

House Bill 2457

Sponsored by Representative BRUUN (at the request of Timothy C. Rote)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Provides that attorney lien does not attach to real property in which client has homestead exemption.

A BILL FOR AN ACT

1
2 Relating to attorney liens; creating new provisions; and amending ORS 87.445.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 87.445 is amended to read:

5 87.445. (1) **Except as provided in subsection (2) of this section**, an attorney has a lien upon
6 actions[, *suits*] and proceedings after the commencement thereof, and judgments, orders and awards
7 entered therein in the client's favor and the proceeds thereof to the extent of fees and compensation
8 specially agreed upon with the client, or if there is no agreement, for the reasonable value of the
9 services of the attorney.

10 (2) **An attorney does not acquire a lien under this section upon any property in which the**
11 **client has a homestead exemption under ORS 18.395 or 18.428.**

12 **SECTION 2.** The amendments to ORS 87.445 by section 1 of this 2007 Act apply only to
13 actions and proceedings commenced on or after the effective date of this 2007 Act.
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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.