

SB 309 STAFF MEASURE SUMMARY

Carrier: Sen. Manning Jr

Senate Committee On Judiciary

Action Date: 01/25/23

Action: Do pass.

Vote: 4-0-1-0

Yeas: 4 - Linthicum, Manning Jr, Prozanski, Thatcher

Exc: 1 - Gelser Blouin

Fiscal: No fiscal impact

Revenue: No revenue impact

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Meeting Dates: 1/18, 1/25

WHAT THE MEASURE DOES:

Modifies the notice requirements to interested parties for personal representatives of Oregon estates.

ISSUES DISCUSSED:

- Whether the notice required in newspapers is effective
- Whether the modifications to Senate Bill 309 would provide adequate notice

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

A probate is required in Oregon when a decedent's estate exceeds a certain monetary threshold of personal and real property. However, most estates that are admitted to probate do not usually exceed that threshold by more than a minimal amount. To initiate probate, a personal representative of the estate must publish a notice in a local newspaper once a week for three weeks in a row. The costs of publication are taken out of the decedent's estate.

Senate Bill 309 would reduce the number of times publication of notice of a probate is required, from three times to one time, and also reduces the number of words required to be published.