



## Open Government Impact Statement

80th Oregon Legislative Assembly  
2019 Regular Session

## Measure: HB 2420 - A

Only impacts on Original or Engrossed  
Versions are Considered Official

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Date: 4/18/2019

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### SUMMARY

Requires that municipal building official be employed by municipality or council of governments or under intergovernmental agreement. Limits number of municipalities that may be served by building official employed by council of governments or under intergovernmental agreement. Establishes certification requirements and other qualifications for municipal building officials. Makes municipal building official responsible for ensuring adequate administration and enforcement of municipal building inspection program activities.

Requires that municipality with building inspection program arrange for *individual holding highest level of certification for structural specialty code inspection* municipal building official to provide supervision and active involvement in program aspects that involve inspections for routine enforcement of building code specialty codes. *Requires that individual be building official or be employed by municipality or council of governments or under intergovernmental agreement.*

Requires that municipality with building inspection program provide administrative process for reviewing appeals to municipal building official decisions. Provides that person performing plan review, building inspections services or building official services for municipality is public official for purposes of government ethics statutes.

Requires that municipal inspector be employed by municipality, or under intergovernmental agreement or by council of governments, or *perform inspections under actual or apparent authority as agent on behalf of municipality* be independent contractor exercising actual or apparent authority under contract to provide routine enforcement of state building code specialty codes. Limits number of municipalities that may be served by building inspector employed by council of governments or intergovernmental agreement or acting as independent contractor. Requires that municipal inspector *acting as agent for municipality* who is not municipal employee establish resources and methods for inspection, subject to approval by individual providing supervision over program inspections and enforcement.

Revises terminology regarding building officials and building inspectors who qualify for certification. Provides that specialized building inspector may be trained and certified in parts of more than one specialty code.

Prohibits municipality from accepting municipal building official or municipal inspector services from person who does not have valid certification.

Requires municipality that uses unqualified building inspector to determine by specified deadline whether to continue municipal building inspection program. Provides for assumption of program if municipality does not continue program. Requires that municipality continuing program comply with municipal inspector qualification requirements no later than July 1, 2020.



Validates past actions of municipal building officials and municipal building inspectors for administration and enforcement of municipal building inspection program if Department of Consumer and Business Services could lawfully perform same action when administering and enforcing building inspection program.

Makes validation of past actions and requirements regarding employment of municipal building official and individual to supervise inspection and enforcement of program operative July 1, <i>2021</i>] 2020.

Declares emergency, effective on passage.

## **NOTICE OF NO OPEN GOVERNMENT IMPACT**