

Minutes
Executive Committee Video Conference
Uniform Law Commission
Thursday, November 15, 2018
Chicago

Carl Lisman, Chair of the Executive Committee, called the meeting to order on November 15, 2018, at 9:05 a.m. Central Time.

The following members of the Committee were present by video conference or telephone: Commissioners: Diane F. Boyer-Vine; Thomas J. Buiteweg, Treasurer; Gail Hagerty; Barry Hawkins; Anita Ramasastry, President; Steve Wilborn, Vice President; and Nora Winkelman, Secretary. Commissioners Richard T. Cassidy, Immediate Past President; Ryan Leonard, Legislative Committee Chair; Daniel Robbins, Committee on Scope and Program Chair were not able to attend.

Also present by video conference: Steve Willborn, Interim Executive Director; Elizabeth Cotton-Murphy, Chief Administrative Officer; and Ben Orzeske, Chief Counsel.

1. Approval of Minutes of October 4, 2018

A motion was made and approved accepting the minutes of the Executive Committee meeting held October 4, 2018.

2. Diversity and Inclusion Policy/Harassment Policy

A. Diversity and Inclusion, Statement of Policy

After discussion, a motion was made and approved adopting the Statement of Policy on Diversity and Inclusion, as amended, effective November 15, 2018. The Committee on Style will be asked to review the policy before it is widely disseminated.

B. Report of the Harassment Policy Work Group

Commissioners Winkelman and Boyer-Vine led a discussion of the recommendations for distribution and education submitted for the Committee's consideration. These recommendations apply only to the harassment policies, not to the Statement of Policy on Diversity and Inclusion.

The Committee discussed the frequency and type of training recommended. Interim Executive Director Willborn will review current regulations to ensure that the recommendations comply with Illinois law. The final version of the recommendations and policies will also be reviewed by an employment lawyer prior to formal distribution.

The Work Group recommends hosting a voluntary education session for commissioners regarding issues of diversity and inclusion, as well as harassment. Elizabeth Cotton-Murphy will work with President Ramasastry to identify a suitable date and time for this session during the 2019 annual meeting.

C. Harassment Prevention Policy Review

Commissioners Winkelman and Boyer-Vine led a discussion of the proposed policies. Revised redline versions of the policies will be submitted in December for final approval.

3. ABA Relationship/Revision of the Scholarly Article on Unclaimed Property Act

Ben Orzeske reported that the revised article is ready for publication pending questions of attribution. The Committee asked that the article be posted to the ULC website and the Social Science Research Network. Mr. Orzeske will also contact the editor of the Business Lawyer and will submit the article for publication according to their guidelines.

4. Employment Practices Liability Insurance Coverage/Directors & Officers Insurance Coverage

Elizabeth Cotton-Murphy summarized the Employment Practices Liability Insurance Coverage and Directors & Officers coverage comparison spreadsheet submitted for the Committee's consideration.

A motion was made and approved authorizing the purchase of a three-year term for Employment Practices and Directors & Officers Insurance through Cincinnati Insurance Company. Ms. Cotton-Murphy was asked to clarify the cost of adding extended reporting period coverage. She will report back to ULC leadership and was authorized to add the extended reporting period coverage depending on the expense.

5. Informational Reports

A. Future Stakeholder Meetings

Carl Lisman reported on plans for stakeholder meetings in Washington DC.

B. Website

Ms. Cotton-Murphy reported that the only thing the website needs to function properly is the password retrieval and that we remain on target for an early December release.

C. Approval of Website Policies

Elizabeth Cotton-Murphy reported on the review and approval of website policies and the timing of the posting of those policies.

D. 401(k)

Carl Lisman reported on a procedural issue that may result in the need to convert the ULC Employee 401(k) plan to a 457 plan.

6. Ethics Committee Report

Commissioner Henning reported that the working group process is at an end. A revised final draft of the policy will be submitted for consideration at the December meeting.

Adjourned at 10:05.