

**OREGON STATE BAR**  
**Legislative Proposal**

**RE: Legislation regarding revocation of beneficiary designations in divorce, annulment or legal separations**

**FROM: OSB Family Law Section**

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This bill would amend ORS Ch. 107.

**1. PROBLEM PRESENTED**

In dissolution, annulment and legal separations in Oregon all of the spouse's assets are divided between the parties free from any claim by the former spouse. However, many times spouses who are awarded retirement assets, life insurance policies and other assets forget and neglect to change their beneficiary designation forms despite being awarded the asset. Despite being awarded an asset free from any claim by the former spouse, failure to change the designation may result in the asset being given to the former spouse upon the death of the spouse.

**2. SOLUTION**

This proposed legislation that would permit the court to provide for automatic revocation of beneficiary designations in favor of former spouses in a judgment for dissolution, annulment or legal separation.

**3. PUBLIC POLICY IMPLICATION**

This legislation will ensure that the Oregon policy that assets awarded to a spouse in a dissolution, annulment or legal separation are retained by that spouse and his or her estate.