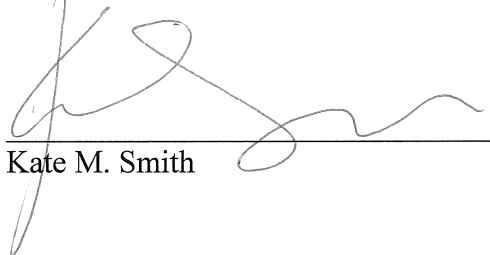


The materials in Exhibit 2 are four pages of the 57 page document. The entire PDF is available at:

https://docs.legis.wisconsin.gov/2013/related/drafting_files/wisconsin_acts/2013_act_270_sb_617/02_sb_617/13_2184df_pt01of02.pdf

Dated this 30th day of March, 2022.



Kate M. Smith

Subscribed and sworn before me
this 30th day of March, 2022



Notary Public, Dane County, Wisconsin

My commission expires 11/6/2022



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2013 Wisconsin Act 270
[2013 Senate Bill 617]

Commercial Building Code

2013 Wisconsin Act 270 consists of diverse provisions relating to the commercial building code.

Commercial Building Code Council

Act 270 creates a Commercial Building Code Council. It directs the council to review the commercial building code and to make recommendations regarding that code to the Department of Safety and Professional Services (DSPA). It also directs DSPS to consult the council in preparing amendments to the code.

Strict Conformity of Municipal Codes

Act 270 prohibits a municipality (city, village, or town) from adopting and enforcing a commercial building code, unless the municipal code is in strict conformity with the state code. The Act provides exceptions to this prohibition for pre-existing ordinances related to fire detection and suppression requirements and property maintenance codes.

Plan Inspections and Variance Requests

Prior law required that DSPS inspect all plans for proposed construction or modification of commercial buildings and requests for variances from the commercial building code, except that it was required to accept the plan reviews conducted by first class cities and by second class cities that met specified requirements and actions taken by first class cities on requests for variances from the commercial building code. Act 270 requires DSPS to also accept actions on requests for variances from the commercial building code taken by second class cities that meet the specified requirements.

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.

One East Main Street, Suite 401 • P.O. Box 2536 • Madison, WI 53701-2536
(608) 266-1304 • Fax: (608) 266-3830 • Email: leg.council@legis.wisconsin.gov
<http://www.legis.wisconsin.gov/lc>

(OVER)

Exhibit 1, Page 1

The Act also creates an explicit statement that DSPS may grant requests for variances and establishes that it may grant such a request only if the requested variance will impose an equivalent standard that meets the intent of the commercial building code.

Act 270 requires that plan inspectors be certified by DSPS. This requirement does not apply to certain inspections conducted by fire chiefs or fire inspectors or to inspections of fire detection, prevention, and suppression devices by inspectors certified for that purpose. In conjunction with this, the Act creates a separate certification requirement for inspectors of fire detection, prevention, and suppression devices.

Effective date: The Act took effect on April 18, 2014, except that the provision requiring separate certification for inspectors of fire detection, prevention, and suppression devices takes effect on May 1, 2017.

Prepared by: David L. Lovell, Principal Analyst

April 23, 2014

DLL;jb;ty

2013 DRAFTING REQUEST

Bill

Received: 4/16/2013 Received By: mglass
Wanted: As time permits Same as LRB:
For: Terry Moulton (608) 266-7511 By/Representing: Nathan Duerkop
May Contact: Drafter: mglass
Subject: Buildings/Safety - bldg stndrds Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Sen.Moulton@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Ordinances setting building standards

Instructions:

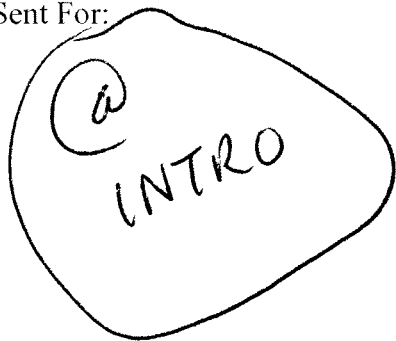
See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mglass 5/16/2013			_____			
/P1	mglass 7/22/2013	scalvin 5/28/2013	jfrantze 5/29/2013	_____	mbarman 5/29/2013		
/1	mglass 8/16/2013	scalvin 8/2/2013	jmurphy 8/2/2013	_____	srose 8/2/2013		State S&L
/2	mglass	scalvin	jmurphy	_____	sbasford		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	2/4/2014	8/16/2013	8/16/2013	_____	8/16/2013		S&L
/3		scalvin 2/5/2014	jfrantze 2/5/2014	_____			State S&L
/4	mglass 2/10/2014		rschluet 2/5/2014	_____	mbarman 2/5/2014		State S&L
/5		scalvin 2/10/2014	rschluet 2/10/2014	_____	mbarman 2/10/2014	sbasford 2/11/2014	State S&L

