

Regular Session, 2013

HOUSE BILL NO. 580

BY REPRESENTATIVE GREENE

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

BUILDING CODES: Provides relative to the state uniform construction code

1 AN ACT

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

13 §1730.26. Adoption and promulgation of certain building codes and standards as
14 state uniform construction code; procedures

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

17 * * *

18 (2) The council shall review, evaluate, and update the state uniform
19 construction code ~~prior to the second regular legislative session after the release of~~
20 ~~the latest edition~~ no later than five years from the date of publication of the

1 appropriate code as provided for in R.S. 40:1730.28. The council shall submit the
2 updated state uniform construction code to the House Committee on Commerce and
3 the Senate Committee on Commerce, Consumer Protection, and International Affairs
4 for oversight and approval. Additionally, the council shall provide the members of
5 each house of the legislature a summary of the major proposed changes to the
6 International Residential Code at the time of submission to the oversight committees.

7 * * *

8 §1730.28. Mandatory adoption of certain nationally recognized codes and standards
9 as the state uniform construction code; adoption by reference

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

13 * * *

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

28 * * *

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

4 * * *

5 (h) All plumbing and sanitary references in Part V-Mechanical in the
6 International Residential Code shall be replaced with the applicable provisions of the
7 Louisiana State Plumbing Code [Part XIV (Plumbing) of the State Sanitary Code].

8 * * *

9 §1730.29. Regulation of construction or improvement of industrial facilities

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

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

- 1 (11) 486110 pipeline transportation of refined petroleum products.
- 2 ~~(11) 486910 refined petroleum products pipelines.~~
- 3 (12) 486910 pipeline transportation of refined petroleum products.
- 4 ~~(12) 486210 natural gas pipelines.~~
- 5 (13) 482610 pipeline transportation of natural gas.
- 6 ~~(13) 486990 other pipelines.~~
- 7 (14) 486990 all other pipeline transportation.
- 8 ~~(14)~~(15) 211112 natural gas processing plants liquid extraction.
- 9 (16) 211 oil and gas extraction.
- 10 (17) 3212 veneer, plywood, and engineered wood product manufacturing.
- 11 (18) 486 pipeline transportation.
- 12 (19) 213 support activities for mining.
- 13 B. The council may adopt by rule, in accordance with the Administrative
- 14 Procedure Act, compatible NAICS code designations updates.
- 15 Section 2. This Act shall become effective on January 1, 2014.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Greene

HB No. 580

Abstract: Requires the La. State Uniform Construction Code (LSUCCC) to review, evaluate, and update the state uniform construction code; adopts Part V-Mechanical of the International Residential Code; provides for the regulation of certain construction or improvement of industrial facilities.

Present law requires the LSUCCC to review, evaluate, and update the state uniform construction code prior to the second regular legislative session after the release of the latest edition of the appropriate code as provided for in present law.

Proposed law requires the LSUCCC to review, evaluate, and update the state uniform construction code no later than five years from the date of publication of the appropriate code as provided for proposed law.

Present law requires the LSUCCC to evaluate, adopt, and amend, as part of the state uniform construction code, only the latest editions of the International Residential Code, not including Parts I-Administrative, V-Mechanical, VII-Plumbing and VIII-Electrical.

Proposed law retains present law but repeals the exception for Part V-Mechanical.

Present law requires the LSUCCC to adopt the latest edition of Part IV-Energy Conservation of the International Residential Code and amends it to require that supply and return ducts be insulated to a minimum of R-6.

Proposed law retains present law except requires the adoption of the 2009 edition of Part IV-Energy Conservation of the International Residential Code instead of the latest edition.

Proposed law requires all plumbing and sanitary references in Part V-Mechanical in the International Residential Code to be replaced with the applicable provisions of the La. State Plumbing Code [Part XIV (Plumbing) of the State Sanitary Code].

Present law provides that, excluding the applicable requirements of the La. State Plumbing Code, the state uniform construction code shall not apply to the construction or improvement of the following types of industrial facilities that are engaged in activities defined or classified under one or more of the following subsectors, industry groups, or industries of the 1997 North American Industry Classification System (NAICS):

- (1) 22111 electric power generation.
- (2) 321 wood products manufacturing.
- (3) 322 paper manufacturing.
- (4) 324 petroleum and coal products manufacturing.
- (5) 325 chemical manufacturing.
- (6) 326 plastics and rubber products manufacturing.
- (7) 331 primary metals manufacturing.
- (8) 562211/562212 hazardous and solid waste landfills.
- (9) 422710 bulk stations and materials.
- (10) 486110 crude oil pipelines.
- (11) 486910 refined petroleum products pipelines.
- (12) 486210 natural gas pipelines.
- (13) 486990 other pipelines.
- (14) 211112 natural gas processing plants.

Proposed law provides that, excluding the applicable requirements of the La. State Plumbing Code, the state uniform construction code shall not apply to the construction or improvement inside the secured or fenced confines of the following types of industrial facilities that are engaged in activities defined or classified under one or more of the following:

- (1) 22111 electric power generation.
- (2) 3211 saw mills and wood preservation.
- (3) 322 paper manufacturing.
- (4) 324 petroleum and coal products manufacturing.

- (5) 325 chemical manufacturing.
- (6) 326 plastics and rubber products manufacturing.
- (7) 331 primary metals manufacturing.
- (8) 562211 hazardous waste treatment and disposal.
- (9) 562212 solid waste landfill.
- (10) 424710 petroleum bulk stations and terminals.
- (11) 486110 pipeline transportation of refined petroleum products.
- (12) 486910 pipeline transportation of refined petroleum products.
- (13) 486210 pipeline transmission of natural gas.
- (14) 486990 all other pipeline transportation.
- (15) 211112 natural gas liquid extraction.
- (16) 211 oil and gas extraction.
- (17) 3212 veneer, plywood, and engineered wood product manufacturing.
- (18) 486 pipeline transportation.
- (19) 213 support activities for mining.

Proposed law authorizes the LSUCCC to adopt by rule compatible NAICS code designations updates.

Effective Jan. 1, 2014.

(Amends R.S. 40:1730.26(2), 1730.28(A)(3)(a) and (e), and 1730.29; Adds R.S. 40:1730.28(A)(3)(h))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Required the adoption of Part IV-Energy Conservation 2009 edition of the International Residential Code as amended to require that supply and return ducts be insulated to a minimum of R-6.
2. Made technical changes to the names of certain subsectors, industry groups, or industries of the 2012 North American Industry Classification System (NAICS).
3. Provided for an effective date of Jan. 1, 2014.