

**BEFORE THE DIRECTOR OF THE
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
OF THE STATE OF OREGON**

PUBLIC RULEMAKING HEARING

In the Matter of the Amendment of OAR: 436-035, Disability Rating Standards, and 436-050, Employer/Insurer Coverage Responsibility))))	TRANSCRIPT OF TESTIMONY
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The proposed amendment to the rules was announced in the Secretary of State’s Oregon Bulletin dated Oct. 1, 2022. On Oct. 17, 2022, a public rulemaking hearing was held as announced at 10 a.m. in Room F of the Labor & Industries Building, 350 Winter Street NE, Salem, Oregon and by video and telephone conference. Fred Bruyns, from the Workers’ Compensation Division, was the hearing officer. The record will be held open for written comment through Oct. 21, 2022.

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TRANSCRIPT OF PROCEEDINGS

Fred Bruyns:

Good morning and welcome. This is a public rulemaking hearing. My name is Fred Bruyns. I’ll be the presiding officer for the hearing.

The time is now 10 a.m. on Monday, Oct. 17, 2022. We are conducting this hearing from Conference Room F in the Labor & Industries Building in Salem Oregon. However, we are also doing so virtually, by video and telephone conferencing. We are making a digital recording of the hearing.

The Workers’ Compensation Division of the Department of Consumer and Business Services proposes to amend chapter 436 of the Oregon Administrative Rules, specifically:

- Division 035, Disability Rating Standards, and
- Division 050, Employer/Insurer Coverage Responsibility.

The department has:

- Summarized the proposed rule changes and prepared estimates of fiscal and economic impacts in the notices of proposed rulemaking filed with the Oregon Secretary of State;
- Published rulemaking notices to its postal and electronic mailing lists;

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- Notified Oregon legislators as required by ORS chapter 183; and
- Posted public notice and the proposed rules to its website.

The Oregon Secretary of State:

- Published the hearing notice in its *Oregon Bulletin* dated Oct. 1, 2022.

This hearing gives the public the opportunity to provide comment about the proposed rules. In addition, the division will accept written comment through and including Oct. 21, 2022, and will make no decisions until all of the testimony is considered.

We are ready to receive public testimony. Is there anyone with us now who would like to testify at this time? Anyone – someone might have just joined us, so I'll ask again. Is there anyone with us who would like to testify at this time? Hearing no one, in a moment I will recess the hearing, but we will resume for additional testimony if anyone arrives and wishes to testify before 11 a.m.

Again, the record remains open for written testimony through and including Oct. 21. You may submit testimony in any written form. I encourage you to submit your testimony by email or as attachments to email. However, you may also use US mail. I will acknowledge all testimony received.

This hearing is recessed at 10:03 a.m.

Okay, the hearing is resumed at 10:59 a.m.

Is there anyone who would like to testify today, anyone connected who would like to do that? Okay, hearing no one, the time is 11 a.m. Thank you for coming. This hearing is adjourned. Good day.

Transcribed from a digital audio recording, Oct. 17, 2022, by Fred Bruyns.