Local Mandate Fiscal Impact Estimate Kentucky Legislative Research Commission 2017 Regular Session

Part I: Measure Information

Bill Request #: 187						
Bill #: SB 213						
Bill Subject/Title: AN ACT relating to the Kentucky Uniform State Building Code						
Sponsor: Representative Stephen A. West						
Unit of Government:xCityxCountyxUrban-CountyxCharter CountyConsolidated LocalGovernment						
Office(s) Impacted: Building code enforcement offices						
Requirement: <u>x</u> Mandatory Optional						
Effect on Powers & Duties: <u>x</u> Modifies Existing <u>Adds New</u> Eliminates Existing						

Part II: Purpose and Mechanics

The purpose of SB 213 is to clarify that greenhouses are not to be construed as "buildings" and are not subject to being inspected for compliance with the Uniform State Building Code. Under current law at KRS 198B.060 local governments are responsible for issuing and revoking building permits, licenses and certificates for buildings of a certain dimension within their jurisdiction, and for the inspection of all buildings pursuant to the provisions of KRS Chapter 198B and the Uniform State Building Code. SB 213 would amend KRS 198B.010 (4) to establish that the term "building" does **not** include a greenhouse. SB 213 would amend KRS 198B.010 (14) to include a definition of greenhouse.

Part III: Fiscal Explanation, Bill Provisions, and Estimated Cost

SB 213 would have no or minimal fiscal impact on local code enforcement offices.

The consensus is that eliminating greenhouses as eligible units to be inspected under the State Uniform Building Code would have little or no fiscal impact on local government. The bill would result in greenhouses being treated like agricultural or farm structures, which are exempt from the State Building Code. According to Louisville Metro

Government's Division of Construction Review, the fee it charges for building construction plan review and for issuance of construction permits and licenses covers only about 40% of its costs related to insuring a building complies with the State Building Code. If this holds true for other local jurisdictions it's possible that being relieved of the responsibility of permitting and inspecting greenhouses could reduce costs for those jurisdictions as well as for Louisville Metro's building inspection program. However, local inspectors would still be responsible for conducting electrical inspections. Agricultural structures are not exempt from the National Electric Code.

Data Sources: Louisville Metro Department Develop Louisville; Franklin County Planning and Building Codes Department

Preparer:	Mary Stephens	Reviewer:	KHC	Date:	3/15/17
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