FE Sent For:



@
INTRO

<END>

Gibson-Glass, Mary

From: Gibson-Glass, Mary
Sent: Tuesday, April 16, 2013 1:52 PM
To: Duerkop, Nathan
Subject: FW: 2011 SB 32 redraft

Nathan,

I'll be the drafter for this.

Mary Gibson-Glass
Senior Legislative Attorney
Legislative Reference Bureau
608 267 3215

From: Duerkop, Nathan
Sent: Tuesday, April 16, 2013 12:25 PM
To: Kite, Robin
Subject: 2011 SB 32 redraft

Hello Robin,

I'm interested in a redraft of 2011's SB 32 dealing with the Uniform Commercial Building Code. There have been negotiations with stakeholders since last session and we have some changes to make in the new draft, mostly dealing with grandfathering in existing local exceptions. The attached document should lay out much of what we want to do. Some issues will still need to be decided on such as the date when grandfathering ends. Please let me know if this is something you can help us with and if you have questions. Thanks,

Nathan Duerkop
Chief of Staff
Senator Terry Moulton
23rd Senate District

Email: nathan.duerkop@legis.wisconsin.gov
Toll-Free: 1-888-437-9436
Direct: (608) 266-7511



UCB Draft.pdf

**Uniform Commercial Building Code
Proposal
(Draft)**

December 2012

Uniformity - No city, village, town, or county may enact or enforce an ordinance establishing minimum standards for the construction, repair, or alteration of places of employment and public buildingsⁱ unless that ordinance strictly conforms to rules promulgated by the department, except that preexisting ordinances that establish minimum standards governing fire detection, prevention and suppression devicesⁱⁱ serving places of employment and public buildings, other than multifamily dwellings, which are stricter than the rules promulgated by the department are grandfathered.

Grandfathering - Preexisting ordinances governing fire detection, prevention and suppression devices serving places of employment and public buildings other than multifamily dwellings which were in effect prior to September 1, 2012 and do not conform to rule promulgated by the department can be grandfathered provided:

- 1) The ordinance was adopted prior to TBD (September 1, 2012 – July 2013)
- 2) The ordinance is submitted and published in the repository by the department within 60 days after effective date of the bill.

Amendments to Grandfather Ordinances – Cities, villages, towns, or counties can amend grandfathered ordinances related to fire detection, prevention and suppression provided:

- 1) The amendment did not expand or change the subject matter of the grandfathered ordinance.
- 2) The amended ordinance was submitted to the department and published 120 days prior to becoming enforceable.

Other Provisions

- Create a Commercial Building Code Advisory Council in statute with duties and membership identified (similar structure to the Uniform Dwelling Code Council).
- This subchapter does not restrict the duties and powers of fire chiefs or inspectors under s. 101.14(2)ⁱⁱⁱ nor a municipality's authority to adopt and enforce a property maintenance code.
- Anyone conducting commercial building inspections for the purposes of compliance with the commercial building code must be a certified commercial building inspector.
- On projects where compliance with the code is difficult or not possible, project specific equivalencies could be agreed upon and utilized.

ⁱBuilding code pertains to the design, construction and alteration of buildings and structures. Not to interfere with a municipality's zoning code pertaining to land use, setbacks, building height, materials and other general planning and development issues. Not intended to interfere with municipal authority to conduct inspections or to contract for inspections, set and collect fees or issue permits.

ⁱⁱ Fire detection, prevention and suppression devices include but are not limited to manual fire alarm systems, smoke and heat detection devices, fire extinguishers, standpipes, automatic fire suppression systems and automatic fire sprinkler systems.

ⁱⁱⁱThe chief of the fire department in every city, village or town, except cities of the 1st class, is constituted a deputy of the department, subject to the right of the department to relieve any such chief from duties as such deputy for cause, and upon such suspension to appoint some other person to perform the duty imposed upon such deputy. The department may appoint either the chief of the fire department or the building inspector as its deputy in cities of the 1st class. The chief of every fire department shall provide for the inspection of every public building and place of employment to determine and cause to be eliminated any fire hazard or any violation of any law relating to fire hazards or to the prevention of fires.