

**SB 5495** - S AMD 42

By Senators Holmquist Newbry, Dammeier

ADOPTED 03/04/2013

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

3 "Sec. 1. RCW 19.27.070 and 2011 1st sp.s. c 43 s 244 are each  
4 amended to read as follows:

5 There is hereby established a state building code council, to be  
6 appointed by the governor.

7 (1) The state building code council shall consist of (~~fifteen~~)  
8 seventeen members:

9 (a) Two members must be county elected legislative body members or  
10 elected executives;

11 (b) Two members must be city elected legislative body members or  
12 mayors;

13 (c) One member must be a local government building code enforcement  
14 official;

15 (d) One member must be a local government fire service official;

16 (e) One member shall represent general construction, specializing  
17 in commercial and industrial building construction;

18 (f) One member shall represent general construction, specializing  
19 in residential and multifamily building construction;

20 (g) One member shall represent the architectural design profession;

21 (h) One member shall represent the structural engineering  
22 profession;

23 (i) One member shall represent the mechanical engineering  
24 profession;

25 (j) One member shall represent the construction building trades;

26 (k) One member shall represent manufacturers, installers, or  
27 suppliers of building materials and components;

28 (l) One member must be a person with a physical disability and  
29 shall represent the disability community; (~~and~~)

30 (m) One member shall represent the general public;

1       (n) One member shall represent owners and managers of existing  
2 rental properties with one to four units; and

3       (o) One member shall represent owners and managers of existing  
4 rental properties with five or more units.

5       (2) At least (~~six~~) seven of these (~~fifteen~~) seventeen members  
6 shall reside east of the crest of the Cascade mountains.

7       (3) The council shall include: Two members of the house of  
8 representatives appointed by the speaker of the house, one from each  
9 caucus; two members of the senate appointed by the president of the  
10 senate, one from each caucus; and an employee of the electrical  
11 division of the department of labor and industries, as ex officio,  
12 nonvoting members with all other privileges and rights of membership.

13       (4)(a) Terms of office shall be for three years, or for so long as  
14 the member remains qualified for the appointment.

15       (b) The council shall elect a member to serve as chair of the  
16 council for one-year terms of office.

17       (c) Any member who is appointed by virtue of being an elected  
18 official or holding public employment shall be removed from the council  
19 if he or she ceases being such an elected official or holding such  
20 public employment.

21       (d) Any member who is appointed to represent a specific private  
22 sector industry must maintain sufficiently similar employment or  
23 circumstances throughout the term of office to remain qualified to  
24 represent the specified industry. Retirement or unemployment is not  
25 cause for termination. However, if a councilmember enters into  
26 employment outside of the industry he or she has been appointed to  
27 represent, then he or she shall be removed from the council.

28       (e) Any member who no longer qualifies for appointment under this  
29 section may not vote on council actions, but may participate as an ex  
30 officio, nonvoting member until a replacement member is appointed. A  
31 member must notify the council staff and the governor's office within  
32 thirty days of the date the member no longer qualifies for appointment  
33 under this section. The governor shall appoint a qualified replacement  
34 for the member within sixty days of notice.

35       (5) Before making any appointments to the building code council,  
36 the governor shall seek nominations from recognized organizations which  
37 represent the entities or interests identified in this section.

1 (6) Members shall not be compensated but shall receive  
2 reimbursement for travel expenses in accordance with RCW 43.03.050 and  
3 43.03.060.

4 (7) The department of enterprise services shall provide  
5 administrative and clerical assistance to the building code council."

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6 On page 1, line 1 of the title, after "council;" strike the  
7 remainder of the title and insert "and amending RCW 19.27.070."

EFFECT: Changes small rental property owners and managers to those  
with properties with one to four units. Changes large rental property  
owners and managers to those with properties with five or more units.

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