

Regular Session, 2008
HOUSE BILL NO. 1308
BY REPRESENTATIVE ELLINGTON

ACT No. 813

1 AN ACT

2 To amend and reenact R.S. 40:1730.23(A), relative to inspections of commercial and
3 residential structures; to allow the office of state fire marshal to conduct plan reviews
4 and inspections on commercial structures; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1730.23(A) is hereby amended and reenacted to read as follows:
7 §1730.23. Enforcement of building codes by municipalities and parishes

8 A. Notwithstanding any other law to the contrary relating to the authority of
9 local governments to enforce construction codes, all municipalities and parishes in
10 this state shall enforce only the construction codes provided for in this Part. All
11 municipalities and parishes shall use building code enforcement officers or certified
12 third-party providers contracted by the municipality, parish, or regional planning
13 commission to act in the capacity of a building code enforcement officer to enforce
14 the provisions of this Part. Enforcement procedures by code enforcement officers
15 or third-party providers acting in the capacity of a code enforcement officer shall
16 include examination or review of plans, drawings, or specifications; the conducting
17 of inspections; and the issuance, denial, or revocation of permits. Nothing in this
18 Subsection shall be construed to prevent a commercial or residential contractor or
19 homeowner from using a third-party provider as provided for in R.S. 40:1730.24(B).
20 Nothing in this Subsection shall be construed to prevent a commercial contractor or
21 commercial owner from using the office of state fire marshal as a third-party
22 provider as provided for in R.S. 40:1730.24(B) on commercial structures in any
23 parish within the state with a population of less than forty thousand and whose
24 boundaries lie completely north of the one hundred ten mile per hour wind line, as

