

MINUTES OF THE WORKERS' COMPENSATION SECTION

EXECUTIVE COMMITTEE

OF:

JANUARY 14, 2011

I. CALL TO ORDER

Chair Mundorff called the Executive Committee (EC) to order at 12:08 p.m. at the offices of the Oregon State Bar in Tigard, Oregon.

Committee members attending or absent were:

Exec Board Member	Present in Person	Present by Phone	Absent	Comments
Bohy, Ronald	Y			
Cole, Norm (Secretary)			Y	Conflict with deposition
Donnelly, Kate	Y			
Edmunson, James			Y	
Fisher, Matthew (Past-Chair)	Y			
Guarrasi, Robert		Y		
Harrell, Tom		Y		
Jacobson, Jacqueline	Y			
Johnson, Dale (Chair-Elect)	Y			
Johnson, Derek				
Masters, Julie (Treasurer)	Y			
Mundorff, Charles (Chair)	Y			
Rock, Douglas		Y		
Roumell, Jennifer		Y		
Schoenfeld, Steven			Y	
Semple, Keith		Y		
Sencer, Nicholas	Y			
VavRosky, Dennis			Y	Out of town.

II. MINUTES

Member Donnelly requested the December 10, 2010 minutes be amended to reflect that the only negative comments regarding Bench / Bar involved concerns with the sound system. Donnelly also had not agreed to serve as chair of the subcommittee, but will serve as a member of it. Tom Harrell will recommend a new chair for the subcommittee. The December 10, 2010 minutes will be amended to reflect this change, and were then unanimously approved.

III. CHAIR'S REPORT

Chair Mundorff had no report other than an issue described in New Business.

IV. TREASURER'S REPORT

Treasurer Masters reported. There was no account activity in December. The fund balance as of November 30, 2010 was \$14,637.00. This represents net revenue of \$522.00, which was significantly better than the anticipated deficit of \$3,492.00.

V. COMMITTEE REPORTS

A. Salishan

Member Jacobson reported. The committee has met and speakers are lined up. Linda Conratt agreed to serve as the committee chair after conclusion of the 2011 seminar. The schedule for 2011 should be published soon.

B. Communication

Treasurer Masters reported. The Bar has new software for the website, which Julie had to update. The 2010 end-of-year report completed by Past Chair Fisher will be posted to the website. Chair Elect Johnson made one correction on a date in the report from 2001 to 2011.

C. Daughtry Award of Merit

Past Chair Fisher reported. The committee has received one nomination. Masters sent another reminder to the list serve with the February 11, 2011 submission deadline and a link to the application.

D. Legislative / Rules

Member Roumell reported. Linh Vu and Robert Webber will not be serving on the committee effective 2011. Roumell raised concern with productivity of this committee after merger of Legislative Committee and Rules Committee, and recommends splitting the committee to its original components.

Johnson echoed this recommendation and asked that the Legislative Committee work more closely with the Board of Governors, and the Rules Committee needing to meet more frequently.

Masters pointed out that the Board is setting advisory committees to help with the OAR 438 rule changes. There is no rule making hearing yet. There was also some miscommunication about what WCB originally requested when asking the section to participate in the rules revision process.

Mundorff will follow up with the co-chairs to discuss splitting the committee.

E. Bench / Bar Forum

Member Harrell reported. He will seek a chair for the committee and report back to Chair Mundorff for approval.

F. Access to Justice

Chair Elect Johnson reported. The committee did not meet in January, but is scheduled to meet on February 14, 2011. Bill Replogle is the new chair and ALJ Jenny Ogawa is the committee's secretary. The committee is looking to modify the WCD booklets.

G. Going Forward

Member Sencer reported. He recently spoke with co-chair Roger Hepburn. A telephone meeting is scheduled for February 4, 2011. The committee intends to focus on the OSB Mentoring program and planning a CLE for this calendar year. Suzanne Cushing will follow up with information regarding mandatory implementation of a Mentoring Program by the OSB.

H. New Technologies

Member Guarassi reported. He graciously scanned everything from Member Bohy's box of records and placed them on a CD that he distributed to all EC members. Sarah Hackbart will scan and post any old minutes.

Guarassi spoke with Board Member Greig Lowell regarding consideration of new technologies in the OAR 438 revisions. Guarassi pointed out the economic considerations and ability to save money during the state's economic downturn, such as emailing notifications of approval of settlements.

I. Nominating

Chair Elect Johnson will be the liaison. The committee still consists of ALJ Jill Riechers, Dean Lederer, and Phil Garrow. Johnson will work with the committee to develop a clear procedure for increasing the pool of potential nominees for EC and subcommittees.

VI. OLD BUSINESS

The EC discussed last month's consideration of providing gifts to various members of the section thanking them for services (e.g., subcommittee chairs). Mundorff pointed out that there are ethics limitations placed on judges and state employees regarding receipt of gifts.

Jacobson will research the state's ethics rules regarding receipt of gifts.

Sencer opined certificates of appreciation are better than monetary gifts. Masters also recommended such acknowledgements can be better publicized such as via the section's listserve.

This issue remains tabled until February 2011

VII. NEW BUSINESS

Chair Mundorff raised the issue of whether there should be any changes to the Daughtry Award this year in light of some recent media attention to the award's namesake. The EC agreed to make no changes at the current time. Fisher will report the Daughtry recommendation as per normal.

Treasurer Masters raised the issue of meeting location. The EC went over budget on committee meeting costs. Bulk of cost involves EC members traveling from outside the Portland Metro area and reimbursement of mileage. Discussion ensued as to whether moving the location would benefit the section. There are many Portland area members that would need to travel to any other location, so the cost is likely a wash. The EC already meets at Salishan in May and at Willamette Valley Vineyards in November. Mundorff will investigate other potential meeting places (e.g., Eugene and Salem). The moving the location would benefit the section. There are many Portland area members that would need to travel to any other location, so the cost is likely a wash. The EC already meets at Salishan in May and at Willamette Valley Vineyards in November. Mundorff will investigate other potential meeting places (e.g., Eugene and Salem). The EC will revisit this issue at its February 2011 meeting.

VIII. ADJOURNMENT AND NEXT MEETING

The Executive Committee Meeting adjourned at 1:07 p.m.

The next meeting will be on Friday, February 11, 2011, at 12:00 p.m., at the offices of the Oregon State Bar in Tigard, Oregon.