

Requested by Senator LIEBER

**PROPOSED AMENDMENTS TO
SENATE BILL 869**

1 In line 2 of the printed bill, before the period insert “; and prescribing
2 an effective date”.

3 Delete lines 4 through and insert:

4 **“SECTION 1. (1) The Department of Consumer and Business Ser-
5 vices shall:**

6 **“(a) Exercise any and all authority and discretion the department
7 has available under applicable law to help to facilitate the state’s
8 achievement of greenhouse gas emissions reduction goals set forth in
9 ORS 468A.205 (1);**

10 **“(b) Prioritize and expedite any processes and procedures, including
11 but not limited to rulemaking processes, that could accelerate re-
12 ductions in greenhouse gas emissions;**

13 **“(c) Consider and integrate the prevention or reduction of impacts
14 from climate change and the state’s greenhouse gas emissions re-
15 duction goals into the department’s planning, budgeting, investments
16 and policy making decisions, which must involve, at a minimum:**

17 **“(A) Prioritizing actions that reduce greenhouse gas emissions in a
18 cost-effective manner;**

19 **“(B) Prioritizing actions that help vulnerable populations and com-
20 munities adapt to impacts from climate change; and**

21 **“(C) Consulting with the Environmental Justice Council when**

1 evaluating priorities the department sets and actions the department
2 takes to adapt to and mitigate the impacts from climate change; and

3 “(d) Report to an interim committee of the Legislative Assembly
4 related to the environment not later than December 31 of each year
5 concerning actions the department has taken during the preceding 12
6 months and actions the department intends to take in the succeeding
7 12 months to carry out the directives set forth in this subsection.

8 “(2)(a) In addition to the general directives specified in subsection
9 (1) of this section, the department shall contribute toward the state’s
10 achievement of greenhouse gas emissions reductions and the miti-
11 gation of impacts from climate change by:

12 “(A) Setting goals for improved energy efficiency in buildings;

13 “(B) Reducing greenhouse gas emissions that result from manufac-
14 turing, transporting, installing, disposing of and recovering materials
15 used in building construction; and

16 “(C) Investigating the potential benefits and the feasibility of up-
17 dating building ventilation standards and of specifying standards for
18 air purification in building interiors.

19 “(b) To carry out the directives specified in paragraph (a)(A) of this
20 subsection, the department shall:

21 “(A) Specify energy efficiency goals for new residential and com-
22 mercial construction that aim to achieve by 2030 at each new residen-
23 tial or commercial building site at least a 60 percent reduction in
24 annual energy consumption from standards specified in the statewide
25 building code, and applicable specialty codes, that were in effect in
26 2006, excluding consumption of electricity used for transportation or
27 powering appliances;

28 “(B) Evaluate and report not later than December 31 of each year
29 to an interim committee of the Legislative Assembly related to the
30 environment concerning the state’s progress during the preceding 12

1 months toward achieving the goals the department specifies under
2 subparagraph (A) of this paragraph;

3 “(C) Outline and evaluate for feasibility in the report described in
4 subparagraph (B) of this paragraph a range of available options for
5 achieving steady progress toward the goals over the course of sched-
6 uled updates to the statewide building code and applicable specialty
7 codes that occur up until 2030; and

8 “(D) Update the Reach Code described in ORS 455.500 to reflect in-
9 cremental progress toward the goals specified in subparagraph (A) of
10 this paragraph each time the department updates the statewide build-
11 ing code and applicable specialty codes.

12 “(c) To carry out the directives specified in paragraph (a)(B) of this
13 subsection, the department shall:

14 “(A) Quantify, to the extent feasible, greenhouse gas emissions that
15 occur as materials used in building construction are manufactured,
16 transported, installed, disposed of and recovered;

17 “(B) Identify, to the extent feasible, alternative materials that serve
18 the same function with the same level of utility and reliability but that
19 have reduced greenhouse gas emissions or, to the extent feasible and
20 applicable, alternative means of manufacturing, transporting, install-
21 ing, disposing of or recovering the materials that will reduce
22 greenhouse gas emissions, taking into account where applicable stan-
23 dards that the Department of Transportation has specified for pro-
24 curing building construction materials; and

25 “(C) Recommend or require, as appropriate, in the statewide build-
26 ing code and in applicable specialty codes, to the extent the recom-
27 mendation is applicable and feasible, the use of the alternative
28 materials or the alternative methods identified under subparagraph
29 (B) of this paragraph for building construction, reconstruction, reno-
30 vation, maintenance, repair, demolition and material recovery.

1 **“(3) In carrying out the directives set forth in this section, the De-**
2 **partment of Consumer and Business Services shall consider and adapt,**
3 **to the extent feasible and practicable, industry standards that govern**
4 **building construction and material production, transportation, instal-**
5 **lation, disposal and recovery, including standards promulgated by the**
6 **American Society of Heating, Refrigerating and Air-Conditioning En-**
7 **gineers.**

8 **“SECTION 2. (1) Section 1 of this 2023 Act becomes operative on**
9 **January 1, 2024.**

10 **“(2) The Director of the Department of Consumer and Business**
11 **Services may adopt rules and take any other action before the opera-**
12 **tive date specified in subsection (1) of this section that is necessary**
13 **to enable the director, on and after the operative date specified in**
14 **subsection (1) of this section, to undertake and exercise all of the du-**
15 **ties, functions and powers conferred on the director by section 1 of**
16 **this 2023 Act.**

17 **“SECTION 3. This 2023 Act takes effect on the 91st day after the**
18 **date on which the 2023 regular session of the Eighty-second Legislative**
19 **Assembly adjourns sine die.”.**

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