

2012 -- S 2570 SUBSTITUTE A

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LC01752/SUB A
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE

Introduced By: Senators Sosnowski, Lynch, Lombardo, Perry, and Walaska

Date Introduced: February 28, 2012

Referred To: Senate Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. The administration shall submit to the chairpersons of the house and senate
2 finance committees by November 1, 2012, a plan to transfer the Rhode Island public
3 telecommunications authority from state to private support as part of the FY 2014 budget process
4 and include any statutory language required to support the transaction.

5 SECTION 2. Section 23-27.3-108.2 of the General Laws in Chapter 23-27.3 entitled
6 "State Building Code" is hereby amended to read as follows:

7 **23-27.3-108.2. State building commissioner's duties.** -- (a) This code shall be enforced
8 by the state building commissioner as to any structures or buildings or parts thereof that are
9 owned or are temporarily or permanently under the jurisdiction of the state or any of its
10 departments, commissions, agencies, or authorities established by an act of the general assembly,
11 and as to any structures or buildings or parts thereof that are built upon any land owned by or
12 under the jurisdiction of the state.

13 (b) Permit fees for the projects shall be established by the committee. The fees shall be
14 deposited as general revenues.

15 (c)(1) The local cities and towns shall charge each permit applicant an additional .1 (.001)
16 percent (levy) of the total construction cost for each permit issued. The levy shall be limited to a
17 maximum of fifty dollars (\$50.00) for each of the permits issued for one and two (2) family
18 dwellings. This additional levy shall be transmitted monthly to the building commission at the
19 department of administration, and shall be used to staff and support the purchase or lease and

1 operation of a web-accessible service and/or system to be utilized by the state and municipalities
2 for uniform, statewide electronic plan review, permit management and inspection system and
3 other programs described in this chapter. The fee levy shall be deposited as general revenues.

4 (2) On or before July 1, 2013, the building commissioner shall develop a standard
5 statewide process for electronic plan review, permit management and inspection.

6 (3) On or before December 1, 2013, the building commissioner, with the assistance of the
7 office of regulatory reform, shall implement the standard statewide process for electronic plan
8 review, permit management and inspection. In addition, the building commissioner shall develop
9 a technology and implementation plan for a standard web-accessible service and/or system to be
10 utilized by the state and municipalities for uniform, statewide electronic plan review, permit
11 management and inspection.

12 (d) The building commissioner shall, upon request by any state contractor described in
13 section 37-2-38.1, review, and when all conditions for certification have been met, certify to the
14 state controller that the payment conditions contained in section 37-2-38.1 have been met.

15 (e) The building commissioner shall coordinate the development and implementation of
16 this section with the state fire marshal to assist with the implementation of section 23-28.2-6.

17 (f) The building commissioner shall submit, in coordination with the state fire marshal, a
18 report to the governor and general assembly on or before April 1, 2013 and each April 1st
19 thereafter, providing the status of the web-accessible service and/or system implementation and
20 any recommendations for process or system improvement.

21 SECTION 3. Section 23-28.2-6 of the General Laws in Chapter 23-28.2 entitled
22 "Division of Fire Safety" is hereby amended to read as follows:

23 **23-28.2-6. Additional powers and duties of fire marshal. --** In carrying out the
24 purposes of this chapter, the state fire marshal is authorized and directed:

25 (1) To procure in his or her discretion as many deputy state fire marshals and assistant
26 deputy state fire marshals as needed, and the temporary or intermittent services of experts or
27 consultants or organizations thereof, by contract, when the services are to be performed on a part-
28 time or fee-for-service basis and do not involve the performance of administrative duties;

29 (2) To enter into agreements for the utilization of the facilities and services of the
30 division of occupational safety, or its successors, to the extent that he or she considers it desirable
31 to effectuate the purposes of this chapter, and to enter into agreements for the utilization of the
32 facilities and services of other departments, agencies, and institutions, public or private;

33 (3) To accept on behalf of the state and to deposit with the general treasurer any grant,
34 gift, or contribution made to assist in meeting the cost of carrying out the purposes of this code,

1 and to expend the same for such purposes;

2 (4) To supervise or conduct any fire safety inspections required by any other state or
3 federal agencies;

4 (5) To formulate, coordinate, implement, or cause implementation of, appropriate
5 education and training programs relating to fire fighting training, fire prevention, fire protection,
6 fire inspection, and fire investigation.

7 (6) To support, in coordination with the state building commissioner and the office of
8 regulatory reform, the purchase or lease and operation of a web-accessible service and/or system
9 to be utilized by the state and municipalities for a uniform, statewide electronic plan review,
10 permit management and inspection system and other programs described in this chapter.

11 (7) To coordinate with the state building commissioner on the submission of a report to
12 the governor and general assembly on or before April 1, 2013 and each April 1st thereafter,
13 providing the status of the web-accessible service and/or system implementation and any
14 recommendations for process or system improvement.

15 SECTION 4. 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 - STATE BUILDING CODE

1 This act would require the state building commissioner, with the assistance of the office
2 of regulatory reform, to implement the standard statewide process for electronic plan review,
3 permit management and inspection. The building commissioner would also be required to
4 develop a technology and implementation plan for a standard web-accessible service and/or
5 system to be utilized by the state and municipalities for uniform, statewide electronic plan review,
6 permit management and inspection.

7 This act would take effect upon passage.

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