



January 1, 2010

**Housekeeping reference changes from
House Bill 2950 (2009)**

Purpose of the rule:

These rules make necessary housekeeping changes as a result of the passage of House Bill 2950 (2009). This bill merges two of the division's advisory boards – the Manufactured Structures and Parks Advisory Board and the Residential Structures Board – into the Residential and Manufactured Structures Board, and establishes the Construction Industry Energy Board.

Citation:

Amend: OAR 918-001-0210, 918-005-0010 & 918-040-0000

Effect of the rule:

These changes update references within the rules regarding the division's seven advisory boards, and update the division's Interested Parties mailing lists. These rules also contain some non-substantive housekeeping changes that provide clarity and consistency among the division's rules.

Contact:

If you have questions or need further information, please contact Division Rules Coordinator Shauna Parker at 503-373-7438 or Shauna.M.Parker@state.or.us.



918-001-0210

Division Mailing Lists

This rule governs procedures for placement on the various mailing lists maintained by the division and boards. The procedures in this rule are created under ORS 183.335(8) and the general rulemaking authority of the director in ORS 455.030 and 455.100.

(1) Creation of Interested Parties Mailing Lists for Board Activities. Mailing lists are created for interested people and organizations who want to receive notices and agendas of board meetings for the following:

- (a) Electrical and Elevator Board;
- (b) Building Codes Structures Board;
- (c) Residential and Manufactured Structures Board;
- (d) State Plumbing Board;
- (e) Board of Boiler Rules;
- (f) Mechanical Board; and
- (g) Construction Industry Energy Board.

(2) Creation of Interested Parties Mailing Lists for Rulemaking. Mailing lists are created for interested people and organizations wanting to receive notices of the division's rulemaking activities. The mailing lists are divided into the following program areas:

(a) Electrical List. This list covers rulemaking activities of the Electrical and Elevator Board and Construction Industry Energy Board, where applicable, relating to electrical matters, including the Electrical Safety Law, the **Oregon Electrical Specialty Code**, and the electrical provisions of the **Oregon Residential Specialty Code**.

(A) Building officials and members of the boards are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(b) Elevator List. This list covers the rulemaking activities of the Electrical and Elevator Board relating to elevators and the **Oregon Elevator Specialty Code**.

(A) Building officials and members of the board are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(c) Commercial Structures List. This list covers rulemaking activities of the Building Codes Structures Board and the Construction Industry Energy Board, where applicable, relating to commercial structures and the **Oregon Structural Specialty Code**.

(A) Building officials and members of the boards are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(d) Mechanical List. This list covers the rulemaking activities of the Mechanical Board relating to mechanical matters and the **Oregon Mechanical Specialty Code**.

(A) Building officials and members of the board are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(e) Residential Structures List. This list covers rulemaking activities of the Residential and Manufactured Structures Board and the Construction Industry Energy Board, where applicable, relating to residential structures and the **Oregon Residential Specialty Code**.

(A) Building officials and members of the boards are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when rulemaking involves the adoption or amendment of the code.

(C) Everyone entitled to notice on the electrical and plumbing lists are also served notice when **Oregon Residential Specialty Code** rules are involved.

(D) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(f) Manufactured Structures and Parks List. This list covers the rulemaking activities of the Residential and Manufactured Structures Board and the Construction Industry Energy Board, where applicable, relating to manufactured dwellings, recreational vehicles, manufactured dwelling parks, recreation parks, organizational camps, and picnic parks.

(A) Building officials and members of the boards are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(g) Plumbing List. This list covers rulemaking activities of the State Plumbing Board relating to plumbing activities, including the **Oregon Plumbing Specialty Code** and the plumbing provisions of the **Oregon Residential Specialty Code**.

(A) Building officials and members of the board are automatically on this list.

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(h) Boiler List. This list covers rulemaking activities of the Board of Boiler Rules relating to boiler and pressure vessel activities and the **Oregon Boiler and Pressure Vessel Specialty Code**.

