

SHB 1734 - S COMM AMD

By Committee on Land Use & Planning

NOT ADOPTED 04/17/2003

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The intent of the adoption of the
4 International Building Code by the legislature is to remain consistent
5 with state laws regulating construction, including electrical,
6 plumbing, and energy codes established in chapters 19.27, 19.27A, and
7 19.28 RCW. The International Building Code references the
8 International Residential Code for provisions related to the
9 construction of single and multiple-family dwellings. No portion of
10 the International Residential Code shall supersede or take precedent
11 over provisions in chapter 19.28 RCW, regulating the electrical code;
12 nor provisions in RCW 19.27.031(4), regulating the plumbing code; nor
13 provisions in chapter 19.27A RCW, regulating the energy code.

14 (2) It is in the state's interest and consistent with the state
15 building code act to have in effect provisions regulating the
16 construction of single and multiple-family residences. It is the
17 legislative intent that the state building code council adopt the
18 International Residential Code through rule making granted in RCW
19 19.27.074, consistent with state law regulating construction for
20 electrical, plumbing, and energy codes, and other state and federal
21 laws regulating single and multiple-family construction.

22 (3) In accordance with RCW 19.27.020, the state building code
23 council shall promote fire and life safety in buildings consistent with
24 accepted standards. In adopting the codes for the state of Washington,
25 the state building code council shall consider provisions related to
26 fire fighter safety. The state building code council shall review all
27 nationally recognized codes to ensure accepted minimum safety
28 requirements.

1 (4) The legislature finds that building codes are an integral
2 component of affordable housing. In accordance with this finding, the
3 state building code council shall consider and review building code
4 provisions related to improving affordable housing.

5 **Sec. 2.** RCW 19.27.031 and 1995 c 343 s 1 are each amended to read
6 as follows:

7 Except as otherwise provided in this chapter, there shall be in
8 effect in all counties and cities the state building code which shall
9 consist of the following codes which are hereby adopted by reference:

10 (1) (~~Uniform~~) (a) The International Building Code (~~and Uniform~~
11 ~~Building Code Standards~~), published by the International (~~Conference~~
12 ~~of Building Officials~~) Code Council Inc.;

13 (b) The International Residential Code, published by the
14 International Code Council, Inc.;

15 (2) (~~Uniform~~) The International Mechanical Code, (including
16 ~~Chapter 13, Fuel Gas Piping, Appendix B,)~~ published by the
17 International (~~Conference of Building Officials~~) Code Council Inc.,
18 except that the standards for liquefied petroleum gas installations
19 shall be NFPA 58 (Storage and Handling of Liquefied Petroleum Gases)
20 and ANSI Z223.1/NFPA 54 (National Fuel Gas Code);

21 (3) The (~~Uniform~~) International Fire Code (~~and Uniform Fire Code~~
22 ~~Standards~~), published by the International (~~Fire Code Institute~~)
23 Code Council Inc.: PROVIDED, That, notwithstanding any wording in this
24 code, participants in religious ceremonies shall not be precluded from
25 carrying hand-held candles;

26 (4) Except as provided in RCW 19.27.170, the Uniform Plumbing Code
27 and Uniform Plumbing Code Standards, published by the International
28 Association of Plumbing and Mechanical Officials: PROVIDED, That
29 (~~chapters 11 and 12~~) any provisions of such code affecting sewers or
30 fuel gas piping are not adopted; and

31 (5) The rules (~~and regulations~~) adopted by the council
32 establishing standards for making buildings and facilities accessible
33 to and usable by the physically (~~handicapped~~) disabled or elderly
34 persons as provided in RCW 70.92.100 through 70.92.160.

35 In case of conflict among the codes enumerated in subsections (1),
36 (2), (3), and (4) of this section, the first named code shall govern
37 over those following.

1 The codes enumerated in this section shall be adopted by the
2 council as provided in RCW 19.27.074. The council shall solicit input
3 from first responders and the housing construction industry to ensure
4 that fire fighter safety and housing affordability issues are addressed
5 during the code adoption process.

6 The council may issue opinions relating to the codes at the request
7 of a local official charged with the duty to enforce the enumerated
8 codes.

9 **Sec. 3.** RCW 19.27.080 and 1990 c 33 s 555 are each amended to read
10 as follows:

11 Nothing in this chapter affects the provisions of chapters 19.27A,
12 19.28, 43.22, 70.77, 70.79, 70.87, 48.48, 18.20, 18.46, 18.51, 28A.305,
13 70.41, 70.62, 70.75, 70.108, 71.12, 74.15, 70.94, 76.04, 90.76 RCW, or
14 RCW 28A.195.010, or grants rights to duplicate the authorities provided
15 under chapters 70.94 or 76.04 RCW.

16 **Sec. 4.** RCW 19.27.110 and 1975-'76 2nd ex.s. c 37 s 1 are each
17 amended to read as follows:

18 Each county government shall administer and enforce the ((~~uniform~~))
19 International Fire Code in the unincorporated areas of the county:
20 PROVIDED, That any political subdivision or municipal corporation
21 providing fire protection pursuant to RCW 14.08.120 shall, at its sole
22 option, be responsible for administration and enforcement of the
23 ((~~uniform~~)) International Fire Code on its facility. Any fire
24 protection district or political subdivision may, pursuant to chapter
25 39.34 RCW, the interlocal cooperation act, assume all or a portion of
26 the administering responsibility and coordinate and cooperate with the
27 county government in the enforcement of the ((~~uniform~~)) International
28 Fire Code.

29 It is not the intent of RCW 19.27.110 and 19.27.111 to preclude or
30 limit the authority of any city, town, county, fire protection
31 district, state agency, or political subdivision from engaging in those
32 fire prevention activities with which they are charged.

33 It is not the intent of the legislature by adopting the state
34 building code or RCW 19.27.110 and 19.27.111 to grant counties any more
35 power to suppress or extinguish fires than counties currently possess
36 under the Constitution or other statutes.

1 Each county is authorized to impose fees sufficient to pay the cost
2 of inspections, administration, and enforcement pursuant to RCW
3 19.27.110 and 19.27.111."

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4 On page 1, line 1 of the title, after "codes;" strike the remainder
5 of the title and insert "amending RCW 19.27.031, 19.27.080, and
6 19.27.110; and creating a new section."

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