

Louisiana State Uniform Construction Code Council (LSUCCC)

August 8, 2006

10:00am

**Office of State Fire Marshal
Baton Rouge, Louisiana 70806**

MEETING MINUTES

Mr. Randy Noel opened the meeting by welcoming all present and **called the meeting to order @10:30am.**

The pledge of allegiance was recited.

Mr. Noel requested a roll call of the members which reflected the following results:

Members present: Mr. Lavern Bourgeois; Mr. Kevin Derbigny;
Mr. Chad Deshotel; Mr. Steven Hackworth;
Mr. Ray Kothe; Mr. Michael Landry; Mr. James Mayo;
Ms. Joan Mire; Mr. Randy Noel; Mr. Wayne Touchet
Mr. Todd Trosclair; Ms. Prisca Weems.

Members Absent: Mr. Donald Denise; Mr. Tony Guthans; Ms. Denise Jobe;
Mr. Randy Lucky; Ms. Karen McKinney;
Mr. Leroy Sullivan; Mr. James Simmons.

12 members present and 7 members absent **constitute a quorum**

Mr. James Simmons arrived at 10:51 am

Mr. Kevin Derbigny left at 1:16pm and Mr. James Mayo left at 2:45pm

The chair made an announcement about parliamentary procedure for public comment from the audience.

Mr. Curt McCarty introduced the new administrative assistant Ms. Ashley Ponder.

The chair introduced the new LSUCCC Administrator Mr. Curt McCarty.

The next meeting was announced to be September 11, 2006 at 10:00am at the Office of State Fire Marshal (OSFM).

A **motion** was made by Mr. Touchet to adopt the minutes from July 11, 2006 and received a second from Mr. Kothe and with no further discussion the **motion was adopted.** No action required.

A **motion** was made by Mr. Bourgeois to amend the by-laws to provide provisions for chairing of the meeting in the absence of the chair and vice chair and received a second from Mr. Touchet. The chair requested a vote by the members present which reflected 12 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Touchet to adopt the by-laws as amended and received a second from Mr. Bourgeois. The chair requested a vote by the members present which reflected 12 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Deshotel to release the press release and add 2003 edition for the emergency provisions in 2nd paragraph, and 2006 international codes effective for 1/1/07 in the 1st paragraph, 2005 NEC in 1st paragraph, add language for relocation of meetings received a second from Ms. Weems. The chair requested a vote from the members present which reflected 12 yes and 0 no and the **motion was adopted**.

The chair introduced the letter from Mr. Lucky to Governor Blanco expressing concern for lack of attendance by all appointed members and requested that the governor's office to investigate and rectify this situation. The chair stated that the governor's office has begun that investigation. No action required.

A **motion** was made by Mr. Kothe to strike the words "within 30 days of review" and replace with the words "prior to issuance of construction permits" in section 705 (d) (1) from the proposed rules and received a second from Mr. Touchet. The chair requested a vote of the members present which reflected 12 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Bourgeois to strike 705 (d) (2) of the proposed rules and add " where a third party provider provides services in a jurisdiction which has a building department the third party provider shall adhere to the permitting and inspection procedures of said jurisdiction" and received a second from Mr. Kothe. The chair requested a vote from the members present which reflected 13 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Kothe to allow Louisiana licensed architects and engineers to be registered by the LSUCCC for a period of three (3) years without certification by ICC, with the effective date being 1/1/10 and received a second from Mr. Hackworth. Mr. Hackworth withdrew his second and **due to a lack of a second the motion died**.

A **motion** was made by Mr. Kothe to allow Louisiana licensed architects and engineers to be registered by the LSUCCC for a period of one (1) year without certification by ICC with the effective date being 1/1 08 and received a second from Mr. Hackworth.

The chair requested a vote of the members present which reflected 8 yes and 5 no with no votes from Mr. Derbigny, Mr. Noel, Mr. Simmons, Mr. Touchet and Mr. Trosclair which is not a 2/3's yes vote and the **motion failed**.

A **motion** was made by Mr. Noel to add the words "licensed contractor", after the word municipality in section 703 (b) definitions, third-party providers and add the words "shall be enforced by the Office of State Fire Marshal" after requirements in sections 703 (c) (II) (1) (e) and 703 (c) (II) (2) (e) and remove the words "plans examiner" from 703 (II) (3) and 703 (II) (3) (a-d) and add the words "and residential" to 703 (II) (2) which received a second from Mr. Touchet. The chair requested a vote by the members present which reflected 11 yes and 1 abstention from Mr. James Simmons and the **motion was adopted**.

A **motion** was made by Mr. Kothe to strike the word "standards" from the third sentence and add the words "prescriptive codes" in section 501 – general and received a second from Mr. Bourgeois. The chair requested a vote by the members present which reflected 11 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Kothe to remove section 707 – continuing education requirements and add the word "email" after the word "applicant"; in section 101 – request for rule change and received a second from Ms. Weems. The chair requested a vote by the members present which reflected 12 yes and 0 no and the **motion was adopted**.

A **motion** was made by Ms. Weems to remove the second sentence in section 705 (a) and received a second from Mr. Trosclair. The chair requested a vote by the members present which reflected 8 yes and 4 no with the no votes from Mr. Derbigny, Mr. Noel, Mr. Simmons, and Mr. Touchet and with 2/3's yes and the **motion was adopted**.

A **motion** was made by Mr. Noel to adopt the proposed rules as amended at the August 8 2006 meeting and received a second from Mr. Kothe. The chair requested a vote from the members present which reflected 9 yes and 3 no with no votes by Mr. Derbigny, Mr. Simmons, and Mr. Touchet and the **motion was adopted**.

A **motion** was made by Mr. Kothe to adopt the administrative chapter as revised by rule and received a second by Mr. Bourgeois. The chair requested a vote by the members present which reflected 11 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Kothe to create a building code enforcement officer disciplinary committee and received a second from Mr. Bourgeois. The chair requested a vote by the members present which reflected 11 yes and 0 no and the **motion was adopted**. It was suggested that the appointment of members to the BCEO Committee be deferred until the September meeting.

Presentations were given by:

1. South Central Planning and Development Commission
2. Institute for Building Technology and Safety
3. Building Media incorporated/Institute for Business and Home Safety
4. The International Code Council to the LSUCCC

A **motion** was made by Mr. Touchet to adjourn and received a second from Mr. Kothe and with **no action required** the meeting was **adjourned at 3:48pm**.