

REVENUE: No revenue impact

FISCAL: May have fiscal impact, statement not yet issued

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: Erin Seiler, Administrator

Meeting Dates: 5/21

WHAT THE MEASURE DOES: Transfers authority over health care facility structure plan review and inspections for fire and life safety from State Fire Marshal to Department of Consumer and Business Services or to municipalities having building inspection programs. Transfers authority to determine special construction standards for health care facilities from joint control of State Fire Marshal and Department of Human Services to Department of Consumer and Business Services. Transfers authority to impose civil penalties for health care facility post-construction violations of building code and fire and life safety code from Department of Human Services to Department of Consumer and Business Services. Provides that determination of Department of Consumer and Business Services or municipal building official regarding fire access and water supply sufficiency is binding on local officials reviewing siting of health care facility. Makes transfer and determination provisions operative January 1, 2016. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT:

-3 amendment: Replaces original measure. Requires State Fire Marshal, deputy or assistant of State Fire Marshal, or person acting for governmental subdivision who inspects structure and issues citation or order for nonconformity with federal, state or local fire safety standard, to include on citation or order: exact reference to law, regulation, rule or other source of authority that establishes the fire safety standard and plain statement of facts upon which citation or order is based.

BACKGROUND: Senate Bill 886 is designed to give Department of Consumer and Business Services (DCBS) the ability to set the state construction standards that the Department of Human Services (DHS) and Oregon Health Authority (OHA) now set, to provide verification of the federal construction requirements on behalf of the state, and to resolve all disputes related to construction during and after construction between the parties.

The measure impacts local building inspection programs, local fire inspection programs and the continuing inspection authority of the Oregon State Fire Marshal, while transferring the construction side of DHS and OHA work to DCBS.

5/20/2015 11:29:00 PM

This summary has not been adopted or officially endorsed by action of the committee.