

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2978**

1 On page 1 of the printed A-engrossed bill, delete lines 7 through 20 and
2 insert:

3 **“SECTION 2. (1) Notwithstanding any fee amounts established in,**
4 **or adopted by rule under, ORS 446.062, 446.175, 446.430, 447.095, 455.020,**
5 **455.046, 455.154, 455.210, 455.220, 455.380, 455.465, 455.466, 455.471 (2),**
6 **455.705, 460.165 (1), 479.560, 479.565, 480.525 (4)(b), 480.595, 480.600 or**
7 **480.605, if the construction, alteration, repair, maintenance or instal-**
8 **lation of a structure, or of a device or equipment regulated under the**
9 **state building code, is commenced without a required plan review or**
10 **building permit, the Department of Consumer and Business Services**
11 **or a municipality administering and enforcing a building inspection**
12 **program under ORS 455.148 or 455.150 may, in addition to any other**
13 **sanction or penalty allowed by law and in addition to the building**
14 **permit fee otherwise applicable to the project, impose an additional**
15 **amount either as an investigation fee or as a building permit fee in-**
16 **crease.**

17 **“(2) An additional amount that the department or a municipality**
18 **imposes as an investigation fee or building permit fee increase under**
19 **subsection (1) of this section must be paid at the time of the building**
20 **permit application and must equal the lesser of:**

21 **“(a) The building fee otherwise applicable for the project; or**

22 **“(b) The cost to the department or the municipality of ensuring**

1 **that the project construction, alteration, repair, maintenance or in-**
2 **stallation work performed prior to the permit application date is in**
3 **compliance with the state building code.**

4 **“(3) This section does not apply to:**

5 **“(a) An emergency repair required for health, safety, the prevention**
6 **of property damage or the prevention of financial harm if the required**
7 **building permit for the repair is obtained no later than five business**
8 **days after commencement of the repair; or**

9 **“(b) Any project for which construction, alteration, repair, mainte-**
10 **nance or installation in a structure prior to obtaining a permit is ex-**
11 **pressly authorized by law.”.**

12 On page 2, delete lines 1 through 3.

13 On page 6, delete lines 1 through 4.

14 In lines 44 and 45, restore the bracketed material.

15 On page 7, line 14, delete the boldfaced material.

16 Delete lines 33 and 34.

17 On page 9, line 19, after “to” delete the rest of the line.

18 In line 20, delete “building permit fees that are assessed” and insert
19 “amounts charged in the form of an investigation fee or building permit fee
20 increase”.

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