

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 855

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H.P. 629

House of Representatives, February 14, 2019

### **An Act To Strengthen the Maine Uniform Building and Energy Code**

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Reference to the Committee on Labor and Housing suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative CAIAZZO of Scarborough.  
Cosponsored by Senator MIRAMANT of Knox and  
Representatives: DENK of Kennebunk, FECTION of Biddeford, INGWERSEN of Arundel,  
KESSLER of South Portland, RYKERSON of Kittery, Senators: CARSON of Cumberland,  
CHIPMAN of Cumberland, FARRIN of Somerset.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 25 MRSA §2372, sub-§2**, as amended by PL 2011, c. 633, §9, is further  
3 amended to read:

4 **2. Staff.** The commissioner ~~may~~ shall appoint ~~or~~ and may remove for cause staff of  
5 the division, including:

6 A. A technical codes coordinator certified in building standards pursuant to Title  
7 30-A, section 4451, subsection 2-A, paragraph E, who serves as the division director  
8 and principal administrative and supervisory employee of the board. The technical  
9 codes coordinator shall attend meetings of the board, keep records of the proceedings  
10 of the board and direct and supervise the personnel employed to carry out the duties  
11 of the board, including but not limited to providing technical support and public  
12 outreach for the adoption of the code, amendments, conflict resolutions and  
13 interpretations. Technical support and public outreach must include, but may not be  
14 limited to:

15 (1) Providing nonbinding interpretation of the code for professionals and the  
16 general public; and

17 (2) Establishing and maintaining a publicly accessible website to publish general  
18 technical assistance, code updates and interpretations and post-training course  
19 schedules; ~~and~~

20 B. An office specialist to provide administrative support to the division and the  
21 board; and

22 C. A trainer to coordinate and provide training to municipal building officials, local  
23 code enforcement officers and 3rd-party inspectors.

24 **Sec. 2. 25 MRSA §2374**, as repealed and replaced by PL 2013, c. 424, Pt. A, §12,  
25 is amended to read:

26 **§2374. Uniform Building Codes and Standards Fund**

27 The Uniform Building Codes and Standards Fund, referred to in this section as "the  
28 fund," is established within the Department of Public Safety to fund the activities of the  
29 division under this chapter and the activities of the board under Title 10, chapter 1103 and  
30 the Department of Economic and Community Development, Office of Community  
31 Development under Title 30-A, section 4451, subsection 3-A. Revenue for this fund is  
32 provided by the surcharge established by section 2450-A. The Department of Public  
33 Safety and the Department of Economic and Community Development, Office of  
34 Community Development shall together determine an amount to be transferred annually  
35 from the fund for training and certification under Title 30-A, section 4451, subsection  
36 3-A to the Maine Code Enforcement Training and Certification Fund established in Title  
37 30-A, section 4451, subsection 3-B. The Department of Public Safety shall also deposit  
38 any permit fees collected under Title 30-A, section 4101-A into the fund. Any balance of  
39 the fund may not lapse, but must be carried forward as a continuing account to be  
40 expended for the same purpose in the following fiscal year.

