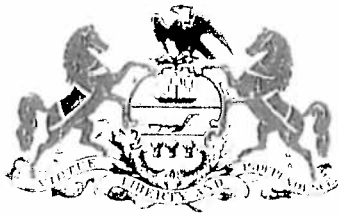


GORDON DENLINGER, MEMBER
99TH LEGISLATIVE DISTRICT



House of Representatives

COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

MEMORANDUM

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DATE: January 10, 2011

FROM: Rep. Gordon R. Denlinger 

TO: All House Members

SUBJECT: Reintroduction of Legislation
(**Prior HB 2647** – End Automatic Adoption of Construction Code Updates)

I will be introducing legislation in the near future to amend the Pennsylvania construction Code Act (Act 45 of 1999) to require the adoption of any new Triennial International Codes Council (ICC) family of codes to be done by legislative enactment. Section 304(a) of the act currently requires that the Department of Labor & industry adopt through regulation the latest triennial ICC codes by December 31st of the year they are issued. This was what led to the adoption of the 2009 ICC codes which, as we are aware, have raised opposition in some areas.

My legislation simply changes the act to require that the Department recommend to the Legislature the adoption of the latest ICC codes, incorporating changes recommended by Uniform Construction Code Review and Advisory Council. My legislation requires that the adoption of such codes be done by legislative enactment. In essence, there would no longer be an automatic adoption of the latest ICC codes.

It is my belief that the lesson to be learned from the automatic adoption of the 2009 ICC codes is that these codes can sometime carry with them large mandates, which can negatively affect our constituents. The adoption of these codes needs to be carefully considered by the Legislature, to ensure that we are not burdened with possibly onerous mandates by an unelected set of building code experts. If you would like to be a co-sponsor of this legislation, please contact Jessica Murphy at Jlmurphy@pahousegop.com

Previous cosponsors: DENLINGER , TURZAI , SAYLOR , STERN , BARRAR , BEAR , CALTAGIRONE , CARROLL , CAUSER , CLYMER , CREIGHTON , CUTLER , DAY , EVERETT , FAIRCHILD , FLECK , GABLER , GIBBONS , GINGRICH , GODSHALL , GOODMAN , GRELL , GROVE , HALUSKA , HARRIS , HELM , HENNESSEY , HICKERNELL , HORNAMAN , HUTCHINSON , KAUFFMAN , KORTZ , LONGIETTI , MARSHALL , METZGAR , MILLARD , MILLER , MOUL , OBERLANDER , PASHINSKI , PICKETT , PYLE , RAPP , REED , REICHLEY , ROCK , ROHRER , SAINATO , SCAVELLO , SEIP , SIPTROTH , SONNEY , STEVENSON , SWANGER , TALLMAN , TRUE and VULAKOVICH