

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action: Without Recommendation as to Passage and Be Referred to the Committee on Rules

Vote: 5 - 0 - 0

Yeas: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski

Nays: 0

Exc.: 0

Prepared By: Anna Braun, Counsel

Meeting Dates: 5/26, 5/28

WHAT THE MEASURE DOES: Decreases the statute of ultimate repose for large commercial structures from ten years to six years. Applies to causes of action arising on or after effective date. Exempts large commercial structures owned or maintained by homeowners associations or associations of unit owners. Exempts public bodies as defined by ORS 174.109.

ISSUES DISCUSSED:

- Construction Contractors Board changes from last session
- The *Waxman* case

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The statute of ultimate repose is the timeframe for which a lawsuit can be brought. Currently ORS 12.135 states that any suits based on the construction, alteration or repair of real property must be commenced within ten years. HB 2434A reduces the time frame to six years for large commercial structures.