

**Oregon State Bar  
Meeting of the Board of Governors  
Special Open Session Agenda  
Friday, January 7, 2011, 8:30 a.m.**

- 1. Call to Order**
- 2. Reports of Officers**
  - A. Swearing-In of New Board Members [Mr. Piucci] Action
- 3. Loan Repayment Assistance Program**
  - A. Approval of Changes to LRAP Policies and Guidelines [Ms.Petrecca] Action 1-9
- 4. Special Appearances**
  - A. Report on the 2010 American Bar Association House of Delegates meeting [Ms. Harbur] Inform 10-15
- 5. Good of the Order (Non-action comments, information and notice of need for possible future board action)**

# OREGON STATE BAR

## Board of Governors Agenda

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**Meeting Date:** January 7, 2011  
**Memo Date:** December 15, 2010  
**From:** Catherine Petrecca, LRAP Coordinator, Ext. 355  
**Re:** Changes to Loan Repayment Assistance Program Policies and Guidelines

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### **Action Recommended**

The Loan Repayment Advisory Committee recommends that the Board of Governors approve changes to the Loan Repayment Assistance Program (LRAP) Policies and Guidelines (as attached) to allow the LRAP to help more public service attorneys.

### **Background**

The Oregon State Bar LRAP was created by the Board of Governors in 2006 to “attract and retain public service lawyers by helping them to pay their educational debt.” Those eligible to apply for forgivable loans through the program include public defenders, deputy district attorneys and civil attorneys practicing with Legal Aid and other non-profit organizations providing direct legal representation of low-income individuals. The program is funded solely through a budget appropriation equal to \$5 per OSB member.

The LRAP Advisory Committee first selected participants in 2007. A total of 28 participants have been selected since then, but over 80 attorneys, whose career choices, debt load and salaries qualify them for loans, have been denied participation due to funding limitations. Since the program’s inception, the loan amount has been \$5,000 per participant for each of three years.

### **Rationale for Action**

The LRAP Advisory Committee has been learning about changes in loan funding, particularly at the federal level, and has determined that it should have the authority to vary the loan amount for participants, subject to the \$5,000 limit per participant per year.

Recently enacted federal programs, such as the College Cost Reduction and Access Act, have allowed lawyers in public service to reduce their monthly debt payment for federally-guaranteed and federal direct student loans. Whereas four years ago a Legal Aid Staff attorney might have been paying \$1,200 per month on her student debt, a newer graduate working at Legal Aid might only be paying \$300 per month on student debt under the new program. Consequently, the Advisory Committee determined that the LRAP could help more lawyers if Section 3(A) of the Policies and Guidelines allowed for forgivable loans for “up to” \$5,000, rather than \$5,000. Other changes to Section 3(A) reflect administrative changes to support the substantive change.

The reordering of factors in Section 4(B)(i) is intended to highlight the importance that the LRAP Advisory Committee puts on “demonstrated commitment to public service.”

*Loan Repayment  
Assistance Program*

**Policies and Guidelines**

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**Adopted by the Board of Governors  
November 18, 2006**

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*Revised January 1, 2010*

**The mission of the Oregon State Bar’s Loan Repayment Assistance Program is to attract and retain public service lawyers by helping them pay their educational debt.**

### **Statement of Purpose**

The Oregon State Bar recognizes that substantial educational debt can create a financial barrier which prevents lawyers from pursuing or continuing careers in public service law. The Oregon State Bar’s program of loan repayment assistance is intended to reduce that barrier for these economically-disadvantaged lawyers, thereby making public service employment more feasible.