(A) Building officials and members of the board are automatically on this list;

(B) All municipalities with authority to administer the building code are served notice when the rulemaking involves the adoption or amendment of the code.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(i) Amusement Ride and Device List. This list includes amusement device and ride owners and amusement parks.

(A) All municipalities with authority to administer the building code are served notice when rulemaking involves the adoption or amendment of the code.

(B) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(j) General Rulemaking List. This list covers the rulemaking activities of the division that are not specific to a code or program.

(A) Building officials are automatically on this list.

(B) All municipalities with authority to administer the building code are also on this list.

(C) Interested parties requesting placement on this list per section (3) of this rule will also be served notice.

(k) Illegal Drug Manufacturing Site List. Interested parties referenced in OAR chapter 918, division 10 are automatically on this list.

(3) Mailing List Subscription. The division will add a person or organization to its interested parties mailing lists if the person or organization:

(a) Subscribes to the division's online e-mail notification system through the division's Web site at www.bcd.oregon.gov; or

(b) Requests in writing to receive notification materials by mail. The request must include the full name of the person or organization, a mailing address, and must indicate the board or rulemaking program mailing list the interested party would like to subscribe to.

(4) The division will send notices to those on the e-mail notification list described in (3)(a) of this rule and mail paper copies to those on the hard-copy notification

list described in (3)(b) of this rule. These notification materials are also available on the division's Web site at www.bcd.oregon.gov/rules.html.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 455.110

Stats. Implemented: ORS 183.335

Hist.: BCA 23-1992, f. 12-24-92, cert. ef. 1-1-93; BCD 1-1998, f. 1-28-98, cert. ef. 4-1-98; BCD 18-2004, f. 9-30-04, cert. ef. 10-1-04; BCD 10-2009, f. 12-29-09, cert. ef. 1-1-10

**DIVISION 5
DIVISON ORGANIZATION**

918-005-0010

Division Organization

(1) The Building Codes Division coordinates the activities of and has general supervision over seven advisory boards, as follows:

(a) Board of Boiler Rules, established under ORS 480.535;

(b) Electrical and Elevator Board, established under ORS 455.138;

(c) Residential and Manufactured Structures Board, established under ORS 455.135;

(d) State Plumbing Board, established under ORS 693.115;

(e) Building Codes Structures Board, established under ORS 455.132;

(f) Mechanical Board, established under ORS 455.140; and

(g) Construction Industry Energy Board, established under chapter 567, 2009 Oregon Laws.

(2)(a) Appointing authority for the six boards listed in subsections (1)(a) through (f) of this rule rests with the Governor and requires Senate confirmation.

(b) Membership for the Construction Industry Energy Board includes two members selected by the Electrical and Elevator Board, two members selected by the Residential and Manufactured Structures Board, two members selected by the Building Codes Structures Board, and one member appointed by the director of the State Department of Energy.

(3) The division is located at 1535 Edgewater N.W., Salem, OR 97304.

Stat. Auth.: ORS 455.110

Stats. Implemented: ORS 455.110

Hist.: BCA 22-1989, f. 7-19-89, cert. ef. 8-1-89; BCD 1-1998, f. 1-28-98, cert. ef. 4-1-98; BCD 10-2009, f. 12-29-09, cert. ef. 1-1-10

DIVISION 40
BOARD MEETINGS AND ADMINISTRATION

918-040-0000

Purpose and Scope

The rules in OAR chapter 918, division 40 establish consistent protocols for the administration of activities carried out by the boards covered under these rules. These rules apply to the Electrical and Elevator Board, the Building Codes Structures Board, the Mechanical Board, the Residential and Manufactured Structures Board, the Board of Boiler Rules, the State Plumbing Board, and the Construction Industry Energy Board.

Stat. Auth: ORS 183.335

Stats. Implemented: ORS 455.144, 480.540, 693.125, & Chapter 567, 2009 Oregon Laws

Hist.: BCD 14-2006, f. & cert. ef. 12-29-06 ; BCD 10-2009, f. 12-29-09, cert. ef. 1-1-10