

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

☐ FLOOR AMENDMENT

No. _____

☐ COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 126, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Bergstrom

Bergstrom-MG-FS-Req#2071
3/11/2019 3:09 PM

(Floor Amendments Only) Date and Time Filed: _____

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

FLOOR SUBSTITUTE
FOR

SENATE BILL NO. 126

By: Bergstrom of the Senate

and

Lepak of the House

FLOOR SUBSTITUTE

An Act relating to professions and occupations;
amending 59 O.S. 2011, Section 46.21b, as amended by
Section 13, Chapter 234, O.S.L. 2014 (59 O.S. Supp.
2018, Section 46.21b), which relates to the State
Architectural and Registered Interior Designers Act;
removing exception for construction projects of
certain cost; providing exception for certain
prefabricated engineered building projects; and
providing an effective date.

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

SECTION 1. AMENDATORY 59 O.S. 2011, Section 46.21b, as
amended by Section 13, Chapter 234, O.S.L. 2014 (59 O.S. Supp. 2018,
Section 46.21b), is amended to read as follows:

Section 46.21b. A. An architect shall be required to plan,
design and prepare plans and specifications for the following Code
Use Groups except where specifically exempt from the provisions of
the State Architectural and Registered Interior Designers Act. All

1 Code Use Groups in this section are defined by the current
2 International Building Code.

3 B. The construction, addition or alteration of a building of
4 any size or occupancy in the following Code Use Groups shall be
5 subject to the provisions of the State Architectural and Registered
6 Interior Designers Act:

7 1. Code Use Group I - Institutional;

8 2. Code Use Group R-2 - Residential, limited to dormitories,
9 fraternities and sororities, and monasteries and convents;

10 3. Code Use Group A-1 - Assembly and theaters;

11 4. Code Use Group A-4 - Assembly, arenas and courts;

12 5. Code Use Group A-5 - Assembly, bleachers and grandstands;

13 and

14 6. Buildings for which the designated Code Use Group changes
15 are not exempt from the State Architectural and Registered Interior
16 Designers Act.

17 C. The following shall be exempt from the provisions of the
18 State Architectural and Registered Interior Designers Act; provided
19 that, for the purposes of this subsection, a basement is not to be
20 counted as a story for the purpose of counting stories of a building
21 for height regulations:

22 1. The construction, addition or alteration of a building no
23 more than two stories in height and with a code-defined occupancy of
24

1 no more than fifty (50) persons for the Code Use Groups A-2 and A-3
2 - Assembly and Code Use Group E - Education;

3 2. The construction, addition or alteration of a building no
4 more than two stories in height and no more than sixty-four
5 transient lodging units per building for the Code Use Group R1 -
6 Residential, including, but not limited to, hotels and motels;

7 3. The construction, addition or alteration of a building no
8 more than two stories in height and with a gross square footage not
9 exceeding one hundred thousand (100,000) in the Code Use Group B -
10 Business;

11 4. The construction, addition or alteration of a building no
12 more than two stories in height and with a gross square footage not
13 exceeding two hundred thousand (200,000) in the Code Use Group M -
14 Mercantile; and

15 5. The construction, addition or alteration of a building no
16 more than two stories in height in the following Code Use Groups or
17 buildings:

- 18 a. Code Use Group U - Utility,
- 19 b. Code Use Group F - Factory and Industrial,
- 20 c. Code Use Group H - High hazard,
- 21 d. Code Use Group S - Storage,
- 22 e. Code Use Group R2 - Residential, including apartments
23 containing no more than thirty-two dwelling units or
24 thirty-two guest units per building,

1 f. Code Use Groups R3 and R4 - Residential,

2 g. ~~all buildings used by a municipality, county, state,~~
3 ~~public trust, public agency or the federal government~~
4 ~~with a construction value under One Hundred Fifty-~~
5 ~~eight Thousand Dollars (\$158,000.00),~~

6 ~~h.~~ incidental buildings or appurtenances associated with
7 paragraphs 1 through 5 of this subsection, ~~and~~

8 ~~i.~~

9 h. all uninhabitable, privately owned agricultural
10 buildings, and

11 i. any building that is to be erected by a municipality,
12 county, state public trust or public agency, with the
13 exception of public schools, that has a prefabricated
14 engineered design, when such buildings are no more
15 than two (2) stories in height and with a code-defined
16 occupancy of less than fifty persons, based upon the
17 current edition of the Oklahoma Uniform Building Code.

18 D. The addition, renovation or alteration of buildings where
19 the use was exempt as new construction shall remain exempt if the
20 Code Use Group does not change.

21 E. Upgrades, repairs, replacements and changes made on projects
22 in Code Use Groups found in this title requiring an architect are
23 exempt from hiring an architect if the upgrades, repairs,
24 replacements or changes do not affect the existing primary

1 structural, mechanical, or electrical systems, life-safety systems,
2 fire codes or exit passageways and/or egress as determined by the
3 applicable building official having jurisdiction.

4 SECTION 2. This act shall become effective November 1, 2019.

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6 57-1-2071 MG 3/11/2019 3:09:19 PM

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