

## Minutes

### Web and Audio Conference of the Executive Committee Uniform Law Commission

November 10, 2020  
Chicago, IL

Daniel Robbins, Chair of the Executive Committee, called the meeting to order on November 10, 2020, at 4:08 Chicago Time.

The following members of the Committee were present: Carl H. Lisman, President; Timothy Berg, Committee on Scope and Program Chair; Tom Buiteweg, Treasurer; Bill Breetz, Vice President; Steve Wilborn, Legislative Committee Chair; Martha Starkey, Secretary; Anita Ramasastry, Immediate Past President; Ryan Leonard; and Jamie Pedersen. Commissioner Paula Tackett attended a portion of the meeting.

Also present: Tim Schnabel, Executive Director; Elizabeth Cotton-Murphy, Chief Administrative Officer; Ben Orzeske, Chief Counsel; and Katie Robinson, Legislative Program Director.

#### 1. Approval of Minutes, August 4, 2020

A motion was made and approved accepting the minutes of the Executive Committee Meeting held August 4, 2020.

#### 2. Request to Expand Project Scope – *Registration and Licensing of Direct-to-Consumer Sales of Wine and the Prevention of Illegal Sales Act*

Chair Robbins summarized the written request received for the Committee's consideration. Executive Director, Tim Schnabel, reported that per the naming policy the committee chair will need to consult with the style liaison before submitting a name change request to the Executive Committee.

After discussion, a motion was made and approved by a vote of nine yes, one no, that the scope of the Drafting Committee on the Registration and Licensing of Direct-to-Consumer Sales of Wine and the Prevention of Illegal Sales Act be expanded to include enforcement issues related to direct-to-consumer shipments of any type of alcoholic beverages, not just wine.

#### 3. Changes to ULC Employee Manual

Executive Director Schnabel summarized the proposed changes to the ULC's Personnel Policy Manual. An employment lawyer with HR Source (an HR shared service provider with which the ULC has a membership) reviewed our current manual. Based on the advice given by that lawyer, the proposed changes were submitted for the Committee's review and approval. A motion was made and approved by a vote of nine yes, one abstention, authorizing implementation of the

proposed changes subject to corrections throughout the manual to refer to the Uniform Law Commission rather than the National Conference of Commissioners on Uniform State Laws.

#### 4. State Dues Report

Chief Administrative Officer, Elizabeth Cotton-Murphy, summarized the written dues report submitted for the Committee's information. Slightly more than 60% of the dues billed have been received, a percentage on par with prior year late fall receivables. ULC has experienced some mail issues recently with a least one check returned to the originating state. Most states have been contacted regarding set-up of payment by ACH; however, there are still quite a few states that do not process payments in that manner.

#### 5. Report of Scope and Program

Commissioner Berg presented the report of the Committee on Scope and Program ("Scope").

##### A. Recommendations Concerning the Establishment of New Drafting Committees

1. Scope approved the following resolution for consideration, recommending that a drafting committee on telehealth be formed:

**RESOLVED, that the Committee on Scope and Program recommends to the Executive Committee that a Drafting Committee on Telehealth be formed to address four of the five issues recommended in the study committee's June 25, 2020 report, excluding issues of insurance or payment parity.**

After discussion, the Executive committee approved, by a vote of nine yes, one no, and one abstention, the following revised resolution:

**RESOLVED, that the Committee on Scope and Program recommends to the Executive Committee that a Drafting Committee on Telehealth be formed to address the issues recommended in the study committee's June 25, 2020 report.**

##### B. Recommendations Concerning the Discharge of Committees

1. Scope approved the following resolution for consideration, recommending that the Study Committee on Choice of Law and Choice of Court Clauses be discharged:

**RESOLVED, that the Committee on Scope and Program recommends to the Executive Committee that the Study Committee on Choice of Law and Choice of Court Clauses be discharged with a letter of thanks to the committee**

The Executive Committee approved this resolution by unanimous vote of eleven yes.

##### C. Recommendations Concerning the Establishment of New Study Committees

1. Scope approved the following resolution for consideration, recommending that a study committee on recurring service charges be formed:

**RESOLVED, that the Committee on Scope and Program recommends to the Executive Committee that a Study Committee on Recurring Service Charges be formed to study the need for and feasibility of a uniform or model act on the subject.**

The Executive Committee approved this resolution by a vote of ten yes and one no.

2. Scope approved the following resolution for consideration, recommending that a study committee on use of tenant information in rental decisions be formed:

**RESOLVED, that the Committee on Scope and Program recommends to the Executive Committee that a Study Committee on Use of Tenant Information in Rental Decisions be formed to study the need for and feasibility of a uniform or model act on the subject.**

After discussion, the Executive Committee asked that the Joint Editorial Board for Uniform Real Property Acts consider the recommendation and that the JEB report back to the Executive Committee at their midyear meeting.

#### 6. Midyear Meeting Discussion

The Executive Committee discussed whether an in-person midyear meeting this winter is feasible due to the global pandemic. A midyear meeting will be scheduled, likely in January, even if it is only held via Zoom.

The meeting was adjourned at 5:19 p.m. Central Time.