

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3362**

1 On page 1 of the printed A-engrossed bill, line 2, delete “; and declaring
2 an emergency”.

3 On page 2, delete lines 3 through 5 and insert:

4 **“SECTION 4. (1) On or before April 1, 2024, notwithstanding the
5 standing requirements of ORS 197.830 (2) or the deadlines in ORS
6 197.830 (9), any person may file with the Land Use Board of Appeals a
7 notice of intent to appeal a land use decision made by the county if:**

8 **“(a) The challenged decision approved an application for a template
9 dwelling pursuant to ORS 215.750;**

10 **“(b) The applicant whose application is described in paragraph (a)
11 of this subsection is excluded from the definition of ‘innocent pur-
12 chaser’ based on the criteria in section 2 (4)(a), (b) or (c) of this 2023
13 Act; and**

14 **“(c) The applicant described in paragraph (b) of this subsection
15 owned the property that was the subject of the challenged land use
16 decision on January 1, 2023.**

17 **“(2) The board shall conduct an evidentiary hearing for an appeal
18 filed under this section to allow the parties to supplement the record
19 before the county.**

20 **“(3) If the challenged decision is overturned on an appeal filed un-
21 der this section, the county may not approve a new application for a**

1 **template dwelling on the lot or parcel, or any portion thereof, upon**
2 **which the template dwelling was approved by the county.**

3 **“(4) Notwithstanding ORS 197.830 (15)(b), the board may not award**
4 **attorney fees or expenses to any party based on an appeal filed under**
5 **this section.”.**

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