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State of Louisiana
Department of Public Safety and Corrections
Public Safety Services

November 14, 2019

House Committee on Commerce
Thomas Carmody, Chairman

Senate Committee on Commerce, Consumer
Protection and International Affairs
Senator Daniel "Danny" Martiny, Chairman

Re: Summary report per rule proposed by the Louisiana State Uniform Construction Code
Council (LSUCCC)

Dear Gentlemen,

The Louisiana State Uniform Construction Code Council, hereafter referred to as the "LSUCCC", hereby submits the following summary report pursuant to R.S. 49:968(D)(1)(b) and asserts its intention to proceed with rule-making procedures by finalizing the September 20, 2019 Notice of Intent. As stated in the Notice of Intent, the purpose for the proposed rule is to amend the current plumbing and spray foam provisions in the *International Residential Code (IRC)*, *International Building Code (IBC)* and *International Plumbing Code (IPC)*. The proposed rule amendment provides a greater level of health, welfare and safety by using new technology and methods found in the aforementioned codes.

A copy of the promulgated Notice of Intent, as published in the September 2019 *Louisiana Register* (Vol. 45, No. 09) is attached hereto and labeled as Exhibit "A". The deadline to submit comments or request a public hearing for the proposed rule was October 10, 2019. Pursuant to La. R.S. 49:953(A)(2)(a), the LSUCCC received three comments. However, none of the comments included a request for a public hearing. Therefore, a hearing was not held.

The three written comments received by the LSUCCC, in addition to the written responses from Mr. Mark Joiner, Administrator of the LSUCCC, are attached hereto and made a part of this report. Mr. Joiner had telephone conversations with all of the representatives who submitted comments on behalf of their company/association. Since two of the letters were from associations that are located out of state, the American Chemistry Council and the Responsible Energy Codes Alliance (RECA), Mr. Joiner was tasked with informing their representatives of the statutes applicable to the proposed rule, in addition to Louisiana's rule making process.

The first comment in support of the proposed amendments and response to said comment is labeled as Exhibit "B in globo". The comment is from Mr. Eric Lacey, Chairman of the Responsible Energy Codes Alliance (RECA). The comment was received via email on October 10, 2019. Mr. Joiner responded to the comment via telephone and email on the same day and

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provided a copy of R.S. 40:1730.28, the statutory authority per the proposed amendments which mandates that the LSUCCC adopt the 2009 *International Residential Code* (IRC).

The second comment from the American Chemistry Council and response to said comment is labeled as Exhibit "C in globo". The comment is from Mr. Michael Power, Senior Director, Southeaster Region, State Affairs. The comment was also received via email on October 10, 2019. After conversing by telephone with Mr. Power, Mr. Joiner responded to the comment via email on the same day and included a copy of R.S. 40:1730.28, the statutory authority per the proposed amendments which mandates that the LSUCCC adopt the 2009 *International Residential Code* (IRC).

The third comment from Driskill Environmental Consultants, LLC and response to said comment is labeled as Exhibit "D in globo". The comment is from Mr. Brent J. Driskill, CMC, CMRS, IH. The comment was received via email on October 10, 2019. Mr. Joiner responded to the comment via telephone the same day and memorialized said conversation by email.

Please advise if you have any questions or concerns. Subject to legislative oversight by either committee, the LSUCCC intends to submit a Rule to the Office of the State Register for publication. Please contact me at (225) 925-6103 if I may be of any assistance to you. With best regards, I remain

Sincerely,



MELINDA L. LONG, Attorney
Louisiana State Uniform Construction Code Council
Office of State Fire Marshal

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