

Amendment to SB 443-FN

1 Amend the bill by replacing all after section 3 with the following:

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3 4 Power to Amend State Building Code and Establish Enforcement Procedures. Amend RSA
4 674:51, II to read as follows:

5 II. Any such ordinance **enacted or** adopted under paragraph I by a local legislative body
6 ~~[shall be submitted to the state building code review board for informational purposes]~~ **shall not be**
7 **enforced unless confirmed by the building code review board pursuant to RSA 155-A:10,**
8 **IV(c). The procedural history of local adoption relating to published notice, public**
9 **hearing, and vote of approval shall be submitted to the board within 30 days of enactment**
10 **or adoption and prior to enforcement.**

11 5 Duties of State Fire Marshal; Review of Local Amendments Established. Amend RSA 153:4-a,
12 II to read as follows:

13 II. It shall be ~~[his]~~ **the fire marshal's** duty and responsibility to coordinate the activities of
14 his **or her** office with duly authorized city, town and village district, fire and building department
15 officials and other state and local agencies required and authorized by state statutes or local
16 ordinances to develop or enforce fire safety regulations. It shall further be the duty and
17 responsibility of the state fire marshal to assist, cooperate with, advise and counsel the officials
18 responsible as designated by local ordinance or charter for the organization and efficient operation of
19 fire departments and other fire protection organizations when held to be in the best interest of public
20 safety. **Local amendments to the state fire code shall be submitted to the state fire marshal**
21 **for review prior to enforcement. The state fire marshal shall confirm local amendments to**
22 **the state fire code are not in conflict or less restrictive than the state fire code and are**
23 **based on sound engineering practices. The state fire marshal shall confirm that the local**
24 **amendments are enacted and adopted by the local legislative body. The state fire marshal**
25 **shall publish local amendments to the state fire code.**

26 6 Effective Date. The act shall take effect January 1, 2023.

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AMENDED ANALYSIS

This bill provides that the building code review board shall review proposed municipal amendments to the state building code to confirm that the proposed amendments do not conflict with, and are no less stringent than, the state building code, and requires submission of local amendments prior to enforcement. The bill also requires the state fire marshal to review local amendments to the state fire code prior to enforcement and to publish local amendments to the state fire code.