

House Bill 2168

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Business and Labor)

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 municipality or business employing person to perform state building code specialty code inspection to provide equipment required for performance of inspection. Requires municipality or business contracting for person to perform state building code specialty code inspection to ensure person possesses or has access to equipment required for performance of inspection. Provides that person performing specialty code inspection using contractor, subcontractor, material supplier or property owner equipment assumes risk of injury from use of equipment.

A BILL FOR AN ACT

1
2 Relating to equipment for performing specialty code inspections.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 455.**

5 **SECTION 2. (1) A municipality or business that employs a person to perform specialty**
6 **code inspections shall provide the person with all equipment required for the thorough and**
7 **safe performance of the inspection. A municipality or business that contracts with a person**
8 **to perform specialty code inspections shall ensure that the person possesses or has access**
9 **to all equipment required for the thorough and safe performance of the inspection. The du-**
10 **ties imposed under this subsection do not create any new cause of action against a munici-**
11 **pality or business.**

12 **(2) If a person performs a specialty code inspection using contractor, subcontractor,**
13 **material supplier or property owner equipment, the person assumes the risk of using the**
14 **equipment and may not bring an action against the contractor, subcontractor, material**
15 **supplier or property owner for injury resulting from use of the equipment, including but not**
16 **limited to any injury resulting from a defect in the equipment or improper instruction in use**
17 **of the equipment.**

18 **SECTION 3. Section 2 of this 2017 Act applies to specialty code inspections performed on**
19 **or after the effective date of this 2017 Act.**

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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.