A BILL FOR AN ACT

RELATING TO THE STATE BUILDING CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAI'I:

SECTION 1. The legislature finds that the state building code shall be based upon the building, residential, plumbing, electrical, energy, and elevator codes. Pursuant to chapter 107, Hawaii Revised Statutes, the state building code is adopted by the state building code council, which is made up of expert members representing designers, contractors, industry representatives, county building, fire, and other state regulatory code officials. The state building code council is administratively attached to the department of accounting and general services. After the building codes are adopted by the state building code council, the department of accounting and general services is required to adopt administrative rules pursuant to chapter 91, Hawaii Revised Statutes, to implement the codes. The building codes are exempt from public hearings pursuant to chapter 91, but are adopted pursuant to chapter 92, Hawaii Revised Statutes, where stakeholders meet in an open forum to discuss the various building codes. These state codes
form a consistent basis for the adoption of building codes for
the counties and for designers and contractors.

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

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

"[f]$107-29[f] Rules. The department [shall] may adopt
rules pursuant to chapter 91 necessary for the purposes of this
part."

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 Statutory material to be repealed is bracketed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

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

INTRODUCED BY: _____________________________
By Request

JAN 18 2019
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.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.