

GREEN SHEET REDIGEST

HB 803

2022 Regular Session

Gadberry

BUILDING CODES: Provides relative to the State Building Energy Conservation Code

DIGEST

Proposed law provides that training and technical assistance in the implementation of the La. State Uniform Construction Code residential and commercial building energy code provisions shall be the responsibility of the technology assessment division of the Dept. of Natural Resources in collaboration with the La. State Uniform Construction Code Council, as provided for in present law.

Proposed law provides that the technology assessment division of the Dept. of Natural Resources shall continue training and technical assistance as funding allows.

Proposed law creates the Energy Code Commission, hereinafter referred to as the "commission".

Proposed law provides that the commission shall be composed of the following voting members.

- (1) The president of the La. Home Builders Association (LHBA) or his designee.
- (2) The president of the Building Officials Association of La., Inc. or his designee.
- (3) The president of AIA La., or his designee.
- (4) The president of the New Orleans ASHRAE Chapter or his designee.
- (5) The president of the Apartment Association of La., Inc. or his designee.
- (6) The president of the Greater NOLA Housing Alliance or his designee.
- (7) The chairman of the Associated Builders and Contractors of La. or his designee.
- (8) The general president of the LiUNA or his designee.
- (9) The state president of the HVACR Association of La. or his designee.
- (10) The president of the La. Associated General Contractors, Inc. or his designee.
- (11) The chairman of the La. Chemical Association or his designee.
- (12) The president of the La. REALTORS or his designee.
- (13) A designee of Southeast La. Coalition of the Air Conditioning Industry who is a La. RESNET HERS rater designated by the president of the Southeast La. Coalition of the Air Conditioning Industry.

Proposed law provides that in addition to the voting members of the commission, the commission shall be composed of the following nonvoting members:

- (1) The secretary of the La. Dept. of Natural Resources or his designee.
- (2) The director of the facilities planning and control department, division of Administration, or his designee.

- (3) The chairman of the Technical Committee of the La. State Uniform Construction Code Council or his designee.

Proposed law requires the names of the members of the commission be submitted to the council by August 1, 2022.

Proposed law provides that the commission shall terminate upon the adoption of the 2021 International Energy Conservation Code as provided in proposed law.

Proposed law provides that the primary function of the commission is to provide amendments to the code delineated in present law in order to address energy efficiency requirements to reduce the long-term energy cost burden for building occupants in this state.

Proposed law provides that the commission shall provide amendments to the council that have been approved by a majority vote of the total members of the commission present and voting and those amendments shall be included in the provisions of the code adopted by the council.

Present law provides a list of the latest editions that the council shall evaluate, adopt, and amend as the State Uniform Construction Code.

Present law provides that the following shall be included in that list of editions:

- (1) Part IV-Energy Conservation of the 2009 edition of the International Residential Code shall be adopted and is amended to require that supply and return ducts be insulated to a minimum of R-6.
- (2) The council shall not adopt or enforce any part of the International Residential Code or any other code or regulation that requires a fire protection sprinkler system in one- or two-family dwellings.
- (3) Factory built homes shall be inspected in accordance with the codes in effect for the locality where the home will be ultimately sited, on the date construction begins in the factor.

Proposed law deletes that Part IV-Energy Conservation of the 2009 edition being a required edition. Proposed law otherwise retains present law.

Present law provides that present law shall be known, and may be cited and referred to, as the "Commercial Building Energy Conservation Code" or the "Energy Code".

Proposed law deletes the aforementioned name and instead provides that present law shall be known, and may be cited and referred to, as the "State Building Energy Conservation Code".

Present law defines "alteration", "ANSI-ASHRAE/IESNA 90.1", "commercial buildings", "EPAct", "historic buildings", "International Energy Conservation Code", and "repair".

Proposed law deletes the definitions for "alteration", "ANSI-ASHRAE/IESNA 90.1", "commercial buildings", "EPAct", and "repair". Proposed law otherwise retains present law.

Present law provides that new commercial buildings constructed in La. must comply with the Commercial Building Energy Conservation Code.

Proposed law deletes present law and instead provides that new state buildings constructed in La. must comply with the State Building Energy Conservation Code.

Present law provides that the office of the state fire marshal, code enforcement and building safety, in consultation with the facility planning and control section of the division of administration and the technology assessment division of the Dept. of Natural Resources,

shall have the authority to promulgate amendments and revisions for the Commercial Building Energy Conservation Code, pursuant to present law.

Proposed law repeals present law.

(Amends R.S. 40:1730.28(A)(3)(e) and (f) and (7), the heading of Part IV-C of Chapter 8 of Title 40 of the La. Revised Statutes of 1950, 1730.41-1730.45, 1730.49(D) and (E)(1)(intro. para.), (a), and (2); Adds R.S. 40:1730.22(F), 1730.28(A)(8), 1730.28.4, and 1730.28.5; Repeals R.S. 40:1730.28(A)(3)(g) and 1730.46-1730.48)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Require the council to adopt and amend the latest edition of The International Energy Conservation Code as part of the State Uniform Construction Code.
2. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Change references in present law and proposed law to conform with references to the State Building Energy Conservation Code found in proposed law.
3. Clarify that the term "council", as used in proposed law means the Louisiana State Uniform Construction Code Council as defined by present law.
4. Repeal provisions of present law.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the reengrossed bill

1. Makes technical changes.
2. Names the person appointed to serve as a voting or nonvoting member of the commission and provides for a designee for each member.
3. Adds the chairman of Louisiana Chemical Association or his designee and the president of Louisiana REALTORS or his designee as voting members of the commission.
4. Provides for termination of the commission.