

SB 1182

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THE STATE SENATE
Monday, February 23, 2009

Senate Bill No. 1182
As Amended

SENATE BILL NO. 1182 - By: Brogdon of the Senate and Jordan of the House.

[state government - creating the Oklahoma Uniform Building Code Commission - codification - effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1000.20 of Title 59, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Legislature hereby finds that currently in the construction and building code adoption process, there is a lack of communication between various adoption authorities and between those authorities and the industry or industries affected by such codes. The adoption process and review is lengthy and does not reach or include all affected parties. This results in unintended consequences in blanket code adoption, outdated codes being used in some areas of the state, inconsistent interpretations of codes and, perhaps most notably, insufficient consumer education. Therefore, the purpose of this act is to establish uniform building standards through a unified process to code development and adoption in this state and to give all stakeholders the opportunity to provide input

1 without eroding the effectiveness of existing safety provisions and
2 professional standards.

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1000.21 of Title 59, unless
5 there is created a duplication in numbering, reads as follows:

6 A. There is hereby created the Oklahoma Uniform Building Code
7 Commission, within the Oklahoma Department of Commerce, which shall
8 consist of eleven (11) members, eight of whom shall be appointed by
9 the Governor.

10 The Governor shall appoint initially three members who shall
11 serve for three (3) years, three members who shall serve for four
12 (4) years and two members who shall serve for five (5) years. Such
13 members shall serve until a successor has been appointed. After the
14 initial terms are served, the successors shall serve a term of (5)
15 years.

16 The appointed members shall be as follows:

17 1. One member who is from a statewide organization that
18 represents residential construction;

19 2. One member who is a general contractor from a statewide
20 organization that represents commercial construction;

21 3. One member who is from an organization that represents
22 electrical contractors;

1 4. One member who is from an organization that represents
2 plumbing contractors;

3 5. One member who is from an organization that represents
4 heating and cooling contractors;

5 6. One member who is a local-level regulator/inspector that is
6 a member of a municipal organization with statewide membership;

7 7. One member who is a Certified Building Official employed by
8 a political subdivision; and

9 8. One member who is from the general public without prior
10 direct ties to either the construction industry or government.

11 No appointed member shall serve more than two consecutive terms,
12 provided such a member shall be eligible to be reappointed after a
13 one-year absence from the Commission. Appointed members of the
14 Commission shall receive no compensation for serving, but shall
15 receive reimbursement for their necessary travel expenses incurred
16 in the performance of their duties.

17 B. The remaining three members of the Commission shall be the
18 State Fire Marshall, or a designee, the Administrator of the
19 Construction Industries Board, or a designee and the Commissioner of
20 Labor, or a designee.

21 SECTION 3. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 1000.22 of Title 59, unless
23 there is created a duplication in numbering, reads as follows:

1 A. The Oklahoma Uniform Building Code Commission shall have the
2 power and the duty to review and recommend for adoption, either in
3 whole or in part, to the Oklahoma Legislature, the building codes
4 for residential and commercial construction to be used by all
5 entities within this state. Codes and standards recommended by the
6 Commission and adopted, in whole or in part, by legislative action,
7 shall be the default health, safety and welfare and/or minimum
8 safety standard of this state.

9 B. All public projects shall abide by such minimum safety
10 standards and requirements.

11 C. Municipalities and other political subdivisions shall abide
12 by such minimum safety standards and requirements, provided, nothing
13 in this act shall prevent or take away from such municipalities and
14 other political subdivisions the authority to enact and enforce
15 requirements containing higher standards and requirements than such
16 minimum safety standards and requirements.

17 SECTION 4. This act shall become effective November 1, 2009.

18 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS & LABOR, dated 2-16-09 -
19 DO PASS, As Amended and Coauthored.