

Oregon State Bar



2021

SECTION
Annual Reports

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Agricultural Law Section

Activities and accomplishments:

Our section facilitated the use of our listserve to help agricultural law professionals answer agricultural law related questions, planned quarterly CLEs plus a larger “round up” annual CLE. We continued to have monthly executive committee meetings, and foster engagement with our broader section in executive committee activities by accepting CLE suggestions, recruiting members for the executive committee from our larger membership, and succeeding in engaging new section members in our executive committee.

Budget:

For the 2021 budget year, we had \$3,135 in revenue and \$2,648 in expenditures, for an ending balance of \$487. We project a similar budget in 2022.

Legislative issues:

Our section generally does not engage in legislative matters unless there is a technical agricultural law issue that would benefit from our expertise. There were no such matters in 2021.

Matters considered/Matters pending:

Our section puts a lot of time into our CLE development, and generally increasing educational opportunities for our members. We met our CLE goals, and are looking forward to planning more content in 2022.

Recommendations for Upcoming Year:

We plan to continue to try to create balanced and educational CLE content. With our section membership located across the state, we plan to keep our meetings virtual and try to have as many remote CLE options as possible to boost attendance and access to our programs. We also strive to keep program costs free, but that has been a challenge with the bar's new pricing model, which seems to discourage access to programming for all in the legal community.

Alternative Dispute Resolution Law Section

Activities and accomplishments:

The Section provided a low-cost CLE series to the Bar and members of the public and section covering various aspects of dispute resolution in Oregon. We furthered the mission to serve justice by improving the quality of legal services. Our program was more accessible than normal CLEs because we discounted the program for Section members and it was lower for non-members because it was an all virtual forum, which also kept costs down.

Budget:

We finished the year increasing our cash reserves. We started 2021 with \$10,109 and 273 members. We ended the year with \$11,476 and 274 members.

Legislative matters:

Nothing significant affected ADR in 2021.

Matters considered/Matters pending:

We are still trying to get our new website updated and transferred to the Bar's platform. We are also working on getting the CJO for mediation added into the UTCRs and perhaps updated. That process remains ongoing with participation from various Section members on the committees analyzing this issue.

Recommendations for Upcoming Year:

Continue to provide low-cost CLEs for Section members and finish the website update this year. This serves our members and allows them to better provide legal services to the public.

Animal Law Section

Activities and accomplishments:

Without question, the highlight of our year was a late Spring networking event that saw 40+ folks in attendance. We co-sponsored this event with the Student Animal Legal Defense Fund Chapter at Lewis & Clark Law School, so it was a great way for current and future members of the section to connect and, for the law students, gain greater clarity into what a future with an animal law focus could look like. Additionally, to end the year, we are hosting a CLE event entitled "False-Advertising Law: Protecting the Interests of Animals and Consumers." All of our events this year were virtual due to COVID-19, which, of course, threw a wrench in-person events, but will hopefully be better in 2022, as we hope to grow the section next year.

Budget:

As of Oct. 31, 2021, the Animal Law Section currently has \$2,310 of net assets. We have no current plans for any program or activity which would require an accumulation of funds, however, if the executive committee decides in the future to organize an activity or event which would require an accumulation of funds, we would fund the event by charging participants a modest registration fee, as well as draw from surplus funds from our section's 2021 and 2022 membership dues. If these assets do not cover the full cost of such an event, our section would seek outside funding, such as grants, or possibly partner with another section or organization to share costs.

Relatedly, we understand sections are generally supposed to keep their fund balances at a 2-year maximum, but due to COVID-19, the board has waived this rule in 2020 and 2021, meaning we do not need to spend down our balance in these years. OSB Controller Michael Dunlap acknowledged that COVID-19 might continue to present a similar challenge to sections in 2022 since nobody knows when live events will be able to safely happen again. Mr. Dunlap recommended proceeding with a budget as though our section is planning on having live in-person events in 2022, so we can be assured we will have those funds available once it is safe to do so.

Legislative matters:

Our section remains frustrated and somewhat confused regarding the limitations placed on sections to weigh in on legislative/political matters.

Recommendations for Upcoming Year:

We would encourage the budget waiver to remain in place for 2022, given the likelihood that in-person events will not return to full form in the near future. Additionally, many of our members would appreciate more dialogue and perhaps an opportunity for a change in the rules regarding sections' legislative/political commentary/endorsement.

Any other comments:

We so appreciate our wonderful OSB staff who were engaged, helpful, and kind all throughout the year!

Appellate Law Section

Activities and accomplishments:

The Section organized two CLEs. In April, the section organized a CLE called, "Building an Appellate Practice and a Diverse Appellate Bar." The presenters were Lindsey Burrows, O'Connor Weber, Nadia Dahab, Sugerman Law Office, Keith Garza, Law Office of Keith M Garza, and Sara Kobak, Schwabe Williamson & Wyatt. Iván Resendiz Gutierrez, Miller Nash Graham & Dunn LLP, served as the moderator. In October the section organized a CLE called, "New Perspectives from the Oregon Appellate Courts." Chief Justice Martha Walters, Judges Jacqueline Kamins and Jodie Mooney, and Appellate Commissioner Theresa Kidd presented. Nadia Dahab, Anna Joyce, and Robert Koch served as moderators. The CLE featured moderated conversations with the presenters and provided an opportunity for attendees to ask questions about the state of the courts, appellate practice in the pandemic and post-pandemic world, and other pressing matters facing the appellate court system. The section also assisted in organizing the Oregon Court of Appeals Update in November, a CLE featuring Judges James Egan, Erin Lagesen, Steven Powers, Scott Shorr and Jacqueline Kamins, regarding the court and its operations.

Almanac. Under Nora Coon's leadership, the Section continued the preparation of the Oregon Appellate Almanac.

Pro Bono. The Section continued to oversee the Appellate Pro Bono Program, with the Oregon courts. The pro bono committee is also actively researching and preparing an appellate pro se handbook.

Judicial Engagement. The Section's Executive Committee continued to serve as a liaison on appellate matters between the bar and the appellate bench.

Budget:

The Section's ending fund balance as of October 31, 2021 was \$9,757 with a projected year-end fund balance of \$9,768. Because the Section started the year with \$7,157, the Section did not charge for its CLEs this year. The Executive Committee anticipates that the Section's ending balance for 2022 will be \$5,779. The Committee anticipates charging for its CLEs in 2022.

Legislative matters:

The Executive Committee maintains a legislative sub-committee to study and report on proposed legislation that could affect the Section and its members. The Executive Committee separately maintains an ORAP sub-committee to monitor and report on proposed changes to the Oregon Rules of Appellate Procedure through the Court's ORAP committee, which will be active in 2022.

Matters considered/Matters pending:

The committee continued its commitment to diversity and inclusion within the appellate practice through the diversity and inclusion sub-committee and civic engagement and outreach, including sponsoring a CLE. Continuing past practices, the committee also voted to support organizations that help to foster the advancement of the community by providing contributions to the Smart Reading, Lawyers for Literacy Program.

Recommendations for Upcoming Year:

The Executive Committee anticipates that 2022 will be an active year for the Section and Executive Committee. The Committee expects in 2022 to continue to host CLEs, to create a new edition of the almanac, to complete the pro se handbook project, and participate in a study group appointed by the Board of Governors to work with the court and others to improve affordable access to appellate justice. In addition, the Committee anticipates continuing to support legal and civic organizations and events as it has in the past; evaluating proposed legislative and rules amendments; and identifying additional opportunities for engagement between the section and the appellate bench.

Cannabis and Psychedelics Law Section

Activities and accomplishments:

Like the rest of the world, the Cannabis and Psychedelics Law Section continued to grapple with Covid through 2021. Our third annual conference, the Cannabis Law Institute, was initially planned to be online; as everything kept changing with Covid, we went back and forth between an online or in-person event numerous times. With the rise of Delta, we finally decided an online event felt safest and held our two-day event at the end of September. While there was great disappointment that we could not hold the event in person, we were fortunate to have wonderful panels and speakers and the event was again well attended. In an attempt to personalize the event, we sent registrants and speakers conference care packages full of locally made items and curated by a BIPOC, Portland-based business.

In addition to the Cannabis Law Institute, we held several online CLEs that were also well attended.

