

**MINUTES OF THE WORKERS' COMPENSATION SECTION
EXECUTIVE COMMITTEE
June 12, 2015**

I. CALL TO ORDER

Chair Keith Semple called the Executive Committee (EC) to order at 12:08 p.m.

Committee members attending or absent were:

Exec Board Member	Present in Person	Present by Phone	Absent	Comments
Bohy, Ronald	X			
Caldwell, Katherine	X			
Chen, Bin	X			
Conratt, Linda	X			
DiCicco, Alana	X			
Frost, Christine			X	
Harrell, Tom		X		
Jacobson, Jacqueline		X		
Lesh, Allison			X	
Ogawa, Jenny	X			
Olney, Kathryn			X	
Oswald, John			X	
Parks, Carol	X			
Schoenfeld, Steve		X		
Semple, Keith	X			
Smitke, Ray	X			
Wren, Geoffrey		X		
TOTAL	9	4	4	

II. MINUTES

A motion passed to approve the EC Minutes of the 5/8/15 meeting.

III. Chair Report

Chair Semple reported that the tentative outline of website content has been developed. It includes: news; calendar of events with a hyperlinks to register for the event; an opt out option; attorney directory and attorney profile/information; member tab; and links to WCD,WCB, Ombudsman, laws and rules, WCB significant cases, and WCD case reporter.

Chair Semple has not yet heard anything from LRS or the BOG regarding out LRS proposal. Lastly, the Salishan conference went well.

IV. Treasurer Report

Ron Bohy reported that, as of May 31, 2015, the balance is \$50,130. We have net revenue of \$2,939. Total section membership is 338.

V. Committee Reports

A. Salishan

Ron reported 170 registered for the conference.

B. Professionalism Award

No report

C. Access to Justice

Bin Chen reported the Access to Justice Subcommittee drafted, for the EC's consideration and approval, the following proposed Board rule:

“Translation of Documents Submitted as Evidence

- (1) All writings or documents submitted as evidence shall, as far as possible, be in the English language.
- (2) Any portion of writings or documents submitted as evidence that are not in the English language shall be accompanied by an English translation that:
 - (a) Is stipulated by the parties to be complete and accurate, or
 - (b) Is by a qualified translator, or
 - (c) Is by the author of the writing, if that person is competent in both the language in which the statement was made and in the English language.
- (3) The cost, if any, of a translation procured by a party shall be borne by that party.
- (4) Reasonable translation costs incurred by the worker are reimbursable to the extent provided under ORS 656.386(2).
- (5) Any untranslated portion of a document submitted as evidence is not admissible and cannot be considered as evidence by the Administrative Law Judge or the Board.”

The Subcommittee recommended that the content of the above rule may fit at the end of the current version of OAR 438-007-0018, which is entitled, “Exchange and Admission of Exhibits at Hearing.” If so, it may be added as subsections (6) through (10) of that rule.

After discussion, the Subcommittee was instructed to continue to work on the rule and address: changing (3) so that the employer/insurer bears the cost of translation; whether a definition of “qualified translator” is needed.

D. Bench/Bar

Payment for the Salem Convention Center has been done.

E. Going Forward

Steve reported that they held a meeting on 4/21/15 and that the next meeting is scheduled for 6/16/14 to plan for a CLE in the fall.

F. Legislative and Rules

Chair Semple reported that the attorney fee bill was going to the Governor for her signature. The statute will become effective 12/1/15.

G. New Technologies/Communications

No report

H. Nominations

No report

VI. Old Business

None

VII. New Business

None

VIII. Adjournment and Next Meeting

The Executive Committee Meeting adjourned at approximately 12:26 p.m.

The next meeting will be at noon on Friday, July 10, 2015 at the offices of the Oregon State Bar. There will be no August meeting.