

**HB 2986 A STAFF MEASURE SUMMARY**

**Carrier:** Sen. Prozanski

**Senate Committee On Judiciary**

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**Action Date:** 05/09/17

**Action:** Do pass the A-Eng bill.

**Vote:** 4-0-1-0

**Yeas:** 4 - Dembrow, Linthicum, Manning Jr, Prozanski

**Exc:** 1 - Thatcher

**Fiscal:** Fiscal impact issued

**Revenue:** No revenue impact

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**WHAT THE MEASURE DOES:**

Updates chapters of Oregon Revised Statutes relating to probate. Adds definition of "estate." Addresses jurisdiction of Oregon courts as relates to estate distributions. Allows electronic notice of hearings. Updates bonding requirements for special administrator and personal representative. Allows personal representative to petition for alternative compensation structure. Modifies preferences for appointment of personal representative and notice requirements. Makes updates to process for administration of estates. Adds provisions specifying when a claim has been referred to a personal representative. Updates process for claims against estate. Defines "property subject to jurisdiction of court." Modifies language relating to method of compensation for personal representative. Makes conforming amendments.

**ISSUES DISCUSSED:**

- Part of a four-part update to the probate code
- Composition of Probate Modernization Workgroup
- Effort to bring code into conformity with current practice

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

The Oregon Probate Code was adopted in 1969. In 2013, the Probate Modernization Work Group of the Oregon Law Commission was formed to review and recommend changes to the Code.

House Bill 2986-A is the 2017 probate modernization recommendations of the Oregon Law Commission.