
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 372 Session of
2017

INTRODUCED BY BROOKS, SCARNATI, FOLMER, SCAVELLO, HUTCHINSON,
WAGNER, VOGEL AND STEFANO, FEBRUARY 15, 2017

REFERRED TO LABOR AND INDUSTRY, FEBRUARY 15, 2017

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," in preliminary provisions,
6 further providing for application of act.

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

9 Section 1. Section 104(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 104. Application.

13 * * *

14 (b) Exclusions.--This act shall not apply to:

15 (1) new buildings or renovations to existing buildings
16 for which an application for a building permit has been made
17 to the municipality prior to the effective date of the
18 regulations promulgated under this act;

19 (2) new buildings or renovations to existing buildings
20 on which a contract for design or construction has been

1 signed prior to the effective date of the regulations
2 promulgated under this act on projects requiring department
3 approval;

4 (3) utility and miscellaneous use structures that are
5 accessory to detached one-family dwellings;

6 (4) any agricultural building;

7 (5) alterations to residential buildings which do not
8 make structural changes or changes to means of egress, except
9 as might be required by ordinances in effect pursuant to
10 section 303(b) (1) or adopted pursuant to section 503. For
11 purposes of this paragraph, a structural change does not
12 include a minor framing change needed to replace existing
13 windows or doors;

14 (6) repairs to residential buildings, except as might be
15 required by ordinances in effect pursuant to section 303(b)
16 (1) or adopted pursuant to section 503;

17 (6.1) the installation of aluminum siding or vinyl
18 siding onto an existing residential or an existing commercial
19 building, except as might be required by ordinances in effect
20 pursuant to section 301 or adopted pursuant to section 503;

21 (7) any recreational cabin if:

22 (i) the cabin is equipped with at least one smoke
23 detector, one fire extinguisher and one carbon monoxide
24 detector in both the kitchen and sleeping quarters;

25 (ii) the owner of the cabin files with the
26 municipality either:

27 (A) an affidavit on a form prescribed by the
28 department attesting to the fact that the cabin meets
29 the definition of a "recreational cabin" in section
30 103; or

1 (B) a valid proof of insurance for the
2 recreational cabin, written and issued by an insurer
3 authorized to do business in this Commonwealth,
4 stating that the structure meets the definition of a
5 "recreational cabin" as defined in section 103; [and]

6 (8) temporary structures which are:

7 (i) [Erected] erected for the purpose of
8 participation in a fair, flea market, arts and crafts
9 festival or other public celebration[.];

10 (ii) [Less] less than 1,600 square feet in size[.];

11 (iii) [Erected] erected for a period of less than 30
12 days[.];

13 (iv) [Not] not a swimming pool, spa or hot tub[.];

14 and

15 (v) [Subject] subject to section 503(a)(2)[.];

16 (9) decks that are:

17 (i) no more than 30 inches above grade at any point;

18 and

19 (ii) attached or accessory to a residential
20 building;

21 (10) accessory structures that are:

22 (i) attached to a residential building that cover an
23 entranceway; and

24 (ii) no more than one story high and not more than
25 200 square feet; and

26 (11) patio covers as defined in Appendix H of the 2009
27 International Residential Code for One- and Two-Family
28 Dwellings or its successor requirement.

29 * * *

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