

# D R A F T

## SUMMARY

Makes federally recognized Indian tribes in Oregon eligible for certain grants related to clean air shelters and smoke filtration systems.

Increases minimum age for participation in Oregon Conservation Corps Program from 13 years of age to 16 years of age.

Instructs Department of Land Conservation and Development to identify recommended changes to statewide land use planning program and local comprehensive plans and zoning codes related to wildfire risk, and to report to Legislative Assembly, State Wildfire Programs Director and Wildfire Programs Advisory Council on recommended changes on or before October 1, 2022.

## A BILL FOR AN ACT

1  
2 Relating to wildfire; amending ORS 431A.410 and 476.694 and sections 11 and  
3 14b, chapter 592, Oregon Laws 2021.

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

5 **SECTION 1.** ORS 431A.410 is amended to read:

6 431A.410. (1) As used in this section, “smoke filtration system” means an  
7 air filtration system capable of removing particulates and other harmful  
8 components of wildfire smoke in a public building.

9 (2) In consultation and coordination with the Oregon Health Authority,  
10 the Department of Human Services shall establish and implement a grant  
11 program that allows local governments **and federally recognized Indian**  
12 **tribes in Oregon** to:

13 (a) Establish emergency clean air shelters.

14 (b) Equip public buildings with smoke filtration systems so the public  
15 buildings may serve as cleaner air spaces during wildfire smoke and other

1 poor air quality events.

2 (3) The department shall require grantees to provide access to the clean  
3 air shelters at no charge.

4 **SECTION 2.** Section 14b, chapter 592, Oregon Laws 2021, is amended to  
5 read:

6 **Sec. 14b.** No later than June 30, 2023, in consultation with the Oregon  
7 Health Authority, the Department of Human Services shall report to an ap-  
8 propriate committee or interim committee of the Legislative Assembly, in the  
9 manner described in ORS 192.245, to the State Wildfire Programs Director  
10 and to the Wildfire Programs Advisory Council on:

11 (1) The grants administered pursuant to **ORS 431A.410** [*section 14 of this*  
12 *2021 Act*], including information about which local governments **and feder-**  
13 **ally recognized Indian tribes in Oregon** received grants.

14 (2) Any barriers to administering the grants.

15 (3) Areas for improving the grant program described in **ORS 431A.410**  
16 [*section 14 of this 2021 Act*].

17 (4) Public health impacts from wildfire smoke events.

18 **SECTION 3.** ORS 476.694 is amended to read:

19 476.694. (1) The Oregon Conservation Corps Program is established for the  
20 purposes of:

21 (a) Reducing the risk wildfire poses to communities and critical  
22 infrastructure.

23 (b) Helping to create fire-adapted communities.

24 (c) Engaging youth and young adults in workforce training.

25 (2) Youth and young adults between [*13*] **16** years of age and 26 years of  
26 age who have been qualified by a youth development organization may par-  
27 ticipate in projects undertaken by the corps.

28 (3) Notwithstanding any contrary provision of law, participants in  
29 projects undertaken by the corps:

30 (a) Are not employees of the corps.

31 (b) Are exempt from prevailing wage laws.

1 (c) Must receive compensation for their participation of at least minimum  
2 wage or an allowance or stipend that, when combined with other sources of  
3 payment the participant is eligible to receive, including academic credit or  
4 an AmeriCorps education award, is equivalent to the value of minimum  
5 wage.

6 **SECTION 4.** Section 11, chapter 592, Oregon Laws 2021, is amended to  
7 read:

8 **Sec. 11.** (1) As used in this section, “defensible space” has the meaning  
9 given that term in **ORS 476.390** [*section 8 of this 2021 Act*].

10 (2) The Department of Land Conservation and Development shall identify  
11 [*updates*] **recommended changes** to the statewide land use planning pro-  
12 gram and local comprehensive plans and zoning codes that are needed in  
13 order to incorporate wildfire risk maps and minimize wildfire risk, including  
14 the appropriate levels of state and local resources necessary for effective  
15 implementation.

16 (3) [*Updates*] **Recommended changes** may include, but need not be lim-  
17 ited to, provisions regarding sufficient defensible space, building codes, safe  
18 evacuation and development considerations in areas of extreme and high  
19 wildfire risk, allowing for regional differences.

20 (4) On or before October 1, 2022, the department [*of Land Conservation*  
21 *and Development*] shall[:]

22 [(a) *Complete the updates.*]

23 [(b)] report to a committee or interim committee of the Legislative As-  
24 sembly related to wildfire, in the manner provided in ORS 192.245, to the  
25 State Wildfire Programs Director and to the Wildfire Programs Advisory  
26 Council on the [*updates*] **changes recommended by the department.** [*The*  
27 *report must include recommendations concerning the updates.*]

28 (5) As necessary to identify [*needed updates and develop the recommen-*  
29 *dations required by subsection (4)(b) of this section*] **recommended**  
30 **changes**, the department may consult with the State Fire Marshal, the State  
31 Forestry Department, the Department of Consumer and Business Services

1 and local governments.

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