

PRELIMINARY STAFF MEASURE SUMMARY**CARRIER:**

Senate Committee on Veterans and Emergency Preparedness

REVENUE: No revenue impact**FISCAL: Minimal fiscal impact, no statement issued****SUBSEQUENT REFERRAL TO: None****Action:****Vote:****Yeas:****Nays:****Exc.:****Prepared By:** Cheyenne Ross, Administrator**Meeting Dates:** 4/25

WHAT THE MEASURE DOES: Allows Oregon Department of Veterans' Affairs (ODVA) to recuperate cost of conservatorship from estate of deceased client. Permits ODVA to retract waiver of claim for costs, if ODVA finds payment no longer results in hardship and does not deplete estate. Tolls claims against estate from date claim waived to date waiver retracted.

ISSUES DISCUSSED:**EFFECT OF COMMITTEE AMENDMENT:**

BACKGROUND: The Oregon Department of Veterans' Affairs (ODVA) operates a Conservatorship Program (Program) for veterans deemed incompetent by either the U.S. Department of Veterans Affairs or the courts; however, the Program is not self-sufficient. Under current law, the ODVA may charge a fee of no more than five percent of the income under its management, plus reasonable compensation for unusual services. The ODVA does not charge destitute veterans and may waive its claim against estates without income, but some estates are comprised of significant holdings despite not having income. House Bill 2046 allows the ODVA to retract its waiver and recuperate conservatorship costs from estates, provided payment of costs would not deplete the estate nor pose a hardship.

*House committee vote: 6 • 0 • 1**House floor vote: 57 • 0 • 3*