

1 AN ACT concerning boards and commissions.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Building Commission Act is amended
5 by changing Sections 10, 15, 20, 25, 30, and 35 as follows:

6 (20 ILCS 3918/10)

7 Sec. 10. Creation. An advisory commission, to be known as
8 the Illinois Building Commission, is created. The Commission
9 shall consist of 15 Board ~~14~~ members, including: a fire
10 official, a building official, an architect, a professional
11 engineer, a structural engineer, a commercial contractor
12 representative, a residential construction industry
13 representative, a mechanical and specialty contractor
14 representative, a labor representative, a disability advocate,
15 and a member of the public. Eleven members of the Commission
16 shall be appointed by the Governor, with the advice and consent
17 of the Senate. The President of the Senate, the Minority Leader
18 of the Senate, the Speaker of the House of Representatives, and
19 the Minority Leader of the House of Representatives shall each
20 appoint one legislative member to serve on the Commission.

21 From nominations received from the Governor, the members of
22 the Commission shall appoint an Executive Director who shall be
23 a person knowledgeable in the area of design and construction
24 requirements.

25 (Source: P.A. 90-269, eff. 1-1-98.)

26 (20 ILCS 3918/15)

27 Sec. 15. Terms and reimbursement. The fire official,
28 architect, structural engineer, commercial contractor
29 representative, labor representative, and member of the public
30 shall serve initial terms of 2 years. The building official,
31 professional engineer, residential construction industry

1 representative, mechanical and specialty contractor
2 representative, and disability advocate shall serve initial
3 terms of 3 years. Each subsequent term shall be for 3 years.
4 Legislators shall serve terms of 2 years. Board members may be
5 appointed for more than one term. A chairman of the Commission
6 shall be elected annually ~~each year~~ by the members of the
7 Commission. Commission Board members shall be reimbursed for
8 travel expenses. ~~and shall receive a per diem for each day that~~
9 ~~the Commission or a subcommittee on which the member serves~~
10 ~~meets.~~ Reimbursement shall be consistent with the rules of the
11 Governor's Travel Control Board.

12 (Source: P.A. 90-269, eff. 1-1-98.)

13 (20 ILCS 3918/20)

14 Sec. 20. Subcommittees. The Commission may create
15 subcommittees and appoint members and non-members to those
16 subcommittees as determined necessary by the Commission.
17 Subcommittee members shall be appointed by the Executive
18 Committee with the approval of the full Commission. A member of
19 the Commission shall be designated as an ex-officio member of
20 each designated subcommittee. All subcommittee recommendations
21 are subject to full Commission approval. ~~The Commission shall~~
22 ~~create and appoint members and non-members to the following~~
23 ~~subcommittees: the planning subcommittee, the building and~~
24 ~~fire protection subcommittee, the building envelope~~
25 ~~subcommittee, the structural systems subcommittee, the~~
26 ~~building services subcommittee, and the accessibility~~
27 ~~subcommittee. There shall be at least 5 members but not more~~
28 ~~than 9 members on each subcommittee. The subcommittees shall~~
29 ~~advise the Commission on any item before the Commission that~~
30 ~~deals with the area of expertise of the subcommittee. The~~
31 ~~Commission may create any other subcommittee that it deems~~
32 ~~necessary.~~

33 (Source: P.A. 90-269, eff. 1-1-98.)

34 (20 ILCS 3918/25)

1 Sec. 25. Forum; dispute resolution. The Commission shall
2 provide an ongoing forum for continuing dialogue regarding the
3 purpose and duties of the Commission. The Commission shall also
4 serve as a forum to recommend ~~suggest~~ resolution of conflicts
5 between State agencies, or between a State agency and another
6 entity that consents to the resolution forum, concerning State
7 building requirements. As used in this Section, for dispute
8 resolution arising out of Section 8 or 8.5 of the Hospital
9 Licensing Act, "building requirements" includes the
10 application of building codes for new and existing construction
11 and related Department rules and standards under the Hospital
12 Licensing Act, including without limitation rules and
13 standards for (i) design and construction, (ii) engineering and
14 maintenance of the physical plant, site, equipment, and systems
15 (heating, cooling, electrical, ventilation, plumbing, water,
16 sewer, and solid waste disposal), and (iii) fire and safety.

17 If the recommended ~~suggested~~ resolution of a conflict
18 between the Department of Public Health and a health care
19 provider is to (i) accept an equivalency determined by the Fire
20 Safety Evaluation System, (ii) waive State rules or standards,
21 or (iii) seek a waiver of federal rules or standards, the
22 Commission may take steps it deems reasonably necessary to
23 facilitate the recommended ~~suggested~~ resolution, including
24 preparing a waiver request and directing the Department of
25 Public Health to recommend the request to the appropriate
26 federal agency.

27 (Source: P.A. 92-803, eff. 8-16-02.)

28 (20 ILCS 3918/30)

29 Sec. 30. State building requirements review; compliance
30 alternatives. The Commission shall review proposed State
31 building requirement amendments and proposed legislation for
32 conflicting requirements to current State law or current
33 building requirements and make recommendations concerning
34 those amendments or laws to the proper authority. The
35 Commission shall (i) recommend ~~suggest~~ a standard form for

1 requesting compliance alternatives and modifications of State
2 building requirements; (ii) forward compliance alternatives
3 requests to the appropriate State agency for action; and (iii)
4 recommend ~~suggest~~ procedures and formats for appeals of State
5 agency decisions.

6 (Source: P.A. 90-269, eff. 1-1-98.)

7 (20 ILCS 3918/35)

8 Sec. 35. Administration and enforcement of State building
9 requirements. The Commission shall also recommend ~~suggest~~ a
10 long-term plan to improve administration and enforcement of
11 State building requirements statewide. The plan shall include
12 (i) recommendations for ways the Department of Commerce and
13 Economic Opportunity ~~Community Affairs~~ could create a
14 consolidated clearinghouse on all information concerning
15 existing State building requirements, (ii) recommendations for
16 a consistent format for State building requirements, (iii)
17 recommendations for a system or procedure for updating existing
18 State building requirements that shall include a procedure for
19 input from the public, (iv) recommendations for a system or
20 procedure for the review, approval, and appeal of building
21 plans, and (v) recommendations for a system or procedure to
22 enforce the State building requirements. ~~The Commission shall~~
23 ~~submit its suggestions for creating the consolidated~~
24 ~~clearinghouse to the Department of Commerce and Community~~
25 ~~Affairs as soon as practical after the effective date of this~~
26 ~~Act.~~

27 (Source: P.A. 90-269, eff. 1-1-98.)