

Louisiana State Uniform Construction Code Council (LSUCCC)
September 15, 2015
9:00 AM
7979 Independence Blvd., Rm 308
Baton Rouge, Louisiana 70806
Meeting Minutes

The Chair welcomed all present and **called the meeting to order at 9:07 A.M.**

The Pledge of Allegiance was recited.

The Chair requested a roll call of the members which reflected the following:

Members Present: Mr. J. Barry; Mr. Boudreaux; Ms. Benjamin; Mr. Brown; Mr. B. Byrd; Mr. Courouleau; Mr. Gadberry (left after lunch); Mr. Hoffman; Mr. Kramer; Mr. Landry (late arrival); Mr. Metcalf; Mr. Naquin; Mr. Price; Mr. Robinson; Mr. Thibodeaux; Mr. Scott Wallace

Members Absent: Mr. W. Barry; Mr. Dhume; Mr. Hebert; Mr. Stevens

Excused absence: Mr. W. Barry; Mr. Dhume; Mr. Hebert; Mr. Stevens

16 members present and 4 members absent constitute a Quorum.

The current Chair opened the floor to discuss that the current chair can only chair for four (4) years. The Council is commissioned to nominate and vote on a new Chair. The Vice-Chair does not have a term limit according to the law.

A **motion** was made by Mr. Courouleau to nominate Mike Metcalf for Chair of the LSUCCC. The **nomination received a second** from Mr. Hoffman. The current Chair asked for any other nominations for Chair, a move was made to close the nominations. A requested a vote of the members present to accept Mike Metcalf as the new Chair reflected a vote of 14 I's, 0 Nays and 1 Abstain. Mike Metcalf was named the new Chair.

The new Chair, Mr. Mike Metcalf opened the floors for nominations for Vice Chair.

A **motion** was made by Mr. Boudreaux to nominate Bobby Byrd as the new Vice Chair of the LSUCCC. The nomination was seconded by Mr. Ken Naquin and Mr. John Barry nominated Mr. Phil Hoffman, the nomination was seconded by Mr. Courouleau. A ballot vote was taken by the members present for the position of Vice Chair. By a vote of 9 ballots for Bobby Byrd and 6 ballot votes for Phil Hoffman, Mr. Bobby Byrd was appointed Vice Chair of the LSUCCC.

A **motion** was made by Mr. Byrd to adopt the minutes from the August 11th 2015, LSUCCC meeting with the exception for two motions on last page (Page 22) concerning Chapter 29 recommended changes. The motion received a **second** from Ms. Benjamin. Mr. Byrd noted on page 22 of minutes that the wording of the motion appeared to be the same however there was a slight variance in wording of the actually motion from what Mr. Byrd can recall. Both motions pertained to Chapter 29 Recommended Changes. The administrative assistant will review the recording from the meeting to clarify the wording of the two motions. The chair requested a vote of the members present to accept the

minutes with the exception of the last two motions concerning Chapter 29. The Chair called for a vote of the members present and the vote was 15 yes and 0 no, the **motion was approved.**

A **motion** was made by Mr. Courouveau to conduct the next regular LSUCCC meeting in Baton Rouge, LA at the Office of State Fire Marshal, Wednesday, October 7th, 2015 @ 9 AM. The **motion was seconded** by Mr. Price. The Chair requested a vote of the members present which reflected a vote of 15 yes and 0 no, the **motion was adopted.**

The Chair opened the floor for the Technical Codes Study and Advisory committee report by Mr. Boudreaux. Mr. Boudreaux reported that there was no report at this time and that once the Plumbing Code was finished then there would be items they would need to address. The next meeting will be in November. Mr. Joiner noted that the books for the review had been ordered and should be in by that time. That concluded the report for the Technical Codes Study and Advisory Committee.

The Chair opened the floor for the Legislative Advisory Committee report from Mr. Bobby Byrd. Mr. Byrd stated that the committee has not met and there was no report at this time. That concluded the report for the Legislative Advisory Committee.

The Chair opened the floor for the Code Enforcement Advisory Committee Report from Mr. Mike Metcalf. Mr. Metcalf stated that there was no report at this time and the committee had not met. That concluded the report for the Code Enforcement Advisory Committee.

