



February 18, 2005

HOUSE BILL No. 1124

DIGEST OF HB 1124 (Updated February 15, 2005 11:30 am - DI 103)

Citations Affected: IC 22-12.

Synopsis: Fire prevention and building safety commission. Adds as a voting member to the fire prevention and building safety commission an individual who has knowledge and expertise in energy conservation codes and standards.

Effective: July 1, 2005.

Murphy

January 6, 2005, read first time and referred to Committee on Public Safety and Homeland Security.
February 17, 2005, amended, reported — Do Pass.

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HB 1124—LS 7279/DI 14+



February 18, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

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HOUSE BILL No. 1124

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-12-2-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The commission
3 consists of ~~nineteen (19)~~ **twenty (20)** voting members and two (2)
4 nonvoting members. The governor shall appoint ~~seventeen (17)~~
5 **eighteen (18)** voting members to the commission, each to serve a term
6 of four (4) years. The state health commissioner or the commissioner's
7 designee shall serve as a voting member of the commission, and the
8 commissioner of labor or the commissioner's designee shall serve as a
9 voting member of the commission. The state fire marshal and the state
10 building commissioner shall serve as nonvoting members of the
11 commission.

12 (b) Each appointed member of the commission must have a
13 recognized interest, knowledge, and experience in the field of fire
14 prevention, fire protection, building safety, **energy conservation**,
15 **energy efficiency**, or other related matters.

16 (c) The appointed members of the commission must include the
17 following:

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- 1 (1) One (1) member of a paid fire department.
- 2 (2) One (1) member of a volunteer fire department.
- 3 (3) One (1) individual in the field of fire insurance.
- 4 (4) One (1) individual in the fire service industry.
- 5 (5) One (1) individual in the manufactured housing industry.
- 6 (6) One (1) individual in the field of fire protection engineering.
- 7 (7) One (1) professional engineer.
- 8 (8) One (1) building contractor.
- 9 (9) One (1) individual in the field of building one (1) and two (2)
- 10 family dwellings.
- 11 (10) One (1) registered architect.
- 12 (11) One (1) individual engaged in the design or construction of
- 13 heating, ventilating, air conditioning, or plumbing systems.
- 14 (12) One (1) individual engaged in the design or construction of
- 15 regulated lifting devices.
- 16 (13) One (1) building commissioner or building inspector of a
- 17 city, town, or county.
- 18 (14) One (1) individual in an industry that operates regulated
- 19 amusement devices.
- 20 (15) One (1) individual who is knowledgeable in accessibility
- 21 requirements and who has personal experience with a disability.
- 22 (16) One (1) individual who represents owners, operators, and
- 23 installers of underground and aboveground motor fuel storage
- 24 tanks and dispensing systems.
- 25 (17) One (1) individual in the masonry trades.
- 26 **(18) One (1) individual who has knowledge and expertise in**
- 27 **energy conservation codes and standards, including the**
- 28 **manner in which energy conservation codes and standards**
- 29 **apply to:**
- 30 **(A) residential;**
- 31 **(B) single and multiple family dwelling; or**
- 32 **(C) commercial;**
- 33 **building codes.**
- 34 (d) Not more than ten (10) of the appointed members of the
- 35 commission may be affiliated with the same political party.
- 36 (e) An appointed member of the commission may not serve more
- 37 than two (2) consecutive terms. However, any part of an unexpired
- 38 term served by a member filling a vacancy does not count toward this
- 39 limitation.
- 40 SECTION 2. IC 22-12-2-6 IS AMENDED TO READ AS
- 41 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The commission
- 42 shall meet at least quarterly.

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- 1 (b) A quorum of the commission consists of ~~ten (10)~~ **eleven (11)**
- 2 voting members. IC 4-21.5-3-3 applies to a commission action
- 3 governed by IC 4-21.5. The commission may take other actions by an
- 4 affirmative vote of:
 - 5 (1) ~~nine (9)~~ **ten (10)** members, if less than ~~nineteen (19)~~ **twenty**
 - 6 **(20)** voting members are present and voting on the action; or
 - 7 (2) ~~ten (10)~~ **eleven (11)** members, if ~~nineteen (19)~~ **twenty (20)**
 - 8 members are present and voting on the action.
- 9 (c) In the case of a tie vote on an action of the commission, the
- 10 deciding vote shall be cast by the:
 - 11 (1) state fire marshal, in even-numbered years; or
 - 12 (2) state building commissioner, in odd-numbered years.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Safety and Homeland Security, to which was referred House Bill 1124, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 14, after "safety," insert "**energy conservation, energy efficiency,**"

Page 2, line 26, delete "energy efficiency and conservation." and insert "**energy conservation codes and standards, including the manner in which energy conservation codes and standards apply to:**

- (A) residential;
 - (B) single and multiple family dwelling; or
 - (C) commercial;
- building codes."**

and when so amended that said bill do pass.

(Reference is to HB 1124 as introduced.)

RUPPEL, Chair

Committee Vote: yeas 9, nays 0.

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