

# D R A F T

## SUMMARY

Digest: Tells a city or county that went by earlier building code rules to protect houses against wild fires that the city or county can still use the earlier rules even if the state makes new rules. Says that the city or county shall keep using the rules that it used before. (Flesch Readability Score: 68.1).

Exempts local governments that adopted and continue to enforce certain wildfire hazard mitigation standards from the application of state standards that are based on specified wildfire hazard classes.

## A BILL FOR AN ACT

1  
2 Relating to local government authority on wildfire policy; amending ORS  
3 455.612.

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

5 **SECTION 1.** ORS 455.612 is amended to read:

6 455.612. (1) For the high wildfire hazard zone in the wildland-urban  
7 interface that is identified [*pursuant to*] **under** ORS 477.490, the Department  
8 of Consumer and Business Services shall adopt wildfire hazard mitigation  
9 building code standards that apply to new dwellings and the accessory  
10 structures of dwellings, as described in section R327 of the 2021 Oregon  
11 Residential Specialty Code.

12 (2) The department shall amend section R327 of the Oregon Residential  
13 Specialty Code to include standards for additions to existing dwellings and  
14 accessory structures and for replacement of existing exterior elements cov-  
15 ered in section R327 of the 2021 Oregon Residential Specialty Code.

16 (3) The department shall incorporate the standards described in sub-  
17 sections (1) and (2) of this section into any updates to the Oregon Residential

1 Specialty Code.

2 **(4) Notwithstanding subsections (1) to (3) of this section, a local**  
3 **government that before July 19, 2021, adopted and continues to enforce**  
4 **wildfire hazard mitigation building code standards described in section**  
5 **R327 of the 2021 Oregon Residential Specialty Code is not subject to**  
6 **restrictions based on the wildfire hazard classifications described in**  
7 **subsection (1) of this section. The local government shall adhere to the**  
8 **version of section R327 of the Oregon Residential Specialty Code that**  
9 **the local government most recently adopted.**

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