

1 HB84
2 124244-1
3 By Representative Wren
4 RFD: Boards, Agencies and Commissions
5 First Read: 01-MAR-11

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8 SYNOPSIS: Under existing law, the Alabama Energy and
9 Residential Codes Board is responsible for
10 providing a process for the acceptance, adoption,
11 and implementation of the Alabama Energy and
12 Residential Codes by the State of Alabama.

13 This bill would include the Director of the
14 Alabama Building Commission as a member of the
15 board.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT
20

21 To amend Section 41-23-82, Code of Alabama 1975,
22 relating to the Alabama Energy and Residential Codes Board, to
23 add the Director of the Alabama Building Commission to the
24 membership of the board.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 41-23-82, Code of Alabama 1975,
27 is amended to read as follows:

1 "§41-23-82.

2 "(a) The Alabama Energy and Residential Codes Board
3 is established.

4 "(b) The board shall consist of ~~15~~ 18 members.
5 Fifteen members shall be appointed by the Governor, and two
6 additional members, numbered 16 and 17, shall be appointed by
7 the Chair of the Permanent Joint Legislative Committee on
8 Energy Policy, and one member shall be the Director of the
9 Alabama Building Commission or his or her designee. The
10 members appointed by the Governor shall be legal residents of
11 the state, and shall be selected on the basis of their
12 representation of the ~~following~~ organizations, industries,
13 entities, and professions they are appointed to represent. The
14 membership of the board shall include all of the following:

15 "(1) One member shall represent the Home Builders
16 Association.

17 "(2) One member shall represent the Board of General
18 Contractors.

19 "(3) One member shall represent the State Board of
20 Heating, Air Conditioning, and Refrigeration.

21 "(4) One member shall represent the private,
22 investor-owned, electric utility industry.

23 "(5) One member shall represent the rural electric
24 cooperative industry.

25 "(6) One member shall represent the natural gas
26 industry.

1 "(7) One member shall be a licensed professional
2 engineer.

3 "(8) One member shall represent municipalities.

4 "(9) One member shall represent county governments.

5 "(10) One member shall represent the Alabama
6 Council, American Institute of Architects.

7 "(11) One member shall represent the Alabama
8 Liquefied Petroleum Gas Board.

9 "(12) One member shall represent the International
10 Code Council (ICC) Alabama Chapter, Code Officials Association
11 of Alabama.

12 "(13) One member shall represent the Home Builders
13 Licensure Board.

14 "(14) One member shall represent the Alabama Joint
15 Fire Council.

16 "(15) One member shall represent the Property and
17 Casualty Insurance Industry.

18 "(16) One member shall be a Senate member of the
19 Permanent Joint Legislative Committee on Energy Policy
20 selected by the chair of the committee.

21 "(17) One member shall be a House of Representatives
22 member of the Permanent Joint Legislative Committee on Energy
23 Policy selected by the chair of the committee.

24 "(18) One member shall be the Director of the
25 Alabama Building Commission, or his or her designee.

26 "(c) Each member appointed by the Governor shall be
27 selected from a list of three candidates provided to the

1 Governor by the division from each entity listed above. Board
2 appointees shall be selected on the basis of their interest in
3 problems concerning residential energy resources, consumption,
4 and conservation, and without regard to political affiliation.
5 Appointments shall be of such a nature as to aid the work of
6 the board and to inspire the highest degree of coordination
7 and cooperation. All members of the board shall be deemed
8 members at-large charged with the responsibility of serving
9 the best interests of the board, the division, the units of
10 local government, and the state. No member shall act as the
11 representative of any particular region, United States
12 congressional district in Alabama, or state Senate or
13 legislative district in Alabama.

14 "(d) The board shall exercise authority with respect
15 to all matters pertaining to the acceptance, adoption, and
16 implementation of the Alabama Energy and Residential Codes by
17 the State of Alabama. Decisions of the board shall be
18 administered by the chief of the division with the assistance
19 of such other officers and department employees as are deemed
20 necessary to carry out the purpose, functions, duties, and
21 activities of the board.

22 "(e) The membership of the board shall be inclusive
23 and should reflect the racial, gender, geographic,
24 urban/rural, and economic diversity of the state.

25 "(f) This article shall not apply to the erection or
26 construction of a farm structure. The term farm structure, for
27 the purposes of this act, means a structure that is

1 constructed on a farm, other than a residence or a structure
2 attached to it, for use on the farm including, but not limited
3 to, barns, sheds, and poultry houses. A farm structure does
4 not include a structure originally qualifying as a farm
5 structure but later converted to another use."

6 Section 2. This act shall become effective
7 immediately following its passage and approval by the
8 Governor, or its otherwise becoming law.