

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE
5 BILL NO. 148

 By: Rader and **Jech** of the
 Senate

6 and

7 Dills of the House

8
9
10 An Act relating to the Oklahoma Uniform Building Code
11 Commission; amending 59 O.S. 2011, Section 1000.21,
12 as amended by Section 2, Chapter 223, O.S.L. 2014 (59
13 O.S. Supp. 2020, Section 1000.21), which relates to
14 membership of the Commission; adding certain members;
15 providing for initial appointment within certain
16 time; providing an effective date; and declaring an
17 emergency.

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

19 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1000.21, as
20 amended by Section 2, Chapter 223, O.S.L. 2014 (59 O.S. Supp. 2020,
21 Section 1000.21), is amended to read as follows:

22 Section 1000.21. A. 1. There is hereby created the Oklahoma
23 Uniform Building Code Commission within the Construction Industries
24 Board which shall consist of ~~eleven (11)~~ thirteen (13) members, ~~nine~~
 eleven of whom shall be appointed by the Governor with the advice
 and consent of the Senate as follows:

- 1 a. one member who is a general contractor from a
2 statewide organization that represents residential
3 construction,
4 b. one member who is a general contractor from a
5 statewide organization that represents commercial
6 construction,
7 c. one member who is a contractor from a statewide
8 organization that represents electrical contractors,
9 d. one member who is a contractor from a statewide
10 organization that represents plumbing contractors,
11 e. one member who is a contractor from a statewide
12 organization that represents heating and cooling
13 contractors,
14 f. one member who is a licensed electrical engineer from
15 a state-recognized professional engineering firm,
16 g. one member who is a local-level regulator/inspector
17 who is a member of a statewide organization that is
18 exempt from taxation under federal law and designated
19 pursuant to the provisions of the Internal Revenue
20 Code, 26 U.S.C., Section 170(a), who has represented
21 municipalities and had statutory functions for
22 municipalities for at least fifteen (15) years prior
23 to November 1, 2005,

24 ~~g.~~

1 h. one member who is a Certified Building Official
2 employed by a political subdivision,

3 ~~h.~~

4 i. one member who is a licensed architect from a
5 statewide organization that represents architects, ~~and~~

6 ~~i.~~

7 j. one member who is from the insurance industry with
8 knowledge of building codes and experience in property
9 loss mitigation, and

10 k. one member who is a licensed mechanical engineer from
11 a state-recognized professional engineering firm.

12 2. The members shall be appointed for staggered terms of four
13 (4) years, ~~beginning July 1, 2009.~~ The initial appointment of the
14 members added by this act shall be made within ninety (90) days of
15 the effective date of this act. A full term of office for purposes
16 of determining term limits provided in subsection C of this section
17 shall be the completion of a full four-year term of appointment.

18 B. The remaining two members of the Commission shall be the
19 State Fire Marshal, or a designee, and an appointee of the
20 Construction Industries Board.

21 C. Appointed members shall continue in office until a successor
22 is appointed by the Governor, notwithstanding the term limitations.
23 No appointed member shall serve more than two consecutive full four-
24 year terms; provided, such a member shall be eligible to serve until

1 a successor is appointed, and such member may be reappointed after a
2 two-year absence from the Commission. The Governor shall fill all
3 vacancies and unexpired terms in the same manner as the original
4 appointment of the member whose position is to be filled. No
5 initial appointment to a term of less than four (4) years or any
6 partial-term appointment to fill a vacancy or unexpired term of
7 another member shall be counted for purposes of determining term
8 limits. An appointed member may be removed by the Governor for
9 cause.

10 D. Whenever a member of the Commission is absent from more than
11 one-half (1/2) of all meetings of the governing body, regular and
12 special, held within any period of twelve (12) consecutive months,
13 the member shall thereupon cease to hold office by operation of law.

14 SECTION 2. This act shall become effective July 1, 2021.

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

19
20 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated
21 04/07/2021 - DO PASS, As Coauthored.
22
23
24