

B-Engrossed House Bill 2916

Ordered by the Senate May 22
Including House Amendments dated April 1 and Senate Amendments
dated May 22

Sponsored by Representatives MARSH, BONHAM; Representatives KENY-GUYER, NEARMAN (at the request of
League of Oregon Cities)

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.

Expands transitional housing accommodations allowed inside urban growth boundary to include other structures. Removes limits on operators of and number of campgrounds providing transitional housing accommodations. Removes authority of Department of Consumer and Business Services to apply specialty codes to transitional housing accommodations.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to transitional housing; amending ORS 446.265 and 446.325; and declaring an emergency.

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

4 **SECTION 1.** ORS 446.265 is amended to read:

5 446.265. (1) **Inside an urban growth boundary**, a [*municipality*] **local government** may [*ap-*
6 *prove*] **authorize** the establishment of [*a campground inside an urban growth boundary to be used for*
7 *providing transitional housing accommodations. The accommodations may consist of separate facilities,*
8 *in the form of yurts, for use*] **transitional housing accommodations used as individual** living units
9 by one or more individuals [*or by families. The person establishing the accommodations may provide*
10 *access to water, toilet, shower, laundry, cooking, telephone or other services either through separate or*
11 *shared facilities. The accommodations shall provide parking facilities and walkways*].

12 [(2)] **Use of** transitional housing accommodations [*described under subsection (1) of this section*
13 *shall be*] **is** limited to persons who lack permanent **or safe** shelter and **who** cannot be placed in
14 other low income housing. A [*municipality*] **local government** may limit the maximum amount of
15 time that an individual or a family may use the accommodations.

16 [(3)] **(2)** [*Campgrounds providing transitional housing accommodations described under this section*
17 *may be operated by private persons or nonprofit organizations. The shared facilities of the*
18 *campgrounds are subject to regulation under the recreation park specialty code described under ORS*
19 *446.310 to 446.350.*] **Transitional housing accommodations are intended to be used by individ-**
20 **uals or families on a limited basis for seasonal, emergency or transitional housing purposes**
21 **and may include yurts, huts, cabins, fabric structures, tents and similar accommodations.**
22 **The transitional housing accommodations may provide parking facilities, walkways and ac-**
23 **cess to water, toilet, shower, laundry, cooking, telephone or other services either through**
24 **separate or shared facilities. The Oregon Health Authority may develop public health best**
25 **practices for shared health and sanitation facilities for transitional housing accommodations.**

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 **(3)** *[The]* Transitional housing accommodations are not subject to ORS chapter 90.

2 **(4)** *To the extent deemed relevant by the Department of Consumer and Business Services, the*
3 *construction and installation of yurts on campgrounds used for providing transitional housing accom-*
4 *modations established under this section is subject to the manufactured structures specialty code de-*
5 *scribed in ORS 446.155. Transitional housing accommodations not appurtenant to a yurt are subject*
6 *to regulation as provided under subsection (3) of this section.]*

7 **(5)** *Campgrounds established for providing transitional housing accommodations shall not be al-*
8 *lowed on more than two parcels in a municipality. In approving the use of parcels for a campground,*
9 *the municipality shall give preference to locations that have access to grocery stores and public transit*
10 *services.]*

11 **(6)** **(4)** As used in this section, “yurt” means a round, domed tent of canvas or other weather
12 resistant material, having a rigid framework, wooden floor, one or more windows or skylights and
13 that may have plumbing, electrical service or heat.

14 **SECTION 2.** ORS 446.325 is amended to read:

15 446.325. (1) *[Public entities, private persons or nonprofit organizations described]* **Persons and**
16 **public bodies, as defined in ORS 174.109, that operate transitional housing accommodations**
17 **under ORS 446.265 [(3)], timber companies and private utilities [shall] may not establish or operate**
18 **a recreation park without complying with the rules of the Oregon Health Authority and securing**
19 **the approval of the Director of the Oregon Health Authority or designee but [shall be] are exempt**
20 **from the licensing requirement of ORS 446.320. The director or designee may delegate, to a health**
21 **official having sufficient environmental health specialists, the authority to approve such recreation**
22 **parks.**

23 (2) ORS 446.310 to 446.350 do not apply to:

24 (a) Any structure designed for and occupied as a single family residence in which no more than
25 two sleeping rooms are provided on a daily or weekly basis for the use of no more than a total of
26 six travelers or transients at any one time for a charge or fee paid or to be paid for the rental or
27 use of the facilities;

28 (b) Any temporary camping sites used solely and incidentally in the course of backpacking,
29 hiking, horseback packing, canoeing, rafting or other expedition, unless the expedition is part of an
30 organizational camp program; or

31 (c) *[A yurt, as defined in ORS 446.265, that is used as a living unit in transitional housing ac-*
32 *commodations]* **Transitional housing accommodations.**

33 **SECTION 3. This 2019 Act being necessary for the immediate preservation of the public**
34 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
35 **on its passage.**

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