

2010 -- H 7974

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LC02145
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO HEALTH AND SAFETY

Introduced By: Representative John J. McCauley

Date Introduced: April 06, 2010

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 23-27.3-107.1.1 and 23-27.3-107.5 of the General Laws in Chapter
2 23-27.3 entitled "State Building Code" are hereby amended to read as follows:

3 **23-27.3-107.1.1. Local inspector.** -- (a) The appropriate local authority may appoint one
4 or more local full time or part time inspectors to assist the building official in the performance of
5 his or her duties and in the enforcement of this code.

6 ~~(b)(1) Building inspectors shall have a minimum of three (3) years experience in general~~
7 ~~building construction, and except for the length of experience required, shall possess similar~~
8 ~~qualifications of a local building official as required by section 23-27.3-107.5.~~

9 (b)(1) Building Inspectors-1 shall have a minimum of three (3) years experience in
10 general building construction and except for the length of experience required shall possess
11 similar qualifications of a local building official as required by section 23-27.3-107.5, and shall
12 possess an International Code Council (ICC) certification as a Residential Building Inspector.
13 However, ICC certification as a Residential Building Inspector shall not be required in the case of
14 a building inspector holding a current state certification prior to July 1, 2010. A Building
15 Inspector-1 is responsible to enforce the provisions of the State Residential Code SBC-2.

16 Building Inspectors-2 shall have a minimum of three (3) years experience in general
17 building construction, shall possess ICC certifications as a Residential Building Inspector and
18 Commercial Building Inspector and shall possess similar qualifications of a local Building
19 Official, as required by section 23-27.3-107.5. However, ICC certification as a Residential

1 Building Inspector and a Commercial Building Inspector shall not be required in the case of a
2 building inspector holding a current state certification prior to July 1, 2010. A Building Inspector-
3 2 is authorized to enforce the provisions of both the State Building Code SBC-1 and the State
4 Residential Code SBC-2.

5 (2) Electrical inspectors shall have a minimum of five (5) years experience and a Rhode
6 Island Class A or Class B electricians license.

7 (3) Mechanical inspectors shall have a minimum of five (5) years and a valid Rhode
8 Island master pipe fitters I ~~and master refrigeration I~~ or journey person contractors license.

9 (4) Plumbing inspectors shall have a minimum of five (5) years experience and a Rhode
10 Island master or journey person plumbers license.

11 (5) Mechanical and plumbing inspectors who have been enforcing either code prior to
12 January 1, 1986, may continue to do so.

13 ~~(6) Any person serving in the position of building inspector on July 3, 1989 shall comply~~
14 ~~with the requirements of subsection (b)(1) within three (3) years of July 3, 1989.~~

15 **23-27.3-107.5. Local building official -- Qualifications -- Powers and duties. --** The

16 building official, to be eligible for appointment, shall have had at least five (5) years experience
17 in construction, design, or supervision. The building official shall be generally informed on the
18 quality and strength of building materials, on the accepted requirements of building construction,
19 on good practice in fire prevention, on the accepted requirements regarding light and ventilation,
20 on the accepted requirements for safe exit facilities, and on other items of equipment essential for
21 the safety, comfort, and convenience of occupants, and shall be certified under the provisions of
22 section 23-27.3-107.6, and shall possess an international code council (ICC) certification as a
23 certified building official (CBO), except that the qualifications outlined in this section shall not be
24 required in the case of a building official holding ~~office in any municipality prior to July 1, 1977~~
25 a current state certification prior to July 1, 2010. The building official shall pass upon any
26 question relative to the mode, manner of construction, or materials to be used in the erection or
27 alteration of buildings or structures. The building official shall require compliance with the
28 provisions of the state building code of all rules lawfully adopted and promulgated thereunder,
29 and of laws relating to construction, alteration, repair, removal, demolition, and integral
30 equipment, and location, use, occupancy, and maintenance of buildings and structures, except as
31 may be otherwise provided for. The building official or his or her assistant shall have the right of
32 entry to buildings or structures, for the proper performance of his or her duties during normal
33 business hours, except that in the case of an emergency the building official shall have the right of
34 entry at any time, if the entry is necessary in the interest of public safety.

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act provides that a Building Inspector-1 and a Building Inspector-2 would have to be
2 certified by the International Code Council (ICC). The act would exempt those holding a current
3 state certification prior to July 1, 2010.

4 This act would take effect upon passage.

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