In late December, we were able to hold our first in-person event in almost two years - a winter meet-and-greet networking event in Carlton. While attendance was lower than we hoped, those who did attend were very grateful for the opportunity to meet in person.

We had several member-at-large openings on the executive committee this year and had an overwhelming response to our call for nominations. Due to the large number of nominations, the executive committee voted to invite nominees who were not selected for member-at-large positions to join the executive committee as advisory members. In 2022, we will have a full executive committee and six advisory board members.

Our listserv continues to be very active, with members sharing resources and information and seeking guidance on a regular basis (at least several emails per week, often more).

In April the Board of Governors approved our request to expand our scope to include psychedelics law and change our name to the Cannabis and Psychedelics Law Section.

Budget:

We ended 2021 with 255 members (211 paid members and 44 comp members), a significant increase from our 2020 membership of 174 paid members and 28 comp members). We anticipate our membership numbers to remain steady.

After taken into account sponsorships and expenses for our December event, we anticipate starting 2022 with a fund balance of roughly \$11,500.00. The increase in our fund balance is due to lack of expenses coupled with generous sponsorships for our events and revenue from the Cannabis Law Institute registration fees. We hope to hold more in-person events in 2022 and use our fund balance to cover venue and speaker fees.

Legislative matters:

The Cannabis and Psychedelics Law Section did not directly engage with the legislative process in 2021. The section hopes to become engaged in this process in the future.

Matters considered/Matters pending:

As mentioned above, we considered expanding the scope of our section to include psychedelics law, which was accomplished in early spring. We considered creating a formal Failures of Legalization subcommittee, which we will likely do in 2022. We also considered starting a quarterly section newsletter that we plan to launch in 2022.

Recommendations for Upcoming Year:

In 2022, the section should continue its quarterly OLCC update programming and attempt to expand its other CLE offerings. Launching a quarterly newsletter will also further OSB's mission. We hope to hold more in-person events to continue to strengthen the connections within our legal community. Finally, there is strong support within the executive committee to increase our work in regard to the failures of legalization and we hope to take significant steps to do so in 2022.

Any other comments:

As the above indicates, the Cannabis and Psychedelics Law Section is very robust. Our active listserv and the response to our events is indicative of the important role the section serves in our legal community. As this

area of law is new and constantly evolving, the events and connection the section provides to its members is greatly appreciated. As the section chairperson, I have received many emails expressing gratitude for the section's work and we are extremely grateful for all of the support we receive from OSB.

Civil Rights Law Section

Activities and accomplishments:

The Civil Rights Section hosted a Town Hall Forum on December 9, 2021, over zoom. The topic of the forum was The Fight Over Online Speech: The Events of January 6th, First Amendment, and the Future of Internet Speech.

Budget:

The committee has \$7,446 in assets, as of February 28, 2022.

Matters considered/Matters pending:

The committee is planning for two fall presentations: one focused on developments in civil rights and constitutional law and one focused on housing a civil right (tentative).

Recommendations for Upcoming Year:

Please see above.

Constitutional Law Section

Activities and accomplishments:

The Section engaged in the following activities in 2020:

The Section offered two remote CLEs this year: a panel review of 2020-2021 decisions involving Oregon constitutional law; and a review of Supreme Court constitutional law decisions by Dean Erwin Chemerinsky.

The Section had planned to offer a scholarship in memory of Judge Schumann, but was prevented from doing so by the Board of Governors' amendment to the bylaws, which prohibits sections from administering scholarships. The Section has been exploring with a nonprofit the possibility of donating money for the nonprofit to offer a scholarship instead.

The Section continues to work on a newsletter.

The Section undertook to ensure that its Executive Committee and subcommittee meetings were in compliance with public records laws.

The Section made its budgeted donations and a few smaller unbudgeted ones. The Section also created a planning subcommittee that reviewed and made recommendations to the Executive Committee regarding criteria and priorities for future donations.

Budget:

The Section's income and expenditures through the third quarter of 2021 have been generally in line with the 2021 budget, with the chief exceptions being that: (1) because CLEs have continued to be remote, CLE expenses have been lower than budgeted; and (2) because the Board of Governors amended the bylaws to prohibit section-administered scholarships, the Section has not made the budgeted \$5,000 expenditure. As a result, the Section has not spent down its assets as originally intended.

Matters considered/Matters pending:

During 2020, the Section Executive Committee discussed the following:

The Executive Committee is very concerned that in the summer of 2020 OSB staff disseminated OSB members' individually identifiable, highly sensitive personal information, including race, sex, sexual orientation, gender identity, and disability to Section chairs and chair-elects, ostensibly to advance diversity and inclusion goals relating to the selection of candidates for next year's executive committees. To date, the Executive Committee has not received any assurance from OSB staff that OSB will either inform its members that it breached their trust by sharing their highly sensitive personal information in this manner. Nor has OSB indicated that it will not repeat this action in 2021. This matter will be ongoing in 2021.

The Executive Committee took reports and discussed the work of its CLE, newsletter, scholarship, and planning subcommittees. These matters will be ongoing in 2021.

The Executive Committee sought guidance from the OSB General Counsel regarding the Section's obligations under public records laws and undertook to ensure that the procedures of the Executive Committee and its subcommittees comply with those requirements.

Recommendations for Upcoming Year:

In the upcoming year, the Section will likely:

Determine whether to take steps to inform section members or OSB members more broadly that in the summer of 2020 OSB staff disseminated their individually identifiable, highly sensitive personal information, including race, sex, sexual orientation, gender identity, and disability.

Advocate against future similar disclosures by the OSB.

Seek input from Section membership about priorities for the Executive Committee's work and potentially draft a mission statement to reflect those priorities.

Continue the ongoing work on CLEs and the newsletter.

Negotiate a scholarship arrangement with a nonprofit and fund a scholarship to be administered by the nonprofit.

Construction Law Section

Activities and accomplishments:

Please see “Message from the Chair” article that I wrote for the December 2021 issue of the Construction Law section’s newsletter [here](#).

Budget:

The sections monthly financial statements are available on the bar’s website [here](#). With surplus funds, we were able to make charitable donations totaling \$7,500, distributed among six organizations: Classroom Law Project; Campaign for Equal Justice; St. Andrew Legal Clinic; OMLA Bar Exam Grants, Lawyers for Literacy, and the Commons Law Center.

Matters considered/Matters pending:

No pending matters.

Recommendations for Upcoming Year:

Explore the possibility of in-person meetings (masked attendees if indoors) and events. The Executive Committee would have liked to sponsor a social event for its members in 2021, and we were making plans for such an event in September 2021, but then concerns over Covid and the Delta variant caused the Executive Committee and the planners of that event to reconsider.

Hopefully there can be a social event or two in 2022. It is clear that members of our section, as do so many other people, miss in-person interactions with their colleagues.

As referenced in the attached article, the Section started a list serve this year. Further use of the list serve should be encouraged.

The Executive Committee should also continue to explore ways to attract new members to the Section, as well as continuing to attract members to the Executive Committee.

Any other comments:

It was a busy and productive year for the Executive Committee and the Section.

Consumer Law Section

Activities and accomplishments:

Despite being facing the limitations brought by COVID-19, the Section persevered and had several notable accomplishments.

While typical outreach and informational activities had to be postponed, the Section adopted the mission of bringing Oregon tenant-side attorneys into the section as consumer lawyers. Not only will the pairing strengthen the numbers of the Section and will provide a section home for tenant-side attorneys whose clients are often among the most vulnerable of Oregon consumers.

The Section is hosting its annual CLE in early January of 2022 rather than during 2021. The scheduling had to be rearranged due to the spike in Covid-19 cases during the second wave during the summer and in light of the reinstatement of mask and other Covid related restrictions.

The Section nominated and approved one award in 2021. The Sections 2021 Award of Merit was awarded to Young Walgenkim and Chris Mertens for their work on SB 181. Chris and Young were integral in the drafting and passing of the bill and worked closely along with the Bar to present and explain the bill to the legislature. The bill increases access to and is discussed in greater detail below.

The Section continues to maintain a member list serve and a Section website with upcoming events and original articles on consumer law issues and cases of note. The website is updated frequently with consumer-related posts. This year the website has served an important role of helping disseminate important consumer-protection information in an effort to assist Oregonians being informed about consumer rights, scams, illegal practices, and resources to assist Oregon consumers.

