

Construction Codes Advisory Council
March 17, 2011
Minutes

Members Present:

Scott McLellan
Bruce Hutchins
Jim Gander
Pete Parris
Kathe Ostrom
Robert Dahm
Tom Downs
Kevin White
Robert Bastianelli
Luke Stemmer
John McConnell
Gerhard Guth
Mark Bruuner
Bill Freitag
Kent Warden

Members Absent:

Robert Jewell
Larry Stevens Jr.
Ross Noak

Visitors & Staff Present:

Commissioner Ken Peterson
Deputy Commissioner Kris Eiden
Assistant Commissioner Jessica Looman
Assistant Director John Schultz
Gary Thaden
Carey Demaris

Call to Order

This meeting was called to order at 1:05 p.m. by Scott McLellan. Housekeeping announcements were made.

Introduction of CCAC Members

Committee members, visitors and DLI staff introduced themselves, roll call was taken and a quorum was declared. Scott McLellan asked members to review the alternate roster making any necessary changes. He also mentioned that if member did not have an alternate, they should choose one.

Approval of Minutes

Kathe Ostrom made a motion to approve the December 16, 2010 minutes, seconded by Tom Downs. There were no additions to the agenda.

Commissioner Ken Peterson joined the council by introducing himself and thanked the members for their time and participation.

Announcements

It was announced to members they can be present via telephone if they wish. Demaris asked for a two day advanced notice. The conference telephone can accommodate up to six telephone numbers. There was **incorrect** information given as to the cost for long distance calls. The correct information is; *if members wish to be present via telephone, long distance phone charges will not apply. However, if the public wishes to attend via telephone, long distant charges may be applicable.*

New Business

The purpose of the council was reviewed with members along with the statute, by-laws, expectations, and the schedule of the meetings.

Gander asked who determines the goals for the year and who monitors the committee. McLellan referred to the by-laws page 3, article 5: *There shall be an Executive Committee consisting of the Chair, and four other members elected by the Council.* He further stated that all members that have suggestions on topics are able to bring them forth to the meetings. It was asked if council members wanted to create an executive committee and the majority said they would. McLellan asked members to email him interest for nomination. This will be discussed at the next meeting held in June. Also mentioned was the expectation of the council members to act as a liaison between constituent groups and CCAC.

The Construction Codes and Licensing Division (CCLD) Transparent Rule Adoption Process Policy was reviewed. McLellan advised how the policies describe CCLD's intentions and the process of changing and adopting rules. He also stated that the council is required to review and comment on all current and proposed rules to promote coordination and consistency. The CCLD Committee Membership Policy and the Committee Process and Rule Change Policy were also reviewed with the council members.

McLellan stated he hopes to start advisory committees for the rulemaking process this July. He referred to a spreadsheet that will be available to members at the next meeting. The document is used to identify the different rule chapters and contains a loose schedule for the adoption of the model codes in 2012. Guth asked the timeframe of the process, as he thought it took two years. McLellan advised that the process to adopt rules need not take two years; it depends on the complexity of the subject matter. The proposal now is to get the committees working on the rule writing within the span of a year. However, there is a provision in the law that requires a waiting period of 180 days before a rule becomes effective. White asked if all of the proposed 2012 codes be included. McLellan said it looks like they will.

McLellan also reviewed with council members the Summary of DLI Active Rulemakings as of March 9, 2011 stating the council needs to be aware of the activities. John Schultz spoke on the background on the National Electric Code stating historically it has been adopted without any changes to the standards. It continues to be adopted without amendment; it will be effective July 1, 2011. McLellan reviewed with members the DLI rulemaking docket – CCLD handout, which is on the DLI website.

Guth asked if there has been any change in the short falls in the budget. Assistant Commissioner Looman gave an overview of the budget plan and stated the five dollar surcharge on the fixed rate permit was successful and is proposed to continue into the new biennium. Commissioner Peterson stated the goal is to drop the surcharge in a couple of years after the economy has improved. Brunner asked if the Department would bring back the training it lost two years ago. McLellan responded that the hope is to bring back training and adding staff in the future if the budget stabilizes.

An update on E-permitting, E-licensing, and E-Trakit was given.

Legislative Report

McLellan gave update on the following bills:

- lead certification extended to August 1, 2011
- the fire sprinkler prohibition,
- the agricultural building roof panels/skylights,
- the elevator code upgrade and modifications,
- the manufactured home bill,
- clean up bill
- misclassified employees

Keynote Presentation

Member Tom Downs, with BKBM Engineers brought a handout titled, “*Snow Loads on Structures*”. He gave an overview of snow load in the codes. The council was informed of scenarios describing types of roofs and pitches and how the snow weight affects the roof causing a collapse. He explained the process of calculations and guidelines. Assistant Commissioner Looman asked about the frequency of collapse this winter vs. previous. Downs indicated at least 50% increase.

McLellan advised members he will be calling on them for similar presentations throughout the year.

Open Forum

Assistant Commissioner Looman stated the agency recognizes the expertise the members bring from the different areas of the industry and values their time. She advised feedback is always welcomed and looks forward to working with them. Gander indicated that his experience with the council have been positive.

Adjournment

The meeting adjourned at 2:45 p.m.

Respectfully Submitted,

Carey Demaris

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