## **Section 1 – Administrative Partners**

### **(A) *Advisory Committee***

#### **(i) Membership**

An Advisory Committee will be appointed by the Oregon State Bar (OSB) Board of Governors, and will be comprised of nine members who meet the following criteria:

- OSB President, or member of the Board of Governors designated by the President
- Chair of the OSB New Lawyers Division, or designee
- Representative from an Oregon law school, preferably with financial aid expertise
- Representative from the indigent criminal defense area of public service law
- Representative from a county district attorney’s office
- Representative from the civil area of public service law
- Three at-large members who are OSB members, represent geographical diversity, and have shown a commitment to public service law

#### **(ii) Appointment and Administration**

- OSB President and Chair of the OSB New Lawyers Division, or designees, will serve for a term of one year.
- Other Advisory Committee members will serve for a term of three years and may be reappointed for one additional term.
- Advisory Committee members will elect a Chair and such other officers as they determine are necessary from among Advisory Committee members. Officers shall serve a one-year term, subject to renewal.
- One-third of the initial appointments will be for one year, one-third for two years, and one-third for three years. The OSB Board of Governors will determine which of the initial positions is for which length.
- The OSB will designate a staff person to support the Advisory Committee’s work.
- Current applicants for or recipients of LRAP loans may not serve on the Advisory Committee.

#### **(iii) Advisory Committee Duties**

- Select participants for the loan repayment assistance program (LRAP or the Program), and report the selections to the OSB.

- Report annually to the OSB Access to Justice Committee on the Program's status.
- Amend and set policy guidelines as needed for the Program.
- Raise funds to achieve programmatic objectives.
- Adopt procedures to avoid conflicts of interest.
- Make clear program rules to avoid grievances.

**(B) *Oregon State Bar***

- Support the Advisory Committee's work through provision of a part-time staff person
- Receive and invest member dues designated for LRAP
- Administer other funds raised by the Advisory Committee
- Receive and review LRAP applications for completeness and eligibility, and forward completed applications from eligible applicants to the Advisory Committee
- Disburse LRAP money to participants selected by the Advisory Committee.
- Receive and review annual certifications of continuing LRAP eligibility.
- Provide marketing and advertising services for the Program, including an LRAP website which includes frequently asked questions with responses.
- Coordinate response to grievances submitted by Program participants.
- Handle inquiries about LRAP through the staff person or, if necessary, forward such inquiries to the Advisory Committee.

## **Section 2 – Requirements for Program Participation**

**(A) *Application and Other Program Procedures***

- Applicants must fully complete the Program application, submit annual certifications and follow other Program procedures.

**(B) *Qualifying Employment***

- Employment must be within the State of Oregon.
- Qualifying employment includes employment as a practicing attorney with civil legal aid organizations, other private non-profit organizations providing direct legal representation of low-income individuals, as public defenders or as deputy district attorneys.
- Judicial clerks and attorneys appointed on a case-by-case basis are not eligible.
- Thirty-five hours or more per week will be considered full-time employment.
- Part-time employees are eligible to apply for the Program, but participation may be prorated at the discretion of the Advisory Committee.

**(C) *Graduation/License/Residency Requirements***

- Program applicants must be licensed to practice in Oregon.
- Program participation is not limited to graduates of Oregon law schools. Graduates of any law school may apply.
- Program participation is not limited to recent law school graduates. Any person meeting Program requirements, as outlined herein, may apply.
- Program participation is not limited to Oregon residents, provided the applicant works

in Oregon and meets other Program requirements.

**(D) *Salary Cap for Initial Applicants***

Applicants with full time salaries greater than \$50,000 at the time of initial application will be ineligible for Program participation.

- The Advisory Committee may annually adjust the maximum eligible salary.
- As more fully described in Section 3(B)(ii), Program participants may retain eligibility despite an increase in salary above the cap set for initial participation.

**(E) *Eligible Loans***

All graduate and undergraduate educational debt in the applicant's name will be eligible for repayment assistance.

- Applicants with eligible debt at the time of initial application less than \$50,000 will be ineligible for Program participation.
- If debt in the applicant's name and in others' names is consolidated, the applicant must provide evidence as to amount in the applicant's name prior to consolidation.
- Loan consolidation or extension of repayment period is not required.
- Program participants who are in default on their student loans will be ineligible to continue participating in the Program (see 4(C)(v) below for more details).

### **Section 3 – Description of Benefit to Program Participants**

**(A) *Nature of Benefit***

The Program will make a forgivable loan (LRAP loan) to Program participants.

