

STAFF MEASURE SUMMARY

Senate Committee On Business and Transportation

Fiscal: Fiscal impact issued

Revenue: No Revenue Impact

Action Date: 04/20/15

Action: Do Pass And Requesting Referral To Rules.

Meeting Dates: 04/20

Vote:

Yeas: 5 - Beyer, Girod, Monroe, Riley, Thomsen

Prepared By: James LaBar, Committee Administrator

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:

- Purposes for moving measure to Senate Committee on Rules

EFFECT OF COMMITTEE AMENDMENT:

No amendment.

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.