

Senate Bill 833

Sponsored by Senators ATKINSON, GEORGE

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Eliminates requirement for special relationship to establish liability of local government for economic injuries incurred by person acting in good faith reliance on negligent misrepresentation by local government of effect of comprehensive plan and land use regulations.

A BILL FOR AN ACT

1
2 Relating to tort liability for land use errors by public body.

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

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 195.**

5 **SECTION 2. (1) A local government is liable in tort under ORS 30.260 to 30.300 for the**
6 **economic injuries incurred by a person who acts in good faith reliance on the negligent**
7 **misrepresentations of a local government regarding the effect of the local government's**
8 **comprehensive plan, and land use regulations implementing the plan, on the private real**
9 **property of the person.**

10 **(2) A special relationship is not required under subsection (1) of this section.**
11 _____

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.