**(i) Amount and Length of Benefit**

- LRAP loans will ~~be not exceed~~ \$5,000 per year per Program participant for a maximum of three consecutive years. LRAP loans cannot exceed the annual student loan ~~debt minimum-payments~~ of the participant.
- ~~All Program participants will receive the same LRAP loan regardless of income or amount of debt.~~
- The Advisory Committee reserves discretion to adjust the amount of the LRAP loan and/or length of participation based on changes in the availability of program funding.
- LRAP loans will be disbursed in ~~two equal payments per year. semi-annual amounts of \$2,500 each.~~

**(ii) Interest on LRAP Loans**

Interest will accrue from the date the LRAP loan is disbursed, at the rate per annum of Prime, as published by the Wall Street Journal as of April 15 of the year in which the loan is awarded, not to exceed nine percent.

**(iii) Federal Income Tax Liability**

Each Program participant is responsible for any tax liability the Program participant may incur, and neither the Advisory Committee nor the OSB can give any Program participant

legal advice as to whether a forgiven LRAP loan must be treated as taxable income. Program participants are advised to consult a tax advisor about the potential income tax implications of LRAP loans. However, the intent of the Program is for LRAP loans which are forgiven to be exempt from income tax liability.

**(B) *Forgiveness and Repayment of LRAP Loans***

The Program annually will forgive one year of loans as of April 15 every year if the Participant has been in qualifying employment the prior year and has paid at least the amount of his/her LRAP loan on his/her student loans. Only a complete year (12 months from April 15, the due date of application) of qualifying employment counts toward LRAP loan forgiveness.

**(i) Loss of Eligibility Where Repayment Is Required**

Program participants who become ineligible for Program participation because they leave qualifying employment must repay LRAP loans, including interest, for any amounts not previously forgiven.

- The repayment period will be equal to the number of months during which the Program participant participated in the Program (including up to three months of approved leave).
- The collection method for LRAP loans not repaid on schedule will be left to the discretion of the Oregon State Bar.
- Participants shall notify the Program within 30 days of leaving qualifying employment.

**(ii) Loss of Eligibility Where Repayment Is Not Required**

Program participants who become ineligible for continued Program participation due to an increase in income from other than qualifying employment (see Section 4(C)(iv)) or because their student loans are in default (see Section 4(C)(v)) will not receive any additional LRAP loans. Such Program participants will remain eligible to receive forgiveness of LRAP loans already disbursed so long as the Program participant remains in qualifying employment and submits an employer certification pursuant to Section 4(C)(iii).

**(iii) Exception to Repayment Requirement**

A Program participant may apply to the Advisory Committee for a waiver of the repayment requirement if (s)he has accepted public interest employment in another state, or for other exceptional circumstances. Such Program participants will not receive any additional LRAP loans.

**(C) *Leaves of Absence***

Each Program participant will be eligible to continue to receive benefits during any period of leave approved by the Program participant's employer. If any such approved leave period extends for more than three months, the amount of time the Program participant must remain in qualifying employment before an LRAP Loan is forgiven is extended by the length of the leave in excess of three months. This extra time is added to

the end of the year in which the leave is taken and thereafter, the starting date of the new year is reset based upon the new ending date of the year in which the extended leave is taken.

## Section 4 – Program Procedures

### (A) *Application and Disbursement Procedure*

- Applications submitted to the Advisory Committee must be postmarked or delivered to the Oregon State Bar office by April 15 of each year.
  - Applicants must be members of the OSB already engaged in qualifying employment by the application deadline.
  - Applicants may not commence the application process prior to receiving bar exam results.
  - Unsuccessful applicants will get a standard letter drafted by the Advisory Committee and may reapply in future years as long as they meet the qualifications.
- Applicants will be notified by June 1 of each year as to whether or not they have been selected for Program participation in accordance with the selection criteria set forth in Section 4(B).
- Those applicants selected as Program participants will receive a promissory note for the first year of LRAP loans along with their notification of selection. The executed promissory note will be due to the Advisory Committee by June 15.
- Initial disbursement of LRAP loans will be made by July 1 provided the executed promissory note has been returned.
- In conjunction with the annual certification procedure set forth in Section 4(C), persons who remain eligible Program participants will be sent a new promissory note, covering the LRAP loan in the upcoming year by June 1, which must be executed and returned by June 15.
- Ongoing disbursement of loans to persons who remain Program participants will be made on or about July 1 of each year.

