

Requested by SENATE COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

**PROPOSED AMENDMENTS TO
SENATE BILL 813**

1 In line 2 of the printed bill, after the semicolon insert “amending section
2 7, chapter 12, Oregon Laws 2020 (first special session);”.

3 Delete lines 4 through 10 and insert:

4 **“SECTION 1.** Section 7, chapter 12, Oregon Laws 2020 (first special ses-
5 sion), is amended to read:

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10 any extension is no longer in effect, the expiration of the time to commence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12 declaration and any extension is no longer in effect.

13 **“(2)** Subsection (1) of this section applies to:

14 **“(a)** Time periods for commencing an action established in ORS chapter
15 12;

16 **“(b)** The time period for commencing an action for wrongful death estab-
17 lished in ORS 30.020;

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

20 **“(d)** Any other time limitation for the commencement of a civil cause of
21 action or the giving of notice of a civil claim established by statute.

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

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

3 “(b) The initiation of an appeal to the magistrate division of the Oregon
4 Tax Court or an appeal from the magistrate division to the regular division;

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

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

9 “(4) Subsection (1) of this section applies to expirations of the time
10 to commence an action or give notice of a claim occurring:

11 “(a) On or after March 8, 2020, and on or before the date 90 days
12 after the declaration of a state of emergency issued by the Governor
13 on March 8, 2020, and any extension of the declaration, is no longer
14 in effect; or

15 “(b) During the time in which any other declaration of a state of
16 emergency issued by the Governor related to COVID-19, and any ex-
17 tension of the declaration, is in effect, or within 90 days after the
18 declaration and any extension is no longer in effect.

19 “SECTION 2. This 2021 Act being necessary for the immediate
20 preservation of the public peace, health and safety, an emergency is
21 declared to exist, and this 2021 Act takes effect on its passage.”.

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