

WORKERS' COMPENSATION
MANAGEMENT-LABOR ADVISORY COMMITTEE

Full MLAC Meeting

February 16, 2018

10 a.m. – 10:30 a.m.

Committee Members Present:

Kimberly Wood, Perlo Construction

Guy Boileau, Louisiana-Pacific Corporation {via teleconference}

Lynn McNamara, CityCounty Insurance {via teleconference}

Aida Aranda, Oregon and Southern Idaho Labor-Employers Training Trust {via teleconference}

Ateusa Salemi, Oregon Nurses Association {via teleconference}

Kevin Billman, United Food and Commercial Workers {via teleconference}

Diana Winther, IBEW Local 48 {via teleconference}

Theresa Van Winkle, MLAC Committee Administrator

Members Excused:

Tammy Bowers, May Trucking

Alan Hartley, Shari's Restaurants

Agenda Item	Discussion
Opening (0:00:00)	Theresa Van Winkle opened the meeting at 10:00 a.m.
Meeting Minutes (0:00:35)	Guy Boileau moved to approve the minutes from the February 9, 2018 meeting. Kimberly Wood seconded. All members present voted aye.
Department Updates (0:01:00)	<p>Theresa Van Winkle updated the committee about legislation review, this should be the last bill up for review by MLAC for the 2018 legislative session.</p> <p>Theresa Van Winkle discussed HB 4093: Regarding amateur athletes exemption from coverage.</p> <p>With the amendments, the bill makes an amateur athlete between the ages of 16-21 on a junior ice hockey team a non subject worker so we are only focusing on Section 1 of the bill, the workers' compensation piece. There are other provisions of the bill that focus on employment law, unemployment insurance and BOLI statues wage and hour law and civil rights.</p> <p>The House Business and Labor Committee adopted -2 amendments. It creates new exemptions for amateur athletes that participate in amateur sports activities, events, or competitions for a team, league, club or association that is affiliated or governed by an amateur sports organizations. To qualify for the exemption, an organization has to submit information including a list of teams and contact information to DCBS. The intent is that if the organization does not register with the department, they can not exercise their exemption for the 3 pieces of employment law. The</p>

Agenda Item

Discussion

department has to maintain the list and have it available to the public and for the associations to review.

Despite the changes from our department analysis, this does not change how the system would look at subjectivity of an individual who is denied claim and is seeking appeal. They would still have the same review process from the department and the adjudication process.

Guy Boileau commented that this touches on things besides workers' compensation. Theresa Van Winkle responded it includes things such as the ability of the individual to get unemployment insurance and file a claim with BOLI for wage and hour law if they feel like their rights were violated.

Guy Boileau moved that MLAC takes a neutral position on the original HB 4093 and also a neutral position on the proposed dash two amendments. Kevin Billman seconded. Theresa Van Winkle took a roll call and it was approved unanimously.

Theresa Van Winkle will share the vote with the proponents.

There was no public comment.

**Meeting
Adjourned**
(0:6:00)

Theresa Van Winkle adjourned the committee at 10:06 a.m.

*These minutes include time stamps from the meeting audio found here:
<http://www.oregon.gov/dcbs/mlac/Pages/2018.aspx>

**Referenced documents can be found on the MLAC Meeting Information page here:
<http://www.oregon.gov/dcbs/mlac/Pages/2018.aspx>