

Requested by Senator BEYER

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 2106  
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

1 On page 1 of the printed A-engrossed bill, line 2, after “215.213” insert  
2 “and 215.417; and declaring an emergency”.

3 On page 19, after line 44, insert:

4 **“SECTION 3.** ORS 215.417 is amended to read:

5 “215.417. (1) If a permit is approved under ORS 215.416 for a proposed  
6 residential development on agricultural or forest land outside of an urban  
7 growth boundary under ORS 215.010 to 215.293 or 215.317 to 215.438 or under  
8 county legislation or regulation, the permit [*shall be*] **is** valid for four years.

9 “(2) An extension of a permit described in subsection (1) of this section  
10 [*shall be*] **is** valid for two years. **A county may approve no more than five**  
11 **additional one-year extensions of a permit if:**

12 **“(a) The applicant makes a written request for the additional ex-**  
13 **tension prior to the expiration of an extension;**

14 **“(b) The applicable residential development statute has not been**  
15 **amended following the approval of the permit; and**

16 **“(c) An applicable rule or land use regulation has not been amended**  
17 **following the issuance of the permit, unless allowed by the county,**  
18 **which may require that the applicant comply with the amended rule**  
19 **or land use regulation.**

20 **“(3) An extension of a permit under subsection (2) of this section**

1 **is not a land use decision as defined in ORS 197.015.**

2 “[~~(3)~~] (4) [*For the purposes of*] **As used in** this section, ‘residential de-  
3 velopment’ [*only includes the*] **means** dwellings provided for under ORS  
4 215.213 (3) and (4), 215.284, 215.317, 215.705 (1) to (3), 215.720, 215.740, 215.750  
5 and 215.755 (1) and (3).

6 **“SECTION 3a.** If House Bill 2225 becomes law, ORS 215.417, as amended  
7 by section 3 of this 2019 Act, is amended to read:

8 “215.417. (1) If a permit is approved under ORS 215.416 for a proposed  
9 residential development on agricultural or forest land outside of an urban  
10 growth boundary under ORS 215.010 to 215.293 or 215.317 to 215.438 or under  
11 county legislation or regulation, the permit is valid for four years.

12 “(2) An extension of a permit described in subsection (1) of this section  
13 is valid for two years. A county may approve no more than five additional  
14 one-year extensions of a permit if:

15 “(a) The applicant makes a written request for the additional extension  
16 prior to the expiration of an extension;

17 “(b) The applicable residential development statute has not been amended  
18 following the approval of the permit, **except the amendments to ORS**  
19 **215.750 by section 1, chapter \_\_\_, Oregon Laws 2019 (Enrolled House**  
20 **Bill 2225)**; and

21 “(c) An applicable rule or land use regulation has not been amended fol-  
22 lowing the issuance of the permit, unless allowed by the county, which may  
23 require that the applicant comply with the amended rule or land use regu-  
24 lation.

25 “(3) An extension of a permit under subsection (2) of this section is not  
26 a land use decision as defined in ORS 197.015.

27 “(4) As used in this section, ‘residential development’ means dwellings  
28 provided for under ORS 215.213 (3) and (4), 215.284, 215.317, 215.705 (1) to (3),  
29 215.720, 215.740, 215.750 and 215.755 (1) and (3).

30 **“SECTION 4.** ORS 215.417, as amended by section 9, chapter 462, Oregon

1 Laws 2013, is amended to read:

2 “215.417. (1) If a permit is approved under ORS 215.416 for a proposed  
3 residential development on agricultural or forest land outside of an urban  
4 growth boundary under ORS 215.010 to 215.293 or 215.317 to 215.438 or under  
5 county legislation or regulation, the permit [*shall be*] **is** valid for four years.

6 “(2) An extension of a permit described in subsection (1) of this section  
7 [*shall be*] **is** valid for two years. **A county may approve no more than five**  
8 **additional one-year extensions of a permit if:**

9 “(a) **The applicant makes a written request for the additional ex-**  
10 **tension prior to the expiration of an extension;**

11 “(b) **The applicable residential development statute has not been**  
12 **amended following the approval of the permit; and**

13 “(c) **An applicable rule or land use regulation has not been amended**  
14 **following the issuance of the permit, unless allowed by the county,**  
15 **which may require that the applicant comply with the amended rule**  
16 **or land use regulation.**

17 “(3) **An extension of a permit under subsection (2) of this section**  
18 **is not a land use decision as defined in ORS 197.015.**

19 “[~~(3)~~] (4) [*For the purposes of*] **As used in** this section, ‘residential de-  
20 velopment’ [*only includes the*] **means** dwellings provided for under ORS  
21 215.213 (1)(q), (3) and (4), 215.283 (1)(p), 215.284, 215.317, 215.705 (1) to (3),  
22 215.720, 215.740, 215.750 and 215.755 (1) and (3).

23 “**SECTION 4a.** If House Bill 2225 becomes law, ORS 215.417, as amended  
24 by section 9, chapter 462, Oregon Laws 2013, and section 4 of this 2019 Act,  
25 is amended to read:

26 “215.417. (1) If a permit is approved under ORS 215.416 for a proposed  
27 residential development on agricultural or forest land outside of an urban  
28 growth boundary under ORS 215.010 to 215.293 or 215.317 to 215.438 or under  
29 county legislation or regulation, the permit is valid for four years.

30 “(2) An extension of a permit described in subsection (1) of this section

1 is valid for two years. A county may approve no more than five additional  
2 one-year extensions of a permit if:

3 “(a) The applicant makes a written request for the additional extension  
4 prior to the expiration of an extension;

5 “(b) The applicable residential development statute has not been amended  
6 following the approval of the permit, **except the amendments to ORS**  
7 **215.750 by section 1, chapter \_\_\_, Oregon Laws 2019 (Enrolled House**  
8 **Bill 2225)**; and

9 “(c) An applicable rule or land use regulation has not been amended fol-  
10 lowing the issuance of the permit, unless allowed by the county, which may  
11 require that the applicant comply with the amended rule or land use regu-  
12 lation.

13 “(3) An extension of a permit under subsection (2) of this section is not  
14 a land use decision as defined in ORS 197.015.

15 “(4) As used in this section, ‘residential development’ means dwellings  
16 provided for under ORS 215.213 (1)(q), (3) and (4), 215.283 (1)(p), 215.284,  
17 215.317, 215.705 (1) to (3), 215.720, 215.740, 215.750 and 215.755 (1) and (3).

18 **“SECTION 5. This 2019 Act being necessary for the immediate**  
19 **preservation of the public peace, health and safety, an emergency is**  
20 **declared to exist, and this 2019 Act takes effect on its passage.”.**

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