

## No. 2001-43

## AN ACT

## HB 1235

Amending the act of November 10, 1999 (P.L.491, No.45), entitled "An act establishing a uniform construction code; imposing powers and duties on municipalities and the Department of Labor and Industry; providing for enforcement; imposing penalties; and making repeals," further providing for exemptions.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 901 of the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, is amended to read:

Section 901. Exemptions.

*(a) Manufactured housing.*—This act shall not apply to manufactured housing which bears a label, as required by and referred to in the act of November 17, 1982 (P.L.676, No.192), known as the Manufactured Housing Construction and Safety Standards Authorization Act, which certifies that it conforms to Federal construction and safety standards adopted under the Housing and Community Development Act of 1974 (Public Law 93-383, 88 Stat. 633), nor shall it apply to industrialized housing, as defined in the act of May 11, 1972 (P.L.286, No.70), known as the Industrialized Housing Act.

*(b) Religious beliefs.*—

*(1) An applicant for a construction permit for a dwelling unit utilized by a member of a recognized religious sect may file an application with a code administrator to be exempted from an electrical provision of the Uniform Construction Code which conflicts with the applicant's religious beliefs. The application shall state the manner in which the provision conflicts with the applicant's religious beliefs and shall include an affidavit by the applicant stating that:*

*(i) the applicant is a member of a recognized religious sect;*

*(ii) the religious sect has established tenets or teachings which conflict with an electrical provision of the Uniform Construction Code;*

*(iii) the applicant adheres to the established tenets or teachings of the sect; and*

*(iv) the dwelling unit will be used solely as a residence for the applicant and the applicant's household.*

*(2) A code administrator shall grant an application for an exemption if made in accordance with paragraph (1).*

*(3) If an applicant receives an exemption for a dwelling unit under this subsection and the applicant subsequently sells or leases the*

*dwelling unit, the applicant shall bring the dwelling unit into compliance with the provision of the Uniform Construction Code from which it was exempted under this subsection prior to the dwelling unit being sold or leased unless the prospective subsequent owner or lessee files an affidavit in compliance with paragraph (1)(i) through (iv).*

Section 2. This act shall take effect 90 days following publication in the Pennsylvania Bulletin of the final adoption of regulations required by the act of November 10, 1999 (P.L.491, No.45).

APPROVED—The 22nd day of June, A.D. 2001.

THOMAS J. RIDGE