New Business:

1. Review and discussion on proposed plumbing amendments to the 2012 IPC Chapter 9 with corresponding 2012 IRC sections and to also include proposed amendments to the 2012 IBC Chapter 29. (Foy Gadberry)

A **motion** was made by Ms. Benjamin to accept 902.1 changes as proposed. The **motion was seconded** by Mr. Thibodeaux. The Chair opened the floor for discussion. After a lengthy discussion from members of the council and also those in attendance in the audience, the Chair requested a vote of the members present which reflected a vote of 3 Yes, 12 Nays, 1 Abstain, and the **motion failed.**

The Chair recognized Mr. Brown.

A **motion** was made by Mr. Brown to reject in globo all remaining recommended amendments. The **motion was seconded** by Mr. Hoffman. The floor was opened for discussion by members of the council and also those in attendance in the audience. Mr. Joiner charged the council to make sure that in order to vote on the motion that they, in good conscious, could say they had read each and every amendment and also familiarized themselves with the recommended changes. There were no objections to The Question being called. The Chair asked for any objections to the motion, an objection was noted. The Chair requested a vote of the members present which reflected a tie vote of 8 Yes, 8 Nays, due to the lack of a majority **the motion fails.**

A **motion** was made by Mr. B. Byrd to deny all recommended changes to Section 903 of the IPC. (amended motion) The motion was **seconded** by Mr. Brown. The Chair opened the floor for discussion. After a lengthy discussion between council members and the members of the audience, a question was called by Mr. Brown. Ms. Benjamin made an objection to the motion. The Chair asked for a roll call vote of the members present and the vote reflected a vote of 12 Yes, 4 Nays, and **the motion was approved to deny Section 903 and all recommended changes.**

A **motion** was made by Mr. Brown to deny all recommended changes to Section 3103 of the IRC. The motion was **seconded** by Mr. B. Byrd. Mr. Brown noted that discussion has already been had concerning these recommended changes during the prior motion discussion; therefore, he would like to call The Question. The Chair noted the question had been called. Ms. Benjamin objected to the motion. The Chair asked for a roll call vote of the members present and the vote reflected a vote of 13 Yes, 2 Nays, 1 Abstain, **and the motion was approved to deny all recommended changes to Section 3103.**

A **motion** was made by Ms. Benjamin to accept the recommended changes to section 904.1.2 and the exception amendment. The **motion was seconded** by Mr. David Thibodeaux. The Chair opened the floor for discussion between the council members and those in attendance in the audience including Mr. Roberts and Mr. Becnel. Mr. Brown called The Question. The Chair noted the question being called and asked for any objections. Mr. Hoffman objected to the motion. The Chair requested a roll call vote of the members present, the vote reflected 3 Yes, 13 No's, the **motion failed.**

A **motion** was made by Mr. Brown to deny the recommended changes to Section 3102 of the IRC. The **motion was seconded** by Mr. Cououleau. Mr. Brown noted that the recommendations had already been discussed concerning this issue during the previous motion; these recommendations were for the IRC. The Chair called for any objections to the motion. Ms. Benjamin objected. The Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No's, the **motion passed to deny** the recommended changes to Section 3102 of the IRC.

A **motion** was made by Mr. Brown to deny the recommended amendments to Section 904.2 of the IPC and P3102 of the IRC. The **motion was seconded** by Mr. Hoffman. The Chair called for any objections to the motion. Ms. B. Boyd objected to the motion. The Chair opened the floor for discussion. Mr. Steve Boudreaux asked for an explanation from the DHH representatives on the proposed amendment changes. Mr. Becnel spoke on behalf of DHH on the recommended amendments proposed. Mr. Brown called for The Question. The Chair called for a roll call vote of the members present, the vote reflected 13 Yes, 3 No's, the **motion passed to deny** the recommended changes to Section 904.2 of the IPC and P3102 of the IRC.

A **motion** was made by Mr. Brown to deny the recommended amendments to Section 905.3, 905.4, 905.7 of the IPC and P3104.3 and P3104.4 of the IRC. The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Becnel spoke on behalf of DHH to offer explanation for amended recommendations. Mr. Brown called for The Question. The Chair called for any objections to the question. Ms. Benjamin objected to the question and the Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No's, the **motion passed to deny** the recommended changes to Section 904.3, 905.4, 905.7 of the IPC and P3104.3 and P3104.4 of the IRC.

