

**SB 15 B STAFF MEASURE SUMMARY****Carrier:** Rep. Mannix**House Committee On Judiciary****Action Date:** 05/22/25**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)**Vote:** 7-0-1-0**Yeas:** 7 - Andersen, Chaichi, Chotzen, Kropf, Lewis, Tran, Wallan**Exc:** 1 - Mannix**Fiscal:** Has minimal fiscal impact**Revenue:** Has minimal revenue impact**Prepared By:** Tisha Pascone, LPRO Analyst**Meeting Dates:** 5/7, 5/22**WHAT THE MEASURE DOES:**

The measure defines "manufactured home" for the purpose of small estate affidavits, excludes manufactured homes from the fair market value limits of \$75,000 for personal property, and includes manufactured homes in the fair market value limit of \$200,000 for real property and manufactures homes.

**ISSUES DISCUSSED:**

- Rationale of the amendment to address only mobile homes
- Oregon Law Commission willingness to convene a workgroup regarding increasing value limits
- Senate Bill 168 (2025) revised the same statute

**EFFECT OF AMENDMENT:**

The amendment replaced the measure, defining "manufactured home" for the purpose of small estate affidavits, excluding manufactured homes from the fair market value limits for personal property, and including manufactured homes in the fair market value of real property category limits. The amendment also resolved conflicts with Enrolled Senate Bill 168 (2025).

**BACKGROUND:**

A full probate is the most common form of estate administration. Probate is a court-supervised process that may take from four months to a year or longer and it frequently involves the cost of hiring legal counsel. The simple estate affidavit is a streamlined option for transferring personal and real property of a deceased person if the property is below a specified value, unless anything over the limit is devised to the trustee of a trust created by the decedent. The person who submits the affidavit (the affiant) has duties and powers similar to a personal representative and has a fiduciary's duty of care. Creditors have rights to present claims to the affiant within four months of an original, amended, or supplemental affidavit filing, and can request a summary determination from the court. A creditor can itself initiate the simple estate affidavit process as a "claiming successor" to the estate, if not fully paid within 60 days of the person's death, so long as the simple estate affidavit criteria are met, and after notice to and authorization from the State Treasurer.