

House Bill 2407

Sponsored by Representative LEVY B (Presession 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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that if an agency approves a plan for a capital project, the agency can't change parts of the plan that it already approved. (Flesch Readability Score: 60.0).

Prohibits regulatory agencies from enforcing rules or regulations relating to issues that were considered or addressed as part of a prior approval or permit for certain capital construction projects.

A BILL FOR AN ACT

1
2 Relating to capital construction.

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

4 **SECTION 1. (1) Notwithstanding any other law, if a public body carrying out a qualified**
5 **project takes material action in reliance on an approval, permit or other form of consent**
6 **obtained from a regulatory agency, the regulatory agency may not enforce a rule or regu-**
7 **lation against the public body in relation to any issue that was considered or addressed as**
8 **part of the approval, permit or consent.**

9 (2) **As used in this section:**

10 (a) **"Capital construction" has the meaning given that term in ORS 310.140 (1)(d)(B).**

11 (b) **"Material action" means the expenditure or irrevocable commitment of at least \$___**
12 **toward a qualified project.**

13 (c) **"Public body" has the meaning given that term in ORS 174.109.**

14 (d) **"Regulatory agency" means a state agency from which an entity carrying out a cap-**
15 **ital construction project must obtain a permit, approval or other form of consent for such**
16 **project.**

17 (e) **"Qualified project" means a project for capital construction that is funded in whole**
18 **or in part by moneys contributed by the State of Oregon.**

19

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.