



MEMORANDUM

Prepared for: Oregon State Senate
Date: October 27, 2021
By: Leslie Porter, Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

BUILDING CODES STRUCTURES BOARD

The Governor has appointed the following individuals to the Building Codes Structures Board subject to Senate confirmation.¹

Appointees

Marshall McGrady of Portland; New Appointment

Term

McGrady: November 19, 2021 – June 30, 2025

Appointment/Confirmation Authority

[ORS 455.144 \(2019\)](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of nine members appointed by the Governor and confirmed by the Senate.⁴ Members are broadly representative of the industries and professions involved in the development and construction of buildings and energy conservation, including:

- an architect or engineer (SANDOVAL);
- a general contractor specializing in the construction of buildings more than three stories above grade (DYKEMAN);
- a contractor specializing in construction for heavy industry (VACANT);
- a representative of the building trade (**MCGRADY**);
- a representative of a utility or energy supplier (HARTZOG);
- a representative of a fire protection agency (FORSTER);
- a building official (SCHMIDT);
- an owner or manager of a commercial office building (HEIKKINEN); and
- a representative selected from individuals recommended by the Oregon Disabilities Commission (SAMUELSON).

¹ [Or. Const. art. III sect. 4](#), [ORS 171.562](#) and [171.565 \(2019\)](#).

² [ORS 244.050 \(2019\)](#).

³ [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 455.132](#), [455.144](#), and [455.146 \(2019\)](#).

Members serve four-year terms and may not serve more than two full terms. Members serve at the pleasure of the Governor and may be removed for good cause, including three unexcused absences during any 12-month period. The board must meet at least twice per year. The board must select one of its members as chairperson and another as vice chairperson, for such terms and with duties and powers necessary for the performance of the functions of such position as the board determines. A majority of the members of a board constitutes a quorum for the transaction of business.

Duties and Authority

The board assists the Director of the Department of Consumer and Business Services in administering the structural, prefabricated structures, energy, and the accessibility to persons with physical disabilities programs.⁵

The board must:⁶

- with the Residential and Manufactured Structures Board, adopt design and construction standards for mitigating radon levels in specified buildings;
- select two members with practical construction experience to serve on the Construction Industry Energy Board; and
- review proposed regulations for the use and conservation of energy.

The board may:⁷

- make recommendations to the Director of the Department of Consumer and Business Services for the establishment of basic and uniform performance standards to provide maximum energy conservation and use of passive solar energy in the design, construction, reconstruction, alteration, and repair of buildings and other structures;
- apply for and receive moneys from any person, from the federal government, from this state, or from any state agency or department; and
- contract with any public agency for the performance of services or the exchange of employees or services by one to the other necessary in developing energy conservation standards.

⁵ [ORS 455.132 \(2019\)](#).

⁶ [ORS 455.365 to 455.525 \(2019\)](#).

⁷ [ORS 455.365 to 455.525 \(2019\)](#).

Executive Appointments Board Roster

Building Codes Structures Board

Agency: None
Authorization: ORS 455.132&144
Members: Min: 9 Max: 9
Term Length: 4 years Limit: 2
Senate confirmation required? Yes

Policy Area: Labor/Trades

Board Contact:

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Current Appointments:

Member Name and Address (Alphabetical)

Andrew B Dykeman Contractor 3+ stories and above Term(s): 09-28-2018 - 06-30-2022	Position Number: 7
Stephen A Forster Fire Protection Term(s): 07-01-2019 - 06-30-2023 02-17-2016 - 06-30-2019	Position Number: 4
Brenda E Hartzog Energy Supplier Term(s): 07-01-2018 - 06-30-2022	Position Number: 2
Gary W Heikkinen, PE Owner/Manager of Commerical Office Building Term(s): 07-01-2020 - 06-30-2024 03-15-2017 - 06-30-2020	Position Number: 5
Marshal McGrady Building Trade Representative Term(s): 11-19-2021 - 06-30-2025	Position Number: 1
Randy J Samuelson ODC Representateive Term(s): 07-01-2020 - 06-30-2024 03-01-2019 - 06-30-2020	Position Number: 1
Eric M Sandoval Architect Term(s): 07-01-2019 - 06-30-2023 07-01-2015 - 06-30-2019	Position Number: 6
Eric J Schmidt, SE, CBO Building Official Term(s): 07-01-2018 - 06-30-2022	Position Number: 3

Executive Appointments Board Roster

Building Codes Structures Board

Member Name and Address (Alphabetical)

Policy Area: Labor/Trades

Vacant Appointments:

Pos	Member	Appointed By	Term Begin	Term End
8	Jeffrey L Moreland Contractor specializing in construction for heavy industry	Governor	04/01/2019	06/30/2022
8	Steven N Wood Heavy Industry Construction Contractor	Governor	07/01/2008	06/30/2012
8	M. Blair Bubenik Heavy Industry Construction Contractor	Governor	02/01/2004	06/30/2007
8	Raymond T Miller Heavy Industry Construction Contractor	Governor	07/01/2001	06/30/2007
8	John A Talbott Engineer	Governor	07/01/1997	06/30/2001
8	John A Talbott CHAIR; Engineer	Governor	03/01/1994	06/30/1997
Pos	Member	Appointed By	Term Begin	Term End
9	Kail Zuschlag Building Trade Representative	Governor	11/17/2017	06/30/2021
9	William D Kisselburgh Building Trade Representative	Governor	07/01/2013	06/30/2017
9	Joseph A Bowers Building Trade Representative	Governor	03/01/2010	06/30/2013
9	Chris W Davis Building Trade Representative	Governor	07/01/2005	06/30/2009
9	Chris W Davis Building Trade Representative	Governor	02/01/2004	06/30/2005
9	Terrence R McDonald Building Trade Representative	Governor	07/01/2002	06/30/2005
9	James E Andrews Low Income Housing Representative	Governor	07/01/1998	06/30/2002
9	James E Andrews Low Income Housing Representative	Governor	03/01/1994	06/30/1998