

Requested by Representative HELT

**PROPOSED AMENDMENTS TO
HOUSE BILL 4212**

1 On page 8 of the printed bill, delete lines 41 through 45.

2 On page 9, delete lines 1 through 37 and insert:

3 **“SECTION 11. (1) A local government shall approve an application**
4 **for the development or use of land for an emergency shelter on any**
5 **property, notwithstanding ORS chapter 195, 197, 215 or 227 or ORS**
6 **197A.300 to 197A.325, 197A.405 to 197A.409 or 197A.500 to 197A.521 or any**
7 **statewide land use planning goal, rule of the Land Conservation and**
8 **Development Commission, local land use regulation, zoning ordinance,**
9 **regional framework plan, functional plan or comprehensive plan, if the**
10 **emergency shelter:**

11 **“(a) Includes sleeping and restroom facilities for clients;**

12 **“(b) Will comply with applicable building codes;**

13 **“(c) Is located inside an urban growth boundary or in an area zoned**
14 **for rural residential use as defined in ORS 215.501;**

15 **“(d) Will not result in the development of a new building that is**
16 **sited within an area designated under a statewide land use planning**
17 **goal relating to natural disasters and hazards, including floodplains**
18 **or mapped environmental health hazards, unless the development**
19 **complies with regulations directly related to the hazard;**

20 **“(e) Has adequate transportation access to commercial and medical**
21 **services; and**

1 **“(f) Will not pose any unreasonable risk to public health or safety.**

2 **“(2) An emergency shelter allowed under this section must be op-**
3 **erated by:**

4 **“(a) A local government as defined in ORS 174.116;**

5 **“(b) An organization with at least two years’ experience operating**
6 **an emergency shelter using best practices that is:**

7 **“(A) A local housing authority as defined in ORS 456.375;**

8 **“(B) A religious corporation as defined in ORS 65.001; or**

9 **“(C) A public benefit corporation, as defined in ORS 65.001, whose**
10 **charitable purpose includes the support of homeless individuals and**
11 **that has been recognized as exempt from income tax under section**
12 **501(a) of the Internal Revenue Code on or before January 1, 2017; or**

13 **“(c) A nonprofit corporation partnering with any other entity de-**
14 **scribed in this subsection.**

15 **“(3) An emergency shelter approved under this section:**

16 **“(a) May provide on-site for its clients and at no cost to the clients:**

17 **“(A) Showering or bathing;**

18 **“(B) Storage for personal property;**

19 **“(C) Laundry facilities;**

20 **“(D) Service of food prepared on-site or off-site;**

21 **“(E) Recreation areas for children and pets;**

22 **“(F) Case management services for housing, financial, vocational,**
23 **educational or physical or behavioral health care services; or**

24 **“(G) Any other services incidental to shelter.**

25 **“(b) May include youth shelters, veterans’ shelters, winter or**
26 **warming shelters, day shelters and family violence shelter homes as**
27 **defined in ORS 409.290.**

28 **“(4) The approval of an emergency shelter under this section is not**
29 **a land use decision and is subject to review only under ORS 34.010 to**
30 **34.100.**

1 **“SECTION 12. Sections 10 and 11 of this 2020 special session Act are**
2 **repealed 90 days after the effective date of this 2020 special session Act.**

3 **“SECTION 12a. The repeal of sections 10 and 11 of this 2020 special**
4 **session Act by section 12 of this 2020 special session Act does not affect**
5 **an application for the development of land for an emergency shelter**
6 **that was completed and submitted before the date of the repeal.”.**

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