



— Senate Committee on Labor and Industry —

Senator Kim L. Ward
Chairman

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Senate Bill 269 **Printer's No. 256**

Amendment #01008

Sponsor: Ward

Key provisions of the amendment are as follows:

- Requires Review and Advisory Council (RAC) members to be legal residents of the Commonwealth of Pennsylvania.
- Requires RAC members to present documentation to the Secretary of the Department of Labor & Industry (L&I) that they meet the qualifications of their appointment and provides that a RAC member who does not meet the qualifications for their appointment shall be removed.
- Staggers RAC member terms in three classes of equal size.
- Clarifies that Technical Advisory Committee (TAC) members shall be appointed so as to ensure representation from affected contractor associations, affected building trade organizations, the code enforcement community, the design professional community and other relevant industries.
- Clarifies that recommendations of a TAC are non-binding.
- Provides that the RAC may rely on the technical analysis of the 2015 edition of the triennial codes performed by the council during the council's previous review. Specifies that the RAC shall not be required to establish TAC's for the re-review of the 2015 codes.
- Alters the standard for proposed code modifications to a requirement that modifications shall meet or exceed the standards of the section in effect or currently being reviewed and be within the standards under review.
- Provides procedures for a RAC member to make a motion to exclude a section from the unopposed group.

- Provides that unopposed sections shall be adopted by a majority vote of the RAC members. If unopposed sections fail to be adopted by majority vote, the RAC shall conduct a subsequent vote to reject unopposed sections requiring a two-thirds majority vote of the council members. If the council fails to reject unopposed sections by a two-thirds majority vote, the unopposed sections shall be adopted.
- Reduces the fee from \$5 to \$4.50 (the current fee is \$4; the bill as introduced increased the fee to \$5) and divides the fee as follows:
 - 42.5% to the Municipal Code Official Training Account
 - 15% to the Review and Advisory Council Administration Account
 - 42.5% to the Construction Contractor Training Account.
- Moves administration of all accounts to L&I. The Department of Community and Economic Development (DCED) currently administers the Municipal Code Official Training Account and Construction Contractor Training Account.
- Provides that any unencumbered balance in the Municipal Training Account as of June 30, 2017 previously authorized to be expended by DCED shall be transferred to L&I to be deposited into the three accounts established in the Act.
- Provides that L&I shall not receive any money appropriated to the Municipal Code Official Training Account or Construction Contractor Account for department administrative or program expenses.
- Provides that L&I shall utilize Review and Advisory Council Administrative Account funds to administer all accounts under this Act.
- Provides that L&I shall not be required to utilize other sources of funding to carry out activities provided for in this Act if funds provided are insufficient.
- Requires L&I to submit an annual report detailing expenditures, by account, for the prior fiscal year.

Prepared by: Kratz 4/24/2017