The Section was prepared to host a welcome event for a national gathering of consumer attorneys in the spring. Unfortunately the event was changed to online and the event had to be canceled due to COVID-19 restrictions.

Budget:

Overall Section membership increased by almost forty percent with paid and complimentary membership increasing at near twenty-five and sixty percent, respectively.

The Board of Governors approved an increase in membership dues to \$20.00 from \$15.00. The \$15.00 was among the lowest of any of the OSB Sections. The Section had not increased its dues in many years and the increase reflects a general adjustment for inflation. The Sections expects a budget surplus for 2022 of well under \$8,000.00. The Executive Committee continues to discuss ways to creatively use the reserve funds to benefit members, with the recognition that, due to changes in Bar policy, membership revenues may decrease and the Section may earn substantially less from CLEs than it earned in the past.

Legislative issues:

The Section remains active in reviewing and providing feedback on legislation that impacts consumers. This year, the Section sponsored SB 181 which amended ORS 20.075 to include “Whether the attorney performed the services on a pro bono basis or the award of attorney fees otherwise promotes access to justice” as a factor in determining the amount of an award of attorney fees in a case in which attorney fees are authorized or required by statute.

The Bill was intended to expand the number of clients who can gain access to pro bono representation. The Bill clarifies that because an attorney takes on a case pro bono that form of representation should not be used as a basis by a court to reduce the reasonable attorney fees that are awarded to a successful party. This change increases the incentive for Oregon attorneys to take on those pro bono cases and thereby expands the number of low-income Oregonians who have access to legal representation.

Executive Committee members, Young Walgenkim and Chris Mertens were integral in preparing the wording of the Bill and Mr. Mertens gave oral testimony to the Senate and House Judiciary Committees in support. It was signed by the Governor and takes effect on January 1, 2022.

CLE:

The 2021 CLE, which is taking place in January 2022 due to Covid-related delays, is centered on the overlap of civil rights and consumer law. Consumer law problems disproportionately affect women, the elderly, racial and linguistic minorities, and other disadvantaged people. Identifying the discriminatory aspects of consumer abuses (and the consumer protection angles of civil rights cases) helps our clients and expands the potential to create social change. However, advocates must be prepared to face barriers to bringing consumer cases relating

to civil rights, such as forced arbitration, limitations on data collection, standing and preemption. Our training will prepare lawyers to handle these issues.

The CLE will feature national speakers and will be entirely on-line and accessible to all Oregon attorneys.

Matters considered/Matters pending:

The Section will continue to advocate for legislation that provides legislative fix to ineffective consumer laws that do not work as intended.

The Section continues to consider ways to address the new Bar policies in order to maximize the use of Section funds to promote access to justice for consumers and raise awareness for consumer rights.

The Section seeks to increase outreach efforts and diversity in the Section, on the Executive Committee, and in Oregon consumer practice.

Recommendations for 2022:

In 2022, the Section intends to sponsor at least one full-day CLE on a topic or topics of interest to consumer lawyers. In order to reach a broader audience, the Section plans to bring in a national speaker on an emerging consumer issue and to make the CLE available state-wide by webcast. The Section will continue to look into providing more frequent, less formal CLE's to continue to engage the membership and community.

The Section will continue to maintain the list serve and website and to host both traditional and public service social events for members to network when in-person events are possible.

The Section will continue to monitor and provide feedback about legislation of interest to consumer lawyers, as well as continue to propose legislative fixes to be sponsored by OSB.

The Executive Committee will continue to discuss and implement creative ways to use the fund balance to provide services to members.

If the Attorney General is willing and able, the Section will continue its tradition of holding an annual luncheon with members, depending on whether in-person events are possible again.

The Section will continue to expand its scope to include and welcome in tenant-side attorneys.

Disability Law Section

Activities and accomplishments:

The Section Executive Committee met at least bimonthly to discuss Section matters. The Section has continued to update the Section website and send updates via the listserv. The Section made contributions to three nonprofits. The Section's Chair met with the Classroom Law Project to discuss accommodations and accessibility of the program, and discuss future partnership opportunities between CLP and the Section. The Section brainstormed several ideas for future programming.

Budget:

The Section budgeted for several items that we did not end up spending funds on, such as gifts/awards and scholarships. The Section contributed to Lawyers for Literacy, The Commons Law Center, and CEJ. The Section's balance as of the last statement provided was \$4,581.

Legislative issues:

The section did not focus resources on legislative matters in 2019.

Matters considered/Matters pending:

The Section considered hosting virtual events this year, including a networking event, and a lunch and learn that would have a speaker who would address how long haul COVID can impact an individual's functioning and disability claims. However, we did not get enough feedback from Section members to feel the number of people who expressed interest would justify the expense of hosting such an event. The only pending matter is our scholarship fund- the Bar has changed the standards for the administration of scholarships, and it was not clear if the Section can provide scholarships for individuals wanting to attend CLEs/other trainings that are hosted by our Section. The Section was instructed to hold off on awarding scholarships for trainings not hosted by our Section until the BOG has considered the issue- we have not received an update as of December 2021.

Recommendations for Upcoming Year:

The Section is planning on hosting a CLE in 2022, and the Classroom Law Project is available as an ongoing partner- they will have future

events in 2022 that they are working to ensure are as accessible as possible for participants. The Section is continuing to work toward having more active engagement from Section members- once engagement increases, we'd encourage moving forward on planning more events. Recommend revising the scholarship program to only provide scholarships for the Section CLE, or pursue clarification from the BOG on what scholarships are allowed- the Section's scholarship section of the Section will need to be revised depending on the decision made.

Diversity Law Section

Activities and accomplishments:

The Diversity Section of the Oregon State Bar held the 3rd Convocation on Equality featuring several CLE presentations surrounding the theme of “Charting the Way Forward”. The section had to pivot several times due to changing pandemic restrictions and was forced to hold the event virtually. Albeit not the first choice for many committee members, the online platform permitted for more attorneys and community members to join statewide and participate in important discussions including: unconscious bias, disability, and finding your community as a lawyer. For more information on the programming held, visit: <https://2021coe.osbar.org/>

The activities of the Diversity Section support the OSB’s mission by hosting innovative programming, supporting a community and network of diverse attorneys, and partnering with other sections to ensure intersectionality of events.

Budget:

A substantial portion of the section’s budget was utilized on the 2021 Convocation on Equality (see 2020-2022 budget). The section anticipates that the Convocation shall now be held every 5 years rather than the former 10 in the hopes of engaging in discourse more frequently and building the greater community.

2022 is anticipated to be a rebuilding year in which the section will engage in fundraising efforts alongside regularly scheduled CLE programming. In 2022 the Diversity Section is anticipated to host the following programs in person: fall CLE, spring CLE/event, and Judicial Recognition Ceremony. The average costs of these programs are anticipated to range from \$1000 - \$5000 depending on level of donations, sponsors, etc. The most expensive anticipated event will likely be the recognition ceremony which is typically held at the Federal Courthouse and features a hosted bar and heavy appetizers.

Legislative matters:

During the 2021 year, the Diversity section did not participate in any significant legislative activities however the Section did have membership represented at OSB committees. The Diversity Section

had a representative at the HOD meeting, alternative pathways to law, leadership institute, and other statewide committees.

Matters considered/Matters pending:

Pending matters still before the Diversity Section include: a potential renewal of the Mahonia Hall Event, continuing updates to the section's website, and initial planning of the Convocation on Equality set for 2026. Member Randy Arthur has been instrumental in continuing the Diversity Section's relationship with the Oregon Governor's Office. Past Mahonia Hall events celebrated diverse leaders in Oregon's legal community. While the event was tentatively planned for April 2020 the pandemic forced a cancellation of the event. The section should consider including a Mahonia Hall event for the future. The Section's website is an ever-evolving source of information. The website should be updated regularly and include information, approved by the OSB, for diverse attorneys. As for planning the next Convocation on Equality, preliminary planning should begin with fundraising and reaching out to the community to understand what types of programming would be welcomed.

Recommendations for Upcoming Year:

Planned activities for the OSB Diversity Section in 2022 is to continue fostering the growth of the diverse legal community and focus on retention of diverse attorneys. With the re-opening of many spaces the intention of the section is to increase in person events. The events that the OSB Diversity Section anticipates for 2022 include: spring event, fall CLE, and the judicial recognition ceremony. Additionally, the Diversity Section has a long history of partnering with fellow OSB sections in support of programming that furthers not only the OSB's mission but the Diversity Section's mission as well.

