

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1522 Session of
2005

INTRODUCED BY CREIGHTON, ARMSTRONG, CAWLEY, DALEY AND PICKETT,
MAY 3, 2005

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 3, 2005

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(b) of the act of November 10, 1999
10 (P.L.491, No.45), known as the Pennsylvania Construction Code
11 Act, is amended to read:

12 Section 501. Administration and enforcement.

13 * * *

14 (b) Municipal administration and enforcement.--This act may
15 be administered and enforced by municipalities in any of the
16 following ways:

17 (1) By the designation of an employee to serve as the
18 municipal code official to act on behalf of the municipality
19 for administration and enforcement of this act as long as the

1 municipality retains at least two other third-party agencies
2 from whom persons may select services.

3 (2) By the retention of [one] three or more construction
4 code officials or third-party agencies to act on behalf of
5 the municipality for administration and enforcement of this
6 act.

7 (3) Two or more municipalities may provide for the joint
8 administration and enforcement of this act through an
9 intermunicipal agreement under 53 Pa.C.S. Ch. 23 Subch. A
10 (relating to intergovernmental cooperation) as long as the
11 agreement makes accessible at least three construction code
12 officials or third-party agencies from whom persons may
13 select services.

14 (4) By entering into a contract with the proper
15 authorities of another municipality for the administration
16 and enforcement of this act. When such a contract has been
17 entered into, the municipal code official shall have all the
18 powers and authority conferred by law in the municipality
19 which has contracted to secure such services.

20 (5) By entering into an agreement with the department
21 for plan reviews, inspections and enforcement of structures
22 other than one-family or two-family dwelling units and
23 utility and miscellaneous use structures as long as the
24 municipality makes accessible at least two other third-party
25 agencies from whom persons may select services.

26 * * *

27 Section 2. This act shall take effect July 1, 2006.