

FEB 2 2006
LOCAL GOVERNMENT

HOUSE FILE 2224
BY HUSER and BUKTA

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the application and enforcement of the state
2 building code and providing an applicability date.

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

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1 Section 1. Section 103A.10, subsection 2, Code 2005, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. c. In each city with a population of more
4 than fifteen thousand that has not adopted a local building
5 code that is substantially in accord with standards developed
6 by a nationally recognized building code organization. The
7 city shall enforce the state building code, including the
8 provisions in section 103A.19, subsections 1 through 6.

9 Sec. 2. Section 103A.19, unnumbered paragraph 2, Code
10 2005, is amended to read as follows:

11 In aid of administration and enforcement of the state
12 building code, and in addition to and not in limitation of
13 powers vested in them by law, each governmental subdivision of
14 the state may, and each city designated in section 103A.10,
15 subsection 2, paragraph "c", shall:

16 Sec. 3. APPLICABILITY DATE. This Act applies to building
17 permits issued on or after July 1, 2007.

18 Sec. 4. IMPLEMENTATION OF ACT. Section 25B.2, subsection
19 3, shall not apply to this Act.

20 EXPLANATION

21 Under this bill, a city with a population over 15,000 that
22 has not adopted a local building code in accord with standards
23 developed by a nationally recognized building code
24 organization is required to apply and enforce the state
25 building code within its limits.

26 The bill provides that the Act applies to building permits
27 issued on or after July 1, 2007.

28 The bill may include a state mandate as defined in Code
29 section 25B.3. The bill makes inapplicable Code section
30 25B.2, subsection 3, which would relieve a political
31 subdivision from complying with a state mandate if funding for
32 the cost of the state mandate is not provided or specified.
33 Therefore, political subdivisions are required to comply with
34 any state mandate included in the bill.

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