

SB 6-3
(LC 4622)
4/3/25 (TSB/ps)

Requested by Senator ANDERSON

**PROPOSED AMENDMENTS TO
SENATE BILL 6**

1 On page 1 of the printed bill, delete lines 14 through 25 and insert:

2 “(2)(a) Notwithstanding any other condition that applies to issuing a
3 building permit in this state for middle housing, as defined in ORS 197A.420,
4 or conventional single-family residential housing in a residential subdivision,
5 as defined in ORS 455.175, with more than six lots, the Department of Con-
6 sumer and Business Services, a municipality, a building official or any other
7 agency or official responsible for administering and enforcing the state
8 building code shall approve and issue, or disapprove and deny, any applica-
9 tion for a building permit not later than 45 business days after the date on
10 which the applicant submits a complete application. The department,
11 municipality, building official or other agency or official shall publish on a
12 publicly available website associated with building permit applications, and
13 make available at the office in which a person may submit an application,
14 the criteria the department, municipality, building official or other agency
15 or official uses to determine that an application is complete.

16 “(b) Any other agency or jurisdiction that must review an application for
17 a building permit before the department, a municipality, a building official
18 or other agency or official may approve the application must complete the
19 review within 10 business days after receiving an application for review. If
20 an agency or jurisdiction does not complete the review within the 10-day
21 period, the portion of the application that the other agency or jurisdiction

1 was responsible for reviewing is approved.

2 “(c) If the department, a municipality, a building official or any other
3 agency or official responsible for administering and enforcing the state
4 building code does not disapprove or otherwise act on an application for a
5 building permit within the period described in paragraph (a) of this sub-
6 section, the building permit is approved and the department, municipality,
7 building official or other agency or official shall issue the building permit
8 to the applicant promptly.

9 “(d) If the department, a municipality, a building official or any other
10 agency or official responsible for administering and enforcing the state
11 building code does not promptly issue a building permit under the circum-
12 stances described in paragraph (c) of this subsection, the applicant may bring
13 an action in the Marion County circuit court, if the applicant seeks the
14 building permit from the department, or in a circuit court located in the
15 county in which the applicant seeks the building permit, if the applicant
16 seeks the building permit from a municipality, building official or other
17 agency or official. In the action, the applicant may obtain:

18 “(A) An injunction to direct the department, the municipality, the build-
19 ing official or the other agency or official to issue the building permit as
20 required under paragraph (c) of this subsection; and

21 “(B) The sum of the fee the applicant paid for the application and the
22 actual documented expenses the applicant incurred in preparing the appli-
23 cation.

24 “(e) The court may award attorney fees and costs to an applicant that
25 prevails in an action described in paragraph (d) of this subsection.”.

26 On page 2, delete lines 1 through 8.

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