

1 **PLUMBING CODE PROVISIONS**

2 1999 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Michael G. Waddoups**

5 AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; REQUIRING THE USE OF  
6 THE UNIFORM PLUMBING CODE FOR ALL BUILDING CONSTRUCTION; AND MAKING  
7 TECHNICAL CHANGES.

8 This act affects sections of Utah Code Annotated 1953 as follows:

9 AMENDS:

10 **58-56-4**, as last amended by Chapters 13 and 351, Laws of Utah 1998

11 *Be it enacted by the Legislature of the state of Utah:*

12 Section 1. Section **58-56-4** is amended to read:

13 **58-56-4. Definitions -- Adoption of building codes -- Amendments -- Exemptions.**

14 (1) As used in this section:

15 (a) "agricultural use" means a use that relates to the tilling of soil and raising of crops, or  
16 keeping or raising domestic animals, for the purpose of commercial food production;

17 (b) "not for human occupancy" means use of a structure for purposes other than protection  
18 or comfort of human beings, but allows people to enter the structure for:

19 (i) maintenance and repair; and

20 (ii) the care of livestock, crops, or equipment intended for agricultural use which are kept  
21 there; and

22 (c) "residential area" means land that is not used for an agricultural use and is:

23 (i) (A) within the boundaries of a city or town; and

24 (B) less than five contiguous acres;

25 (ii) (A) within a subdivision for which the county has approved a subdivision plat under  
26 Title 17, Chapter 27, Part 8, Subdivision; and

27 (B) less than two contiguous acres; or

28 (iii) not located in whole or in part in an agricultural protection area created under Title  
29 17, Chapter 41, Agricultural Protection Area.

30 (2) Subject to the provisions of Subsections (4) and (5), the following are adopted as the  
31 construction standards to which the state and each political subdivision of this state shall adhere  
32 in building construction, alteration, remodeling and repair, and in the regulation of building  
33 construction, alteration, remodeling and repair:

- 34 (a) a building code promulgated by a nationally recognized code authority;
- 35 (b) the National Electrical Code promulgated by the National Fire Protection Association;
- 36 (c) [~~a plumbing code adopted by a nationally recognized code authority~~] the Uniform  
37 Plumbing Code promulgated by the International Association of Plumbing and Mechanical  
38 Officials; and
- 39 (d) a mechanical code promulgated by a nationally recognized code authority.

40 (3) The division, in collaboration with the commission, shall adopt by rule the edition of  
41 the NEC or code and specific edition of the codes described in Subsections (2)(a), (c), and (d) to  
42 be used as the standard and may adopt by rule successor editions of any adopted code.

43 (4) The division, in collaboration with the commission, may adopt amendments to the  
44 adopted codes to be applicable to the entire state or within a political subdivision only in  
45 accordance with Section 58-56-7.

46 (5) (a) Except in a residential area, a structure used solely in conjunction with agriculture  
47 use, and not for human occupancy, is exempted from the permit requirements of any building code  
48 adopted by the division.

49 (b) Notwithstanding Subsection (5)(a), unless otherwise exempted, plumbing, electrical,  
50 and mechanical permits may be required when that work is included in the structure.

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**Legislative Review Note**  
**as of 1-22-99 4:33 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**