

House Bill 2573

Sponsored by Representative MARSH (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires governing body of county that contains at-risk land, as defined, to develop wildfire response plan or solicit proposals for development of wildfire response plan, consider proposals and propose wildfire response plan to State Forestry Department. Requires that wildfire response plan identify at-risk land, propose effective fire protection services, taking into account existing bona fide fire protection plans or fire prevention and control efforts on inadequately protected land, as defined, and meet or exceed applicable guidelines established by department or State Fire Marshal. Directs department to establish guidelines for wildfire response plan that is applicable to land with population density of less than 100 persons per square mile. Directs State Fire Marshal to establish guidelines for wildfire response plan that is applicable to land with population density of at least 100 persons per square mile.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to wildfire response plans; and prescribing an effective date.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) **"At-risk land" means unprotected land and inadequately protected land.**

6 (b) **"Inadequately protected land" means land within a county that is determined by the**
7 **governing board of the county to lack effective fire protection, including land the county has**
8 **zoned as zone 1 or zone 2 pursuant to ORS 476.310, regardless of whether the land is in a**
9 **zone 1 and is subject to a bona fide fire protection plan, as described in ORS 476.310 (3), or**
10 **is in a zone 2 and is subject to fire prevention and control efforts organized under ORS**
11 **476.330.**

12 (c) **"Unprotected land" means land within a county lying outside the boundaries of in-**
13 **corporated cities, organized rural fire protection districts, federal and state-owned land, land**
14 **protected under ORS chapter 477 and railroad rights of way not zoned pursuant to ORS**
15 **476.310, including land the county has zoned as zone 1 or zone 2 pursuant to ORS 476.310, if**
16 **the land is in a zone 1 and is not subject to a bona fide fire protection plan, as described in**
17 **ORS 476.310 (3), or is in a zone 2 and is not subject to fire prevention and control efforts**
18 **organized under ORS 476.330.**

19 (2) **The governing body of a county that contains at-risk land shall:**

20 (a) **Develop a wildfire response plan for the at-risk land or solicit proposals for develop-**
21 **ment of a wildfire response plan for the at-risk land;**

22 (b) **If proposals are solicited, consider each proposal; and**

23 (c) **Propose a wildfire response plan to the State Forestry Department.**

24 (3) **A wildfire response plan proposed pursuant to subsection (2) of this section must:**

25 (a) **Identify at-risk land within the county in which the wildfire response plan would ap-**
26 **ply;**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **(b) Propose effective fire protection services for the at-risk land, taking into account, on**
2 **inadequately protected land, any bona fide fire protection plan described in ORS 476.310 (3)**
3 **or fire prevention and control efforts organized under ORS 476.330; and**

4 **(c) Meet or exceed applicable guidelines established by the department under subsection**
5 **(4) of this section or by the State Fire Marshal under subsection (5) of this section.**

6 **(4) The department shall by rule establish guidelines for a wildfire response plan appli-**
7 **cable to land with a population density of less than 100 persons per square mile.**

8 **(5) The State Fire Marshal shall by rule establish guidelines for a wildfire response plan**
9 **applicable to land with a population density of at least 100 persons per square mile.**

10 **SECTION 2.** **This 2021 Act takes effect on the 91st day after the date on which the 2021**
11 **regular session of the Eighty-first Legislative Assembly adjourns sine die.**

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