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February 4, 2021

By: Rader

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

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

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

Section 1000.21. A. 1. There is hereby created the Oklahoma Uniform Building Code Commission within the Construction Industries 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:

a. one member who is a general contractor from a statewide organization that represents residential construction,

- b. one member who is a general contractor from a statewide organization that represents commercial construction,
- c. one member who is a contractor from a statewide organization that represents electrical contractors,
- d. one member who is a contractor from a statewide organization that represents plumbing contractors,
- e. one member who is a contractor from a statewide organization that represents heating and cooling contractors,
- f. one member who is a licensed electrical engineer from a state-recognized professional engineering firm,
- g. one member who is a local-level regulator/inspector who is a member of a statewide organization that is exempt from taxation under federal law and designated pursuant to the provisions of the Internal Revenue Code, 26 U.S.C., Section 170(a), who has represented municipalities and had statutory functions for municipalities for at least fifteen (15) years prior to November 1, 2005,
- ~~g.~~
- h. one member who is a Certified Building Official employed by a political subdivision,
- ~~h.~~

- 1            i.    one member who is a licensed architect from a  
2                    statewide organization that represents architects, ~~and~~  
3            ~~i.~~  
4            j.    one member who is from the insurance industry with  
5                    knowledge of building codes and experience in property  
6                    loss mitigation, and  
7            k.    one member who is a licensed mechanical engineer from  
8                    a state-recognized professional engineering firm.

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

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

18            C. Appointed members shall continue in office until a successor  
19        is appointed by the Governor, notwithstanding the term limitations.  
20        No appointed member shall serve more than two consecutive full four-  
21        year terms; provided, such a member shall be eligible to serve until  
22        a successor is appointed, and such member may be reappointed after a  
23        two-year absence from the Commission. The Governor shall fill all  
24        vacancies and unexpired terms in the same manner as the original

1 appointment of the member whose position is to be filled. No  
2 initial appointment to a term of less than four (4) years or any  
3 partial-term appointment to fill a vacancy or unexpired term of  
4 another member shall be counted for purposes of determining term  
5 limits. An appointed member may be removed by the Governor for  
6 cause.

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

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

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

16 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM  
17 February 4, 2021 - DO PASS  
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