Elder Law Section

Activities and accomplishments:

The Elder Law Section had a busy and productive year. The Elder Law Section has the following active committees: CLE Planning, Scholarship Committee, Newsletter Committee, Legislative Committee and a new Diversity, Equity and Inclusion Committee. This year the CLE Committee provided outstanding education opportunity including a new summer series as well as the annual fall CLE. The CLE Committee also is implementing a new January CLE. The first January CLE is titled “Medicaid Boot Camp” and will focus on the practicalities of assisting clients with the Medicaid application process, from beginning to end.

The Newsletter Committee publishes a newsletter quarterly. A new feature was added, in collaboration with the Diversity, Equity and Inclusion committee that will highlight and interview attorneys from all backgrounds and experiences.

The Diversity Equity and Inclusion Committee is assisting the Newsletter Committee with interviews and is exploring opportunities for promotion of the Elder Law Section to a broad and diverse cross section of new attorneys. As our population ages, the demand for elder law attorneys is only going to grow. The Elder Law Section is doing important work in encouraging members and offering outstanding education opportunities to our members.

The Legislative Committee monitors statutes and rule changes that may impact our section. As needed, comments and feedback is provided for proposed rules changes or statutory changes.

Budget:

The section had an ending balance as of November 30, 2021 of \$13,468. The executive committee did approve an increase of \$5 for the 2022 section dues.

Legislative matters:

There are no significant legislative activities from this year to report.

Energy, Telecommunications and Utility Law Section

Activities and accomplishments:

In 2021, the ETU Section sponsored 2 virtual CLEs—one in March and the second in October— and one outdoor happy hour in June. For the March CLE, we discussed regulatory issues and updates in Oregon that were expected to impact our practice area (energy and telecommunications). The event was well attended and we got good feedback. For our summer happy hour, we made a special effort to reach out to students and host the event in an expansive outdoor area (Lucky Lab brewpub in Portland) to ensure that social distancing and safety requirements could be met. Finally, for our annual meeting and CLE, we wanted to make a concerted effort to help advance the Bar's diversity, equity, and inclusion mission, in addition to regular section-related CLE material. To that end, we invited a speaker to address our Section members on DEI issues. For the non-DEI portion of the annual meeting, we had telecommunication presentations and a panel presentation about recent clean energy legislation in Oregon. We got great feedback on the annual meeting presentations, and on the DEI discussion in particular.

Budget:

The Section began the year with a fund balance of \$10,109. After revenues of \$5,150 and expenses of \$3,783, the section is forecast to end 2021 with a fund balance of \$11,476. The section did not charge members for any of the CLEs or the happy hour. We expect a positive cash-flow in the future.

Legislative issues:

The Section did not take a position on any legislation in 2021. The Section does not anticipate taking a position on legislation in 2022.

Recommendations for 2022:

Notwithstanding the many hardships presented by the pandemic, it has nonetheless been easier to expand our Section's reach beyond Portland through virtual CLEs. We hope that, as we can start to safely gather in

person again, we can still keep some portion of our programming online and accessible to Members elsewhere in the State. We also continue to discuss the need to both further our outreach efforts to students and, relatedly, make student membership free or as cheap as possible. For future CLEs, and particularly networking happy hours, the Executive Committee supports broadening access to students consistent with these objectives. Finally, there remains significant interest in continuing the DEI work that began with our October annual meeting. The CLE planning committee for the annual meeting was very supportive of continuing this work, and, in particular, partnering with other OSB Sections to bring other programming along these lines where possible. It is very important that all attorneys feel welcome and included in our Section, particularly our youngest attorneys and student attorneys seeking to make connections and to stay in Oregon.

Any other comments:

The Section needs to continue working with the Bar to address CLE registrations, to promote our CLEs outside of Portland, and to make them accessible to students.

Environmental & Natural Resources Law Section

Activities and accomplishments:

Brownbag CLEs: The ENR Section hosted a brownbag CLE, Legislative Update: 2021 Oregon Legislative Session in July 2021. This program was held remotely online and was free to Section Members. The panelists on the CLE included a state representative, a state senator, two representatives of the Oregon agricultural and forest products industries, and two representatives of non-profit environmental/conservation organizations. The event was well attended and received positive feedback from our members.

Annual CLE: The ENR Section hosted its annual “Environmental & Natural Resources Law: Year in Review” CLE on October 14, 2021. Approximately 135 people registered for the event. The Section received positive feedback on the topics covered and the presentations of the panelists. Key presentation topics included brownfield and Superfund site redevelopment; the impacts of climate change on Oregon utilities and vulnerable communities; a review of the first 10 months of the EPA under the Biden Administration; recent developments in Tribal treaty rights implementation and sovereignty issues; the complex situation involving water rights in the Klamath Basin; and an ethics presentation. The keynote address was presented by Congressman Earl Blumenauer and focused on the future of the Columbia-Snake River dam system and conflicts over salmon and energy. This year’s CLE was presented virtually for the second year. Due to the Section’s limited ability to provide services to our members during the COVID-19 pandemic and an excess of funds in our budget, the Section subsidized registration rates for its members to significantly reduce the cost of attendance at the CLE. In addition, law students attended free of charge, removing an otherwise significant barrier to participation.

Newsletter: The ENR Section published one E-Outlook article in February 2021, which provided an introduction and overview of Oregon’s 2021 legislative session. The Section also published one edition of its Case Notes publication, which summarizes recent state and federal case law decisions that are relevant to environmental and natural resources law practice.

Website: The Section continues to use its website to share information and materials. For the annual CLE in 2021, all materials were distributed via the website. The website is an effective portal where members can access publications, review Executive Committee minutes and financial reports, and learn about upcoming Section events.

ListServ: The Section uses its listserv to provide notices about upcoming events, including Executive Committee meetings. It does not receive a lot of traffic, but we alert Section members to its availability as a resource for sharing information. We also used the listserv to keep members informed of policy changes that the Executive Committee was considering. The Section also provided periodic updates to our members on pending legislation in Oregon that may be of interest to our members and their clients. The Pro Bono Committee also used the listserv to alert our members to volunteer opportunities in the Portland Metro region with local organizations.

Field Trips: The Section did not host any field trips during 2021 due to the ongoing pandemic. In typical years, the Section hosts several field trips that are well attended and include CLE credit for attendees.

Budget:

At the end of November 2021, the Section's fund balance was \$14,196. The Executive Committee approved the 2022 budget with the following provisions: projected 2022 revenues are \$16,735 and projected expenses are \$21,237. This budget will provide for a reserve balance of approximately \$9,680. The Executive Committee budgeted with the hopes that we will be able to return to some of our regular in-person programming in 2022 and provide additional services to our members to begin to spend down our budget reserve. The 2022 budget also includes a contribution of \$3,000 to the OSB Diversity & Inclusion Department to fund an employer matching grant for an Oregon law student working in the environmental and natural resources field. The Section currently has 556 total members (479 paid, 77 complimentary for new lawyers and students).

Legislative matters:

The Executive Committee works with the OSB annually to track Oregon bills that are of interest to the Section's members, providing updated information on the OSB's website, and a link to such information on the Section's website. As detailed above, the Section published an E-Outlook

article, provided several listserv updates, and held a brownbag CLE all focused on the 2021 Oregon legislative session.

Matters considered/Matters pending:

At its July 2021 meeting the Executive Committee considered and discussed revising its long-standing practice of not using Section funds to make charitable contributions. The discussion was prompted by several members indicating their interest in dedicating Section funds to causes that promote diversity and inclusion in Oregon's legal community, and that increase access to justice for all Oregonians. However, there ultimately was not consensus among the executive committee to change the practice to consider donation requests on a case-by-case basis.

The Diversity Subcommittee researched and prepared a proposal to the Executive Committee to fund a stipend or scholarship through the OSB Diversity & Inclusion Department after engaging in several conversations with D&I Department staff. The Section had previously been considering establishing its own student scholarship program; however, with the recent bylaws amendments prohibiting section administered scholarships, the diversity committee pursued other options. In November 2021, the Executive Committee approved a \$3,000 contribution to the D&I Department as part of the Section's 2022 budget. The funds will support an employer matching grant for an Oregon law student working in the environmental and natural resources law field.

