

REQUEST FOR PUBLIC COMMENT

Oregon Tort Claims Act Statutory Liability Limits, Wrongful Conviction Compensation Amounts, Homestead Exemption Amounts, & Base Protected Account Balance Exemption Amounts

2025 Annual Adjustments

PUBLIC COMMENT PERIOD

The public comment period for the proposed Oregon Tort Claims Act liability limits, wrongful conviction compensation amounts, homestead exemption amounts, and base protected account balance exemption amounts will close at **5:00 p.m. on Tuesday, May 6, 2025.**

A list of past and current amounts can be found at <http://www.courts.oregon.gov/Pages/tort.aspx>. Public comments can be submitted via the “click here” buttons below; emailed to Rachel.D.Trickett@ojd.state.or.us; or conventionally mailed to Rachel Trickett, Senior Assistant General Counsel, Office of the State Court Administrator, Supreme Court Building, 1163 State Street, Salem, Oregon 97301-2563.

Wrongful Conviction Compensation

Oregon law allows a wrongfully convicted person to file a petition seeking compensation in the Marion County Circuit Court or in the circuit court for the county of conviction and directs OSCA to adjust these compensation amounts annually. See ORS 30.657. The proposed adjusted amounts are listed below:

Compensation for Wrongful Conviction	Current Amount	Adjusted Amount
For each year of imprisonment	\$69,000	\$70,900
For each additional year served on parole or post-prison supervision or was required to register as a sex offender, whichever is greater	\$26,500	\$27,300

Following a public comment period, OSCA will finalize the adjustments, and the new compensation amounts will become effective on July 1, 2025. They will apply to all petitions filed on or after July 1, 2025, and before July 1, 2026. OSCA makes these adjustments annually, as required by statute.

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Oregon Tort Claims Act Liability Limits

The Office of the State Court Administrator (OSCA) has calculated the annual adjustment to the limitations on liability of state and local public bodies for personal injury, death, and property damage or destruction. We propose to adjust the limitations as follows:

Public Body	Claimant(s)	Claim	Current Limit	Adjusted Limit
State	Single	Injury or Death	\$2,565,400	\$2,637,500
State	Multiple	Injury or Death	\$5,130,700	\$5,275,100
Local	Single	Injury or Death	\$855,200	\$879,200
Local	Multiple	Injury or Death	\$1,710,200	\$1,758,300
State or Local	Single	Property Damage or Destruction	\$140,300	\$144,200
State or Local	Multiple	Property Damage or Destruction	\$701,300	\$721,000

Following a public comment period, OSCA will finalize the adjustments, and the new limitations will become effective on July 1, 2025. They will apply to all causes of action arising on or after July 1, 2025, and before July 1, 2026. OSCA makes these adjustments annually, as required by statute.

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Garnishment Exemptions

In 2024, the Oregon Legislative Assembly passed Senate Bill (SB) 1595 (Oregon Laws 2024, chapter 100). Beginning January 1, 2025, the measure requires OSCA to increase the base amounts for several exemptions from execution and garnishment annually, according to the methodology described in the measure. The proposed adjusted amounts are listed below:

Homestead Exemption

Exemption	Before January 1, 2025	Current Amount	Adjusted Amount
Single Judgment Debtor	\$40,000	\$150,000	\$154,200
Two or More Judgment Debtors (same household)	\$50,000	\$300,000	\$308,400

Base Protected Account Balance Exemption

Exemption	Before January 1, 2025	Current Amount	Adjusted Amount
Base Protected Account Balance	N/A	\$2,500	\$2,600

Following a public comment period, OSCA will finalize the adjustments, and the new exemption amounts will become effective on July 1, 2025, and remain effective until July 1, 2026. OSCA will make these adjustments annually, as required by statute.

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