

**Enrolled**  
**Senate Bill 284**

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Joint Interim Committee on Judiciary for Oregon State Bar Procedure and Practice Committee)

CHAPTER .....

AN ACT

Relating to statutes of limitation.

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

**SECTION 1.** Section 2 of this 2005 Act is added to and made a part of ORS chapter 12.

**SECTION 2.** Notwithstanding the time established by statute for the commencement of an action, a person must commence the action within 180 days after the death of an attorney for the person, or within the time established by statute for the commencement of the action, whichever is later, if:

- (1) The attorney has agreed to represent the person in the action;
- (2) The attorney-client relationship between the person and the attorney is confirmed in a writing prepared by the attorney or at the direction of the attorney; and
- (3) The attorney dies before the expiration of the time allowed by statute for commencement of the action.

**SECTION 3.** (1) Except as provided in subsection (2) of this section, section 2 of this 2005 Act applies to all causes of action, whether arising before, on or after the effective date of this 2005 Act.

(2) Section 2 of this 2005 Act does not apply to any action in which an attorney dies before the effective date of this 2005 Act.

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**Passed by Senate February 16, 2005**

**Repassed by Senate June 20, 2005**

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Secretary of Senate

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President of Senate

**Passed by House June 15, 2005**

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Speaker of House

**Received by Governor:**

.....M,....., 2005

**Approved:**

.....M,....., 2005

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2005

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Secretary of State