

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2530 Session of
2012

INTRODUCED BY TALLMAN, CREIGHTON, GROVE, HARRIS, F. KELLER,
MILLER, MOUL, PERRY AND DONATUCCI, JUNE 28, 2012

AS REPORTED FROM COMMITTEE ON LABOR AND INDUSTRY, HOUSE OF
REPRESENTATIVES, AS AMENDED, SEPTEMBER 24, 2012

AN ACT

1 Amending the act of November 10, 1999 (P.L.491, No.45), entitled
2 "An act establishing a uniform construction code; imposing
3 powers and duties on municipalities and the Department of
4 Labor and Industry; providing for enforcement; imposing
5 penalties; and making repeals," further providing for
6 administration and enforcement.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 501(c)(1) of the act of November 10, 1999
10 (P.L.491, No.45), known as the Pennsylvania Construction Code
11 Act, amended November 29, 2006 (P.L.1440, No.157), is amended to
12 read:

13 Section 501. Administration and enforcement.

14 * * *

15 (c) Board of appeals.--

16 ~~(1) A municipality which has adopted an ordinance for~~ ←
17 ~~the administration and enforcement of this act [or~~
18 ~~municipalities which are parties to an agreement for the~~
19 ~~joint administration and enforcement of this act] shall~~

1 ~~establish a board of appeals as provided by Chapter 1 of the~~
2 ~~1999 BOCA National Building Code, Fourteenth Edition, to hear~~
3 ~~appeals from decisions of the code administrator. Members of~~
4 ~~the municipality's governing body may not serve as members of~~
5 ~~the board of appeals. A municipality that adopted an~~
6 ~~ordinance for the administration and enforcement of this act~~
7 ~~may establish an agreement with other such municipalities to~~
8 ~~establish a joint board of appeals.~~

9 (1) A MUNICIPALITY WHICH HAS ADOPTED AN ORDINANCE FOR
10 THE ADMINISTRATION AND ENFORCEMENT OF THIS ACT OR
11 MUNICIPALITIES WHICH ARE PARTIES TO AN AGREEMENT FOR THE
12 JOINT ADMINISTRATION AND ENFORCEMENT OF THIS ACT SHALL
13 ESTABLISH OR DESIGNATE A BOARD OF APPEALS AS PROVIDED BY
14 CHAPTER 1 OF THE 1999 BOCA NATIONAL BUILDING CODE, FOURTEENTH
15 EDITION, TO HEAR APPEALS FROM DECISIONS OF THE CODE
16 ADMINISTRATOR. MEMBERS OF THE MUNICIPALITY'S GOVERNING BODY
17 MAY NOT SERVE AS MEMBERS OF THE BOARD OF APPEALS. A
18 MUNICIPALITY MAY ESTABLISH A BOARD OF APPEALS OR MAY
19 ESTABLISH OR DESIGNATE A JOINT BOARD OF APPEALS IN ACCORDANCE
20 WITH 53 PA.C.S. CH. 23 SUBCH. A (RELATING TO
21 INTERGOVERNMENTAL COOPERATION).

22 * * *

23 Section 2. This act shall take effect in 60 days.