### (B) *Program Participant Selection*

#### (i) **Factors to be Considered**

- Meeting the salary, debt and employment eligibility for the Program does not automatically entitle an applicant to receive a LRAP loan. If the Advisory Committee needs to select among applicants meeting the salary, debt and employment eligibility criteria, it may take into account the following factors:
  - Demonstrated commitment to public service;
  - Financial need;
  - Educational debt and/or monthly payment to income ratio;
  - Extraordinary personal expenses;
  - Type and location of work;
  - ~~Demonstrated commitment to public service;~~
  - Assistance from other loan repayment assistance programs;
- The Advisory Committee reserves the right to accord each factor a different weight, and to make a selection among otherwise equally qualified applicants.



- If there are more eligible applicants than potential Program participants for a given year, the Advisory Committee will keep the materials submitted by other applicants for a period of six months in the event a selected individual does not participate in the Program.

**(ii) Other Factors to be Considered Related to Applicant’s Income**

The following factors, in addition to the applicant’s salary from qualifying employment, may be considered in determining applicant’s income:

- Earnings and other income as shown on applicant’s most recent tax return
- Income-producing assets;
- Medical expenses;
- Child care expenses;
- Child support; and
- Other appropriate financial information.

**(C) Annual Certification of Program Participant’s Eligibility**

**(i) Annual Certifications Required**

Program participants and their employers will be required to provide annual certifications to the OSB by April 15 that the participant remains qualified for continued Program participation. Annual certifications forms will be provided by the Program. The OSB will verify that the Program participants remain eligible to receive LRAP loans and will obtain new executed promissory notes by June 15 prior to disbursing funds each July 1.

**(ii) Program Participant Annual Certifications - Contents**

The annual certifications submitted by Program participants will include:

- Evidence that payments have been made on student’s loans in at least the amount of the LRAP loan for the prior year and evidence that student loan is not in default.
- Completed renewal application demonstrating continued program eligibility

**(iii) Employer Certification - Contents**

The annual certifications submitted by employers will include:

- Evidence that the Program participant remains in qualifying employment; and
- Evidence of the Program participant’s current salary and, if available, salary for the upcoming year.

**(iv) Effect of Increase in Salary and Income and Changes in Circumstances**

Program participants remain eligible for the Program for three years despite increases in salary provided that they remain in qualifying employment with the same employer and are not in default on their student loans. If a Program participant’s financial condition changes for other reasons, the Advisory Committee may make a case-by-case determination whether the Program participant may receive any further LRAP loans. Even if no further LRAP loans are received, this increase in income will not affect the LRAP loan forgiveness schedule so long as the Program participant remains in qualifying employment and submits an employer certification pursuant to Section 4(C)(iii).

**(v) Effect of Default on Student Loans**

Program participants who are in default on their student loans will be ineligible to receive further LRAP Loans, but may seek to have LRAP loans forgiven in accordance with the loan forgiveness schedule if they remain in qualifying employment and submit an employer certification pursuant to Section 4(C)(iii).

**(vi) Voluntary Withdrawal from Program**

A Program participant may voluntarily forgo future LRAP loans despite retaining eligibility (e.g., the Program participant remains in qualifying employment and receives a substantial increase in salary). In such a case, LRAP loans already received will be forgiven in accordance with the loan forgiveness schedule so long as the Program participant remains in qualifying employment and submits an employer certification as otherwise required under Section 4(C)(iii).

**(D) *Dispute/Grievance Resolution***

- Grievance procedure applies only to Program participants, not applicants.
- Program participants have 30 days to contest a determination in writing.
- The Advisory Committee has 60 days to respond.
- The Advisory Committee's decision is final, subject to BOG review.

