

SECOND REGULAR SESSION

HOUSE BILL NO. 2380

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE TILLEY.

Read 1st time March 10, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5450L.01I

AN ACT

To repeal section 64.170, RSMo, and to enact in lieu thereof one new section relating to building commissions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 64.170, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 64.170, to read as follows:

64.170. 1. For the purpose of promoting the public safety, health and general welfare, to protect life and property and to prevent the construction of fire hazardous buildings, the county commission in all counties of the first and second classification, as provided by law, is for this purpose empowered, subject to the provisions of subsections 3 and 4 of this section, to adopt by order or ordinance regulations to control the construction, reconstruction, alteration or repair of any building or structure and any electrical wiring or electrical installation, plumbing or drain laying therein, and provide for the issuance of building permits and adopt regulations licensing persons, firms or corporations other than federal, state or local governments, public utilities and their contractors engaged in the business of electrical wiring or installations and provide for the inspection thereof and establish a schedule of permit, license and inspection fees and appoint a building commission to prepare the regulations, as herein provided.

2. [For the purpose of promoting the public safety, health and general welfare, to protect life and property, the county commission in a county of the first classification having a population of more than one hundred sixty thousand but less than two hundred thousand, as provided by law, is for this purpose empowered to adopt by order or ordinance regulations to

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 control the construction, reconstruction, alteration or repair of any building or structure, and
17 provide for the issuance of building permits and adopt regulations licensing contractors, firms
18 or corporations other than federal, state or local governments, public utilities and their
19 contractors engaged in the business of plumbing or drain laying and provide for the inspection
20 thereof and establish a schedule of permit, license and inspection fee and appoint a building
21 commission to prepare the regulations, as herein provided.

22 3.] Any county which has not adopted a building code prior to August 28, 2001, pursuant
23 to sections 64.170 to 64.200, shall not have the authority to adopt a building code pursuant to
24 such sections unless the authority is approved by voters, subject to the provisions of subsection
25 [4] 3 of this section.

26 The ballot of submission for authority pursuant to this subsection shall be in substantially the
27 following form:

28 "Shall (insert name of county) have authority to create, adopt and impose
29 a county building code?"

30 ☐ YES ☐ NO

31 [4.] 3. The proposal of the authority to adopt a building code shall be voted on only by
32 voters in the area affected by the proposed code, such that a code affecting a county shall not be
33 voted upon by citizens of any incorporated territory.

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