

**Parent and Child Performance Standards Work Group  
Oregon State Bar  
Monday, November 7, 2016 (10:00AM-12:00AM)  
Meeting Notes**

**Attendees:** Megan Jacquot, Amy Miller, Inge Wells, Liz Wakefield, Amy Benedum, Leslie Harris, Lea Ann Easton (*Chair*), Linn Davis, Amy Zubko (*Staff*), Angela Sherbo, and Shannon Storey

**Did not attend:** Joe Hagedorn

**Minutes:** There were no changes to the meeting notes from the October 3, 2016 meeting.

**Meeting Schedule:** The group added a meeting on January 13, 2017 from 10-2 at the JCIP Office (1133 Chemeketa Street, Salem OR).

**Cross-over standards for parent and child attorneys**

Amy Miller and Liz Wakefield presented draft language addressing cross-over standards for parent and child attorneys. The impetus for addressing this issue came from the Governor's Task Force.

The group discussed whether the Delinquency Standards should also be updated to include information on cross-over representation. There was some discussion regarding the timeline and updating performance standards in general. The group was unsure of the plan both to update other standards and when a group would be updating the Parent/Child Standards again.

The group discussed whether to recommend one attorney to represent for both delinquency and dependency issues. Members of the group discussed if there is not a lawyer with enough seniority or experience to handle both types of cases.

The group also discussed how to counsel a child client in a delinquency situation regarding protecting their rights and how that should be addressed in the performance standards.

Tentatively the group decided that the cross-over standard should go in Standard 2(i). Liz Wakefield will look into this further.

**Next Steps:** Update the Cross-over Standard language based on work group feedback. Finalize where the cross-over language will be placed in the Performance Standards.

**Oregon Rules of Appellate Procedure (Rule 2.22)**

Angela Sherbo, Megan Jacquot, Inge Wells, and Shannon Storey shared an updated version of Standard 8. The updated Standard 8 condensed Standards 8-10 from the 2014 version of the Performance Standards. In addition, the updated Standard addresses the use of Oregon eCourt in juvenile cases (ORAP 2.22).

**Next Steps:** The members of the work group suggested grammatical and structural edits which will be reviewed and incorporated as necessary.

**Description/Clarification of the role of appellate counsel for children in child attorney standards**

Will be addressed at the next meeting. Angela Sherbo and Shannon Storey will draft.

### **Review of outstanding October Issues**

#### Review of Standard 9 Draft

See ORAP 2.22 discussion

#### Review of social media/communications guidance

The group reviewed the updated Social Media/Communications language and approved it with two typographical corrections.

**Next Steps:** Incorporate the language into the Standards.

#### Review of special immigrant juvenile cases/immigrant family cases

The group reviewed the updated SIJS language for Standards 2 and 5. Some additional changes were made during the meeting.

The SIJS discussion spurred a conversation about the Indian Child Welfare Act (ICWA) and where and how it should be addressed in the Standards.

**Next Steps:** Lea Ann Easton will draft language to address ICWA. The SIJS language will be incorporated into Standards 2 and 5.