

AMENDMENTS TO LB 329

Introduced by Hadley

1 1. Insert the following new sections:

2 Section 1. Section 18-132, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 18-132 The legislative bodies of all cities and villages
5 may adopt by ordinance the conditions, provisions, limitations, and
6 terms of a plumbing code, an electrical code, a fire prevention
7 code, a building code, and any other standard code which contains
8 rules and regulations printed as a code in book or pamphlet
9 form, by reference to such code, or portions thereof, alone,
10 without setting forth in the ordinance the conditions, provisions,
11 limitations, and terms of such code. When any such code, or portion
12 thereof, has been incorporated by reference into any ordinance, as
13 provided in this section, it shall have the same force and effect
14 as though it had been spread at large in such ordinance without
15 further or additional posting or publication thereof. Not less than
16 one copy of such standard code, or portion thereof, shall be filed
17 for use and examination by the public in the office of the clerk
18 of such city or village prior to the adoption thereof. The adoption
19 of any such standard code by reference shall be construed to
20 incorporate such amendments thereto as may be made in such standard
21 code from time to time, if the copy of such standard code so filed
22 is at all times kept current in the office of the clerk of such
23 city or village. If there is no ordinance adopting a plumbing code

1 in effect in a city or village, the 2009 International Plumbing
2 Code or the 2009 Uniform Plumbing Code accredited by the American
3 National Standards Institute Uniform Plumbing Code, ANSI A40-1993,
4 shall serve as the plumbing code for all the area within the
5 jurisdiction of the city or village. Nothing in this section shall
6 be interpreted as creating an obligation for the city or village
7 to inspect plumbing work done within its jurisdiction to determine
8 compliance with the plumbing code.

9 Sec. 2. Section 18-1915, Reissue Revised Statutes of
10 Nebraska, is amended to read:

11 18-1915 The State of Nebraska shall permit cities and
12 villages to collect permit fees and inspect all sanitary plumbing
13 installed or repaired, except for a single-family dwelling or a
14 farm or ranch structure, within the State of Nebraska outside
15 of the zoning jurisdiction of cities and villages. The city or
16 village nearest the construction site shall have jurisdiction to
17 collect such permit fees and conduct the inspection of the sanitary
18 plumbing. If the city or village has a plumbing ordinance in force
19 and effect, such ordinance will govern the installation of the
20 sanitary plumbing. If there is no city ordinance in effect for such
21 city or village, the 2009 International Plumbing Code or the 2009
22 Uniform Plumbing Code accredited by the American National Standards
23 Institute Uniform Plumbing Code, ANSI A40-1993, shall apply to
24 all buildings except single-family dwellings and farm and ranch
25 structures.

26 Any code or ordinance enacted by a city or village which
27 is at least equal to the 2009 International Plumbing Code or the

1 2009 Uniform Plumbing Code accredited by the American National
2 Standards Institute Uniform Plumbing Code, ANSI A40-1993, shall
3 take preference over the provisions of the immediately preceding
4 sentence.

5 Sec. 3. Section 23-172, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 23-172 The county board may adopt by resolution, which
8 shall have the force and effect of law, the conditions, provisions,
9 limitations, and terms of a building code, a plumbing code,
10 an electrical code, a fire prevention code, or any other code
11 relating to building or relating to the erection, construction,
12 reconstruction, alteration, repair, conversion, maintenance,
13 placing, or using of any building, structure, automobile trailer,
14 house trailer, or cabin trailer. For this purpose, the county board
15 may adopt any standard code which contains rules or regulations
16 printed as a code in book or pamphlet form by reference to such
17 code or portions thereof without setting forth in the resolution
18 the conditions, provisions, limitations, or terms of such code.
19 When such code or any such standard code or portion thereof is
20 incorporated by reference into any resolution, it shall have the
21 same force and effect as though it has been spread at large in
22 such resolution without further or additional publication. One copy
23 of such code or such standard code or portion thereof shall be
24 filed for use and examination by the public in the office of the
25 clerk of such county prior to its adoption. The adoption of any
26 standard code by reference shall be construed to incorporate such
27 amendments thereof as may be made if the copy of such standard

1 code is kept current in the office of the clerk of the county.
2 If there is no county resolution adopting a plumbing code in
3 effect for such county, the 2009 International Plumbing Code or
4 the 2009 Uniform Plumbing Code accredited by the American National
5 Standards Institute ~~Uniform Plumbing Code, ANSI A40-1993,~~ shall
6 apply to all buildings. Any code adopted and approved by the county
7 board, as provided in this section, or if there is no county
8 resolution adopting a plumbing code in effect for such county,
9 the 2009 International Plumbing Code or the 2009 Uniform Plumbing
10 Code accredited by the American National Standards Institute
11 ~~Uniform Plumbing Code, ANSI A40-1993,~~ and the building permit
12 requirements or occupancy permit requirements imposed by such code
13 or by sections 23-114.04 and 23-114.05, shall apply to all of
14 the county except within the limits of any incorporated city or
15 village and except within an unincorporated area where a city or
16 village has been granted zoning jurisdiction and is exercising
17 such jurisdiction. Nothing in this section shall be interpreted as
18 creating an obligation for the county to inspect plumbing work done
19 within its jurisdiction to determine compliance with the plumbing
20 code.

21 2. Renumber the remaining sections and correct the
22 repealer accordingly.