Mr. Brown requested the floor, the Chair recognized Mr. Brown. Mr. Brown addressed the council on the fact that since the vote has been almost exactly the same in the previous motions; he proposed a motion to deny the rest of the amendments proposed by DHH in the package provided to the council.

A **motion** was made by Mr. Brown to deny the remaining of the proposed amended recommendations in globo from the handout provided – IPC Chapter 9 Review – Venting (Pages 6-46). The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Fred Kramer objected to the motion and noted a recommendation that showed an error in the IPC that DHH recommended amending in order to correct. Mr. Brown noted that if this was an error in the 2012 Plumbing Code that there should have been an errata to correct the error. Mr. Joiner asked Mr. Roberts if he had seen the errata for the 2012 Plumbing code and he stated he had not looked at the errata's for the 2012 Plumbing Code and was not sure if this issue had been addressed. Mr. Brown moved for The Question. The Chair repeated the motion and the second. The Chair asked for any objections. Ms. Benjamin objected to the question and the Chair called for a roll call vote of the members present, the vote reflected 8 Yes, 8 No's, the **vote was a tie, no majority vote therefore the motion failed.**

A **motion** was made by Mr. Brown to deny the recommended amendments to Section 906.1, 906.1.1 and 906.2 of the IPC. The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Kramer spoke concerning the Section and if there was a way to address Section 906.1 and 906.2 and all Tables in 906 due to the fact that this addresses battery vents. Mr. Terry Smith, American Plumbing, spoke in favor of changing the size of the vent line to a 2" from the 1¼" that is stated in the IPC. Mr. Byrd voiced his concern on the load bearing walls and how this would affect structures and the integrity of the studs. Mr. Roberts noted that the notching of studs is addressed in both the IPC and also the IRC. Mr. Joiner noted that in 906.1 is adding the 3" stack vent back into the code that was just voted out on a previous vote. The Chair called for any objections to the motion. Ms. Benjamin objected to the question and the Chair called for a roll call vote of the members present, the vote reflected 13 Yes, 3 No's, the **motion passed to deny** the recommended amendments to Section 906.1, 906.1.1, 906.2 of the IPC.

A **motion** was made by Mr. Brown to deny the proposed amendments the Table 906.1 to 906.1.1, and adding the new proposed Table 906.1.1 of the IPC and to deny the proposed amendments to Table P3113.1 to P3113.1.1, and the addition of the new Table P3113.1.1 The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Kramer noted that there was an error in the IPC and if this had been corrected. Mr. Brown noted that since this code was from 2011 and that ICC should have already issued an errata on this error he would imagine. Mr. Kramer noted again that the recommendations address battery systems and did the IPC address battery systems or how does it address battery systems. Mr. Roberts noted that provided on the ICC website there is a site called Errata Central where all the errata's are stored and anyone can submit an errata. Mr. Roberts noted that he has looked at that site and does not see where an errata has been submitted concerning this proposed error. Mr. Becnel noted that a public website is not rule making. Mr. Becnel noted that the IPC does not clearly address the battery system issues. The Chair called for any objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 13 Yes, 3 No's, the **motion passed to deny** the proposed amendments the Table 906.1 to 906.1.1, and adding the new proposed Table 906.1.1 of the IPC and to deny the proposed amendments to Table P3113.1 to P3113.1.1, and the addition of the new Table P3113.1.1

A **motion** was made by Mr. Brown to deny the proposed amendments to Section 908.2. The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Byrd noted that the motion in red is the clarification and explanation of why this proposed change is being made. Mr. Becnel spoke on behalf of the proposed amendment. Mr. Roberts noted that Section 905 addresses vent connections and grades, Section 905.4 vertical rise of vents to address this proposed amendment. Mr. Brown called The Question. The Chair noted the question had been called. The Chair asked for any objections, there were no objections. The motion carriers based on no objections.

A **motion** was made by Mr. Brown to deny the proposed amendments to Section 909.1 and any proposed amendments to Table 909.1, 909.2 of the IPC and P3105.1 and Table P3105.1 and Section P3105.2 of the IRC. The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. Mr. Byrd requested a representative from DHH explain the proposed recommended changes and especially the part concerning “distance”. Mr. Becnel spoke on behalf of the proposed amendment. Mr. Boudreaux requested a representative from DHH to provide information on the small changes recommended on the Tables concerning distance and sizes. The Chair asked for objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No’s, the **motion passed to deny** the proposed amendments to Section 909.1 and any proposed amendments to Table 909.1, 909.2 of the IPC and P3105.1 and Table P3105.1 and Section P3105.2 of the IRC.

