

2023 Regular Session

SENATE BILL NO. 211

BY SENATOR PEACOCK

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

GOVERNMENTAL REGULATIONS. Provides relative to the enforcement of certain provisions of the Louisiana State Uniform Construction Code. (8/1/23)

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AN ACT

To amend and reenact R.S. 40:1730.28(A)(3)(e), relative to the State Uniform Construction Code; to provide relative to the enforcement of certain provisions of the International Residential Code; to provide for exceptions, terms, conditions, and procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1730.28(A)(3)(e) is hereby amended and reenacted to read as follows:

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

A. Except as provided in Subsection C of this Section, the council shall evaluate, adopt, and amend only the latest editions of the following as the State Uniform Construction Code:

- * * *
- (3)(a) * * *

(e)(i) 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

1 sprinkler system in one- or two-family dwellings. Further, no municipality or parish
2 shall adopt or enforce an ordinance or other regulation requiring a fire protection
3 sprinkler system in one- or two-family dwellings.

4 **(ii) Notwithstanding any provision of law to the contrary, the council**
5 **shall not enforce any provision of the International Residential Code or**
6 **regulation that requires an annual inspection of a backflow prevention device;**
7 **however, a municipality or parish may adopt an ordinance or other regulation**
8 **requiring an annual inspection of a backflow prevention device.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Xavier I. Alexander.

	DIGEST	
SB 211 Original	2023 Regular Session	Peacock

Present law provides for the functions and duties of the Louisiana State Uniform Construction Code Council (council), including its primary duty to review and adopt the State Uniform Construction Code.

Present law provides that the council shall evaluate, adopt, and amend only the latest editions of certain international codes, including the International Residential Code (IRC).

Present law provides that the enforcement of the IRC applies only with respect to new construction, reconstruction, additions to homes previously built to the IRC, and extensive alterations; however, a municipality, parish, or regional planning commission may enforce certain provisions of the IRC at its option.

Present law prohibits the council from adopting and enforcing certain provisions of the IRC relative to a fire protection sprinkler system in one- or two-family dwellings.

Proposed law retains present law and adds that the council shall not enforce any provision of the IRC that requires an annual inspection of a backflow prevention device. Allows a municipality or parish to adopt an ordinance or other regulation requiring an annual inspection of a backflow prevention device.

Effective August 1, 2023.

(Amends R.S. 40:1730.28(A)(3)(e))