

Oregon State Bar
Meeting of the Board of Governors
September 30, 2005
Open Session Agenda

The Open Session Meeting of the Oregon State Bar Board of Governors will begin at 10:45 a.m. on September 30, 2005; however, the following agenda is not a definitive indication of the exact order in which items will appear before the board. Any item on the agenda may be presented to the board at any given time during the board meeting.

Dennis Rawlinson will participate by phone (888-272-7337, 9490741).

10:45 a.m. – 11:15 a.m.

1. Closed Session Agenda

- | | | | |
|----|--|--------------------|-----------------|
| A. | Reinstatements (Judicial proceeding pursuant to ORS 192.690(1) – separate packet) | Discuss/
Action | green
agenda |
| B. | Litigation and Advice of Counsel (Executive Session pursuant to ORS 192.660(1)(f) and (h) - separate packet) | Discuss/
Action | green
agenda |

11:15 a.m. – 11:45 a.m.

2. Work Session – Affirmative Action Program [Stella Manabe]

11:45 a.m.

3. Appointment of Region 4 BOG Replacement Action 1-5

➤ *The Region 4 House of Delegates members met on September 7, 2005 and forwarded the name of Douglas L. Minson to serve as a replacement for Lauren Paulson under the provisions of Bar Bylaw 18.602.*

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|----|---|--------|---|
| 1. | Administer Oath of Office to New BOG Member – Douglas L. Minson | Action | 7 |
|----|---|--------|---|

➤ *If the board approves the appointment of Douglas L. Minson, the president will administer the Oath of Office for the Board of Governors to him.*

11:50 a.m.

4. Report of Officers

A. Report of the President [Ms. Cook]

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|----|---|--------|---------|
| 1. | Meeting with Chief Justice Carson on September 28, 2005 | Inform | Handout |
| 2. | First Year Law Student Orientation at Lewis and Clark | Inform | |
| 3. | Professionalism Commission Meeting | Inform | |
| 4. | Swearing-in Ceremony | Inform | |

12:00 p.m.

B. House of Delegates

- | | | | |
|----|---|--------|-------|
| 1. | HOD Regional Meetings | Inform | |
| 2. | HOD Agenda | | |
| a. | Board Position on Printed HOD Resolutions | Action | |
| b. | Board Position on Potential HOD Resolutions | | |
| | (1) Amend MCLE Requirements | Action | 9 |
| | ➤ <i>Resolution presented by Danny Lang, President, Douglas County Bar Association, to grant "opt-out" exemptions for MCLE Elimination of Bias requirement.</i> | | |
| | (2) Amend ORCP 7 | Action | 11-12 |
| | ➤ <i>Resolution presented by Danny Lang, President, Douglas County Bar Association, to revise ORCP 7D(2)(A) and ORCP 7D(4).</i> | | |
| | (3) Amend ORS 12.020 | Action | 13 |
| | ➤ <i>Resolution presented by Danny Lang, President, Douglas County Bar Association, to amend ORS 12.020(2) (Determination of when Action Commenced).</i> | | |

- (4) Eliminate Prohibition of Post-Trial Contact with Jurors Action 15
 - *Resolution presented by Danny Lang, President, Douglas County Bar Association, to modify UTCR 3.120 on Communication with Jurors.*
- (5) Amend ORS 813.010(1) Action 17-18
 - *Resolution presented and later withdrawn by Danny Lang, President, Douglas County Bar Association to recommend the legislature reduce the requirements to convict a person of driving under the influence.*
- (6) Arbitrary Caps on State Spending Action 19-22
 - *Resolution presented by Charles R. Williamson, Delegate from Region 5, to oppose initiative measures seeking to impose arbitrary caps on state spending.*
- (7) Authorization for Taking Deposition in Criminal Cases Action 23
 - *Resolution presented by Danny Lang, President, Douglas County Bar Association, to make discovery depositions available in criminal cases.*
- (8) Resolution for HOD to Meet Semi-Annually Action 25
 - *Resolution presented by Danny Lang, President, Douglas County Bar Association, to urge the BOG to hold two HOD meetings every year.*
- (9) Other Resolutions Received after September 21, 2005 Action

1:30 p.m.

C. Report of the President-elect [Mr. Rawlinson]

- 1. November Board Retreat
- 2. Executive Director Evaluations
- 3. Tent Show and Dinner

1:40 p.m.

D. Report of the Executive Director [Ms. Garst]

- 1. Miscellaneous Inform

2:45 p.m.

E. Oregon New Lawyers Division [Christine Meadows]

1. Update Inform

2:00 p.m.

5. Professional Liability Fund [Mr. Cannon, Mr. Santiago, Mr. Martinez]

- A. Update Inform
- B. June 30, 2005 Financial Statement Inform
- C. Request to Approve 2005 PLF Budget Action 27-72
- D. Request to Modify PLF Policy 3.250 Step-Rated Assessment Action 73-74
- E. Request to Approve Setting 2006 PLF Primary Program Assessment at \$3000.00 Action 75-106

2:15 p.m.

6. BOG Committees, Special Committees, Task Forces and Study Groups

A. Access to Justice [Ms. Eyerman]

1. Loan Repayment Assistance Program (LRAP) Action 107-108

➤ *The Access to Justice Committee will recommend that the BOG approve the establishment of a statewide Loan Repayment Assistance Program (LRAP) to assist civil and criminal lawyers in paying their educational debt while working in public interest jobs in Oregon.*

2:25 p.m.

B. Budget and Finance Committee [Mr. Hilton]

1. Future Bar Center Action 109-110

➤ *The committee has met with representatives of Opus Development on a number of occasions to discuss Opus developing a new bar center in Tigard. The most efficient development is the bar owning a 120,000 square foot building with a master lease with Opus. The PLF will seriously consider moving to the building. A letter of intent will be presented to the board for its action.*

3:00 p.m.

C. Member Services Committee [Ms. Cook]

- 1. Approve Recommendations for Appointments to the Leadership College Advisory Board Action Handout
 - *The committee will nominate members to the new Leadership College Advisory Board, which will oversee selection of fellows and program elements of the new Leadership College approved as a new bar program for 2006.*
- 2. Approve Dates for BOG and HOD Elections in 2006 Action 113
- 3. Approve Committee Recommendations for Recipients of the 2005 OSB President's Awards and Award of Merit Action Handout

3:15 p.m.

D. Public Affairs Committee [Mr. Gaydos]

- 1. General Political Update Inform
 - *Update on legislative CLE, notebook, and interim projects.*

3:25 p.m.

E. Public Member Selection

- 1. BOG Public Member Recommendation Action 115-120

3:30 p.m.

- 7. Consent Agenda Action pink
- 8. Default Agenda Inform blue
- 9. Good of the Order (Non-action comments, information and notice of need for possible future board action)