

**House File 464 - Introduced**

HOUSE FILE 464

BY BEARINGER

**A BILL FOR**

1 An Act relating to the state building code.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 103A.8, subsection 1, Code 2015, is  
2 amended to read as follows:

3 1. Provide uniform standards and requirements for  
4 construction, construction materials, and equipment through  
5 the adoption by reference of ~~applicable national codes where~~  
6 ~~appropriate and providing exceptions when necessary~~ the  
7 most recent international building code developed by the  
8 international code council. The rules adopted shall include  
9 provisions imposing requirements reasonably consistent with or  
10 identical to recognized and accepted standards contained in  
11 performance criteria.

12 Sec. 2. Section 103A.10, subsection 2, Code 2015, is amended  
13 by adding the following new paragraph:

14 NEW PARAGRAPH. e. To all newly constructed residential and  
15 all newly constructed or renovated commercial buildings and  
16 structures in this state. However, a governmental subdivision  
17 of the state may adopt and enforce higher standards than those  
18 required under the state building code.

19 Sec. 3. Section 103A.22, subsection 1, Code 2015, is amended  
20 to read as follows:

21 1. Nothing in this chapter shall be construed as prohibiting  
22 any governmental subdivision from adopting or enacting any  
23 building regulations relating to any building or structure  
24 within its limits, but a governmental subdivision in which  
25 the state building code has been accepted and is applicable  
26 shall not have the power to supersede, void, or repeal ~~or make~~  
27 ~~more restrictive~~ any of the provisions of this chapter or of  
28 the rules adopted by the commissioner. This subsection shall  
29 not apply to energy conservation requirements adopted by the  
30 commissioner and approved by the council pursuant to section  
31 103A.8A or 103A.10.

32 Sec. 4. IMPLEMENTATION OF ACT. Section 25B.2, subsection  
33 3, shall not apply to this Act.

34 EXPLANATION

35 The inclusion of this explanation does not constitute agreement with

1           the explanation's substance by the members of the general assembly.

2       This bill requires that the state building code provide  
3 uniform standards and requirements for construction,  
4 construction materials, and equipment through the adoption  
5 by reference of the most recent international building code  
6 developed by the international code council. The bill provides  
7 that the state building code is applicable to all newly  
8 constructed residential and all newly constructed or renovated  
9 commercial buildings and structures in the state. The bill  
10 also provides that a governmental subdivision of the state may  
11 adopt and enforce higher standards than those required under  
12 the state building code.

13       The bill may include a state mandate as defined in Code  
14 section 25B.3. The bill makes inapplicable Code section 25B.2,  
15 subsection 3, which would relieve a political subdivision from  
16 complying with a state mandate if funding for the cost of  
17 the state mandate is not provided or specified. Therefore,  
18 political subdivisions are required to comply with any state  
19 mandate included in the bill.