Recommendations for Upcoming Year:

The Section hopes to increase its activities and services to members in 2022 and perhaps resume providing in-person events and programs. The Section will continue to distribute high-quality E-Outlook and Case Notes articles, sponsor brownbag CLEs, host field trips of interest to Section members, and present a full-day CLE program in 2022.

Any other comments:

The Executive Committee continues to work on diversifying the committee and the section membership, and those efforts will continue in 2022.

Estate Planning and Administration Law Section

Activities and accomplishments:

Form subcommittees, follow legislation, coordinate CLEs, consider legislation, and track estate planning newsletter's distribution.

Budget:

\$16,523.00 (Jan. 2022).

Legislative matters:

Modernizing the probate publication statutes and updating the Small Estate Affidavit statutes.

Matters considered/Matters pending:

Forming subcommittees to discuss, approve, and identify how to further the section's mission and purpose including an Estate Planning Attorney committee, Diversity and Inclusion Estate Planning committee, Website committee, Forms committee, and Legislative committee.

Recommendations for the Upcoming Year:

No change to annual dues.

Government Law Section

Activities and accomplishments:

The section organized and hosted two continuing legal education conferences, one in the spring and one in the fall (the latter of which the section co-hosted with the Oregon City Attorneys Association). Both were well-received and addressed important topics that attorneys representing government bodies grapple with, both in the specific context of COVID-19, and in routine, public functions.

Budget:

The approved budget for the current year was \$16,400.00, and the section was able to ensure that expenses did not exceed revenue. For the first time in many years, the section will increase its membership dues in 2021, from a previous rate of \$15.00 to \$25.00. This is in part to help offset the expected increase in per-member fee assessed by the Bar. The budget for 2022 is \$21,000.00, with the largest anticipated expenses being the planned spring and fall CLEs.

Legislative matters:

The section did not present testimony before the 2021 legislative sessions. At present, there are no firm plans to do so in 2022, though that may change depending on which draft bills are advanced.

Matters considered/Matters pending:

The most significant change to the operation of the committee was the increase in membership fees for the first time in many years. The proposed increase of \$10.00 was approved by the Oregon State Bar, and is in keeping with the membership fees for other similar bar sections.

Recommendations for Upcoming Year:

At present, the section's major plans involve hosting two CLE conferences, one in the spring and one in the fall of 2022.

Any other comments:

As section chair, it has been my great privilege to work with the very excellent members of the section executive committee. I am grateful for their intelligence, their humor, and their commitment to serving the public.

Health Law Section

Activities and accomplishments:

The Health Law Section hosted multiple lunchtime CLEs at no cost to participants. In addition, it held its Annual CLE virtually in October 2021. The section monitored health care related legislation and provided updates to its membership at section events.

Budget:

This year the Health Law Section again requested a fund balance waiver from the Board of Governors to maintain our balance moving into 2022 as we were not able to implement many of the events we had initially planned for this year due to the ongoing COVID-19 pandemic. The Health Law Section maintained healthy financials in 2021 and increased our charitable contributions. We also approved an increase in our membership fees from \$15 to \$20 effective in 2022 to fund additional continued learning and outreach events.

Legislative matters:

Health care continues to be dynamic with material, substantive changes during each legislative cycle at the local, state, and federal levels. In 2021, Oregon saw a historic session for both its content and how it was conducted (virtually). With the COVID-19 pandemic front and center legislators prioritized fully funding and expanding access to the Oregon Health Plan, investing in behavioral health, and reducing health disparities.

The Health Law Section continues to monitor these developments and create timely continuing learning opportunities in response.

Recommendations for Upcoming Year:

The Health Law Section will continue to focus on continued learning opportunities, including lunchtime CLEs and our annual CLE, in addition to other resources. We will also explore additional networking opportunities including a new member outreach event taking into account current health and safety protocols related to the ongoing COVID-19 pandemic.

Indian Law Section

Activities and accomplishments:

Co-Sponsorship of Tribal Court Full Faith & Credit Bill (SB 183): Co-sponsored a state bill which provides that tribal court judgments, decrees, and orders are entitled to full faith and credit in state court. This activity furthered OSB's mission of promoting respect for the rule of law by codifying state court recognition of tribal courts, which operate pursuant to the sovereign legal authority of tribal governments. It also furthered OSB's mission of increasing access to justice by protecting tribal court litigants once they leave the jurisdiction of tribal courts.

Indian Law CLE Series: Organized a CLE series on various federal Indian law topics. This activity furthered OSB's mission to improve the quality of legal services by facilitating Oregon attorneys' and law students' understanding and awareness of contemporary issues in federal Indian law.

Legislative matters:

Co-sponsored Tribal Court Full Faith & Credit Bill (SB 183), which was signed into law on June 15, 2021.

Matters considered/Matters pending:

Restructured Indian Law Section Executive Committee's subcommittees to streamline subcommittee efforts.

No matters pending.

Recommendations for Upcoming Year:

Organize a CLE event and work with the Oregon Legislative Commission on Indian Services to evaluate how the Indian Law Section's Executive Committee can better serve tribal communities and attorneys to further the Indian Law Section and OSB's missions.

Any other comments:

The Indian Law Section greatly appreciates the assistance provided by OSB representatives Natalie Batiste, Hugo Gonzalez, Suraya Barbee, and Curtis Peterson this year.

Intellectual Property Law Section

Activities and accomplishments:

We held our annual Year-in-Review CLE as an online remote event in February 2021 with relatively good participation and a keynote presentation on artificial intelligence. We organized and hosted seven virtual lunchtime CLEs throughout the year, covering such topics as attorney civility in IP practice, technical evidence in software cases, Google v. Oracle, hot topics in law and strategy, Oregon's Psilocybin Services Act, and privacy law. We hosted a panel event with the USPTO PTAB. We hosted multiple virtual outreach events, including a meetup for over 50 IP Section members and IP law students. We contributed a donation to the Oregon Volunteer Lawyers for the Arts.

Budget:

We ended 2021 with lower revenue and lower expenses than budgeted, primarily due to the Section's inability to host and provide in-person events, such as outreach programs and an in-person Annual Meeting. We ended the year with approximately 450 members in the section and a balance of approximately \$25,500.

Legislative matters:

The executive committee considered and discussed Oregon's proposed "right-to-repair" legislation, and monitored other property related to intellectual property rights.

Matters considered/Matters pending:

The executive committee was challenged by the limitation on in-person events again in 2021, but were successful in hosting several virtual events and CLEs. We are considering additional ways to connect to IP Section members and law students throughout the state. We have secured speakers for several 2022 CLEs, as well as the annual Year-in-Review CLE in February 2022.

Recommendations for Upcoming Year:

The executive committee recommends additional outreach and educational events for IP Section members in 2022, including in-person events and an Annual Meeting, as regulations permit. We are actively working to plan outreach events involving students at the three Oregon law schools.

Any other comments:

The Intellectual Property Section is a thriving and busy section of the bar. The executive committee meets monthly. We look forward to continuing to offer numerous, diverse CLE topics and speakers and other programs of interest for our section members in 2022.

International Law Section

Activities and accomplishments:

With the uncertainty of the pandemic 2021 was a challenging year. Our chief accomplishment was planning a well-received CLE on the Hague Convention and international family law issues, which qualified for access to justice credit. We also launched the listserv and sponsored a number of events and causes with some nexus to international law.

Recommendations for Upcoming Year:

ILS plans to continue striving to provide quality CLE programming in the varied areas which comprise international law, having already held a very successful event on trade and immigration issues relating the Ukraine war. We surveyed members earlier this year to get a better idea where interests lie. We are also taking steps to generate more content for the listserv to keep members better informed on events and developments related to international law.

Juvenile Law Section

Activities and accomplishments:

The section purchased a Zoom account through the Oregon State Bar. The Zoom account allows Section Executive Committee meetings to be held virtually and allows section members to attend virtually instead of joining in person at the Oregon State Bar office. While we planned to use the Zoom account in addition to in-person meetings, the pandemic forced us to hold Executive Committee meetings virtually all year.

