

SHB 2303 - H AMD 664

By Representative Van De Wege

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

3 "Sec. 1. RCW 19.27.031 and 2015 c 11 s 2 are each amended to
4 read as follows:

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

8 (1)(a) The International Building Code, published by the
9 International Code Council, Inc.;

10 (b) The International Residential Code, published by the
11 International Code Council, Inc.;

12 (2) The International Mechanical Code, published by the
13 International Code Council, Inc., except that the standards for
14 liquefied petroleum gas installations shall be NFPA 58 (Storage and
15 Handling of Liquefied Petroleum Gases) and ANSI Z223.1/NFPA 54
16 (National Fuel Gas Code);

17 (3) The International Fire Code, published by the International
18 Code Council, Inc., including those standards of the National Fire
19 Protection Association specifically referenced in the International
20 Fire Code: PROVIDED, That, notwithstanding any wording in this code,
21 participants in religious ceremonies shall not be precluded from
22 carrying hand-held candles;

23 (4) The International Wildland Urban Interface Code, published by
24 the International Code Council, Inc., except that any requirement for
25 the installation of automatic sprinkler systems, or any retroactive
26 provision of the code that specifically applies to conditions in
27 existence on the effective date of this section are not adopted;

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

1 (~~(5)~~) (6) The rules adopted by the council establishing
2 standards for making buildings and facilities accessible to and
3 usable by individuals with disabilities or elderly persons as
4 provided in RCW 70.92.100 through 70.92.160; and

5 (~~(6)~~) (7) The state's climate zones for building purposes are
6 designated in RCW 19.27A.020(3) and may not be changed through the
7 adoption of a model code or rule.

8 In case of conflict among the codes enumerated in subsections
9 (1), (2), (3), (~~and~~) (4), and (5) of this section, the first named
10 code shall govern over those following.

11 The codes enumerated in this section shall be adopted by the
12 council as provided in RCW 19.27.074. The council shall solicit input
13 from first responders to ensure that firefighter safety issues are
14 addressed during the code adoption process.

15 The council may issue opinions relating to the codes at the
16 request of a local official charged with the duty to enforce the
17 enumerated codes.

18 **Sec. 2.** RCW 19.27.074 and 1989 c 266 s 3 are each amended to
19 read as follows:

20 (1) The state building code council shall:

21 (a) Adopt and maintain the codes to which reference is made in
22 RCW 19.27.031 in a status which is consistent with the state's
23 interest as set forth in RCW 19.27.020. In maintaining these codes,
24 the council shall regularly review updated versions of the codes
25 referred to in RCW 19.27.031 and other pertinent information and
26 shall amend the codes as deemed appropriate by the council. In
27 adopting and maintaining the code enumerated in RCW 19.27.031(4), any
28 amendment to the code that is adopted by the state building code
29 council may not result in a code that is more than the minimum
30 performance standards and requirements contained in the published
31 model code;

32 (b) Approve or deny all county or city amendments to any code
33 referred to in RCW 19.27.031 to the degree the amendments apply to
34 single-family or multifamily residential buildings;

35 (c) As required by the legislature, develop and adopt any codes
36 relating to buildings; and

37 (d) Propose a budget for the operation of the state building code
38 council to be submitted to the office of financial management
39 pursuant to RCW 43.88.090.

1 (2) The state building code council may:

2 (a) Appoint technical advisory committees which may include
3 members of the council;

4 (b) Employ permanent and temporary staff and contract for
5 services; and

6 (c) Conduct research into matters relating to any code or codes
7 referred to in RCW 19.27.031 or any related matter.

8 (3) All meetings of the state building code council shall be open
9 to the public under the open public meetings act, chapter 42.30 RCW.
10 All actions of the state building code council which adopt or amend
11 any code of statewide applicability shall be pursuant to the
12 administrative procedure act, chapter 34.05 RCW.

13 (4) All council decisions relating to the codes enumerated in RCW
14 19.27.031 shall require approval by at least a majority of the
15 members of the council.

16 (5) All decisions to adopt or amend codes of statewide
17 application shall be made prior to December 1 of any year and shall
18 not take effect before the end of the regular legislative session in
19 the next year.

20 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.30
21 RCW to read as follows:

22 (1) The department shall establish a program of technical
23 assistance to counties, cities, and towns for the development of
24 findings of fact and maps establishing the wildland urban interface
25 areas of jurisdictions in accordance with the requirements of the
26 international wildland urban interface code adopted by reference in
27 the state building code, RCW 19.27.031, and amended and maintained by
28 the state building code council.

29 (2) The department shall develop and administer a grant program,
30 subject to funding provided for this purpose, to provide direct
31 financial assistance to counties, cities, and towns for the
32 development of findings of fact and maps establishing wildland urban
33 interface areas. Applications for grant funds must be submitted by
34 counties, cities, and towns in accordance with regulations adopted by
35 the department. The department is authorized to make and administer
36 grants on the basis of applications, within appropriations authorized
37 by the legislature, to any county, city, or town for the purpose of
38 developing findings of fact and maps establishing wildland urban
39 interface areas.

1 NEW SECTION. **Sec. 4.** This act takes effect January 1, 2022."

2 Correct the title.

EFFECT: Makes the following changes to the underlying substitute bill:

(1) Excludes from adoption of the International Wildland Urban Interface Code (IWUIC) in the State Building Code, any requirement for installation of automatic sprinkler systems, or any retroactive provision of the code that specifically applies to conditions in existence on the effective date of the bill.

(2) Prohibits the State Building Code Council, in adopting and maintaining the IWUIC, from adopting any amendment that results in a code that is more than the minimum performance standards and requirements contained in the published model code.

(3) Directs the Department of Natural Resources (DNR) to establish a program of technical assistance to counties, cities, and towns for the development of findings of fact and maps establishing the wildland urban interface areas of jurisdictions.

(4) Directs the DNR to develop and administer a grant program, subject to funding provided for this purpose, to provide direct financial assistance to counties, cities, and towns for the development of findings of fact and maps establishing the wildland urban interface areas of jurisdictions.

(5) Changes the effective date of the bill from January 1, 2018, to January 1, 2022.

--- END ---