## PRELIMINARY AGENDA

### AMERICAN BAR ASSOCIATION HOUSE OF DELEGATES 2011 MIDYEAR MEETING ATLANTA, GEORGIA

#### REPORT # SUBJECT

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- 100A SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR**  
Reaffirms support for the principles of law school self-governance and academic freedom, as well as ethical independence of law school clinical programs consistent with the ABA Model Rules of Professional Conduct; and opposes improper attempts by persons or institutions outside law schools to interfere in the ongoing activities of law school clinical programs and courses.
- 100B SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR**  
Concurs in the action of the Council of the Section of Legal Education and Admissions to the Bar in making amendments to Standard 509 (Basic Consumer Information); Rule 10 (Appeal of an Adverse Decision of the Council); Rule 22 (Teach Out Plan and Agreement and Closure of a Law School); and Rule 24 (Complaints Concerning Law School Non-Compliance with the Standards) of the ABA Standards and Rules of Procedure for Approval of Law Schools, dated February 2011.
- 100C SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR  
STANDING COMMITTEE ON CLIENT PROTECTION**  
Amends the Model Rule for Admission by Motion, dated February 2011, to eliminate provisions that prohibit in-house counsel and judicial law clerks from qualifying on the basis of practice performed in the jurisdiction where admission on motion is being sought.
- 101 SECTION OF TAXATION**  
Adopts the Model Transactional Tax Overpayment Act, dated February 2011 and recommends its adoption by appropriate legislative bodies.
- 102 STANDING COMMITTEE ON SPECIALIZATION**  
Grants accreditation of the Pretrial Practice specialty program of the National Board of Legal Specialty Certification of Wrentham, Massachusetts until the adjournment of the House of Delegates meeting in February 2016.

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Copies of Reports are available upon request to the Division for Policy Administration.

**103**                    **STANDING COMMITTEE ON ARMED FORCES LAW**  
**CRIMINAL JUSTICE SECTION**  
**GENERAL PRACTICE, SOLO AND SMALL FIRM DIVISION**  
**GOVERNMENT AND PUBLIC SECTOR LAWYERS DIVISION**  
**YOUNG LAWYERS DIVISION**

Urges states and territories to adopt the Model State Code of Military Justice and the Model Manual for Courts-Martial to provide an updated body of law for military forces not subject to the Uniform Code of Military Justice when military forces are serving under the exclusive jurisdiction of Chapter 47 of Title 10, United States Code.

**104A**                    **CRIMINAL JUSTICE SECTION**  
**COMMISSION ON DOMESTIC VIOLENCE**

Urges bodies of federal, state, territorial, tribal and local courts to adopt a procedure whereby a criminal trial court shall disseminate to the prosecution and defense a written checklist delineating in detail the general disclosure obligations of the prosecution under *Brady v. Maryland*, 373 U.S. 83 (1963), its progeny and applicable ethical standards.

**104B**                    **CRIMINAL JUSTICE SECTION**  
**COMMISSION ON IMMIGRATION**

Urges Congress to amend 28 U.S.C. §§ 2241(d) and 2255(f)(1) to provide equitable tolling of the one-year statute of limitations for filing for post-conviction relief when the prisoner who has an attorney has timely requested post-conviction counsel to file a §2254 petition or a §2255 motion.

**104C**                    **CRIMINAL JUSTICE SECTION**

Urges the U.S. Sentencing Commission to assess current federal policy regarding sentences for economic crimes and, based on that assessment, to reconsider its approach to ensure that the guidelines are proportional to offense severity by reducing emphasis on monetary loss and combinations of multiple specific offense characteristics that overstate the seriousness of the offense.

**104D**                    **CRIMINAL JUSTICE SECTION**

Urges federal, state, local and territorial governments to use electronic monitoring and home detention at government expense for juvenile offenders who require detention but whose risk of flight or further offending does not require secure pre-trial detention or incarceration.

