

Requested by Representative GAMBA

**PROPOSED AMENDMENTS TO
HOUSE BILL 2713**

1 On page 1 of the printed bill, line 2, after “fuels;” insert “creating new
2 provisions; amending ORS 455.020;”.

3 After line 17, insert:

4 **“SECTION 2.** ORS 455.020 is amended to read:

5 “455.020. (1) This chapter is enacted to enable the Director of the De-
6 partment of Consumer and Business Services to promulgate a state building
7 code to govern the construction, reconstruction, alteration and repair of
8 buildings and other structures and the installation of mechanical devices and
9 equipment therein, and to require the correction of unsafe conditions caused
10 by earthquakes in existing buildings. The state building code shall establish
11 uniform performance standards providing reasonable safeguards for health,
12 safety, welfare, comfort and security of the residents of this state who are
13 occupants and users of buildings, and will provide for the use of modern
14 methods, devices, materials, techniques and practicable maximum energy
15 conservation.

16 “(2) The rules adopted pursuant to this chapter shall include structural
17 standards; standards for the installation and use of mechanical, heating and
18 ventilating devices and equipment; and standards for prefabricated struc-
19 tures; and shall, subject to ORS 455.210, prescribe reasonable fees for the
20 issuance of building permits and similar documents, inspections and plan
21 review services by the Department of Consumer and Business Services. The

1 department may also establish, by rule, the amount of any fee pertaining to
2 the state building code or any specialty code that is authorized by statute,
3 but for which an amount is not specified by statute.

4 “(3) This chapter does not affect the statutory jurisdiction and authority
5 of the Workers’ Compensation Board, under ORS chapter 654, to promulgate
6 occupational safety and health standards relating to places of employment,
7 and to administer and enforce all state laws, regulations, rules, standards
8 and lawful orders requiring places of employment to be safe and healthful.

9 “(4) This chapter and any specialty code does not limit the authority of
10 a municipality to enact regulations providing for local administration of the
11 state building code; local appeal boards; fees and other charges; abatement
12 of nuisances and dangerous buildings; **limitations on the use of fossil fuels
13 or devices or equipment that use fossil fuels**; enforcement through pen-
14 alties, stop-work orders or other means; or minimum health, sanitation and
15 safety standards for governing the use of structures for housing, except
16 where the power of municipalities to enact any such regulations is expressly
17 withheld or otherwise provided for by statute. Pursuant to the regulation of
18 dangerous buildings, a municipality may adopt seismic rehabilitation plans
19 that provide for phased completion of repairs that are designed to provide
20 improved life safety but that may be less than the standards for new
21 buildings.”.

22 In line 18, delete “2” and insert “3”.

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