

A-Engrossed
Senate Bill 1025

Ordered by the Senate February 12
Including Senate Amendments dated February 12

Sponsored by Senator DINGFELDER; Senators BATES, BONAMICI, BURDICK, EDWARDS, HASS, MONNES ANDERSON, MONROE, ROSENBAUM, SCHRADER, SHIELDS, VERGER, Representatives BUCKLEY, CANNON, DEMBROW, HOLVEY, RILEY, ROBLAN, STIEGLER, TOMEI (Presession filed.)

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.

Requires Building Codes Structures Board and Residential and Manufactured Structures Board to adopt radon mitigation standards for certain buildings **by specific date. Specifies dates on and after which Department of Consumer and Business Services must make standards applicable to certain building permits.**

Requires Real Estate Agency to develop information concerning radon in one and two family dwellings and to make information available to potential buyers of one and two family dwellings by specific date.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to radon in buildings; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2010 Act is added to and made a part of ORS chapter 455.**

5 **SECTION 2. (1) The Building Codes Structures Board and the Residential and Manufac-**
6 **tured Structures Board shall adopt design and construction standards for mitigating radon**
7 **levels in new residential buildings that are identified under the structural specialty code as**
8 **Group R-2 or R-3 buildings and new public buildings. In adopting the standards, the boards**
9 **shall give consideration to any standards recommended by the United States Environmental**
10 **Protection Agency for radon mitigation systems in buildings.**

11 **(2) The boards shall make the design and construction standards for mitigating radon**
12 **levels applicable in:**

13 **(a) Baker, Clackamas, Hood River, Multnomah, Polk, Washington and Yamhill Counties;**
14 **and**

15 **(b) Any county for which the boards, after consultation with the Oregon Health Author-**
16 **ity, consider the standards appropriate due to local radon levels.**

17 **(3) The Director of the Department of Consumer and Business Services may authorize a**
18 **municipality that administers and enforces one or more building inspection programs under**
19 **ORS 455.148 or 455.150 to also administer and enforce any applicable standards for mitigating**
20 **radon that are adopted by the boards.**

21 **(4) The director, in consultation with the boards, may adopt rules for the implementa-**
22 **tion, administration and enforcement of this section.**

23 **SECTION 3. (1) The Real Estate Agency shall provide information to alert potential**

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.

1 buyers of one and two family dwellings to issues concerning radon in the dwellings. The in-
2 formation may include, but need not be limited to, radon hazard potential and methods of
3 testing for and mitigating radon. The agency may collaborate with public or private entities
4 to provide the information.

5 (2) The agency shall place the information described in subsection (1) of this section on
6 the agency's website and make printed copies of the information available to the public. The
7 agency may charge a reasonable fee for providing a printed copy of the information.

8 (3) The agency shall encourage public and private entities dealing with potential buyers
9 of one and two family dwellings to post the information described in subsection (1) of this
10 section on entity websites and to assist in making printed copies of the information available
11 to the public.

12 **SECTION 4.** (1) The Building Codes Structures Board and the Residential and Manufac-
13 tured Structures Board shall adopt design and construction standards under section 2 of this
14 2010 Act no later than January 1, 2011.

15 (2) The Department of Consumer and Business Services shall make the standards adopted
16 by the boards under section 2 of this 2010 Act applicable to Group R-2 and R-3 new residential
17 buildings for which initial building permits are issued on or after April 1, 2011, and to new
18 public buildings for which initial building permits are issued on or after April 1, 2013.

19 **SECTION 5.** The Real Estate Agency shall initially make the information described in
20 section 3 of this 2010 Act available on the agency's website and as printed copies no later
21 than January 1, 2011.

22 **SECTION 6.** This 2010 Act being necessary for the immediate preservation of the public
23 peace, health and safety, an emergency is declared to exist, and this 2010 Act takes effect
24 on its passage.
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