- 105**            **SECTION OF REAL PROPERTY, TRUST AND ESTATE LAW**  
**COMMISSION ON LAW AND AGING**  
**COMMISSION ON MENTAL AND PHYSICAL DISABILITY LAW**  
**STANDING COMMITTEE ON ARMED FORCES LAW**  
Urges Congress to enact legislation amending Title 10, United States Code, to permit the payment of military Survivor Benefit Plan benefits to a special needs trust for the benefit of a disabled beneficiary.
- 106**            **STANDING COMMITTEE ON PARALEGALS**  
Grants approval and reapproval to several paralegal education programs, withdraws the approval of two programs at the requests of the institutions, and extends the term of approval to several paralegal education programs.
- 107A**           **COMMISSION ON YOUTH AT RISK**  
**COALITION ON RACIAL AND ETHNIC JUSTICE**  
**COMMISSION ON WOMEN IN THE PROFESSION**  
**SECTION OF FAMILY LAW**  
Urges federal, state, territorial and local officials to prevent and remediate the existence and dangers of bullying, including cyberbullying and youth-to-youth sexual and physical harassment, by developing education programs to assist teachers, parents and children in identifying victims of these acts and enhancing appropriate interventions.
- 107B**           **COMMISSION ON YOUTH AT RISK**  
**COALITION ON RACIAL AND ETHNIC JUSTICE**  
**COMMISSION ON WOMEN IN THE PROFESSION**  
**SECTION OF FAMILY LAW**  
Urges federal, state, territorial, tribal and local governments to provide appropriate support for Youth or Teen Courts that will divert youth from the formal consequences of juvenile court petitions, proceedings, adjudications or juvenile justice sanctions.
- 108A**           **TORT TRIAL AND INSURANCE PRACTICE SECTION**  
Urges Congress to amend the Medicare Secondary Payer Act to provide clear, predictable, and consistent procedures for the submission, uniform determination and timely approval of third party medical set aside settlement proposals submitted to the Centers for Medicare & Medicaid Services.
- 108B**           **TORT TRIAL AND INSURANCE PRACTICE SECTION**  
Urges federal, state, territorial and local legislative bodies and governmental agencies to enact laws and implement policies to ensure the humane treatment and disposition of seized animals in a timely manner.

- 109A NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the Uniform Partition of Heirs Property Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.
- 109B NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the Uniform Faithful Presidential Electors Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.
- 109C NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the Uniform Electronic Recordation of Custodial Interrogations Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.
- 109D NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the 2010 Amendments to Article 9 of the Uniform Commercial Code, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as appropriate amendments to Article 9 for those states desiring to adopt the specific substantive law suggested therein.
- 109E NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the Uniform Military and Overseas Voters Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.
- 109F NATIONAL CONFERENCE OF COMMISSIONERS ON UNIFORM STATE LAWS**  
Approves the Uniform Collaborative Law Rules/Act, promulgated by the National Conference of Commissioners on Uniform State Laws in 2010, as an appropriate Act for those states desiring to adopt the specific substantive law suggested therein.

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- 110**            **STANDING COMMITTEE ON LAW LIBRARY OF CONGRESS**  
Supports efforts by the Law Library of Congress and the Library of Congress to create and continue programs that (1) develop, maintain and enhance the Law Library's services, facilities, operations and staff, and the acquisition of materials and their preservation and care, and (2) utilize the best technologies and methods available to make the Law Library's vast and growing collections accessible.
- 111**            **SECTION OF INTELLECTUAL PROPERTY LAW**  
Supports evaluation of inventions relating to DNA technology by the same uniform standards that apply in evaluating patent eligibility of inventions relating to other natural materials or subject matter, and opposes new exclusionary rules for DNA that go beyond the long-standing exceptions to patent eligibility recognized by the U.S. Supreme Court.
- 112**            **NATIONAL CONFERENCE OF THE ADMINISTRATIVE LAW JUDICIARY**  
Reaffirms the recommended authority of Central Panel Judges in the Model Act Creating a State Central Hearing Agency, adopted by the House of Delegates in February 1997.
- 113**            **STANDING COMMITTEE ON MEDICAL PROFESSIONAL LIABILITY**  
Supports the development and use of evidence-based, clinical or medical practice guidelines or standards regarding patient care and safety created by independent experts.
- 114**            **SECTION OF STATE AND LOCAL GOVERNMENT LAW**  
Endorses the Recommendations for an Effective National Mitigation Effort, a white paper on national mitigation prepared by the Association of the Directors of Emergency Management of the U.S. states, territories and the District of Columbia.
- 115**            **STANDING COMMITTEE ON JUDICIAL INDEPENDENCE**  
Urges states to establish clearly articulated procedures for disqualification determinations and review of denials of requests to disqualify judges.
- 116**            **SECTION OF PUBLIC CONTRACT LAW**  
**SECTION OF ADMINISTRATIVE LAW AND REGULATORY PRACTICE**  
Opposes the adoption of legislation by Congress that would mandate suspension or debarment of a single entity or class to bid on or receive federal government contracts and grants without reliance on the existing regulatory framework that provides for agency discretion in suspension and debarment determinations.

