

SB 309 STAFF MEASURE SUMMARY

Carrier: Rep. Wallan

House Committee On Judiciary

Action Date: 03/09/23

Action: Do Pass.

Vote: 9-0-1-0

Yeas: 9 - Andersen, Chaichi, Conrad, Kropf, Lewis, Morgan, Reynolds, Tran, Wallan

Exc: 1 - Bynum

Fiscal: No fiscal impact

Revenue: No revenue impact

Prepared By: Lucy Ohlsen, LPRO Analyst

Meeting Dates: 3/2, 3/9

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

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.