

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended, Be Printed Engrossed, and Be Placed on the Consent Calendar
Vote:	9 - 0 - 0
Yeas:	Barker, Bonamici, Cameron, Flores, Komp, Krieger, Read, Whisnant, Macpherson
Nays:	0
Exc.:	0
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	2/8, 3/5

WHAT THE MEASURE DOES: Allows probate proceedings to follow the Oregon Rules of Civil Procedure concerning the verification of pleadings, and allows pleadings to be sworn to and not require notarization. Allows verification for delivery of documents and proof of publication in probate proceedings. Moves the verification statement above the signature line in the statutory probate form.

ISSUES DISCUSSED:

- Notaries not always available
- Process not always followed
- Not applicable to wills

EFFECT OF COMMITTEE AMENDMENT: Moves the verification statement above the signature line in the statutory probate form. Allows verification for delivery of documents and proof of publication in probate proceedings.

BACKGROUND: Currently, probate pleadings must be notarized. In all other civil actions, the person filing the pleadings signs a written statement. This statement is "I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury." See Oregon Rules of Civil Procedure, Rule 1E.