A **motion** was made by Mr. Brown to deny the proposed amendments to Section 910.1 of the IPC and its corresponding IRC Section of P3106.1. The **motion was seconded** by Mr. B. Byrd. The Chair opened the floor for discussion. After a short discussion, Mr. Brown called for the Question. There was no objection to the question. The Chair asked for any objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No’s, the **motion passed to deny** the proposed amendments to Section 910.1 of the IPC and Section P3106.1 of the IRC.

A **motion** was made by Mr. Brown to deny the proposed amendments to Section 911.3 and Table 911.3 of the IPC and its corresponding IRC Section of P3107.3 and Table P3107.3. The **motion was seconded** by Mr. Wallace. The Chair opened the floor for discussion. No discussion. Mr. Brown called for the Question. There was no objection to the question. The Chair asked for any objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No’s, the **motion passed to deny** the proposed amendments to Section 911.3 and Table 911.3 of the IPC and its corresponding IRC Section of P3107.3 and Table P3107.3.

A **motion** was made by Mr. Brown to deny the proposed amendments to Section 912.1.1, 912.3 and Table 912.3 of the IPC and its corresponding IRC Section of P3108.4, P3108.3 and Table P3108.3. The **motion was seconded** by Mr. Hoffman. The Chair opened the floor for discussion. No discussion. Mr. Brown called for the Question. There was no objection to the question. The Chair asked for any objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 14 Yes, 2 No’s, the **motion passed to deny** the proposed amendments to Section 912.1.1, 912.3 and Table 912.3 of the IPC and its corresponding IRC Section of P3108.4, P3108.3 and Table P3108.3.

A motion was made by Mr. Hoffman and seconded by Mr. Stevens to break for lunch. No objections.

The Chair thanked Mr. Ken from Louisiana Building Code Alliance for providing the lunch for those who attended the meeting.

Mr. Joiner for the record noted that a copy of the document provided by DHH of the proposed recommendations – Handout – IPC Chapter 9 Review – Venting will be kept by the LSUCCC Administration on file to be provided to the public as requested.

A **motion** was made by Mr. Brown to deny in globo all remaining proposed amendments provided in the handout provided - IPC Chapter 9 Reviewing – Venting (Pages 17 to 46). The **motion was seconded** by Mr. Hoffman. The Chair asked for any objections to the motion. Ms. Benjamin objected to the motion. The Chair called for a roll call vote of the members present, the vote reflected 9 Yes, 6 No's, the **motion passed to deny** in globo all remaining proposed amendments provided in the handout provided - IPC Chapter 9 Reviewing – Venting (Pages 17 to 46).

Mr. Brown moved to adjourn. The Chair requested he hold his motion in order to recognize Mr. Roberts from the ICC. Mr. Roberts recommended to the council they amend one section of the code – Section 918 Air Admittance Valves. The State Legislature removed it in the law and in order to provide clarity to remove this Section from the IPC.

A **motion** was made by Mr. Hoffman to remove Section 918 – Air Admittance Valves. The **motion was seconded** by Ms. Benjamin. The Chair opened the floor for discussion. No discussion and no objections to the motion. The motion passed.

The Chair recognized Jeremy from DHH. Jeremy recommended that the council reconsider a few of the proposed amendments. Mr. Brown called a point of order stating that a motion had already been voted on to deny the rest of the proposed amendments by DHH. The Chair asked Mr. Brown out of respect for the gentleman from DHH. Mr. Brown denied that request. The Chair then noted and recognized Mr. Brown's point of order. After consulting with legal counsel The Chair called for any objections to the point of order. Mr. Kramer objected to the point of order and asked if there had been any conflicts created by the council. Jeremy noted that it was mainly to assist with some clerical during rule making outside of Section 918. Mr. Joiner noted that there would be an effort to work together to make sure that the legislation was stated correctly.

With no other items on the agenda and no motion to accept other business a motion was made by Mr. Brown and seconded by Mr. John Barry to adjourn, with no other new business the meeting was adjourned at 1:06 p.m.

END OF MINUTES