

REVENUE: No revenue impact

FISCAL: No fiscal impact

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<b>Action:</b>	Do Pass the A-Engrossed Measure
<b>Vote:</b>	5 - 0 - 0
<b>Yeas:</b>	Beyer, Kruse, Prozanski, Walker, Burdick
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Bill Taylor, Counsel
<b>Meeting Dates:</b>	5/3

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**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. Allows the filing of statement rather than filing of a final accounting if the distributees of the estate consent and all of the creditors are paid other than those creditors owed administrative expenses that require court approval prior to payment. Moves the verification statement above the signature line in the statutory probate form.

**ISSUES DISCUSSED:**

- Notaries are not always available
- Not applicable to wills

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**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.