

Senate Bill 6

Sponsored by Senator ANDERSON

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: Says an application for a building permit must be acted on not later than 45 days after it is done. (Flesch Readability Score: 63.8).

Requires the Department of Consumer and Business Services, a municipality, a building official or any other agency or official responsible for administering and enforcing the state building code to approve and issue, or disapprove and deny, any application for a building permit not later than 45 business days after the date on which the applicant submits a complete application.

Declares that an application for a building permit is approved if the department, a municipality, a building official or any other agency or official fails to deny or act upon the application within the allowable period. Requires prompt issuance of the building permit in such circumstances. Makes the department, municipality, building official or other agency or official that fails to promptly issue the building permit liable to the applicant for the fees the applicant paid and the costs the applicant incurred in preparing the application.

A BILL FOR AN ACT

1
2 Relating to a deadline within which to act upon an application for a building permit; creating new
3 provisions; and amending ORS 455.050.

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

5 **SECTION 1.** ORS 455.050 is amended to read:

6 455.050. (1) All building permits issued in this state [*shall contain the following information*]

7 **must list:**

8 [(1)] (a) The name and address of the owner of the building or structure to be constructed or
9 altered under the permit;

10 [(2)] (b) The name and address of the builder or contractor, if known, who will perform the
11 construction or alteration; and

12 [(3)] (c) The street address and legal description or tax lot number of the property on which
13 construction or alteration will occur.

14 **(2)(a) Notwithstanding any other condition that applies to issuing a building permit in**
15 **this state, the Department of Consumer and Business Services, a municipality, a building**
16 **official or any other agency or official responsible for administering and enforcing the state**
17 **building code shall approve and issue, or disapprove and deny, any application for a building**
18 **permit not later than 45 business days after the date on which the applicant submits a**
19 **complete application.**

20 **(b) If the department, a municipality, a building official or any other agency or official**
21 **responsible for administering and enforcing the state building code does not disapprove or**
22 **otherwise act on an application for a building permit within the period described in paragraph**
23 **(a) of this subsection, the building permit is approved and the department, municipality,**
24 **building official or other agency or official shall issue the building permit to the applicant**
25 **promptly.**

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 (c) If the department, a municipality, a building official or any other agency or official
2 responsible for administering and enforcing the state building code does not promptly issue
3 a building permit under the circumstances described in paragraph (b) of this subsection, the
4 department, municipality, building official or other agency or official is liable to the applicant
5 for the sum of the fee the applicant paid for the application and the actual documented ex-
6 penses the applicant incurred in preparing the application. The applicant may bring an action
7 for the sum described in this paragraph in a court of this state and the court may award
8 attorney fees and costs to an applicant that prevails in the action.

9 **SECTION 2.** The amendments to ORS 455.050 by section 1 of this 2025 Act apply to com-
10 pleted applications for building permits that applicants submit on or after the effective date
11 of this 2025 Act.

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