

**A-Engrossed**  
**Senate Bill 813**

Ordered by the Senate April 29  
Including Senate Amendments dated April 29

Sponsored by COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Directs State Court Administrator to study civil proceedings. Requires report to interim committee of Legislative Assembly related to judiciary.]*

*[Sunsets January 2, 2023.]*

**Clarifies applicability of provisions extending time to commence action or give notice of claim when expiration of time falls within state of emergency related to COVID-19.**

Declares emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to civil proceedings; amending section 7, chapter 12, Oregon Laws 2020 (first special ses-  
3 sion); and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** Section 7, chapter 12, Oregon Laws 2020 (first special session), is amended to read:

6 **Sec. 7.** (1) If the expiration of the time to commence an action or give notice of a claim falls  
7 within the time in which any declaration of a state of emergency issued by the Governor related to  
8 COVID-19, and any extension of the declaration, is in effect, or within 90 days after the declaration  
9 and any extension is no longer in effect, the expiration of the time to commence the action or give  
10 notice of the claim is extended to a date 90 days after the declaration and any extension is no longer  
11 in effect.

12 (2) Subsection (1) of this section applies to:

13 (a) Time periods for commencing an action established in ORS chapter 12;

14 (b) The time period for commencing an action for wrongful death established in ORS 30.020;

15 (c) The time period for commencing an action or giving a notice of claim under ORS 30.275; and

16 (d) Any other time limitation for the commencement of a civil cause of action or the giving of  
17 notice of a civil claim established by statute.

18 (3) Subsection (1) of this section does not apply to:

19 (a) Time limitations for the commencement of criminal actions;

20 (b) The initiation of an appeal to the magistrate division of the Oregon Tax Court or an appeal  
21 from the magistrate division to the regular division;

22 (c) The initiation of an appeal or judicial review proceeding in the Court of Appeals; or

23 (d) The initiation of any type of case or proceeding in the Supreme Court.

24 **(4) Subsection (1) of this section applies to expirations of the time to commence an action**  
25 **or give notice of a claim occurring:**

26 **(a) On or after March 8, 2020, and on or before the date 90 days after the declaration of**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 a state of emergency issued by the Governor on March 8, 2020, and any extension of the  
2 declaration, is no longer in effect; or

3 (b) During the time in which any other declaration of a state of emergency issued by the  
4 Governor related to COVID-19, and any extension of the declaration, is in effect, or within  
5 90 days after the declaration and any extension is no longer in effect.

6 SECTION 2. This 2021 Act being necessary for the immediate preservation of the public  
7 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect  
8 on its passage.

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