- 117 SECTION OF ADMINISTRATIVE LAW AND REGULATORY PRACTICE  
CRIMINAL JUSTICE SECTION**  
Urges Congress to amend subsection 13(p) of the Securities Exchange Act of 1934 (15 U.S.C. § 78m (p)) to define a person subject to the requirements of that subsection as “an issuer with securities registered under section 12 of the Exchange Act.”
- 118 SECTION OF ENVIRONMENT, ENERGY AND RESOURCES**  
Urges Congress to enact legislation to reform the Toxic Substances Control Act.



## 2011 Calendar of Events

January 4	Multnomah Bar Association Board	MBA Office
<b>January 7</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
January 13	Legislative Tips Workshop*	OSB Center
January 13	Section Leader Conference	OSB Center
January 15	State Professional Responsibility Board	OSB Center
January 28	Employee Appreciation Luncheon*	OSB Center
February 1	Multnomah Bar Association Board	MBA Office
February 9-15	NABE/NCBP/NCBF - Midyear Meeting	Atlanta, GA
February 11	State Professional Responsibility Board	Conference Call
February 18	Professional Liability Fund Board	Tigard
<b>February 17</b>	<b>Lunch with Supreme Court</b>	<b>Illaha Country Club</b>
<b>February 17</b>	<b>Local Bar and Legislative Reception</b>	<b>Salem Conf. Ctr. / Grand Hotel</b>
<b>February 18-19</b>	<b>Board and Committee Meetings</b>	<b>Salem Conf. Ctr. / Grand Hotel</b>
February 22	CEJ 20 <sup>th</sup> Annual Awards Luncheon*	Governor Hotel, Portland
March 1	Multnomah Bar Association Board	MBA Office
March 10-11	ABA Bar Leader Institute	Chicago, IL
March 12	State Professional Responsibility Board	OSB Center
<b>March 18</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
<b>March 18</b>	<b>50-Year Luncheon</b>	<b>Tualatin Country Club</b>
March 30- April 2	Western States Bar Conference	Maui, HI
April 5	Multnomah Bar Association Board	Perkins Coie
April 12-14	ABA Day in Washington	Washington, DC
April 15	State Professional Responsibility Board	Conference Call
April 20	CLP Legal Citizen of Year Award Dinner	Governor Hotel, Portland
April 21	Professional Liability Fund Board	Tigard
<b>April 21</b>	<b>OSB / PLF Joint Dinner</b>	<b>Red Star Tavern - Hotel Monaco</b>
<b>April 22-23</b>	<b>Board / PLF &amp; Committee Meetings</b>	<b>OSB Center</b>
May 3	Multnomah Bar Association Board	MBA Office
May 14	State Professional Responsibility Board	OSB Center
<b>May 20</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
May TBD	New Admittees Swearing In Ceremony	Salem
June 1-4	National Conf on Prof Responsibility	Memphis, TN
June 10	Professional Liability Fund Board	Ashland
June 10	State Professional Responsibility Board	Conference Call
<b>June 24-25</b>	<b>Board and Committee Meetings</b>	<b>OSB Center</b>
<b>June 24</b>	<b>Past BOG Dinner</b>	<b>Gracie's – Hotel deLuxe</b>
<b>July 11-15</b>	<b>HOD Regional Meetings</b>	<b>Per Region</b>
July 16	State Professional Responsibility Board	TBD - offsite
<b>July 29</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
<b>July 29</b>	<b>BOG &amp; OSB Staff Luncheon</b>	<b>OSB Center</b>
August 4-9	NABE/NCBP/ABA - Annual Meeting	Toronto, Canada
August 12	State Professional Responsibility Board	Conference Call
August 18	Professional Liability Fund Board	Gleneden Beach
<b>August 25</b>	<b>Tribal Event and Local Bar Social</b>	<b>Pendleton</b>
<b>August 26-27</b>	<b>Board and Committee Meetings</b>	<b>Pendleton</b>

