

Senate Bill 350

Sponsored by COMMITTEE ON ENVIRONMENT AND LAND USE

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 **as introduced**.

Postpones, for certain claims for just compensation arising from land use regulation, dates on which property owner becomes eligible to receive compensation and to file cause of action in circuit court for compensation. Postpones date of accrual for certain claims for just compensation.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to time frame for processing land use compensation claims; and declaring an emergency.

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

4 **SECTION 1. (1) Notwithstanding chapter 1 (4) and (6), Oregon Laws 2005, if a written**
5 **demand for just compensation is made under chapter 1, Oregon Laws 2005, before June 2,**
6 **2005:**

7 (a) **Just compensation is due the owner of the property if the land use regulation con-**
8 **tinues to be enforced against the property on December 2, 2005; and**

9 (b) **The owner of the property has a cause of action for compensation in the circuit court**
10 **for the county in which the property is located if the land use regulation continues to apply**
11 **to the subject property on December 2, 2005.**

12 (2) **When determining the date of accrual of a claim for just compensation under chapter**
13 **1 (10), Oregon Laws 2005, for a claim made under chapter 1, Oregon Laws 2005, before June**
14 **2, 2005, the date of accrual may not be construed to be earlier than December 2, 2005.**

15 **SECTION 2. This 2005 Act being necessary for the immediate preservation of the public**
16 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**
17 **on its passage.**

18

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.