

SB 565 A STAFF MEASURE SUMMARY

Carrier: Sen. Gelser

**Senate Committee On Judiciary and Ballot Measure 110
Implementation**

Action Date: 03/29/21

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 4-3-0-0

Yeas: 4 - Dembrow, Gelser, Manning Jr, Prozanski

Nays: 3 - Heard, Linthicum, Thatcher

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Channa Newell, Counsel

Meeting Dates: 3/22, 3/29

WHAT THE MEASURE DOES:

Includes person found guilty except for insanity within definition of slayer for purposes of inheritance or status as beneficiary of insurance policy. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Current prohibitions on benefiting from taking another's life
- Example of person receiving award from wrongful death suit on behalf of child's estate after being found guilty except for insanity for child's death
- Alignment with other prohibitions on gain by slayers

EFFECT OF AMENDMENT:

Clarifies final judgment or final order of guilty except for insanity or responsible except for insanity is conclusive for purposes of prohibiting inheritance or benefit.

BACKGROUND:

Oregon law prohibits a person who, with felonious intent, takes the life of another from collecting on insurance policies where the slayer was named the beneficiary. A slayer is also treated as having pre-deceased the slain person and so cannot inherit from that person.

Senate Bill 565 A includes persons found guilty except for insanity and juveniles found responsible except for insanity within the definition of slayer.