

MINUTES

Paraprofessional Licensing Implementation Committee

Admission & Education Workgroup Session

Meeting Date:	March 1, 2020
Location:	Zoom Call
Chair:	Sr. Judge Kirsten Thompson (not in attendance)
Vice Chair:	Sr. Judge Dan Harris (not in attendance)
Committee Attendance:	Linda Odermott, Robin Wright, Jon Dennis
Advisory Group:	Crystal Sullivan, Davis Friedman
Staff present:	Susan Grabe

INFORMATION ITEMS

Admissions & Regulation Workgroup

- Reviewed new language in the draft framework regarding Duties and Authority of the Admissions Board.
 - Revisit discussions on competency and equity as it relates to experience within the practice area seeking licensure and equation for determining amount of substantive experience to be verified by the certifying attorney. Reviewed Washington's language that did not specify any experience within the practice area as well as Utah's language that includes a number of hours within the practice area. Determined the need to pose these questions to the larger group.
 - Jon proposed discussing fee shifting and endorsement as part of landlord/tenants.
 - Linda posed concerns about the self-certification of court proceeding observations due to potential for pushback the proposal might bring from attorneys. For comparison, Attorneys self-certifying CLES bring with it credibility because of their bar number and ethics requirements. Applicants for the LP program will not have passed the bar, and have no ethical component or way to verify the self-certification. Robin proposed that the draft language for the JD pathway experience requirement needs more tweaking and the draft experience requirement of self-certification of court procedures needs some sort of verification, perhaps by the Court Clerk signing and verifying the number of hours or proceeding.
 - Continue to balance equity and protection of the public. What other groups of individuals to include? Discussed ORS105.130(4) and exemption for Court Facilitators. Need to add that to the definition of experience. Discussed the Justice courts that permit non-lawyer representation and non-lawyer representatives in landlord/tenant matters. Leaving those for a phase II discussion. Will the landlord/tenant practice area
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include residential and commercial? Only currently considering residential based on access to justice and need for representation. Landlords not needing this type of access to legal service providers.

- Review the Regulation Workgroup list of restricted actions. Regulation is coming at this from the viewpoint of creating a list of actions not allowed, everything except the listed items is permitted within that practice area. Need to determine the referral line. Looking at statutes that need to be amended but will need to turn attention to new legislation that will need to be added specific to the LPs (calling them LPs for short). If the Admissions Workgroup sees anything that needs to be amended or new statutes that need to be added, send them over to the Regulation Workgroup, even if it's just a section citation.
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