

2013 -- S 0761 AS AMENDED

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LC01983
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO HEALTH AND SAFETY - CODE CONSISTENCY COUNCIL

Introduced By: Senators P Fogarty, McCaffrey, Lombardo, Nesselbush, and Gallo

Date Introduced: March 13, 2013

Referred To: Senate Housing & Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby
2 amended by adding thereto the following chapter:

3 CHAPTER 88

4 CODE CONSISTENCY COUNCIL

5 **23-88-1. Purpose. --** It is the purpose of this chapter to establish a council to examine
6 areas within the building code, fire code, elevator code, and any other codes that overlap, conflict
7 or may be inconsistent. The council shall examine these codes and make recommendations that
8 may resolve the conflict or inconsistency by selecting the "lead" code on a particular issue, by
9 making all the codes consistent or by allowing the inconsistencies as they serve a purpose and do
10 not directly conflict with each other.

11 **23-88-2. Establishment. –** (a) There is hereby established a council to be called the
12 "Code Consistency Council" consisting of sixteen (16) members:

13 (1) One of whom shall be the state fire marshal and who shall serve as a co-chairperson;

14 (2) One of whom shall be the state building code commissioner who shall serve as a co-
15 chairperson;

16 (3) One of whom shall be the Director of Regulatory Reform, or his or her designee;

17 (4) One of whom shall be the president of the American institute of architects Rhode
18 Island, or his or her designee;

19 (5) One of whom shall be the president of the structural engineers association of Rhode

1 Island, or his or her designee;

2 (6) One of whom shall be the president of the Rhode Island association of fire fighters, or
3 his or her designee;

4 (7) One of whom shall be the president of the Rhode Island chapter of the associated
5 general contractors, or his or her designee;

6 (8) One of whom shall be the president of the housing network or his or her designee;

7 (9) Two (2) of whom shall be appointed by the director of the department of labor and
8 training, one with an expertise in elevator safety rules and regulations and one with an expertise
9 in boiler safety rules and regulations;

10 (10) Two (2) of whom shall be appointed by the League of Cities and Towns, one from a
11 city and one from a town to represent the interests of municipalities that administer building code
12 issues;

13 (11) One of whom shall be the chairperson of the Rhode Island historical preservation
14 and heritage commission, or his or her designee;

15 (12) One of whom shall be the President of the Rhode Island builders' association or his
16 or her designee;

17 (13) One of whom shall be an environmental engineer, to be appointed by the governor;
18 and

19 (14) One of whom shall be an attorney whose practice is concentrated in building and
20 construction, to be appointed by the governor.

21 (b) Forthwith upon the effective date of this chapter, the members of the council shall
22 meet at the call of the chairs and organize. Vacancies in the council shall be filled in like manner
23 as the original appointment.

24 (c) The department of public safety is hereby directed to provide suitable quarters for the
25 council.

26 (d) All departments and agencies of the state shall furnish such advice and information
27 documentary and otherwise to the commission and its agents as is deemed necessary or desirable
28 by the commission to facilitate the purposes of this chapter.

29 **23-88-3. Meeting and reporting requirements.** – The council shall meet regularly and
30 present and report its findings and recommendations to the senate housing and municipal
31 government committee by March 31, 2014. The council shall cease to exist on July 1, 2015.

32 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO HEALTH AND SAFETY - CODE CONSISTENCY COUNCIL

- 1 This act would create a code consistency council to examine the building code, fire code,
- 2 elevator code, and related codes for consistency.
- 3 This act would take effect upon passage.

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