

DECLARATION OF EMERGENCY

Department of Public Safety and Corrections State Uniform Construction Code Council

Louisiana State Uniform Construction Code
(LAC 55:VI.301)

The Louisiana Department of Public Safety and Corrections, Louisiana State Uniform Construction Code Council hereby adopts the following Emergency Rule governing the implementation of Act 12 of the 2005 First Extraordinary Session, R.S. 40:1730.21 et seq. This Rule is being adopted in accordance with the Emergency Rule provisions of R.S. 49:953(B) of the Administrative Procedure Act. This Emergency Rule becomes effective on the date of the signature by the authorized representative of the Louisiana State Uniform Construction Council (LSUCCC) and shall remain in effect for the maximum period allowed by the APA, which is 120 days.

As a result of the widespread damage caused by Hurricanes Rita and Katrina, the Legislature enacted and mandated a state uniform construction code to promote public safety and building integrity. This new code went into effect statewide on January 1, 2007. R.S. 1730.28 provides for the codes that are mandatory for adoption. However, these codes do not provide for mechanical code enforcement for one and two family residential structures. Therefore, there is currently no code in place for mechanical code enforcement for one and two family residential structures. The LSUCCC has received many calls from building code enforcement officers and third party providers throughout the state inquiring about the application of the International Mechanical Code to one and two family residential structures since the International Mechanical Code applies to commercial structures only. On May 20, 2008, the International Code Council made available a new code enforcement book entitled The Louisiana One- and Two- Family Supplement to the 2006 International Mechanical Code. Immediately adopting this Rule will greatly improve the facilitation of the intent of Act 12 in providing a manual covering mechanical code enforcement for one and two family residential structures.

Title 55

PUBLIC SAFETY AND CORRECTIONS

Part VI. Uniform Construction Code

Chapter 3. Adoption of the Louisiana State Uniform Construction Code

§301. Louisiana State Uniform Construction Code.

A. - A.3.b.i.(b). ...

4. International Mechanical Code, 2006 Edition, and the standards referenced in that code for regulation of construction within this state. Also included for regulation, the Louisiana One- and Two- Family Supplement to the 2006 International Mechanical Code. Furthermore, the International Mechanical Code, 2006 Edition, Chapter 1, Section 101.2 Scope is amended as follows: Exception: Detached one- and two- family dwellings and multiple single-family dwellings (townhouses) not more than three stories high with separate means of egress and their accessory structures shall comply with the Louisiana One- and Two- Family Supplement to the 2006 International Mechanical Code.

5. - 7. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1730.22(C) and (D) and 40:1730.26(1).

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, State Uniform Construction Code Council, LR 33:291 (February 2007), amended LR 34:93 (January 2008), LR 34: 883 (May 2008), LR 34:

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