



Senate Fiscal Agency
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BILL ANALYSIS



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House Bill 4561 (Substitute H-1 as passed by the House)
Sponsor: Representative Joe Haveman
House Committee: Regulatory Reform
Senate Committee: Regulatory Reform

Date Completed: 4-25-12

CONTENT

The bill would amend the Single State Construction Code Act to do the following:

- Include the International Existing Building Code and the International Energy Conservation Code in, and remove the Michigan Uniform Energy Code from, the State Construction Code.**
- Require the Director of the Department of Licensing and Regulatory Affairs (LARA) to add, amend, and rescind rules to update the State Construction Code every three to six years.**
- Specify that if a listed code were updated on a six-year cycle, provisions in an interim edition of that code would be acceptable throughout Michigan but could not be mandated by an enforcing agency, official, or inspector.**

Makeup of the State Construction Code

Under the Act, the State Construction Code consists of the International Residential Code, the International Building Code, the International Mechanical Code, the International Plumbing Code, the National Electrical Code published by the National Fire Prevention Association, and the Michigan Uniform Energy Code with amendments, additions, or deletions as the LARA Director determines appropriate.

The bill would add the International Existing Building Code and the International Energy Conservation Code to the State Construction Code, and would delete the Michigan Uniform Energy Code from it.

The Act provides that the State Construction Code may incorporate the provisions of a code, standard, or other material by reference. The bill specifies instead that the LARA Director could adopt by reference all or any part of the codes included in the State Construction Code or the standards contained within those codes.

Update of the State Construction Code

The Act requires the LARA Director to add, amend, or rescind rules to update the State Construction Code not less than once every three years to coincide with the national code change cycle. The bill would delete that provision and instead would require the Director to add, amend, and rescind rules to update the State Construction Code not less than once every six years or more than once every three years.

Enforcement

The bill specifies that, if a listed code were updated on a six-year cycle, use of a material, product, method of manufacture, or method or manner of construction or installation provided for in an interim edition of the relevant code would be acceptable throughout Michigan but could not be mandated by an enforcing agency or its building official or inspector.

MCL 125.1504

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Josh Sefton

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.