

PRELIMINARY STAFF MEASURE SUMMARY

CARRIER:

House Committee on Judiciary

REVENUE: May have revenue impact, statement not yet issued

FISCAL: May have fiscal impact, statement not yet issued

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: Whitney Perez, Counsel

Meeting Dates: 2/1

WHAT THE MEASURE DOES: Modernizes laws pertaining to intestacy, wills and estate administration. Corrects technical errors to probate statutes. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT:

Proposed (-1) amendment makes technical change.

BACKGROUND:

Oregon adopted its probate statutes in 1969. The probate statutes have not undergone a thorough review since that time. In October 2013, the Oregon Law Commission created the Probate Modernization Work Group. The Work Group has already completed a review of probate laws in Chapter 112 of the Oregon Revised Statutes. Senate Bill 379 was enacted in the 2015 legislative session. The measure included changes to Chapter 112 as recommended by the Work Group.

House Bill 4102 encompasses the work done by the Probate Modernization Work Group in the 2015-2016 interim. It modernizes Chapter 111, which largely deals with general provisions related to probate law. Additionally, it corrects technical errors contained in Senate Bill 379.