

HB 2160 A STAFF MEASURE SUMMARY

Senate Committee On Veterans, Emergency Management, Federal and World Affairs

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Meeting Dates: 4/27, 5/2

WHAT THE MEASURE DOES:

Specifies securities subject to unclaimed property provisions and that securities and distributions are considered abandoned as of the earlier of three years following last communication from the owner or death of the owner. Outlines requirements for holders of abandoned securities and distributions. Provides that payment may not be made to beneficiaries in certain circumstances unless the beneficiary is at least 21 years of age. Clarifies that wages being declared unclaimed does not affect ability of worker to contest said wages. Codifies policy of completing due diligence process at least 60 days prior to holders' report and remit unclaimed property to Treasury. Exempts from disclosure materials and communications collected as part of audit related to unclaimed properties.

FISCAL: Minimal fiscal impact

REVENUE: Minimal revenue impact

HOUSE VOTE: 56-1-2-1

ISSUES DISCUSSED:

- "Unclaimed Property" definition
- Revised Unclaimed Property Act
- Process for individuals to recover unclaimed property in Oregon

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The term "unclaimed property" can refer to any asset that is held by an organization such as a government entity, a business, or a nonprofit organization, for which the owner cannot be identified or located. Unclaimed property is typically in the form of financial assets such as bank accounts, stocks, uncashed checks and annuities, or tangible items such as items held in abandoned safe deposit boxes. Such assets must be reported by the holding entity to the Oregon State Treasury within one to three years, depending on the type of property, at which time it is held in perpetuity in the Common School Fund. Interest that accrues from these assets are used to support K-12 education.

The Oregon State Treasury maintains a website where people can search for potential unclaimed property. Treasury estimates that one in seven Oregonians have unclaimed property, and reports that over \$500 million in unclaimed property has been recovered by rightful owners in the last 25 years.

House Bill 2160 A specifies securities subject to unclaimed property provisions and makes several revisions to statutes related to unclaimed securities and distributions.