

**PROPOSED AMENDMENTS TO  
SENATE BILL 465**

1 On page 1 of the printed bill, delete lines 5 through 27 and insert:

2 **“SECTION 1. (1) A local government with land use jurisdiction may**  
3 **present for recordation in the office of the county clerk a notice of**  
4 **designation of substantial damage to a residential structure when the**  
5 **residential structure:**

6 **“(a) Has sustained substantial damage, as defined in an ordinance**  
7 **for the purpose of regulating development in hazard areas, from**  
8 **flooding; and**

9 **“(b) Has not been brought into compliance with ordinances regu-**  
10 **lating development in hazard areas.**

11 **“(2) A county clerk shall record a notice of designation of substan-**  
12 **tial damage pursuant to ORS 205.130 (3)(e).**

13 **“(3) If a local government has caused a notice of designation of**  
14 **substantial damage to be recorded under this section, the local gov-**  
15 **ernment shall present for recordation a notice of remedy of substantial**  
16 **damage that declares void the notice of designation of substantial**  
17 **damage recorded under this section when the structures that were**  
18 **substantially damaged by flooding have been brought into compliance**  
19 **with ordinances regulating development in hazard areas.**

20 **“(4) The county clerk shall record a notice of remedy of substantial**  
21 **damage pursuant to ORS 205.130 (3)(e).**

22 **“(5) This section does not directly, indirectly or by implication limit**

1 **or alter a preexisting common law or statutory right or remedy, in-**  
2 **cluding actions for fraud, negligence or equitable relief.”.**

3 On page 2, line 32, delete “and”.

4 In line 34, delete the period and insert “; and

5 “(cc) A notice of remedy of substantial damage described in section 1 of  
6 this 2013 Act.”.

7 Delete lines 39 and 40 and insert:

8 **“SECTION 3. Section 1 of this 2013 Act applies to structures sub-**  
9 **stantially damaged before, on or after the effective date of this 2013**  
10 **Act.”.**

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