

JAN 18 2019

A BILL FOR AN ACT

RELATING TO THE STATE BUILDING CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the state building
2 code shall be based upon the building, residential, plumbing,
3 electrical, energy, and elevator codes. Pursuant to chapter
4 107, Hawaii Revised Statutes, the state building code is adopted
5 by the state building code council, which is made up of expert
6 members representing designers, contractors, industry
7 representatives, county building, fire, and other state
8 regulatory code officials. The state building code council is
9 administratively attached to the department of accounting and
10 general services. After the building codes are adopted by the
11 state building code council, the department of accounting and
12 general services is required to adopt administrative rules
13 pursuant to chapter 91, Hawaii Revised Statutes, to implement
14 the codes. The building codes are exempt from public hearings
15 pursuant to chapter 91, but are adopted pursuant to chapter 92,
16 Hawaii Revised Statutes, where stakeholders meet in an open
17 forum to discuss the various building codes. These state codes



1 form a consistent basis for the adoption of building codes for
2 the counties and for designers and contractors.

3 The purpose of this Act is to repeal the requirement for
4 the adoption of rules pursuant to chapter 91, Hawaii Revised
5 Statutes, after the building codes are adopted by the state
6 building code council, thereby requiring the state building code
7 to be adopted pursuant only to chapter 92, Hawaii Revised
8 Statutes, in conformance with all other state buildings codes.

9 SECTION 2. Section 107-29, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "[+]§107-29[+] **Rules.** The department [~~shall~~] may adopt
12 rules pursuant to chapter 91 necessary for the purposes of this
13 part."

14 SECTION 3. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 4. This Act shall take effect upon its approval.

17

INTRODUCED BY:

M. P. W.
By Request



S.B. NO. 157

Report Title:

State Fire Council Package; State Building Code

Description:

Repeals the requirement for the adoption of administrative rules relating to the adoption process of the state building code.

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