

1 AN ACT in relation to building codes.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Illinois Building Commission Act is
5 amended by adding Section 55 as follows:

6 (20 ILCS 3918/55 new)

7 Sec. 55. Publication of local building codes. Beginning
8 on the effective date of this amendatory Act of the 92nd
9 General Assembly, any municipality or county adopting a new
10 building code or amending an existing building code must, 30
11 days before adopting the code or amendment, provide a copy
12 of the code or amendment to the Commission. The Commission
13 must make the copy available to the public on the Internet
14 through the State of Illinois World Wide Web site.

15 The Commission may adopt any rules necessary to implement
16 this Section.

17 For the purposes of this Section, "building code" means
18 any ordinance, resolution, law, housing or building code, or
19 zoning ordinance that establishes construction, plumbing,
20 heating, electrical, fire prevention, sanitation, or other
21 health and safety standards applicable to structures in a
22 municipality or county, as the case may be.

23 Section 10. The Counties Code is amended by changing
24 Sections 5-1063 and 5-1064 as follows:

25 (55 ILCS 5/5-1063) (from Ch. 34, par. 5-1063)

26 Sec. 5-1063. Building construction, alteration and
27 maintenance. For the purpose of promoting and safeguarding
28 the public health, safety, comfort and welfare, a county
29 board may prescribe by resolution or ordinance reasonable

1 rules and regulations (a) governing the construction and
2 alteration of all buildings, structures and camps or parks
3 accommodating persons in house trailers, house cars, cabins
4 or tents and parts and appurtenances thereof and governing
5 the maintenance thereof in a condition reasonably safe from
6 hazards of fire, explosion, collapse, electrocution,
7 flooding, asphyxiation, contagion and the spread of
8 infectious disease, where such buildings, structures and
9 camps or parks are located outside the limits of cities,
10 villages and incorporated towns, but excluding those for
11 agricultural purposes on farms including farm residences, but
12 any such resolution or ordinance shall be subject to any rule
13 or regulation heretofore or hereafter adopted by the State
14 Fire Marshal pursuant to "An Act to regulate the storage,
15 transportation, sale and use of gasoline and volatile oils",
16 approved June 28, 1919, as amended; (b) for prohibiting the
17 use for residential purposes of buildings and structures
18 already erected or moved into position which do not comply
19 with such rules and regulations; and (c) for the restraint,
20 correction and abatement of any violations.

21 In addition, the county board may by resolution or
22 ordinance require that each occupant of an industrial or
23 commercial building located outside the limits of cities,
24 villages and incorporated towns obtain an occupancy permit
25 issued by the county. Such permit may be valid for the
26 duration of the occupancy or for a specified period of time,
27 and shall be valid only with respect to the occupant to which
28 it is issued.

29 Within 30 days after its adoption, such resolution or
30 ordinance shall be printed in book or pamphlet form,
31 published by authority of the County Board; or it shall be
32 published at least once in a newspaper published and having
33 general circulation in the county; or if no newspaper is
34 published therein, copies shall be posted in at least 4

1 conspicuous places in each township or Road District. No such
 2 resolution or ordinance shall take effect until 10 days after
 3 it is published or posted. Where such building or camp or
 4 park rules and regulations have been published previously in
 5 book or pamphlet form, the resolution or ordinance may
 6 provide for the adoption of such rules and regulations or
 7 portions thereof, by reference thereto without further
 8 printing, publication or posting, provided that not less than
 9 3 copies of such rules and regulations in book or pamphlet
 10 form shall have been filed, in the office of the County
 11 Clerk, for use and examination by the public for at least 30
 12 days prior to the adoption thereof by the County Board.

13 Beginning on the effective date of this amendatory Act of
 14 the 92nd General Assembly, any county adopting a new
 15 ordinance or resolution or amending an existing ordinance or
 16 resolution under this Section must, 30 days before adopting
 17 the ordinance, resolution, or amendment, provide a copy of
 18 the ordinance, resolution, or amendment to the Illinois
 19 Building Commission for publication on the Internet.

20 The violation of any rule or regulation adopted pursuant
 21 to this Section shall be a petty offense.

22 All rules and regulations enacted by resolution or
 23 ordinance under the provisions of this Section shall be
 24 enforced by such officer of the county as may be designated
 25 by resolution of the County Board.

26 No such resolution or ordinance shall be enforced if it
 27 is in conflict with any law of this State or with any rule of
 28 the Department of Public Health.

29 (Source: P.A. 86-962.)

30 (55 ILCS 5/5-1064) (from Ch. 34, par. 5-1064)

31 Sec. 5-1064. Buildings in certain counties of less than
 32 1,000,000 population. The county board in any county with a
 33 population not in excess of 1,000,000 located in the area

1 served by the Northeastern Illinois Metropolitan Area
2 Planning Commission may prescribe by resolution or ordinance
3 reasonable rules and regulations (a) governing the
4 construction and alteration of all buildings and structures
5 and parts and appurtenances thereof and governing the
6 maintenance thereof in a condition reasonably safe from the
7 hazards of fire, explosion, collapse, contagion and the
8 spread of infectious disease, but any such resolution or
9 ordinance shall be subject to any rule or regulation now or
10 hereafter adopted by the State Fire Marshal pursuant to "An
11 Act to regulate the storage, transportation, sale and use of
12 gasoline and volatile oils", approved June 28, 1919, as
13 amended, (b) for prohibiting the use for residential purposes
14 of buildings and structures already erected or moved into
15 position which do not comply with such rules and regulations,
16 and (c) for the restraint, correction and abatement of any
17 violations. However, the county shall exempt all
18 municipalities located wholly or partly within the county
19 where the municipal building code is equal to the county
20 regulation and where the local authorities are enforcing the
21 municipal building code. Such rules and regulations shall be
22 applicable throughout the county but this Section shall not
23 be construed to prevent municipalities from establishing
24 higher standards nor shall such rules and regulations apply
25 to the construction or alteration of buildings and structures
26 used or to be used for agricultural purposes and located upon
27 a tract of land which is zoned and used for agricultural
28 purposes.

29 In the adoption of rules and regulations under this
30 Section the county board shall be governed by the publication
31 and posting requirements set out in Section 5-1063.

32 Beginning on the effective date of this amendatory Act of
33 the 92nd General Assembly, any county adopting a new
34 ordinance or resolution or amending an existing ordinance or

1 resolution under this Section must, 30 days before adopting
2 the ordinance, resolution, or amendment, provide a copy of
3 the ordinance, resolution, or amendment to the Illinois
4 Building Commission for publication on the Internet.

5 Violation of any rule or regulation adopted pursuant to
6 this Section shall be deemed a petty offense.

7 All rules and regulations enacted by resolution or
8 ordinance under the provisions of this Section shall be
9 enforced by such officer of the county as may be designated
10 by resolution of the county board.

11 (Source: P.A. 86-962.)

12 Section 15. The Illinois Municipal Code is amended by
13 adding Section 1-2-3.1 as follows:

14 (65 ILCS 5/1-2-3.1 new)

15 Sec. 1-2-3.1. Building codes. Beginning on the
16 effective date of this amendatory Act of the 92nd General
17 Assembly, any municipality adopting a new building code or
18 amending an existing building code must, 30 days before
19 adopting the code or amendment, provide a copy of the code
20 or amendment to the Illinois Building Commission for
21 publication on the Internet.

22 For the purposes of this Section, "building code" means
23 any ordinance, resolution, law, housing or building code, or
24 zoning ordinance that establishes construction, plumbing,
25 heating, electrical, fire prevention, sanitation, or other
26 health and safety standards applicable to structures in the
27 municipality.