

CORRECTED COPY

LEGISLATIVE BILL 35

Approved by the Governor February 15, 1993

Introduced by Moore, 24

AN ACT relating to counties; to amend section 23-172, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to the adoption of standard codes; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 23-172, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-172. The county board may adopt by resolution, which shall have the force and effect of law, the conditions, provisions, limitations, and terms of a building code, a plumbing code, an electrical code, a fire prevention code, or any other code relating to building or relating to the erection, construction, reconstruction, alteration, repair, conversion, maintenance, placing, or using of any building, structure, automobile trailer, house trailer, or cabin trailer. For this purpose, the county board may adopt any standard code which contains rules or regulations printed as a code in book or pamphlet form; by reference to such code; or portions thereof; ~~alone~~ without setting forth in ~~said~~ the resolution the conditions, provisions, limitations, or terms of such code. When ~~and when~~ such code or any such standard code; or portion thereof, ~~shall be~~ is incorporated by reference into any resolution, ~~as aforesaid~~, it shall have the same force and effect as though it has been spread at large in such resolution; without further or additional publication. One copy thereof; ~~PROVIDED, that not less than three copies~~ of such code or such standard code; or portion thereof; shall be filed for use and examination by the public in the office of the clerk of such county prior to the ~~its~~ adoption. The ~~thereof~~; ~~AND PROVIDED FURTHER, the~~ adoption of any ~~such~~ standard code by reference shall be construed to incorporate such amendments thereof as may be made ~~therein from time to time, if three copies~~ if the copy of such standard code ~~so filed shall be at all times~~ is kept current in the office of the clerk of the county. Any code adopted and approved by the county board, as provided in this section, and the building permit requirements or occupancy permit requirements imposed by ~~any~~ such code or by sections 23-114.04 and 23-114.05 shall apply to all of the county except within the limits of any incorporated city or village; and except within an unincorporated area where a city or village has been granted zoning jurisdiction and is exercising such jurisdiction.

Sec. 2. That original section 23-172, Reissue Revised