

2022 -- H 7426

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LC004527
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE

Introduced By: Representative Jacquelyn M. Baginski

Date Introduced: February 09, 2022

Referred To: House State Government & Elections

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-27.3-100.1.4 of the General Laws in Chapter 23-27.3 entitled
2 "State Building Code" is hereby amended to read as follows:

3 **23-27.3-100.1.4. Appointment and qualifications of the committee.**

4 (a) The building code standards committee shall be composed of ~~twenty-five (25)~~ sixteen
5 (16) members, residents of the state who shall be appointed by the governor with the advice and
6 consent of the senate. ~~Eight (8)~~ Five (5) members are to be appointed for terms of one year each,
7 ~~seven (7)~~ six (6) for a term of two (2) years each, and ~~ten (10)~~ five (5) for terms of three (3) years
8 each. Annually, thereafter, the governor, with the advice and consent of the senate, shall appoint
9 members to the committee to succeed those whose terms expired; the members to serve for terms
10 of three (3) years each and until their successors are appointed and qualified. ~~Two (2) members~~
11 One member shall be ~~architects~~ an architect registered in the state; three (3) shall be professional
12 engineers registered in the state, one specializing in mechanical, one specializing in structural, and
13 one specializing in electrical engineering; ~~one landscape architect, registered in the state;~~ one full-
14 time certified electrical inspector; ~~two (2) shall be builders or superintendents~~ one shall be a builder
15 or superintendent of building construction; one shall be a public health official; one shall be a
16 qualified fire code official; ~~two (2)~~ one shall be from the Rhode Island building trades council; ~~two~~
17 ~~(2)~~ one shall be from the Rhode Island Builders Association; one shall be a holder of Class "A"
18 electrician's license; one shall be a master plumber; ~~two (2)~~ one shall be from the general public;
19 ~~three (3)~~ one shall be a building ~~officials~~ official in office, ~~one from a municipality with a~~

1 ~~population of sixty thousand (60,000) persons or more, one from a municipality with a population~~
2 ~~of over twenty thousand (20,000) persons but less than sixty thousand (60,000), and one from a~~
3 ~~municipality with a population of less than twenty thousand (20,000) persons;~~ one shall be a
4 minimum housing official in office from one of the local municipalities; and ~~two (2) residents~~ one
5 resident of the state who shall be ~~persons~~ a person with disabilities as defined in § 42-87-1.

6 (b) All members shall have no less than five (5) years practical experience in their
7 profession or business. The committee shall elect its own chairperson and may elect from among
8 its members such other officers as it deems necessary. ~~Thirteen (13)~~ Eight (8) members of the board
9 shall constitute a quorum and the vote of a majority vote of those present shall be required for
10 action. The committee shall adopt rules and regulations for procedure. The state building
11 commissioner shall serve as the executive secretary to the committee. The committee shall have
12 the power, within the limits of appropriations provided therefor, to employ such assistance as may
13 be necessary to conduct business.

14 (c) Members of the committee shall be removable by the governor pursuant to § 36-1-7
15 and for cause only, and removal solely for partisan or personal reasons unrelated to capacity or
16 fitness for the office shall be unlawful.

17 (d) The state housing and property maintenance code subcommittee shall be composed of
18 nine (9) members, residents of the state. Five (5) of these members are to be current members of
19 the state building code standards committee and are to be appointed by that committee. The four
20 (4) remaining members are to be appointed by the governor, with the advice and consent of the
21 senate. The four (4) appointed by the governor, with the advice and consent of the senate, shall
22 initially be appointed on a staggered term basis, one for one year, one for two (2) years, and two
23 (2) for three (3) years. Annually thereafter, the building code standards committee, and the
24 governor, with the advice and consent of the senate, shall appoint the subcommittee members, for
25 which they are respectively responsible, to succeed those whose terms have expired; the members
26 to serve for terms of three (3) years each and until their successors are appointed and qualified. Of
27 the members appointed by the committee, one shall be a full-time certified electrical inspector; one
28 shall be a master plumber and mechanical equipment expert; one shall be a builder or
29 superintendent of building construction; one member shall be a qualified state fire code official;
30 one shall be a property manager; and one shall be a current minimum housing official from a local
31 municipality. The four (4) members to be appointed by the governor, with the advice and consent
32 of the senate, shall all be current minimum housing officials from local municipalities. One shall
33 be from a municipality with a population of sixty thousand (60,000) persons or more, two (2) from
34 municipalities with a population of over twenty thousand (20,000) persons but less than sixty

1 thousand (60,000), and one from a municipality with a population of less than twenty thousand
2 (20,000) persons.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO HEALTH AND SAFETY -- STATE BUILDING CODE

- 1 This act would amend the composition of the state building code standards committee.
- 2 This act would take effect upon passage.

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