

1 AN ACT in relation to building codes.

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  
5 amended by adding Section 55 as follows:

6 (20 ILCS 3918/55 new)

7 Sec. 55. Identification of local building codes.  
8 Beginning on the effective date of this amendatory Act of  
9 the 92nd General Assembly, any municipality or county  
10 adopting a new building code or amending an existing  
11 building code must, at least 30 days before adopting the code  
12 or amendment, provide an identification of the code or  
13 amendment to the Commission. The Commission must identify  
14 the proposed code or amendment to the public on the Internet  
15 through the State of Illinois World Wide Web site.

16 The Commission may adopt any rules necessary to implement  
17 this Section.

18 For the purposes of this Section, "building code" means  
19 any ordinance, resolution, law, housing or building code, or  
20 zoning ordinance that establishes construction related  
21 activities applicable to structures in a municipality or  
22 county, as the case may be.

23 Section 10. The Counties Code is amended by changing  
24 Sections 5-1063 and 5-1064 as follows:

25 (55 ILCS 5/5-1063) (from Ch. 34, par. 5-1063)

26 Sec. 5-1063. Building construction, alteration and  
27 maintenance. For the purpose of promoting and safeguarding  
28 the public health, safety, comfort and welfare, a county  
29 board may prescribe by resolution or ordinance reasonable

1 rules and regulations (a) governing the construction and  
2 alteration of all buildings, structures and camps or parks  
3 accommodating persons in house trailers, house cars, cabins  
4 or tents and parts and appurtenances thereof and governing  
5 the maintenance thereof in a condition reasonably safe from  
6 hazards of fire, explosion, collapse, electrocution,  
7 flooding, asphyxiation, contagion and the spread of  
8 infectious disease, where such buildings, structures and  
9 camps or parks are located outside the limits of cities,  
10 villages and incorporated towns, but excluding those for  
11 agricultural purposes on farms including farm residences, but  
12 any such resolution or ordinance shall be subject to any rule  
13 or regulation heretofore or hereafter adopted by the State  
14 Fire Marshal pursuant to "An Act to regulate the storage,  
15 transportation, sale and use of gasoline and volatile oils",  
16 approved June 28, 1919, as amended; (b) for prohibiting the  
17 use for residential purposes of buildings and structures  
18 already erected or moved into position which do not comply  
19 with such rules and regulations; and (c) for the restraint,  
20 correction and abatement of any violations.

21 In addition, the county board may by resolution or  
22 ordinance require that each occupant of an industrial or  
23 commercial building located outside the limits of cities,  
24 villages and incorporated towns obtain an occupancy permit  
25 issued by the county. Such permit may be valid for the  
26 duration of the occupancy or for a specified period of time,  
27 and shall be valid only with respect to the occupant to which  
28 it is issued.

29 Within 30 days after its adoption, such resolution or  
30 ordinance shall be printed in book or pamphlet form,  
31 published by authority of the County Board; or it shall be  
32 published at least once in a newspaper published and having  
33 general circulation in the county; or if no newspaper is  
34 published therein, copies shall be posted in at least 4

1 conspicuous places in each township or Road District. No such  
2 resolution or ordinance shall take effect until 10 days after  
3 it is published or posted. Where such building or camp or  
4 park rules and regulations have been published previously in  
5 book or pamphlet form, the resolution or ordinance may  
6 provide for the adoption of such rules and regulations or  
7 portions thereof, by reference thereto without further  
8 printing, publication or posting, provided that not less than  
9 3 copies of such rules and regulations in book or pamphlet  
10 form shall have been filed, in the office of the County  
11 Clerk, for use and examination by the public for at least 30  
12 days prior to the adoption thereof by the County Board.

13 Beginning on the effective date of this amendatory Act of  
14 the 92nd General Assembly, any county adopting a new  
15 building code or amending an existing building code under  
16 this Section must, at least 30 days before adopting the  
17 building code or amendment, provide an identification of the  
18 building code or amendment to the Illinois Building  
19 Commission for identification on the Internet. For the  
20 purposes of this Section, "building code" means any  
21 ordinance, resolution, law, housing or building code, or  
22 zoning ordinance that establishes construction related  
23 activities applicable to structures in the county.

