

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 434

An Ordinance relating to the disposition of unclaimed property in the possession of the County Medical Examiner

Multnomah County ordains as follows:

Section 1. Whenever the Medical Examiner of Multnomah County has any property, including money, in his possession which is unclaimed for one year after the said property came into his possession, he shall report the fact to the Board of County Commissioners and request authority to dispose of it as provided in this ordinance.

Section 2.

(A) The Board of County Commissioners shall act upon the request of the Medical Examiner within 30 days after the receipt of the request. If the request is to have the property disposed of by public sale and if the Board approves the request, the Director of the Department of General Services shall post written or printed notification of sale or disposal in three public places within the county at least ten days before the sale. The notice shall describe the property, including money, and shall state the time and place of public sale at which the property may be purchased by the highest bidder. Until the date of the sale, the property, including money, may be claimed at the Medical Examiner's Office.

(B) If the owner of the property is known, he shall be notified by certified mail of the scheduled sale at 30 days and again at ten days before the sale. The notice shall describe the property, including money, and shall state the time and place of public sale at which the property may be purchased by the highest bidder. The notice shall also state that the property owner shall have the right to claim the property at any time prior to the sale or after the sale, in accordance with Section 6.

(C) If ownership is proved, the Medical Examiner shall turn the property, including money, over to the owner, and cancel the sale insofar as the claimed property is concerned.

Section 3. Members of the county government, including officials and employees, shall not be allowed to bid at the sale.

Section 4. The Director of the Department of General Services through its purchasing division, shall conduct the sale and shall deposit the proceeds thereof, after deducting the cost of the sale, together with any other money included in the notice, in the county treasury to the credit of the County General Fund. If the money is not claimed within seven years and is presumed abandoned as provided by ORS 98.302 to 98.436, the Board of County Commissioners

shall order the money paid as required by law.

Section 5. In lieu of a sale of the property under the foregoing provisions of this act, the Medical Examiner, with the approval of the Board of County Commissioners, may transfer any portion of unclaimed property to the county for use by the county.

Section 6. If the property is sold as provided herein and if within six months after the sale, the owner of the property, including money, files with the Board of County Commissioners a claim for the property, including money, and proves his right to the same, the Board shall direct that the money or the amount received for the property, less expenses of the sale, shall be paid to the owner from the county treasury.

If the property or money was found on the body or in the possession of a deceased person, any expense incurred by the county in transporting or disposing of the body may be deducted from the money or proceeds of the sale before it is delivered to a claimant.

The Board shall not approve any claims filed more than six months after the sale. If the property is transferred to the county in lieu of sale, it may be claimed by the lawful owner thereof at any time within one year from the transfer to the county. The Medical Examiner in disposing of property in the matter provided herein shall not be liable to the owner thereof.

ADOPTED this 11th day of October, 1984, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

(SEAL)

Earl Blumenauer
Earl Blumenauer
Vice Presiding Officer

AUTHENTICATED this 15th day of October, 1984.

Dennis Buchanan
Dennis Buchanan
County Executive

APPROVED AS TO FORM:

John B. Leahy
JOHN B. LEAHY, County Counsel
for Multnomah County, Oregon