



— Senate Committee on Labor and Industry —

Senator Kim L. Ward
Chairman

Senate Box 203039 • Harrisburg, PA 17120-3039 • (717) 787-6063

House Bill 409 **Printer's No. 1235**

Amendment #02305

Sponsor: Ward

- Amends the definition of "Board of Appeals." Provides that municipal board of appeals must adhere to standards as provided for in regulation by the Department of Labor and Industry.
- Clarifies that the member of the Review and Advisory Council (RAC) representing modular housing manufacturers does not have to be from an association exclusively representing modular housing manufacturers.
- Extends the time by which the appointing authority must fill a vacancy before the RAC chair can fill the vacancy from 30 business days to 90 business days.
- Clarifies that the RAC has discretion in retaining technical support/expert input.
- Clarifies that recommendations of Technical Advisory Committees (TACs) are non-binding.
- Clarifies that additional sections must be selected prior to commencement of the review process.
- Requires a two-thirds majority vote of council members to remove a section from the unopposed group during final consideration.
- Provides that if unopposed sections fail to be adopted by a majority vote, the council shall conduct a subsequent vote to reject unopposed sections by a two-thirds majority vote of council members. If the council fails to reject unopposed sections by a two-thirds majority vote, the unopposed sections shall be adopted.
- Clarifies that a modification recommended by the RAC must meet or exceed the standards of the section in effect or being reviewed.

- Provides that where a design or construction contract was signed before the effective date of regulations implementing a subsequent Uniform Construction Code, the permit may be issued under the code in place at the time the design or construction contract was signed if it is applied for within six months of the effective date of the regulation or the period specified by municipal ordinance, whichever is less.
- Allows Cities of the First Class to enact an ordinance that adopts the 2018 ICC triennial commercial building code.
- Increases the building permit fee to \$4.50.
- Allocates the permit fee as follows:
 - Municipal Code Official Training Account: 43.5%
 - Construction Contractor Training Account: 43.5%
 - Review and Advisory Council Administration Account: 13%
- Caps Department of Community and Economic Development (DCED) costs to administer the Municipal Code Official Training Account to 3% and costs to administer the Construction Contractor Training Account to 3%.
- Allows DCED to take a higher percentage of funds for administrative costs for one year if already included in an agreement.
- Requires DCED to submit an annual report detailing revenue and expenditures for the Municipal Code Official Training Account and the Construction Contractor Training Account.
- Requires the Department of Labor and Industry to submit an annual report detailing revenue and expenditures for the Review and Advisory Council Administration Account.
- Makes the fee increase effective July 1, 2017 or immediately, whichever is later.

Prepared by: Kratz 6/26/2017