

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE BILL 1589

By: Newberry

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6 AS INTRODUCED

7 An Act relating to building inspectors; transferring
8 all inspectors from the Construction Industries Board
9 to the Uniform Building Code Commission; establishing
10 authority to transfer personnel, committees, records,
11 contracts, obligations, equipment, funds and
12 responsibilities; transferring certain funds;
13 prohibiting use of transferred funds or property for
14 purposes unrelated to inspectors; restricting the
15 Construction Industry Board from entering into
16 certain contracts without approval; providing for
17 certain board and committee members; transferring
18 licenses, registrations and certifications; directing
19 the Director of the Office of Management and
20 Enterprise Services to coordinate transfer of certain
21 employees, funds and financial obligations;
22 transferring certain rules; transferring employees;
23 providing for noncodification; providing an effective
24 date; and declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law not to be
20 codified in the Oklahoma Statutes to read as follows:

21 A. All powers, duties, responsibilities, employees, records and
22 equipment of the Construction Industry Board relating exclusively to
23 the regulation of licensed inspectors are hereby transferred and
24 shall be placed under the authority of the Uniform Building Code

1 Commission. To the extent practicable, this shall include all
2 computer hardware and software used in regulating the functions
3 listed in this subsection. The Construction Industry Board, the
4 Uniform Building Code Commission and the Director of the Office of
5 Management and Enterprise Services may contract for additional legal
6 and administrative services as necessary to effectuate the transfer.

7 B. All unexpended funds, property, furnishings, equipment,
8 supplies, records, personnel and outstanding financial obligations
9 and encumbrances relating to the designated transfer of licensed
10 inspectors are hereby transferred to the Uniform Building Code
11 Commission for the continuing performance of duties relating to the
12 inspections. No funds, property, furnishings, equipment, supplies,
13 records, or personnel may be expended or used for any purpose other
14 than the performance of duties and responsibilities as directed and
15 required in this act.

16 C. The Construction Industry Board shall not enter into any
17 contract or agreement relating to the regulations of licensed
18 inspectors extending beyond the effective date of the transfer
19 without approval by the Uniform Building Code Commission and the
20 Office of Management and Enterprise Services.

21 D. All board and committee members affected by the transfer
22 provided in subsection A of this section shall retain such
23 selection, appointment, assignment and membership term as provided
24 by law, or any amendments thereto.

1 E. All licenses, registrations, certifications and
2 accreditations subject to the transfer provided in subsection A of
3 this section shall remain in full force and effect upon transfer to
4 the Uniform Building Code Commission.

5 F. The Director of the Office of Management and Enterprise
6 Services is hereby directed to coordinate the transfer of employees,
7 funds, allotments, purchase orders, and outstanding financial
8 obligations and encumbrances relating to the transfer of licensed
9 inspectors subject to transfer pursuant to the provisions of this
10 act.

11 G. Upon the effective date of this act, all administrative
12 rules promulgated by the Construction Industry Board relating to
13 licensed inspectors shall be transferred to and become a part of the
14 administrative rules of the Uniform Building Code Commission. The
15 Office of Administrative Rules in the Secretary of State's office
16 shall provide adequate notice in the Oklahoma Register of the
17 transfer of such rules, and shall place the transferred rules under
18 the Administrative Code section of the Uniform Building Code
19 Commission. Such rules shall continue in force and effect as rules
20 of the Uniform Building Code Commission from and after the effective
21 date of this act, and any amendment, repeal or addition to the
22 transferred rules shall be under the jurisdiction of the Uniform
23 Building Code Commission.

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1 H. All employees of the Construction Industry Board relating to
2 licensed inspectors are hereby transferred on the effective date of
3 this act to the Uniform Building Code Commission. All employees
4 shall keep their merit or unclassified status, pay and benefits upon
5 transfer. All employee pay, leave and accrued benefits shall be
6 transferred with the employee without reduction on the effective
7 date of this act. No employee shall be required to accept the
8 transfer or any position or assignment offered upon transfer by the
9 Uniform Building Code Commission. On the effective date of this
10 act, any employee accepting transfer and assignment to a position
11 within the Uniform Building Code Commission shall be under the
12 supervision and management of the Uniform Building Code Commission
13 and may be placed in such position or assigned as directed by the
14 Uniform Building Code Commission.

15 SECTION 2. This act shall become effective July 1, 2014.

16 SECTION 3. It being immediately necessary for the preservation
17 of the public peace, health and safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

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