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## 2011 Calendar of Events - continued

September 6	Multnomah Bar Association Board	MBA Office
September 13	HOD Resolution Deadline	Received by OSB
September 17	State Professional Responsibility Board	OSB Center
<b>September 23</b>	<b>BOG Committees &amp; Special Meeting</b>	<b>OSB Center</b>
<b>September 23</b>	<b>BOG / MBA Social</b>	<b>TBD</b>
<b>September 26-30</b>	<b>HOD Regional Meetings</b>	<b>Per Region</b>
October 4	Multnomah Bar Association Board	MBA Office
October 7	HOD Agenda Published	Distributed by OSB
October 7	Professional Liability Fund Board	Tigard
October 14	State Professional Responsibility Board	Conference Call
<b>October 28</b>	<b>House of Delegates Meeting</b>	<b>OSB Center</b>
October TBD	New Admittees Swearing-In Ceremony	Salem
November 1	Multnomah Bar Association Board	MBA Office
November 4	OSB Convocation on Equality*	TBD
November 9	OSB Annual Awards Luncheon	Governor Hotel, Portland
<b>November 17-19</b>	<b>Board Retreat &amp; Board/Committee Meetings</b>	<b>The Allison - Newberg</b>
November 19	State Professional Responsibility Board	OSB Center
December 6	Multnomah Bar Association Board	MBA Office
December 9	Professional Liability Fund Board	Tigard
December 16	State Professional Responsibility Board	Conference Call

## 2012 Calendar of Events

<b>January 6</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
Feb. 1-7	NABE/NCBP/ABA - Midyear Meeting	New Orleans, LA
<b>February 10-11</b>	<b>Board and Committee Meetings</b>	<b>Salem</b>
<b>March 16</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
<b>March 16</b>	<b>50-Year Luncheon</b>	<b>TBD</b>
April 17-19	ABA Day in Washington	Washington, DC
<b>April 27-28</b>	<b>Board and Committee Meetings +PLF</b>	<b>OSB Center</b>
<b>May 25</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
<b>May 25</b>	<b>Past BOG Dinner</b>	<b>TBD</b>
May 31 – June 2	National Conf. on Prof. Responsibility	Boston, MA
<b>June 22-23</b>	<b>Board and Committee Meetings</b>	<b>Ashland</b>
<b>July 27</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
Aug. 2-7	NABE/NCBP/ABA - Annual Meeting	Chicago, IL
<b>August 24-25</b>	<b>Board and Committee Meetings</b>	<b>OSB Center</b>
<b>September 28</b>	<b>BOG Special Meeting</b>	<b>OSB Center</b>
<b>September 28</b>	<b>BOG Committee Meetings</b>	<b>OSB Center</b>
<b>November 2</b>	<b>House of Delegates Meeting</b>	<b>OSB Center</b>
<b>November 8-10</b>	<b>Board Planning Retreat</b>	<b>Cannon Beach</b>

**Oregon State Bar Board of Governors Meetings and Committee Meetings are in BOLD type.**

\* indicates events which OSB Board members are encouraged to attend.

Other events announced, as information is available.

For more ABA events: [http://www.abanet.org/abanet/oc/abatoday/?gnav=global\\_calendar\\_lead](http://www.abanet.org/abanet/oc/abatoday/?gnav=global_calendar_lead)