

# House Bill 3089

Sponsored by Representative LEVY E (Presession filed.)

## 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: The Act defines "wildfire risk" to show what insurers must do with respect to homeowner insurance. The Act takes effect 91 days after the session ends. (Flesch Readability Score: 63.4).

Defines "wildfire risk" for the purpose of determining certain obligations of insurers related to homeowner insurance.

Takes effect on the 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to a definition of "wildfire" for the purposes of insurance coverage; amending ORS 742.277;  
3 and prescribing an effective date.

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

5 **SECTION 1.** ORS 742.277 is amended to read:

6 742.277. (1) As used in this section **and ORS 742.278:**

7 (a) "Homeowner insurance" has the meaning given that term in ORS 746.600.

8 (b) **"Wildfire risk" means danger to people or property that is threatened or caused by**  
9 **a fire that is:**

10 (A) **An uncontrollable brush fire, firestorm or other series of fires, regardless of origin,**  
11 **that is fueled predominantly by trees, grasslands, timber, scrub or any other naturally oc-**  
12 **curing or native-grown vegetation; and**

13 (B) **Declared by a governmental authority as a wildfire.**

14 *[(b)]* (c) "Wildfire risk mitigation action" means an action that reduces wildfire risk to property,  
15 including:

16 (A) A property-level action, such as establishing defensible space, hardening a building or re-  
17 ceiving certification from the Insurance Institute for Business and Home Safety for a Wildfire Pre-  
18 pared Home or a similar entity.

19 (B) A community-level action, such as receiving recognition as a Firewise USA Site in Good  
20 Standing or recognition from a similar entity or participating in community risk reduction programs  
21 established by the State Fire Marshal.

22 (2) An insurer that cancels or decides not to renew a homeowner insurance policy for a prop-  
23 erty, or that increases a premium for a homeowner insurance policy for a property, for a reason that  
24 is not nonpayment of a premium and that is materially related to wildfire risk, shall send a notice  
25 of the cancellation, decision not to renew or premium increase to the insured that describes:

26 (a) Any property-specific characteristics related to wildfire risk that resulted in the cancellation,  
27 decision not to renew or premium increase.

28 (b) Wildfire risk mitigation actions the insured could undertake to improve the insurability of

**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 the property, if there are any.

2 (c) If the insurer used wildfire risk scores or classifications to assess the property, the following  
3 information:

4 (A) In plain language, a description of how wildfire risk scores and classifications are deter-  
5 mined, including a description of any general variables the insurer considers.

6 (B) The range of wildfire risk scores or classifications that could potentially be assigned to a  
7 property.

8 (C) The relative position of the wildfire risk score or classification assigned to the property.

9 (D) Impacts, if there are any, that wildfire risk mitigation actions could have on a wildfire risk  
10 score or classification assigned to the property.

11 (d) General information about factors the insurer considers in order to classify, measure or  
12 otherwise determine the wildfire risk to a property.

13 (e) Any other information specified by rule by the Department of Consumer and Business Ser-  
14 vices.

15 (3) In addition to the requirements of subsection (2) of this section, a notice for a premium in-  
16 crease that is materially related to wildfire risk must describe:

17 (a) What wildfire risk mitigation actions the insured could undertake, if any, that would result  
18 in a discount, incentive or other premium adjustment.

19 (b) The amount of the potential discount, incentive or other premium adjustment.

20 **SECTION 2. This 2025 Act takes effect on the 91st day after the date on which the 2025**  
21 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**

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