

150 with substantial evidence, that the rule, ordinance, or requirement is necessary to protect an
 151 individual from a condition likely to cause imminent injury or death.

152 (10) The Department of Health or the Department of Environmental Quality may
 153 enforce a rule or requirement adopted before January 1, 2015.

154 (11) (a) Except as provided in Subsection (11)(b), a structure used solely in
 155 conjunction with agriculture use, and not for human occupancy, or a structure that is no more
 156 than 1,500 square feet and used solely for the type of sales described in Subsection
 157 [59-12-104\(20\)](#), is exempt from the permit requirements of the State Construction Code.

158 (b) (i) Unless exempted by a provision other than Subsection (11)(a), a plumbing,
 159 electrical, and mechanical permit may be required when that work is included in a structure
 160 described in Subsection (11)(a).

161 (ii) Unless located in whole or in part in an agricultural protection area created under
 162 Title 17, Chapter 41, Agriculture, Industrial, or Critical Infrastructure Materials Protection
 163 Areas, a structure described in Subsection (11)(a) is not exempt from a permit requirement if
 164 the structure is located on land that is:

165 (A) within the boundaries of a city or town, and less than five contiguous acres; or

166 (B) within a subdivision for which the county has approved a subdivision plat under
 167 Title 17, Chapter 27a, Part 6, Subdivisions, and less than two contiguous acres.

168 (12) (a) As used in this Subsection (12):

169 (i) "Membrane-covered frame structure" means a nonpressurized building wherein the
 170 structure is composed of a rigid framework to support a tensioned membrane that provides the
 171 weather barrier.

172 (ii) "Remote yurt" means a membrane-covered frame structure that:

173 (A) is no larger than 710 square feet;

174 (B) is not used as a permanent residence;

175 (C) is located in an unincorporated county area that is not zoned for residential,
 176 commercial, industrial, or agricultural use;

177 (D) does not have plumbing or electricity; ~~H~~→ [and]

177a (E) is set back at least 300 feet from any river, stream, lake, or other body of water;

177b **and**

178 [~~E~~] (F) ~~←H~~ registers with the local health department.

179 (b) A remote yurt is exempt from the State Construction Code including the permit
 180 requirements of the State Construction Code.

181 Section 2. Section 15A-5-104 is enacted to read:

182 **15A-5-104. Exemptions from State Fire Code.**

183 (1) As used in this section, "remote yurt" means the same as that term is defined in
184 Subsection 15A-1-204(12).

185 (2) A remote yurt is exempt from the requirements of the State Fire Code.

186 (3) An owner of a remote yurt shall ensure that a fire extinguisher is in the remote yurt.

187 Section 3. Section 19-5-125 is enacted to read:

188 **19-5-125. Yurt exemption.**

189 (1) As used in this section ~~H~~→ [,"remote] :

189a **(a) "Backcountry waste containment and disposal system" means a pickle pail, rocket**
189b **box, tube toilet, John-E partner, or similar container used to collect and carry out waste,**
189c **including fecal matter.**

189d **(b) "Remote ~~H~~ yurt" means the same as that term is defined in**
190 **Subsection 15A-1-204(12).**

191 (2) A remote yurt is exempt from this chapter, rules made under this chapter, and local
192 health department's jurisdiction over onsite wastewater disposal, except that the owner of a
193 remote yurt shall ensure that an individual using the remote yurt uses a backcountry waste
194 containment and ~~H~~→ [removal] disposal ~~H~~ system ~~S~~→ **and the local health department may**
194a **enforce the provisions of this section ~~S~~ .**