



Oregon Bureau of Labor and Industries

Commissioner's Office

Memo

DATE: November 6, 2009

TO: Legislators and Interested Persons

FROM: Marcia Ohlemiller, Rules Coordinator, Hearings Unit Supervisor and Legal Policy Advisor

REGARDING: Notice of Proposed Rulemaking for Division 50, Contested Case Rules and Division 51, Mediation **Please note deadline for comments is extended to December 11, 2009**

On October 15, 2009, the Commissioner's Office filed a Notice of Proposed Rulemaking with the Secretary of State regarding proposed amendments to Division 50 Contested Case Rules. The proposed amendments: deal with time limits for procedures in housing discrimination cases; deal with election of remedies in housing discrimination cases; provide for who may conduct contested case proceedings in housing discrimination cases; implement confidentiality provisions for mediation of housing discrimination contested cases; provide for awarding attorney fees and costs to intervenors in housing discrimination contested cases; specify when declarations may be used in contested cases; clarify when pleadings and answers in contested cases may be amended.

The Notice also covers amendments to Division 51 mediation rules specific to settlement of housing discrimination cases.

The Notice of Proposed Rulemaking and Statement of Need and Fiscal Impact are attached to or sent with this memo. The proposed rules will appear on the bureau's website at http://www.oregon.gov/BOLI/LEGAL/H_Notices.shtml on Monday, November 9, 2009. **Public comments will be accepted until close of business on December 11, 2009** and may be mailed to Marcia Ohlemiller c/o BOLI, 800 NE Oregon St. #1045, Portland OR 97232 or emailed to marcia.l.ohlemiller@state.or.us.