

Regular Session, 2013  
HOUSE BILL NO. 580

# ACT No. 390

BY REPRESENTATIVE GREENE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To amend and reenact R.S. 40:1730.26(2), 1730.28(A)(3)(a)(introductory paragraph) and  
3 (e), and 1730.29 and to enact R.S. 40:1730.28(A)(3)(h), relative to the state uniform  
4 construction code; to require the Louisiana State Uniform Construction Code to  
5 review, evaluate, and update the state uniform construction code; to adopt Part V-  
6 Mechanical of the International Residential Code; to provide for plumbing and  
7 sanitary references in Part V-Mechanical of the International Residential Code; to  
8 provide for the regulation of certain construction or improvement of industrial  
9 facilities; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 40:1730.26(2), 1730.28(A)(3)(a)(introductory paragraph) and (e),  
12 and 1730.29 are hereby amended and reenacted and R.S. 40:1730.28(A)(3)(h) is hereby  
13 enacted to read as follows:

14 §1730.26. Adoption and promulgation of certain building codes and standards as  
15 state uniform construction code; procedures

16 The council shall review, adopt, modify, and promulgate the building codes  
17 referenced in R.S. 40:1730.28 of this Part, provided that:

18 \* \* \*

19 (2) The council shall review, evaluate, and update the state uniform  
20 construction code ~~prior to the second regular legislative session after the release of~~  
21 ~~the latest edition~~ no later than five years from the date of publication of the  
22 appropriate code as provided for in R.S. 40:1730.28. The council shall submit the  
23 updated state uniform construction code to the House Committee on Commerce and  
24 the Senate Committee on Commerce, Consumer Protection, and International Affairs

1 for oversight and approval. Additionally, the council shall provide the members of  
2 each house of the legislature a summary of the major proposed changes to the  
3 International Residential Code at the time of submission to the oversight committees.

4 \* \* \*

5 §1730.28. Mandatory adoption of certain nationally recognized codes and standards  
6 as the state uniform construction code; adoption by reference

7 A. Except as provided in Subsection C of this Section, the council shall  
8 evaluate, adopt, and amend only the latest editions of the following as the state  
9 uniform construction code:

10 \* \* \*

11 (3)(a) International Residential Code, not including Parts I-Administrative,  
12 ~~V-Mechanical~~, VII-Plumbing and VIII-Electrical. The applicable standards  
13 referenced in that code are included for regulation of construction within this state.  
14 The enforcement of such standards shall be mandatory only with respect to new  
15 construction, reconstruction, additions to homes previously built to the International  
16 Residential Code, and extensive alterations; however, a municipality, parish, or  
17 regional planning commission may enforce Appendix J of the code at its option. The  
18 appendices of that code may be adopted as needed, but the specific appendix or  
19 appendices must be referenced by name or letter designation at the time of adoption,  
20 with the exception of Appendix J, Existing Buildings and Structures, which shall not  
21 be adopted by the council and may be adopted and enforced only at the option of a  
22 parish, municipality, or regional planning commission. For the purposes of this Part,  
23 IRC R301.2.1.1 (Design Criteria) shall be amended as follows and shall ~~only apply~~  
24 apply only to the International Residential Code, 2003 edition:

25 \* \* \*

26 (e) Part IV-Energy Conservation of the ~~latest~~ 2009 edition of the  
27 International Residential Code is ~~hereby~~ shall be adopted and is amended to require  
28 that supply and return ducts be insulated to a minimum of R-6.

29 \* \* \*

1                    (h) All plumbing and sanitary references in Part V-Mechanical in the  
 2                    International Residential Code shall be replaced with the applicable provisions of the  
 3                    Louisiana State Plumbing Code, Part XIV, Plumbing, of the State Sanitary Code.

4                    \*           \*           \*

5                    §1730.29. Regulation of construction or improvement of industrial facilities

6                    A. Excluding the applicable requirements of the Louisiana State Plumbing  
 7                    Code, the provisions of this Part shall not apply to the construction or improvement  
 8                    inside the secured or fenced confines of the following types of industrial facilities  
 9                    that are engaged in activities defined or classified under one or more of the following  
 10                    subsectors, industry groups, or industries of the ~~1997~~ 2012 North American Industry  
 11                    Classification System (NAICS):

- 12                    (1) 22111 electric power generation.
- 13                    (2) ~~321 wood products manufacturing.~~ 3211 saw mills and wood  
 14                    preservation.
- 15                    (3) 322 paper manufacturing.
- 16                    (4) 324 petroleum and coal products manufacturing.
- 17                    (5) 325 chemical manufacturing.
- 18                    (6) 326 plastics and rubber products manufacturing.
- 19                    (7) 331 primary ~~metals~~ metal manufacturing.
- 20                    (8) ~~562211/562212 hazardous and solid waste landfills.~~ 562211 hazardous  
 21                    waste treatment and disposal.
- 22                    (9) 562212 solid waste landfill.
- 23                    ~~(9)(10) 422710 bulk stations and materials.~~ 424710 petroleum bulk stations  
 24                    and terminals.
- 25                    ~~(10) 486110 crude oil pipelines.~~
- 26                    (11) 486110 pipeline transportation of crude oil.
- 27                    ~~(11) 486910 refined petroleum products pipelines.~~
- 28                    (12) 486910 pipeline transportation of refined petroleum products.
- 29                    ~~(12) 486210 natural gas pipelines.~~
- 30                    (13) 482610 pipeline transportation of natural gas.

1                   ~~(13) 486990 other pipelines.~~

2                   (14) 486990 all other pipeline transportation.

3                   ~~(14)~~(15) 211112 natural gas processing plants liquid extraction.

4                   (16) 211 oil and gas extraction.

5                   (17) 3212 veneer, plywood, and engineered wood product manufacturing.

6                   (18) 486 pipeline transportation.

7                   (19) 213 support activities for mining.

8                   B. The council may adopt by rule, in accordance with the Administrative

9                   Procedure Act, compatible NAICS code designations updates.

10                  Section 2. This Act shall become effective on January 1, 2014.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_