

Requested by Representative EVANS

**PROPOSED AMENDMENTS TO
HOUSE BILL 2850**

1 Delete lines 4 through 8 of the printed bill and insert:

2 **“SECTION 1. Sections 2 to 4 of this 2021 Act are added to and made**
3 **a part of ORS chapter 401.**

4 **“SECTION 2. (1) After the termination of a state of emergency de-**
5 **clared under ORS 401.165, the Governor may establish one or more**
6 **economic recovery zones within the state for the purpose of promoting**
7 **economic stabilization and development within geographic areas af-**
8 **ected by the emergency.**

9 **“(2) When establishing an economic recovery zone under this sec-**
10 **tion, the Governor shall:**

11 **“(a) Identify the geographic boundaries of the economic recovery**
12 **zone;**

13 **“(b) Appoint a director to exercise the powers authorized in section**
14 **3 of this 2021 Act with respect to the economic recovery zone; and**

15 **“(c) Appoint an advisory board, including representatives from ge-**
16 **ographically appropriate public, private and non-profit sector organ-**
17 **izations, that is responsible for issuing recommendations to the**
18 **director.**

19 **“(3) The director of an economic recovery zone shall, as soon as is**
20 **practicable, appoint an incident management team under the control**
21 **of the director. The incident management team shall develop and**

1 manage recovery systems aligned with the National Disaster Recovery
2 Framework established by the Federal Emergency Management
3 Agency.

4 “(4) The director and the members of the incident management
5 team serve at the pleasure of the Governor. The Governor may fix the
6 compensation of the director and members of the incident manage-
7 ment team. Such compensation is payable from moneys appropriated
8 or otherwise made available to the Office of the Governor.

9 “(5) At least once every 60 days during the existence of an economic
10 recovery zone, the director shall prepare and publish a report on
11 actions taken pursuant to sections 2 and 3 of this 2021 Act.

12 **“SECTION 3. (1) During the existence of an economic recovery zone
13 established under section 2 of this 2021 Act:**

14 “(a) The director of the economic recovery zone may exercise any
15 powers that the Governor is authorized to exercise during an emer-
16 gency declared under ORS 401.165.

17 “(b) The director may require state agencies not to enforce rules
18 or statutes with respect to actions taken or projects carried out under
19 the direction of the director to further the purpose of the economic
20 recovery zone.

21 “(c) A local government shall approve an application for the devel-
22 opment or use of land for any action or project that is approved by the
23 director on any property, notwithstanding ORS chapter 195, 197, 197A,
24 215 or 227 or any statewide plan, rule of the Land Conservation and
25 Development Commission or local land use regulation, zoning ordi-
26 nance, regional framework plan, functional plan or comprehensive
27 plan, if the action or project:

28 “(A) Will comply with applicable building codes;

29 “(B) Will not result in the development of a new building that is
30 sited within an area designated under a statewide planning goal re-

1 lating to natural disasters and hazards, including flood plains or
2 mapped environmental health hazards, unless the development com-
3 plies with regulations directly related to the hazard; and

4 “(C) Will not pose any unreasonable risk to public health or safety.

5 “(d) The director shall publish a written justification for any exer-
6 cise of authority under this section within 30 days of such exercise.
7 The explanation may be made part of the periodic report required un-
8 der section 2 of this 2021 Act.

9 “(e) The Governor, by executive order, shall take actions necessary
10 to ensure the efficient and effective functioning of an economic re-
11 covery zone.

12 “(2) An approval under subsection (1)(c) of this section is not a land
13 use decision and is subject to review only under ORS 34.010 to 34.100.

14 “(3) A rule or statute waived under subsection (1)(b) of this section
15 may not be enforced after the termination of the economic recovery
16 zone with respect to an action or project for which the rule or statute
17 was waived.

18 **“SECTION 4. (1) An economic recovery zone established under sec-**
19 **tion 2 of this 2021 Act is terminated 24 months after its establishment,**
20 **unless terminated earlier pursuant to this section. An economic re-**
21 **covery zone may be terminated by order of the Governor or by joint**
22 **resolution of the Legislative Assembly.**

23 “(2) Before the termination of an economic recovery zone, the du-
24 ration of the economic recovery zone may be extended by up to 24
25 additional months by order of the Governor, if the Legislative Assem-
26 bly concurs by joint resolution to such extension. The duration of an
27 economic recovery zone may be extended only once under this sub-
28 section.”.

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