



Oregon

Kate Brown, Governor

Workers' Compensation Board

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TO WHOM IT MAY CONCERN:

Enclosed are copies of rulemaking materials regarding permanent rule amendments adopted by the Board in its August 19, 2020, Order of Adoption (WCB Admin. Order 2-2020). Highlights of the rule amendments include:

- Adopting a rule regarding the voluntary bifurcation of the attorney fee determination from the merits of the underlying litigation in certain cases on Board review. (OAR 438-015-0125).
- Amending OAR 438-015-0010(4) to provide for the consideration of information concerning a “contingent hourly rate,” and the basis for its calculation, in determining a reasonable assessed attorney fee, if such information is provided by the claimant’s attorney. (OAR 438-015-0010(4)(1)).

These amendments are effective October 1, 2020, and apply in the manner described in the Order of Adoption.

Constance L. Wold
Board Chair

Enclosures