

**SENATE BILL NO. 2160**

Introduced by

Senators J. Lee, Warner

Representatives Ekstrom, Kreidt

1 A BILL for an Act to amend and reenact subsection 5 of section 54-21.3-03 and section  
2 54-21.3-05 of the North Dakota Century Code, relating to administration and enforcement of the  
3 state building code.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 5 of section 54-21.3-03 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 5. The governing body of a city, township, or county that elects to administer and  
8 enforce a building code shall adopt and enforce the state building code. However,  
9 the state building code may be amended by cities, townships, and counties to  
10 conform to local needs if the local standards meet or exceed those of the state  
11 building code.

12 **SECTION 2. AMENDMENT.** Section 54-21.3-05 of the North Dakota Century Code is  
13 amended and reenacted as follows:

14 **54-21.3-05. Enforcement of code by city, township, or county –Relinquishment.**

15 A Each city or township ~~may~~ shall administer and enforce the state building code ~~only~~ within its  
16 jurisdictional area. A county ~~may~~ shall administer and enforce the state building code within  
17 those areas of the county in which the state building code is not administered by a city or  
18 township. ~~Cities and townships may relinquish their authority to administer and enforce the~~  
19 ~~state building code to the county in which they are located in the manner provided by section~~  
20 ~~44-33-20.~~ The governing body of a each city, township, ~~or~~ and county ~~electing to administer~~  
21 ~~and enforce the state building code may~~ shall designate an a building code enforcement  
22 agency. ~~Cities, townships, and counties may,~~ provide by agreement for joint administration and  
23 enforcement ~~and may,~~ or contract for private enforcement of the state building code.