes at least some of the provisions should be by court rule rather than legislation.

Jean McElroy (?) of the WSBA has analyzed the Act to see whether it should be a Rule. MA will discuss this possibility with Justice Charles Johnson.

Uniform Interstate Family Support Act (UIFSA).

Two federal court decisions have addressed family support issues and reached opposite results regarding whether UIFSA conflicts with the federal Full Faith and Credit Act. NCCUSL is asking Congress to amend the Full Faith and Credit Act to remove any possible conflict with UIFSA. Whether the conflict will be reconciled and whether Congress will pass the mandate to adopt the latest version of UIFSA is up in the air.

During the previous Washington legislative session, the House passed UIFSA. Currently it is in the House Rules Committee.

Correction of Defamation.

This Act is in the Senate Rules Committee.

Power of Attorney.

This Act awaits consultation between task force leaders and the reporter.

Collateral Consequences of Conviction.

No change in status of this Act. Further progress awaits compilation of collateral consequences statutes by Seattle U. Law School professors.

Uniform Acts at the National Level

Prevention of and Remedies for Human Trafficking.

AR is serving on a drafting committee for this Act.

Correction of Criminal Records (“Study Committee on Criminal Records Accuracy and Access”).

JC would like to serve on the study committee for this Act.

Asset Freezing Orders.

DC’s Style Committee is working on this Act.

Web Page Updates

AR would like to be listed as the Contact Commissioner for three acts: International Choice of Court Agreements; Uniform Law on Notarial Acts; and Certificate of Title Act for Vessels.

Annual Meeting

The commissioners should soon receive registration materials. The ULC budget can cover half the costs. Commissioners can register, pay the registration fee, and request reimbursement from the ULC budget through Debbie Deibert in the Code Reviser’s office; or they can register and submit the registration bill to Debbie.

ULC Budget

Like other state offices, the Office of the Code Reviser, whose budget includes the ULC budget, is expecting a budget cut. A cut of 5% or less will not affect the ULC portion of the budget. However, KT would cut the ULC budget rather than lay off staff.

Bar Liaison

At the end of the month AR will meet with WSBA Executive Director Paula Littlewood to determine which Uniform Acts will need review by a Bar committee.

Informal Meetings

KT invites the commissioners, when they come to Olympia, to stop by the Pritchard Building for a cup of coffee.

AR will email the Commissioners after the session ends to decide on a time to get together.

The meeting was adjourned at 4:44 PM.