

# Senate Bill 1025

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 **as introduced**.

Requires Building Codes Structures Board and Residential and Manufactured Structures Board to adopt radon mitigation standards for certain buildings.

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 public buildings, new commercial buildings that are intended for human occupancy**  
8 **and new single-family and multifamily residential buildings. In adopting the standards, the**  
9 **boards shall give consideration to any standards recommended by the United States Envi-**  
10 **ronmental 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 boards may adopt rules for the implementation, administration and enforcement**  
22 **of this section.**

23 **SECTION 3. (1) The Real Estate Agency shall develop information to alert potential**  
24 **buyers of one and two family dwellings to issues concerning radon in the dwellings. The in-**  
25 **formation may include, but need not be limited to, radon hazard potential and methods of**  
26 **testing for and mitigating radon. The agency may develop the information in collaboration**  
27 **with public or private entities.**

28 **(2) The agency shall take all practicable actions to ensure that the information described**

**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 in subsection (1) of this section is readily available to potential buyers of one and two family  
2 dwellings. The agency shall place the information on the agency's website and make printed  
3 copies of the information available to the public. The agency may charge a reasonable fee for  
4 providing a printed copy of the information.

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

9 SECTION 4. The Real Estate Agency shall initially make the information described in  
10 section 3 of this 2010 Act available on the agency's website and as printed copies no later  
11 than January 1, 2011.

12 SECTION 5. This 2010 Act being necessary for the immediate preservation of the public  
13 peace, health and safety, an emergency is declared to exist, and this 2010 Act takes effect  
14 on its passage.  
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