

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF COMMERCE TO ADOPT
5 RULES FOR THE STATE BUILDING CODE THAT FACILITATE THE REHABILITATION, CONVERSION, OR
6 CHANGE OF USE OF EXISTING BUILDINGS; AND AMENDING SECTION 50-60-203, MCA."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9
10 **Section 1.** Section 50-60-203, MCA, is amended to read:

11 **"50-60-203. Department to adopt state building code by rule.** (1) (a) The department shall adopt
12 rules relating to the construction of, the installation of equipment in, and standards for materials to be used
13 in all buildings or classes of buildings, including provisions dealing with safety, accessibility to persons with
14 disabilities, sanitation, and conservation of energy. The adoption, amendment, or repeal of a rule is of
15 significant public interest for purposes of 2-3-103.

16 (b) Rules concerning the conservation of energy must conform to the policy established in
17 50-60-801 and to relevant policies developed under the provisions of Title 90, chapter 4, part 10.

18 (2) The department may adopt by reference nationally recognized building codes in whole or in
19 part and may adopt rules more stringent than those contained in national codes.

20 (3) The rules, when adopted as provided in parts 1 through 4, constitute the "state building code"
21 and are acceptable for the buildings to which they are applicable.

22 (4) The department shall adopt rules to facilitate the rehabilitation, conversion, or change of use
23 of existing buildings. In developing these rules, the department may rely on rehabilitation subcodes with
24 appendices of other states or of the Uniform Building Code.

25 ~~(4)~~(5) The department shall adopt rules that permit the installation of below-grade liquefied
26 petroleum gas-burning appliances.

27 ~~(5)~~(6) (a) The department shall, by rule, adopt by reference the most recently published edition
28 of the national fire protection association's publication NFPA 99C for the installation of medical gas piping
29 systems. The department may, by rule, issue plumbing permits for medical gas piping systems and require
30 inspections of medical gas piping systems.

