

**Enrolled**  
**Senate Bill 395**

Sponsored by COMMITTEE ON FINANCE AND REVENUE (at the request of Oregon Association of County Tax Collectors)

CHAPTER .....

AN ACT

Relating to personal property tax delinquency warrants; creating new provisions; amending ORS 311.615 and 311.633; and prescribing an effective date.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 311.615 is amended to read:

311.615. (1)(a) Notice of the warrants required by ORS 311.610 and the issue thereof, except as provided in ORS 311.620, shall be given by *[four consecutive weekly publications thereof]*:

(A) **One publication of the notice** in a newspaper of general circulation in the county, to be designated by the county court[.]; **and**

(B) **First-class mail to persons named in the notice.**

(b) All warrants served by publication may be included in one general notice.

(2) The published notice *[shall]* **must** contain:

(a) A general statement of the effect of the warrants when filed and recorded.

(b) The names of the respective owners of the several personal properties and descriptions thereof as appearing in the latest tax roll or in the list or return listing or reporting the property pursuant to ORS 308.285 or 308.290.

(c) The year or years for which taxes are delinquent on each property.

(d) The amount of delinquent taxes for each year.

(e) The interest accrued on each such amount to the date of issuance of the warrant.

(3) *[The publication of the notice shall be]* **Notice that complies with subsection (1) of this section is sufficient service on each person named *[therein]* in the notice or any person interested in any property described *[therein]* in the notice. *[It shall not be necessary to mail a copy of the notice to the persons named in the published notice or interested in any property described therein.]* All persons named in the notice or owning or claiming to own, or having or claiming to have any interest in, any property described *[therein,]* **in the notice** are required to take notice of the proceeding and of all steps *[thereunder]* **relating to the proceeding.****

**SECTION 2.** ORS 311.633 is amended to read:

311.633. The fee for service of a warrant pursuant to ORS 311.605 to 311.635 by publication, by mail or by personal service *[shall be \$15.]* **is \$20.** If service of a warrant pursuant to ORS 311.605 to 311.635 is by personal service, an additional fee *[may be charged]* equivalent to the amount collected for serving a summons or subpoena to one party under ORS 21.410 (1)(a) **may be charged.**

**SECTION 3. The amendments to ORS 311.615 and 311.633 by sections 1 and 2 of this 2009 Act apply to tax years beginning on or after July 1, 2009.**

**SECTION 4. This 2009 Act takes effect on the 91st day after the date on which the regular session of the Seventy-fifth Legislative Assembly adjourns sine die.**

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**Passed by Senate March 2, 2009**

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Secretary of Senate

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President of Senate

**Passed by House March 25, 2009**

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Speaker of House

**Received by Governor:**

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**Approved:**

.....M,....., 2009

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2009

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Secretary of State