In September, we co-sponsored a virtual Continuing Legal Education program with Oregon State Bar: Juvenile Law 2021: A Little Bit of Knowledge and Perspective Can Go a Long Way. The program furthered the Bar's mission of promoting respect for the rule of law, improving the quality of legal services, and increasing access to justice by providing practitioners with information on recently passed legislation, recent appellate case law, how to determine a foster child's school of origin under ORS 339.133, and how to obtain and use juvenile records in other proceedings. In addition, the program featured a panel of Juvenile Court Judges providing practice tips and a panel of youth of color providing their perspective on the criminal justice system.

Executive Committee Member Ginger Fitch continued the practice of providing regular updates on significant appellate opinions to the section through the section's listserv. In addition to opinions relating to juvenile law, she provides summaries of criminal law cases that may impact juvenile law practice.

We contributed approximately \$1500 to organizations that will improve practice, increase bar diversity and/or improve access to justice. We partnered with a group of juvenile court stakeholders to present the Juvenile Law Training Academy, a 2-day multidisciplinary training conference for juvenile court practitioners. This year's topics included information on kith and kinship placements, supporting youth and young adults aging out of foster care, ethics and client competency, and amendments to Oregon's Indian Child Welfare Act.

We recognized two members of our section through awards.

Inge Wells is the recipient of the Professional Advocate Award. This award recognizes a juvenile court lawyer who has demonstrated notable professionalism both in and out of court and has developed significant

expertise in an area of juvenile law to improve outcomes in juvenile cases. Inge was recognized at the Juvenile Law Training Academy.

Kevin Hupy is the recipient of the New Practitioner Advocacy Award. This award recognizes an outstanding and enthusiastic new juvenile court lawyer in practice for fewer than five years. Kevin was recognized at the Juvenile Law Section CLE.

Budget:

Our 2021 budget included executive committee expenses, anticipating that meetings would resume in person. We are projected to end the year with assets of approximately \$9,000. Our 2022 budget includes funding to update our website. See the financial statements, available here <https://www.osbar.org/sections/financials.html>, for more details.

Legislative matters:

The section did not propose any legislation during the 2021 Legislative Session. Regular updates on pending legislation that could impact juvenile law practice were provided during Executive Committee meetings.

Matters considered/Matters pending:

We discussed providing short virtual CLE programs to section members through the section's Zoom account. Since the section co-sponsored a CLE with the Bar this year, planning for short programs will continue into 2022.

As mentioned, the section's 2022 budget allows us to explore hiring an outside contractor to build and update the Section's website. The goal is to post Executive Committee meeting minutes, appellate updates, and links to resources for juvenile law practitioners.

We also discussed ways to increase the diversity of the Executive Committee and expand the number of juvenile law partners represented on the Committee. Further discussions will occur in 2022.

Recommendations for Upcoming Year:

In addition to providing CLE programs to section members and updating the website, we will continue to focus on improving the practice of juvenile law, diversifying the attorneys and judges within the juvenile law community, and promoting access to justice.

Nonprofit Organizations Law Section

Activities and accomplishments:

The Nonprofit Organizations Law Section (NOLS) hosted a live webcast program “Nonprofit Aid in Extraordinary Times” on November 18, 2021. The program, which offered three general CLE credits to attendees, delved into topics related to nonprofit organization aid for practitioners. The instructors discussed helping nonprofits avoid legal pitfalls in disaster recovery work, reviewed eligibility requirements for receiving assistance from nonprofit organizations, and examined how nonprofits can promote diversity, equity, and inclusion.

Budget:

NOLS received about \$5,100 from membership fees in 2021. It does not have other sources of revenues for this year. NOLS expended approximately \$2500, most of which was applied toward its OSB Support Services Assessment due to decreased costs from hosting a remote CLE. The section expects additional expenses in 2022, including a possibly in-person CLE program and the purchase of a Zoom account for the section’s Executive Committee Meetings.

Legislative matters:

A bill containing technical corrections to email voting provisions in the Oregon Nonprofit Corporation Act passed in 2022.

Matters considered/Matters pending:

NOLS intends to organize an annual CLE for 2022. NOLS also continues to work toward the publication and release of an OSB Bar Book, and the committee expects to complete that work in 2022.

Recommendations for Upcoming Year:

NOLS will work to increase membership and participation in NOLS activities, including by partnering with non-legal members of the nonprofit sector to build connection and relationship between the sector and practitioners.

Real Estate and Land Use Law Section

Activities and accomplishments:

RELU continued a year of digital volunteer work with its section leaders, sub-committees, volunteers, and newsletter contributors and editors. Instead of its annual conference, RELU held a nine-part Summer Webinar Series. This digital format was utilized for the second time, and allowed the section to reach members that historically have been unable to attend the in-person annual conference events. RELU also continued its luncheon series (in digital format) covering issues such as remote notarization and the easement merger doctrine. These educational presentations were made available on the RELU website, allowing for better access by RELU's members than traditional in-person offerings.

RELU also published five newsletters in 2021 covering numerous legal issues and case summaries. This publication offers RELU members access to additional legal information and analysis. It also provides opportunities for volunteers to contribute written works to the publication that is shared with the entire RELU community. OSB determined that 2021 will be the last year that the RELU newsletter will be published in printed format.

RELU continued to pursue goals provided within the OSB Diversity Action Plan. RELU leadership interacted with OSB staff in an effort to adopt a policy that ensures diverse voices are included in CLE presentations. Although no formal policy was adopted, RELU will continue to work with OSB staff and is looking for other section leaders to come together to advocate for adoption of an OSB-wide policy that encourages the inclusion of diverse speakers at CLE events.

RELU continued with its practice of targeted donations to support OSB-approved organizations that directly impact its membership.

Budget:

RELU continued to spend down its reserves to align with OSB requirements. RELU's financial situation remains strong with reserves sufficient to cover a good portion of the cost of the annual conference. But the reserves do not cover the entire cost of the annual conference, which traditionally had been the benchmark used to determine the

responsible level of reserves prior to OSB's requirement to spend down reserves. RELU budgeted for 2022 with the expectation that the in-person annual conference will occur, but RELU is also prepared to revert back to a digital conference if needed.

Legislative matters:

RELU continued to track legislation for both real estate and land use matters. RELU did not advocate for any particular legislative issue, but did have a member actively engage with the section leadership and OSB staff to analyze the easement merger doctrine and whether any legislative fix fell within OSB's policies governing legislative advocacy.

Matters considered/Matters pending:

See above.

Recommendations for Upcoming Year:

See above. RELU will continue with its traditional offerings, including the annual conference, luncheons, newsletters, and listserv.

Any other comments:

RELU encourages OSB staff to continue to reach out to RELU volunteers prior to making decisions that impact the quality and scope of services that RELU provides to its members.

Securities Regulation Law Section

Activities and Accomplishments:

The Section organized and sponsored the following CLEs and Programs in 2021:

February 17th: Virtual Section CLE: "Overview of Regulation Best Interest"

April 14th: Virtual Section CLE: "New Advertising and Marketing Rule(s) for Investment Advisers"

May 14th: Co-sponsored and organized the 41st Annual NW Securities Institute (Live Webcast) in coordination with the Washington State Bar Business Law Section

June 16th: Virtual Section CLE: "The Future of Crypto from Regulation to the Flipping"

October 13th: Virtual Section CLE: "Updates from the Oregon Division of Financial Regulation"

December 1st: Virtual Section CLE: "Understanding Securities Liability Risks to Transactional Lawyers and Their Clients"

The Section held Executive Committee ("EC") meetings on January 8th, February 17th, April 14th, June 16th, September 1st, October 13th, and December 1st. All EC meetings were held virtually via Zoom videoconference. Pursuant to the OSB Bylaw changes this year, no annual business meeting was held.

The EC set a goal at the beginning of the year to have at least one female presenter on substantive securities law topics on all Section CLEs. With the exception of the December CLE, that goal was met.

The Executive Committee appointed a Nominating Committee and approved a slate for election of available EC at-large member seats and EC officers for 2022. The slate is being submitted to the OSB for vote by the Section via email in December.

With the assistance of the OSB, the Section made updates and refreshed its Section website.

The Section awarded a \$500.00 scholarship to the top securities law student at Willamette University College of Law. Based on the recommendation of the securities law professor at Willamette, the scholarship was divided in half and awarded to the top two students in the professor's class. This award was offered before the Board of Governors amended the OSB Bylaws and Section Bylaws this year, which included changes to how sections may give scholarships. The Section received approval from the OSB to continue with the Willamette scholarship. The Section will now be looking at other ways to meaningfully support and encourage securities law students at our Oregon law schools interested in securities law.

