

1 **SENATE FLOOR VERSION**

2 February 14, 2019

3 SENATE BILL NO. 607

By: Dugger of the Senate

4 and

5 West (Kevin) of the House

6  
7  
8 An Act relating to cities and towns; providing  
9 expedited process for building permits in  
10 industrially zoned districts; requiring certain  
11 application; setting forth requirements for  
12 applications; requiring review within twenty-four  
13 hours on business days; providing requirement for  
14 liability insurance; establishing qualifications for  
15 inspectors; providing for codification; and providing  
16 an effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 43-116 of Title 11, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. A building permit for an industrial use in an industrially  
22 zoned district may be obtained through an expedited process by the  
23 submission of a building permit application which shall contain the  
24 following information and be accompanied by the following  
submittals, and shall be effective if accepted by ordinance in each  
jurisdiction desiring to utilize the provisions of this section:

1           1. One full set of construction documents signed and sealed by  
2 a registered design professional;

3           2. A sworn affidavit from the owner of the building to be  
4 constructed that the construction will fully comply with the city  
5 adopted building codes and that the project will be inspected by an  
6 approved third-party inspector;

7           3. A sworn affidavit from the building contractor that the  
8 construction will comply with the city adopted building codes;

9           4. A sworn affidavit from a third-party plan reviewer that the  
10 construction documents have been reviewed and are in compliance with  
11 the city adopted building codes;

12           5. A letter from the owner of the building to be constructed  
13 setting forth the name, address, phone number and credentials,  
14 including licenses and certifications, of the third-party plan  
15 review agency that performed the plan review for the project and the  
16 third-party inspector or agency that will perform the inspections;  
17 and

18           6. Payment of all required fees. The building plan review and  
19 inspection fees shall be waived and do not apply.

20           B. Upon receipt of a completed application and all required  
21 submittals, the building official shall examine or cause to be  
22 examined applications for permits and amendments under the expedited  
23 process within twenty-four (24) hours, excluding weekends and  
24 holidays. If the application does not conform to the requirements

1 stated in this section, the building official shall reject such  
2 application in writing, stating the reasons therefore in writing.  
3 If the building official is satisfied that the application conforms  
4 to the requirements of this section, the building official shall  
5 issue a permit immediately, provided that the applicant has met all  
6 of the applicable city land development requirements and has paid  
7 all required fees.

8 C. The owner of the building to be constructed, the building  
9 contractor, the plan reviewer, and third-party inspector shall each  
10 maintain a general liability insurance policy in minimum amounts  
11 equal to the liability limitations set forth in Oklahoma  
12 Governmental Tort Claims Act, Section 151 et seq. of Title 51 of the  
13 Oklahoma Statutes. The city shall be named as an additional insured  
14 on any such policy up to the statutory amounts. Proof of the  
15 insurance shall be submitted to the building official prior to  
16 issuance of the building permit.

17 D. All third-party inspectors or agencies shall possess current  
18 appropriate licenses required by the state and shall be certified by  
19 the International Code Council in the appropriate professional  
20 category.

21 SECTION 2. This act shall become effective November 1, 2019.

22 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT  
23 February 14, 2019 - DO PASS  
24