

SENATE AMENDMENTS TO SENATE BILL 813

By COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

April 29

1 In line 2 of the printed bill, after the semicolon insert “amending section 7, chapter 12, Oregon
2 Laws 2020 (first special session);”.

3 Delete lines 4 through 10 and insert:

4 “**SECTION 1.** Section 7, chapter 12, Oregon Laws 2020 (first special session), is amended to
5 read:

6 “**Sec. 7.** (1) If the expiration of the time to commence an action or give notice of a claim falls
7 within the time in which any declaration of a state of emergency issued by the Governor related to
8 COVID-19, and any extension of the declaration, is in effect, or within 90 days after the declaration
9 and any extension is no longer in effect, the expiration of the time to commence the action or give
10 notice of the claim is extended to a date 90 days after the declaration and any extension is no longer
11 in effect.

12 “(2) Subsection (1) of this section applies to:

13 “(a) Time periods for commencing an action established in ORS chapter 12;

14 “(b) The time period for commencing an action for wrongful death established in ORS 30.020;

15 “(c) The time period for commencing an action or giving a notice of claim under ORS 30.275;
16 and

17 “(d) Any other time limitation for the commencement of a civil cause of action or the giving of
18 notice of a civil claim established by statute.

19 “(3) Subsection (1) of this section does not apply to:

20 “(a) Time limitations for the commencement of criminal actions;

21 “(b) The initiation of an appeal to the magistrate division of the Oregon Tax Court or an appeal
22 from the magistrate division to the regular division;

23 “(c) The initiation of an appeal or judicial review proceeding in the Court of Appeals; or

24 “(d) The initiation of any type of case or proceeding in the Supreme Court.

25 “(4) **Subsection (1) of this section applies to expirations of the time to commence an
26 action or give notice of a claim occurring:**

27 “(a) **On or after March 8, 2020, and on or before the date 90 days after the declaration
28 of a state of emergency issued by the Governor on March 8, 2020, and any extension of the
29 declaration, is no longer in effect; or**

30 “(b) **During the time in which any other declaration of a state of emergency issued by
31 the Governor related to COVID-19, and any extension of the declaration, is in effect, or
32 within 90 days after the declaration and any extension is no longer in effect.**

33 “**SECTION 2.** This 2021 Act being necessary for the immediate preservation of the public
34 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
35 on its passage.”.