The Section donated \$250.00 to the Commons Law Center, and the EC approved donating before the end of 2021 the following: \$250.00 to the Campaign for Equal Justice; \$250.00 to the Classroom Law Project; \$250.00 to Opportunity for Lawyers in Oregon (OLIO); and \$250.00 to the Oregon Minority Lawyers Association (OMLA), Bar Exam Grants.

Legislative Issues:

None.

Matters Considered/Matters Pending:

The EC is investigating new ways to support Oregon law students interested in securities law. With help from OSB Member Services, the EC is investigating potentially offering student memberships (paid by the Section) or otherwise pay for students to attend its CLE programs on securities law topics. Likewise, the EC is looking at ways engage with the Oregon law schools' securities law professors and potentially offer memberships. The EC will also look at further ways to update its Section website in the upcoming year.

Recommendations for Upcoming Year:

The Section will be a co-sponsor and co-organizer of the 42nd Annual Northwest Securities Institute in 2022, anticipated to be held in Oregon if returning to in-person attendance. It will continue to sponsor virtual Section CLE webinars and (hopefully) live CLE programs and luncheons in the upcoming year.

Sole and Small Firm Section

Activities and accomplishments:

The SSF continues to advance its mission of strengthening solos and small firms and the Bar's missions in a number of ways. We continue our Legal Lunchbox program, a monthly series of one-hour CLE's held over the lunch hour. There are usually nine CLE's each year. These CLE's are free to section members and only \$19 for all other attendees. Topics include specific practice areas, practical guidance for managing solo and small legal practices and other areas of interest to solo and small legal practitioners. The SSF also traditionally sponsors a ½-day or full day CLE each year or every other year – unfortunately COVID-19 interfered with the ability to do so in 2021. Planning is underway and hopes are high for in-person CLE in 2022. In 2021, we continued to bring together our members in social activities as creatively as possible through Zoom and hope to have in person events begin again in late spring 2022. Our Advocacy subcommittee has weighed in on issues regarding legal libraries, paraprofessional licensing and will be addressing the proposed fee increase for OCJIN. We have a couple of Executive Committee members attending BOG meetings and a member who participates in the BOG's Public Affairs Committee and Policy and Governance Committee.

Budget:

For 2022, SSF started with a beginning balance of \$21,742. We had a total of 742 paid members and 45 comp members in 2021. We set projected revenue for 2022 at \$17,400. For the last two years, expenses have decreased due to the inability to host in-person events (CLE's, social events, Executive Committee meetings). SSF's membership fee remains at only \$19 to keep it affordable for our members.

Legislative matters:

SSF made no proposals for legislation in 2021. Members of the Executive Committee often keep an eye on proposed legislation that affects legal practice.

Matters considered/Matters pending:

The Executive Committee is always keeping its eye on proposals from Bar leadership that has any effect on our members. Currently, we have

been discussing paraprofessional licensing, the fee increase for OJIN, in person social events beginning in May 2022 and planning an in person CLE.

Recommendations for Upcoming Year:

The Section hopes that in 2022, we will be able return to our practice of holding a couple of Executive Committee meetings outside the Portland metro areas to reach members in other parts of the state. We hope to be able to do more outreach to law students and other sections as COVID restrictions ease.

Any other comments:

SSF is also striving to reach and get input from our members across the state to ensure we are aware of and focused on all the issues affecting solo and small practitioners. We have made significant effort over the last couple of years to diversify our Executive Committee and desire to have as much participation by non-EC members in our meetings and subcommittees.

Sustainable Future Law Section

Activities and accomplishments:

The Sustainable Future Section successfully presented two continuing legal education programs in 2021—a half-day event in April featuring four different panels, and a lunchtime CLE on public benefit companies in October. Members of both the Executive Committee and the Programs Committee were involved in planning these two events. The Programs Committee met on a monthly basis and in addition to planning the aforementioned events, the committee also developed new programming proposals and continued to develop previously-discussed programming proposals. The Partners/Awards Committee once again organized a section “Eco-challenge.” The Section contributed over \$2,000 to Bar-approved causes (the Convocation on Equality, Oregon Minority Law Association, and The Commons Law Center).

Budget:

The Section continues to maintain a significant fund balance, primarily due to having budgeted for an in-person ten year anniversary event in April of 2020 that ended up being remote. The Section is exploring the possibility of a nationally known speaker or speakers in 2022 as a means of spending down this balance.

Legislative matters:

None in 2021. The Section Legislation Committee will continue to track proposed legislation in 2022.

Matters considered/Matters pending:

The Executive Committee will be exploring the possibility of co-chairs in 2023/the future in light of the fact that nobody has expressed interest in serving as 2023 chair at this point.

Recommendations for Upcoming Year:

The Section will continue to present CLE programming (possibly including a nationally-known speaker or speakers), will organize an Eco-

challenge, track legislation, and contribute to Bar-approved charitable causes in 2022.

Taxation Law Section

Activities and accomplishments:

New Tax Lawyers Committee. This year the New Tax Lawyers Committee (“NTLC”) was chaired by Peter Evalds, who also acted as liaison between the NTLC and the Executive Committee (“EC”). Activities organized and managed by the NTLC included a Mentor Program (in 2021 the decision was made to suspend the award for Mentor of the Year), a brown-bag CLE Speaker Series (which provides tax lawyers relatively new to speaking and teaching the opportunity to present on topics of interest), a Pub Talk Series (which provides networking opportunities anchored by presentations by experienced tax lawyers), a Public Service Stipend Program (which awarded a summer stipend to a J.D. student to serve in a position involving taxation with one of the Low Income Taxpayer Clinics or the Oregon Tax Court, and pairing the student with a mentor), and a Law Student Outreach Program (in which panels of tax practitioners give presentations at Oregon law schools to educate law students about the practice of tax law and opportunities to volunteer with the Section). While many of their normal activities were suspended in 2021, the NTLC remained active and look forward to returning to their normal activities in the future.

Laws Committee. The Laws Committee (“LC”), which is chaired by Nikki Dobay, acts as a liaison between the Section and the taxing authorities. As part of that function, the LC meets with leaders of the Oregon Department of Revenue several times each year to discuss policy issues, including legislative and rulemaking proposals, program changes within the Department, and ways to work together to communicate with taxpayers effectively about state tax law. The LC, through volunteers from the Section, also reviews Oregon tax bills as they work their way through the legislative process. The LC’s goals are to minimize confusing or ambiguous language and to alert responsible persons in the Legislature and the Department of Revenue to provisions that may have consequences not intended by the proponents. The LC also reviews draft proposals of Oregon Administrative Rules with similar goals.

Award of Merit. The EC recognizes and honors those who exemplify professionalism in the practice of tax law in the State of Oregon with the Award of Merit. The Award is granted to the candidate whom the EC believes to best personify the Oregon State Bar’s Statement of Professionalism, and best serves as a role model for other lawyers.

Factors considered include reputation, conduct, leadership activities, service within the bar or the community in general, and pro bono service. Award of Merit nominations are screened by a committee chaired by Chris Heuer. In 2021, the Executive Committee did not grant the Award of Merit due to the pandemic and lack of in-person meetings.

Monthly Luncheon CLEs. The Section hosts monthly luncheon CLEs in Portland and Salem. The Portland series was organized by Peter Evalds. The Salem series was organized locally, but suspended its activities for 2021 due to the pandemic, and instead encouraged its members to attend the remote Portland Series. The Portland Series was held remotely only and was very successful in 2021.

Oregon Tax Institute. Each year, the Section hosts a two-day CLE featuring well-known

speakers on a variety of tax topics. As usual the Oregon Tax Institute was held on the first Thursday and Friday of June, but it was held remotely. Speakers included national and local experts on federal and state tax topics. The Section again offered Oregon Tax Institute scholarships to the Oregon Tax Court staff to encourage their attendance at our annual CLE. The planning committee was chaired by Chris Heuer.

Broadbrush Taxation CLE. In each odd-numbered year, the Section hosts a one-day CLE on a wide array of tax topics for new tax lawyers and non-tax practitioners. The program is organized by a committee chaired by Caitlin Wong and David Brandon. The program was held remotely in October 2021 and was very successful.

