

HOUSE BILL No. 1122

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-12-6.

Synopsis: Expedited building permit review fee. Allows the division of fire and building safety to provide expedited review of plans and specifications of only an agency of the executive, legislative, or judicial branch of state government, including a state educational institution. Prohibits the fire prevention and building safety commission from establishing a fee for the expedited review of plans and specifications. Voids an administrative rule of the fire prevention and building safety commission that permits a fee of \$5,000 to be charged for expedited review of plans and specifications of certain categories of buildings and structures.

Effective: July 1, 2014.

Smith M

January 9, 2014, read first time and referred to Committee on Government and Regulatory Reform.



Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1122

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 22-12-6-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. (a) The commission
3 may adopt rules under IC 4-22-2 setting a fee schedule for the
4 following:
5 (1) Fireworks display permits issued under IC 22-11-14-2.
6 (2) Explosives magazine permits issued under IC 35-47.5-4.
7 (3) Design releases issued under IC 22-15-3.
8 (4) Certification of industrialized building systems and mobile
9 structures under IC 22-15-4.
10 (5) Inspection of regulated amusement devices under IC 22-15-7.
11 (6) Application fees for variance requests under IC 22-13-2-11
12 and inspection fees for exemptions under IC 22-13-4-5.
13 (7) Permitting and inspection of regulated lifting devices under
14 IC 22-15-5.
15 (8) Permitting and inspection of regulated boiler and pressure
16 vessels under IC 22-15-6.



1 (9) Licensing of:

2 (A) boiler and pressure vessel inspectors under IC 22-15-6-5;
3 and

4 (B) an owner or user boiler and pressure vessel inspection
5 agency under IC 22-15-6-6.

6 (10) Licensing of elevator contractors, elevator inspectors, and
7 elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.

8 (b) Fee schedules set under this section must be sufficient to pay all
9 of the costs, direct and indirect, that are payable from the fund into
10 which the fee must be deposited, after deducting other money deposited
11 in the fund. In setting these fee schedules, the commission may
12 consider differences in the degree or complexity of the activity being
13 performed for each fee.

14 (c) The fee schedule set for design releases issued under subsection
15 (a)(3) may not be changed more than one (1) time each year. The
16 commission may include in this fee schedule a fee for the review of
17 plans and specifications and, if a political subdivision does not have a
18 program to periodically inspect the construction covered by the design
19 release, a fee for inspecting the construction. **The commission may**
20 **not include in this fee schedule a fee for the expedited review of**
21 **plans and specifications.**

22 (d) The fee schedule set under subsection (a) for design releases
23 may provide that a portion of the fees collected shall be deposited in
24 the statewide fire and building safety education fund established under
25 section 3 of this chapter.

26 SECTION 2. IC 22-12-6-16 IS ADDED TO THE INDIANA CODE
27 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
28 1, 2014]: **Sec. 16. The division of fire and building safety may**
29 **provide expedited review of plans and specifications of only an**
30 **agency of the executive, legislative, or judicial branch of state**
31 **government, including state educational institutions.**

32 SECTION 3. [EFFECTIVE JULY 1, 2014] (a) **The following**
33 **provision of 675 IAC 12-3-2(c) is void:**

34 **Category I (Expedited plan review): Expedited plan review is**
35 **available for the following occupancies: B, F, M, S, and U. All**
36 **required drawings, applications, and fees shall be received by**
37 **plan review not later than 9:00 a.m. on the day that the**
38 **project is submitted. If the project qualifies for expedited plan**
39 **review and the issuance of a design release, the project will be**
40 **released not later than 4:30 p.m. on the next following**
41 **business day that the division is open. The fee for expedited**
42 **submittal is five thousand dollars (\$5,000), plus the applicable**



1 **fee or fees from Categories A through H.**
2 **The publisher of the Indiana Administrative Code and Indiana**
3 **Register shall remove this provision from the Indiana**
4 **Administrative Code.**
5 **(b) This SECTION expires July 1, 2015.**

