

WORKERS' COMPENSATION
MANAGEMENT-LABOR ADVISORY COMMITTEE

Full Committee Meeting

August 17th, 2023

10:00 a.m.-12:00 p.m.

Committee Members Present via zoom:

Patrick Priest, Citycounty Insurance Services
Scott Strickland, Sheet Metal Workers Local #16
Sara Duckwall, Duckwall Fruit
Margaret Weddell, Labor Representative
Tammy Bowers, May Trucking
Matt Calzia, Oregon Nurses Association
John McKenzie, JE Dunn Construction
Jill Fullerton, Clackamas County Fire Department
Andrew Stolfi, DCBS Director, *ex officio*
Ryan Hearn, Roseburg Forest Products

Excused:

Marcy Grail, IBEW Local 125

Staff:

Teri Watson, MLAC Committee Administrator
Baaba Ampah, MLAC Assistant

Agenda Item	Discussion
Opening (00:00:00)	Scott Strickland called the meeting to order, and Teri Watson called the roll of members.
(0:01:33)	Public Comment There were no public comments.
(00:02:55)	Review and approve minutes from June 8, and July 6, 2023, meetings, meeting minutes discussion Sara Duckwall moved to approve both the June 8 and July 6 meeting minutes as presented and Tammy Bowers seconded the motion. The motion passed with no opposition and no abstention.
(00:03:56)	There was a discussion regarding meeting minutes. It was agreed that a summary process of meeting minutes alongside timestamps is feasible. Teri Watson announced that because of Senate Bill 11, video recordings of meetings

will be published starting January 1, 2024. There was no comment from the public about meeting minutes.

John McKenzie was noted as present

(00:07:11) Theresa VanWinkle mentioned that due to retention schedules and for historical value, MLAC adopted minutes and meeting recordings are available from WCD for up to 20 years.

Department updates

Workers' Compensation Board (WCB) case law updates

(00:09:00) Lauren Eldridge, WCB Interim Managing Attorney, and Jenny Ogawa, WCB Interim Board Chair, introduced themselves. There were no case law updates.

Workers' Compensation Division (WCD) rulemaking update

(00:10:54) Teri Watson introduced WCD's new rules coordinator, Marie Loiseau.

(00:11:33) Teri Watson gave WCD's rulemaking update. WCD is beginning work on rulemaking regarding House Bill 3412, House Bill 2696, House Bill 4138 from 2022, and the annual temporary rules regarding billing codes. Those rules will be effective January 1, 2024. WCD is also working on rules for Senate Bill 418, but those rules will become effective later in 2024.

DCBS Communications' story board for MLAC video

(00:13:15) Angela Van Grunsven presented "[MLAC Legislative Guidelines Video.](#)"

Discussion:

(00:22:44) The video will be about three minutes long, and it can be translated into other languages. However, it is recommended that the English script be finalized and approved first, before translating it to other languages.

(00:24:06) It was suggested that the wording on screen four (4) include language that encourages presenting proposals to MLAC "in the fall or before legislative session, if possible."

(00:25:03) There were concerns listing steps to take as "requirements" because not all parties will have the resources to meet all the requirements. It was discussed that although this is what MLAC is requesting from stakeholders and the public when presenting legislative concepts to the committee, it is not a requirement for stakeholders and the public. The document will be used as guidelines to make the process easier for all.

(00:27:26) It was suggested that on slide 7, "Potential System Cost," the wording be reworked to encourage people to try to evaluate these costs, however, it is not a requirement.

-
- (00:29:20) It was advised that in the scene that discusses when to bring the proposal, it should be clarified that MLAC would like to hear about information as soon as possible, ideally prior to the legislative session.
- (00:30:40) It was clarified that there will be a supporting webpage that includes the video, the approved legislative guidelines, and other links that will aid stakeholders and the public in the legislative process. MLAC will still have to review a proposal even if it's submitted after legislative session has started.
- (00:34:04) It was discussed and suggested to change “business” to include “employers” since it is more inclusive.
- (00:36:36) Angela Van Grunsven detailed that the next steps are to approve the scripts, make a rough draft of the video, have it approved by the committee, and then finalize the whole process.
- (00:37:06) **Action:** Both Labor and Management Caucuses will provide their edits to the video script by August 29.
- During the discussion the group was impressed by the video concept and shared their appreciation.
- Review committee work plan**
- (00:42:10) The discussion shifted to the review of the committee [Work Plan](#):
- It was discussed that numbering in the workplan was not the best way to categorize topics. To denote which topics the committee is currently discussing, it was suggested to color code the work plan and mark the topics which have been resolved by adding a completion date or by crossing a line through it.
- (00:44:21) The members discussed the best way to format the work plan.
- (00:47:04) There was a discussion on topics MLAC is actively working on:
- 801 form – QR code – easier access through smartphones
 - Required notice information – WCD looking at already
 - Examination of open-ended time loss (full committee)
 - Develop list of guidelines and general questions to assist with presenting legislative concepts to MLAC
 - Develop a video to go with the guidelines document
- (00:49:17) It was suggested to highlight the active workplan topics during a meeting in green and also highlight the topics that are still active in yellow.
-

Review committee legislative checklist

- (00:51:45) Teri Watson summarized the changes on the [Legislation Review Guidelines](#). The font was standardized, duplicates were removed, and the order was rearranged to follow the MLAC Legislative Guidelines video.
- (00:52:33) On point number 8, there was a suggestion to check the correct use of “Ombuds” or “Ombudsman” for the Small Business office.
- (00:53:30) Point numbers 2 and 11 will be researched and reviewed. It was suggested that point number 2 be changed from “For WCD.” It was also recommended to use the full name “Workers’ Compensation Division” not “WCD.”
- (00:56:23) **Action:** Members will send their edits for the Legislation Review Guidelines document and edits for the MLAC Legislative Guidelines video to Teri Watson by August 29.

Workday training issues

- (00:57:38) Members who have completed their training but still receive emails about training should email Teri Watson.
- (00:59:14) Each member will receive an email stating where they are in the training, their OR number and how to set up the authentication when logged in. The last step is to figure out a secure way to deliver personal information to members.

Upcoming meeting schedule – September 7 and October 5 (In person)

- (01:01:04) Tammy Bowers announced this was her last meeting as an MLAC member. There will be a new member replacing Tammy Bowers later in September.
- (01:02:04) Patrick Priest and Scott Strickland thanked Tammy Bowers for her service and recognized her for all her hard work.

Calendar invitations will be sent to members for next year’s meetings.

Meeting Adjourned Scott Strickland adjourned the meeting at 11:06 a.m.

*These minutes include time stamps from the meeting audio found here:
<https://www.oregon.gov/dcbs/mlac/Pages/2023.aspx>

**Referenced documents can be found on the MLAC Meeting Information page here:
<https://www.oregon.gov/dcbs/mlac/Pages/2023.aspx>