

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass the A-Engrossed Measure
Vote: 8 - 1 - 1
Yeas: Garrett, Hicks, Nolan, Schaufler, Wand, Whisnant, Barker, Krieger
Nays: Tomei
Exc.: Olson
Prepared By: Cheyenne Ross, Counsel
Meeting Dates: 5/24

WHAT THE MEASURE DOES: Allows owner of property acquired by condemnation agreement right of repurchase to all or part of property if property not used for public purpose within ten years, if condemnation agreement fails to include provisions required by ORS 35.385(1)(a) or (b) which provide for reasonable time for condemner to use, or use within ten years, or for waiver of right of repurchase. Applies prospectively. Exempts Oregon Department of Transportation projects. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Existing statutory process of condemnation
- Government caution with exercise of condemnation power

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Current law provides original owners a right of repurchase of property acquired via condemnation judgment. Senate Bill 619 A includes properties sold voluntarily, by condemnation agreement, prior to judgment.