



PERMANENT ADMINISTRATIVE ORDER

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CHAPTER 333

**OREGON HEALTH AUTHORITY
PUBLIC HEALTH DIVISION**

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FILING CAPTION: Healthy Homes Grant Program - housing improvements for seniors and individuals with disabilities

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AMEND: 333-090-0100

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RULE SUMMARY: Amend OAR 333-090-0100 to add definitions for the terms "Individuals with disabilities", "Major life activities", "Older Adult", and "Seniors", which are necessary to implement HB 3506 (Oregon Laws 2025, chapter 509)

CHANGES TO RULE:

333-090-0100

Definitions

The following definitions apply in ~~these rules~~ OAR chapter 333, division 90, as well as the definitions provided in ORS 431A.400:¶

- (1) "Acquire" means to come into possession of or obtain ownership of, whether directly or indirectly, through a sale, trade, exchange, or other transaction.¶
- (2) "Administrative expense" means a cost incurred by an organization for the general management, oversight, and coordination of the grant activities identified in the grant agreement.¶
- (3) "Authority" means the Oregon Health Authority.¶
- (4) "Awarded funds" means funds received by the grant program recipient from the Healthy Homes Grant Program.¶
- (5) "Eligible entity" means a local government as defined in ORS 174.116, local housing authority, nonprofit

organization, Federally Recognized Tribe in Oregon, Indian health center, coordinated care organization as defined in ORS 414.025, community action agency as described in ORS 458.505, manufactured dwelling park nonprofit cooperative as defined in ORS 62.803, an electric utility as defined in ORS 757.600, or a natural gas utility as defined in ORS 757.392.¶

(6) "Grant" has the meaning provided in OAR 137-045-0010.¶

(7) "Grant agreement" means an agreement setting the conditions for the provision of a grant provided under these rules.¶

(8) "Grant program recipient" means an eligible entity that has been awarded a grant from the Authority under these rules.¶

(9) "Individuals with disabilities" means persons with physical or mental impairments that substantially limits one or more major life activities.¶

(10) "Low-income household" means:¶

(a) A household having an income equal to or below 80 percent of the area median family income as defined by the U.S. Department of Housing and Urban Development's (HUD) Income Limits Documentation System, calculated using the Oregon county of residence and number of residents for the household in question; or¶

(b) With respect to a grantee that is a Federally Recognized Tribe in Oregon or the Urban Indian Health Program, the Oregon state median income.-¶

Note: The HUD's Income Limits Documentation System is available online at:

<https://www.huduser.gov/portal/datasets/il.html> or on file with the Authority.¶

(101) "Major life activities" refers to the expanded definition provided in the Americans with Disabilities Act (ADA) Amendments Act of 2008 (ADAAA), which includes "major life activities" and "major bodily functions".¶

(a) "Major life activities" include, but are not limited to, caring for oneself, performing manual tasks, seeing, hearing, eating, sleeping, walking, standing, lifting, bending, speaking, breathing, learning, reading, concentrating, thinking, communicating, and working.¶

(b) "Major bodily functions" include, but are not limited to, functions of the immune system, normal cell growth, digestive, bowel, bladder, neurological, brain, respiratory, circulatory, endocrine, and reproductive functions.¶

(12) "Nonprofit organization" means an organization or group of organizations that is described in section 501(c)(3) of the Internal Revenue Code and is exempt from income tax under section 501(a) of the Internal Revenue Code.¶

(143) "Older adult" means any person 55 years of age or older (See also: "Senior").¶

(14) "Program" means the Oregon Health Authority, Public Health Division's Healthy Homes Grant Program.¶

(125) "Program cost" refers to a cost specifically related to the performance of household repair and rehabilitation activities, as allowed under the Program.¶

(136) "Program delivery cost" refers to a cost which directly supports the Program's mission of improving housing conditions for low-income Oregonians.-¶

(147) "Repair and rehabilitation" include actions that:¶

(a) Maximize energy efficiency of residences;¶

(b) Extend the usable life of residences; or-¶

(c) Improve the health and safety of the occupants of residences, including radon abatement, lead abatement, mold and mildew abatement, installation of a smoke filtration system, an air purification system or ventilation or reduction of pathways for air infiltration, removal of asthma or allergen triggers, structural or safety improvements that increase accessibility or visitability, improvements that make homes more fire resistant, and structural or safety improvements that promote seismic resiliency, improvements that reduce the reflection of heat on or around the home, including improvements related to trees, vegetation, green roofs or cool roofs, and electrical upgrades that improve the safety of the home or support or enable the use of energy efficient upgrades such as heating or cooling devices.¶

(158) "Residence" means a dwelling that is intended for occupation by one or more individuals who are members of a low-income household as the individuals' principal residence, including a site-built home, manufactured home, residential trailer, mobile home, condominium unit or unit within multifamily housing.¶

(169) "Responsible party" means the individual associated with the eligible entity who is the point of contact concerning any information provided to the Authority in the grant application.¶

(20) "Senior" means any person 55 years of age or older (See also: "Older adult").¶

(217) "Smoke filtration system" means a residential air filtration system that meets minimum efficiency standards, as determined by the Authority, for the removal of particulates and other harmful substances generated by wildfires.¶

(1822) "These rules" means OAR 333-090-0100 through 333-090-0140.

Statutory/Other Authority: ORS 431A.400

Statutes/Other Implemented: ORS 431A.400