24 The violation of any rule or regulation adopted pursuant  
25 to this Section shall be a petty offense.

26 All rules and regulations enacted by resolution or  
27 ordinance under the provisions of this Section shall be  
28 enforced by such officer of the county as may be designated  
29 by resolution of the County Board.

30 No such resolution or ordinance shall be enforced if it  
31 is in conflict with any law of this State or with any rule of  
32 the Department of Public Health.

33 (Source: P.A. 86-962.)

1           (55 ILCS 5/5-1064) (from Ch. 34, par. 5-1064)  
2           Sec. 5-1064. Buildings in certain counties of less than  
3 1,000,000 population. The county board in any county with a  
4 population not in excess of 1,000,000 located in the area  
5 served by the Northeastern Illinois Metropolitan Area  
6 Planning Commission may prescribe by resolution or ordinance  
7 reasonable rules and regulations (a) governing the  
8 construction and alteration of all buildings and structures  
9 and parts and appurtenances thereof and governing the  
10 maintenance thereof in a condition reasonably safe from the  
11 hazards of fire, explosion, collapse, contagion and the  
12 spread of infectious disease, but any such resolution or  
13 ordinance shall be subject to any rule or regulation now or  
14 hereafter adopted by the State Fire Marshal pursuant to "An  
15 Act to regulate the storage, transportation, sale and use of  
16 gasoline and volatile oils", approved June 28, 1919, as  
17 amended, (b) for prohibiting the use for residential purposes  
18 of buildings and structures already erected or moved into  
19 position which do not comply with such rules and regulations,  
20 and (c) for the restraint, correction and abatement of any  
21 violations. However, the county shall exempt all  
22 municipalities located wholly or partly within the county  
23 where the municipal building code is equal to the county  
24 regulation and where the local authorities are enforcing the  
25 municipal building code. Such rules and regulations shall be  
26 applicable throughout the county but this Section shall not  
27 be construed to prevent municipalities from establishing  
28 higher standards nor shall such rules and regulations apply  
29 to the construction or alteration of buildings and structures  
30 used or to be used for agricultural purposes and located upon  
31 a tract of land which is zoned and used for agricultural  
32 purposes.

33           In the adoption of rules and regulations under this  
34 Section the county board shall be governed by the publication

1 and posting requirements set out in Section 5-1063.

2 Beginning on the effective date of this amendatory Act of  
3 the 92nd General Assembly, any county adopting a new  
4 building code or amending an existing building code under  
5 this Section must, at least 30 days before adopting the  
6 building code or amendment, provide an identification of the  
7 building code or amendment to the Illinois Building  
8 Commission for identification on the Internet.

9 For the purposes of this Section, "building code" means  
10 any ordinance, resolution, law, housing or building code, or  
11 zoning ordinance that establishes construction related  
12 activities applicable to structures in the county.

13 Violation of any rule or regulation adopted pursuant to  
14 this Section shall be deemed a petty offense.

15 All rules and regulations enacted by resolution or  
16 ordinance under the provisions of this Section shall be  
17 enforced by such officer of the county as may be designated  
18 by resolution of the county board.

19 (Source: P.A. 86-962.)

20 Section 15. The Illinois Municipal Code is amended by  
21 adding Section 1-2-3.1 as follows:

22 (65 ILCS 5/1-2-3.1 new)

23 Sec. 1-2-3.1. Building codes. Beginning on the  
24 effective date of this amendatory Act of the 92nd General  
25 Assembly, any municipality adopting a new building code or  
26 amending an existing building code must, at least 30 days  
27 before adopting the code or amendment, provide an  
28 identification of the code or amendment to the Illinois  
29 Building Commission for identification on the Internet.

30 For the purposes of this Section, "building code" means  
31 any ordinance, resolution, law, housing or building code, or  
32 zoning ordinance that establishes construction related

1 activities applicable to structures in the municipality.