

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 402**

1 On page 2 of the printed A-engrossed bill, after line 9, insert:

2 “(2) Notwithstanding any other provision of this section, when an heir  
3 or devisee entitled to succeed to a conveyance fails or refuses to join in the  
4 conveyance as required by subsection (1)(g) of this section, an affiant ap-  
5 proved under ORS 114.517 may convey any real or personal property that is  
6 part of the estate at any time to a third party for a valuable consideration.

7 “(3) Property conveyed by an affiant under this section is subject to liens  
8 and encumbrances against the decedent or the estate of the decedent but is  
9 not subject to rights of creditors of the decedent or liens or encumbrances  
10 against the heirs or devisees of the decedent. The filing and allowance of a  
11 claim in a proceeding under ORS 114.505 to 114.560 does not make the  
12 claimant a secured creditor.”.

13 In line 10, delete “(2)” and insert “(4)”.

14 In line 16, delete “(3)” and insert “(5) After the expiration of the period  
15 established in subsection (1)(b) of this section,”.

16 In line 17, after “deed” insert “conveying the property to persons entitled  
17 to the property,”.

18 In line 19, delete “(4)” and insert “(6)”.

19 In line 23, delete “(5)” and insert “(7)”.