

SENATE AMENDMENTS TO SENATE BILL 687

By COMMITTEE ON JUDICIARY

May 1

1 On page 1 of the printed bill, line 2, delete “98.396” and insert “98.392”.

2 After line 12, insert:

3 “(c) Funds in lawyer trust accounts shall only be reported to the department.”.

4 On page 2, delete lines 29 through 34 and insert:

5 “(2) Any amounts identified as lawyer trust account funds in the report required by ORS 98.352
6 shall be paid or delivered by the person holding the amounts to the Oregon State Bar along with a
7 copy of the report. All amounts paid or delivered to the Oregon State Bar under this section are
8 continuously appropriated to the Oregon State Bar, and may be used only for the funding of legal
9 services provided through the Legal Services Program established under ORS 9.572, the payment of
10 claims allowed under ORS 98.392 (2) and the payment of expenses incurred by the Oregon State Bar
11 in the administration of the Legal Services Program.”.

12 Delete lines 41 through 45 and insert:

13 “**SECTION 3.** ORS 98.392 is amended to read:

14 “98.392. (1) A person claiming an interest in unclaimed property reported to the Department of
15 State Lands may file a claim to the property or to the proceeds from the sale of the property at any
16 time after the person learns that the property has been reported to the department. Claims shall be
17 filed on the form prescribed by the department. The department may require the person to provide
18 a lost instrument bond if the claim is for securities and the person does not surrender the original
19 certificate to the department.

20 “(2) **If a claim is filed under this section for amounts identified as lawyer trust account**
21 **funds in the report required by ORS 98.352, the department shall forward the claim to the**
22 **Oregon State Bar for review and for payment by the Oregon State Bar if the claim is allowed.**
23 **The department and the Oregon State Bar shall adopt rules for the administration of claims**
24 **subject to this subsection.”.**

25 On page 3, delete lines 1 through 11.

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