

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for House Bill No. 1458, Page 6, Section 321.162, Line 17,
by inserting after all of said line the following:

“321.228. 1. As used in this section, the following terms shall mean:

(1) "Residential construction", new construction and erection of detached single-family or
two-family dwellings or the development of land to be used for detached single-family or two-
family dwellings;

(2) "Residential construction regulatory system", any bylaw, ordinance, order, rule, or
regulation adopted, implemented, or enforced by any city, town, village, or county that pertains to
residential construction, to any permitting system, or program relating to residential construction,
including but not limited to the use or occupancy by the initial occupant thereof, or to any system
or program for the inspection of residential construction. Residential construction regulatory
system also includes the whole or any part of a nationally recognized model code, with or without
amendments specific to such city, town, village, or county.

2. Notwithstanding the provisions of any other law to the contrary, if a city, town, village,
or county adopts or has adopted, implements, and enforces a residential construction regulatory
system applicable to residential construction within its jurisdiction, any fire protection districts
wholly or partly located within such city, town, village, or county shall be without power,
authority, or privilege to enforce or implement a residential construction regulatory system
purporting to be applicable to any residential construction within such city, town, village, or
county. Any such residential construction regulatory system adopted by a fire protection district
or its board shall be treated as advisory only and shall not be enforced by such fire protection
district or its board.

3. Notwithstanding the provisions of any other law to the contrary, fire protection
districts:

(1) Shall have final regulatory authority regarding the location and specifications of fire
hydrants, fire hydrant flow rates, and fire lanes, all as it relates to residential construction; and

(2) May inspect the alteration, enlargement, replacement or repair of a detached single-
family or two-family dwelling; and

1 (3) Shall not collect a fee for the services described in subdivisions (1) and (2) of this
2 subsection."; and
3
4 Further amend said bill by amending the title, enacting clause, and intersectional references
5 accordingly.