

Requested by HOUSE COMMITTEE ON JUDICIARY (at the request of Oregon State Bar)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2459**

1 On page 1 of the printed bill, delete lines 4 through 25 and delete pages  
2 2 through 7 and insert:

3 **“SECTION 1. Section 2 of this 2019 Act is added to and made a part  
4 of ORS chapter 105.**

5 **“SECTION 2. (1) As used in this section, ‘encumbrance’ means:**

6 **“(a) A claim, lien, charge or other liability that is attached to and  
7 is binding upon real property in this state as security for payment of  
8 a monetary obligation; or**

9 **“(b) A reservation of title to real property in this state under a land  
10 sale contract.**

11 **“(2)(a) A person, or an agent of the person, that holds a lien that  
12 is an encumbrance upon real property may request from a person that  
13 holds another lien that is an encumbrance upon the real property an  
14 itemized statement of the amount that is necessary to pay off the  
15 other lien. The statement must include the per diem interest that ac-  
16 crues after the date of the statement if the obligation that the lien  
17 secures bears interest.**

18 **“(b) The person that receives a request for a statement under par-  
19 agraph (a) of this subsection may provide the statement without the  
20 permission of the obligor on the other lien unless federal or state law  
21 requires the obligor’s consent.”.**