ProBono Committee. The ProBono Committee was formed several years ago to encourage pro bono service by our members and support the Low Income Taxpayer Clinics in Oregon. The committee members were Sarah Lora, Matthew Erdman, and Cathy Yao. The committee used its budget for a grant to support a LASO LITC outreach effort, which went very well.

Website. This year we continued to update our Website on the OSB's new platform – incorporating publication of the newsletter into a blog / on demand format. The Website is updated by Sarah Lora and the newsletter is edited by Dallas Thomsen.

Budget:

Treasurer Sarah Lora submitted to the OSB a 2022 budget that was approved by the Executive Committee at our October meeting, which

was the Section's final meeting of 2021. Overall in 2021 the Tax Section took in more revenue from member fees and CLE programs (particularly the Portland Tax Luncheon CLE Series) than it spent. This is in large part due to the limited activities we could engage in due to the ongoing pandemic.

The long-term plan to bring the reserves into compliance with the new bylaw limitation remains the same as in previous years. Historically the Tax Section has required a substantial reserve for several reasons.

First, annual membership dues usually only comprise about 50% of our operating budget for the year. One full year of operating expenses is not an unreasonable reserve amount.

Second, we think it is important to note that the reserve is NOT from membership dues, but from several years of surplus from the Portland Luncheon Series (which the pandemic is adding to, since the costs of hosting the CLE program have temporarily decreased). The source of the funds is a significant factor in the EC's decision to maintain a healthy reserve that will allow us to absorb significant unanticipated expenses without a negative impact to our other programs. This strategy was helpful in 2020 when we had to absorb some expenses related to cancelling venues for in-person CLEs, and will likely be helpful in the near future in relation to the Luncheon Series as we look at reserving a venue to resume meeting in person).

Third and finally, the EC has been spending the reserve down by establishing and maintaining programs that encourage and help integrate young tax attorneys into the Section, encourage pro bono works by Section members, and encourage attendance at Section events by the Oregon Tax Court staff. The EC is committed to continuing to support these programs and intends to retain the reserve until these programs naturally spend down the reserve, instead of using the funds in a frivolous manner. The hope is this will build a stronger Section (and stronger and active members of the OSB) for the future.

Legislative matters:

In 2021, the Laws Committee analyzed the numerous tax bills adopted by the legislature. The chair of the Laws Committee reported on those developments in a meeting of the Section's monthly lunch series and provided a version of the outline for that meeting to the bar for the Legislative Updates publication. The chair of the Laws Committee also provides reports to the EC at the quarterly meeting, and their remarks are reflected in the meeting minutes.

Matters considered/Matters pending:

The minutes of the four quarterly meetings reflect all matters considered during 2019.

Recommendations for Upcoming Year:

The chair recommends that the EC continue its historic pattern of CLE and other committee work as outlined above. The chair met with Section members who expressed an interest in volunteering for the Section, and recommends the EC continue to look for new volunteers.

Technology Law Section

Activities and accomplishments:

Despite COVID headwinds, the Section had one of our most informative Annual CLE's ever which touched on a broad set of topics useful to the Bar and to help serve communities affected by technology issues; which is a large swath. In a year of sweeping change to the Exec Committee as a result of many long-time members aging out, the Chair and nomination committee reached broadly and deeply into the membership and successfully found a diverse base of new leaders for the next 5-10 years.

Budget:

Due to 2nd year of COVID effects, revenues from lunchtime CLE's was reduced at or near similar levels to last year. Otherwise, membership due revenues did not change significantly. Because the effects of COVID and remote meeting is still predicted, no significant change in budget for next year is anticipated.

Legislative matters:

The Section did not have any significant legislative matters before it this year, although the Deep Fakes special sub-committee may finalize a report leading to potential legislative activity next year.

Matters considered/Matters pending:

The most significant matters for this term were the Annual CLE and planning for the age-out of key members of the EC.

Recommendations for Upcoming Year:

Recommended for next year is a potential ramp up in lunchtime CLE and outreach if face-to-face meetings are possible, as well as integration of the new members-at-large into the processes and procedures to assure that institutional knowledge is carried forward.

Workers' Compensation Law Section

Activities and accomplishments:

It was another challenging year with COVID continuing to impact our practices. But our section rose to that challenge and was able to stay engaged with our members. The Executive Committee meetings were held via Zoom throughout the year. The section held our annual Bench Bar forum half-day CLE on September 17, 2021, generously hosted on Zoom by Reinisch Wilson Weier, PC. 159 people attended virtually. We had our in-person with Zoom option business meeting and two-day CLE event at Salishan on October 29-30, 2021. At that event, we awarded our annual Professionalism Award to Keith Semple, whose service to the section and commitment to the practice is unparalleled. It was lovely to see so many people in person, and we even had a costume contest where many participated, with attorney Rebecca Fey winning for her spot-on Bob Ross costume.

Katherine Caldwell attended the HOD meeting on October 29, 2021, representing the section. There were no resolutions specific to our section at that meeting this year.

We worked to revamp our website to make it more useful, user friendly, and up to date. This included adding an in memoriam section to honor members who have passed, links to the latest EC minutes, ways to contact the EC, registrations for Bench Bar and Salishan, access to past annual reports, and lists of past EC Chairs and Professionalism Award winners.

Spencer Aldrich, ALJ Jenny Ogawa and Allison B Lesh volunteered to serve as editorial review board members for the Legal Publications Department of OSB. Other section members have also shown interest in participating.

In connection with OWLs, the Section wrote a letter of support for Marcia Alvey to receive the posthumous OWLs President's Award for Diversity and Inclusion. Ms. Alvey was a tireless advocate for the rights of injured and disabled Oregonians and for the LGBTQ+ community. Following her untimely passing in late 2020, there was a great outpouring of memories, support, and grief in the workers' compensation community, which showed what an enormous influence she had on our section.

Our Access to Justice Subcommittee gave a presentation to MLAC of the survey results of the Vocational Benefits survey they had developed the prior year. This subcommittee also continued to work on projects related to post closure medical treatment, the timing of sponsoring exhibits and limitations on deposition requests, non-binary considerations on forms and at hearings, and access to justice issues around COVID, Zoom and telephonic hearings, and unrepresented claimants. This work will continue into 2022.

The section made charitable contributions of \$500 each to OMLA (Oregon Minority Lawyers) and the Classroom Law Project.

Budget:

We ended 2020 with \$16,201. Membership was 325 as of Dec 21, 2020. As of November 30 2021, we had \$17,601 in the bank and membership of 326.

Legislative matters:

Our Legislative and Rules subcommittee plans to develop a newsletter to inform members of any upcoming legislative matters that are of interest to the section. That is planned for the next legislative session. The section did not take a position on any legislation in 2021. The subcommittee has also started looking into the effect of changed post office delivery times on rules that rely in an assumption of a 3-day mailing period. This work continues into 2022.

Recommendations for Upcoming Year:

In the upcoming year, we plan to hold our annual business meeting and multi-day CLE on April 29-30, 2022, again with both in person and Zoom options. Whether Bench Bar will be in person or via Zoom has yet to be determined. Our Going Forward subcommittee hopes to hold an in-person event for new lawyers in the new year, as plans for such an event in 2021 had to be postponed due to COVID restrictions. The Going Forward subcommittee is also working on a mentor program within the section. We hope to move forward with a rule advisory committee on recommendations for uniform denial language that is easier to read and understand.

The EC officers next year will be: Allison B Lesh (Chair); Jovanna Patrick (Past Chair); Christine Coffelt Frost (Chair in Waiting); Andrea K Knight (Treasurer); Martin M Fisher (Secretary). Members at Large

will be: Spencer Aldrich; ALJ Ian Brown; Katherine Caldwell; ALJ Trisha Fleishman; Philip Harry Garrow; Heather L Holt; ALJ Halah Ilias; Martie McQuain; ALJ Jenny Ogawa; Karli L Olson; Christo de Villiers; and John Young.

Any other comments:

I want to thank all of the members of our Executive Committee and subcommittees for their hard work for the section during this difficult year. A special thank you to past members rotating off the committee: Linda Conratt (treasurer); ALJ Bruce Smith (past chair); Carrie Wipplinger; Joe Di Bartolomeo; and Colin Hackett. Thank you all for your service.



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