



To: Chair Evans & Members of the House Committee Veterans and Emergency Preparedness

From: Nellie deVries, Building Owners & Managers Association

Date: April 4, 2017

Re: Opposition to HB 3394

---

The Building Owners and Managers Association (BOMA) of Oregon is a commercial real estate organization representing over 40 million square feet of commercial real estate in Oregon and Southwest Washington. As the leading commercial real estate association in Oregon, BOMA represents one of the largest industries in Oregon - Commercial Real Estate.

BOMA respectfully requests your opposition to HB 3394, which authorizes local governments to assess system development charges (SDCs) for disaster resilience and mitigation. HB 3394 requires 10 percent of system development charges for disaster resilience and mitigation to be spent on state disaster resilience and mitigation priorities and 90 percent to be spent on local and regional disaster resilience and mitigation priorities.

HB 3394 raises constitutional issues because there is no connection between new construction and the objective of the SDC. The stated purpose of the SDC is to “reduce risk to property and health resulting from disasters.” New construction up to current codes and engineering standards does not increase the risk to property and health resulting from disasters. And more particularly, private new construction does not increase disaster risk to public infrastructure for which SDC funds can be spent.

Therefore, BOMA respectfully requests your opposition to HB 3394. Thank you.