

By: Representatives Frierson, Formby

To: County Affairs;
MunicipalitiesCOMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 753

1 AN ACT TO AMEND SECTION 17-2-9, MISSISSIPPI CODE OF 1972, TO
2 PRESCRIBE CERTAIN REQUIREMENTS THAT THE OWNER OF A HUNTING CAMP OR
3 FISHING CAMP MUST MEET IN ORDER TO EXEMPT SUCH STRUCTURES FROM
4 BUILDING CODE REGULATIONS ESTABLISHED UNDER CHAPTER 2, TITLE 17,
5 MISSISSIPPI CODE OF 1972; TO PROHIBIT THE GOVERNING AUTHORITIES OF
6 PEARL RIVER COUNTY OR ANY MUNICIPALITY WITHIN SUCH COUNTY FROM
7 ENFORCING ANY PORTION OF ANY BUILDING CODES ESTABLISHED OR IMPOSED
8 UNDER CHAPTER 2, TITLE 17, MISSISSIPPI CODE OF 1972, WHICH
9 PROHIBITS THE USE OF OR REQUIRES BUILDING PERMIT APPROVAL FOR THE
10 USE OF SALVAGE LUMBER OR GREEN CUT TIMBER IN BUILDING
11 CONSTRUCTION; AND FOR RELATED PURPOSES.

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

13 **SECTION 1.** Section 17-2-9, Mississippi Code of 1972, is
14 amended as follows:

15 17-2-9. (1) The governing authority of any county or
16 municipality shall not enforce any portion of any building codes
17 established and/or imposed under Sections 17-2-1 through 17-2-5
18 that regulates the construction or improvement of industrial
19 facilities that are engaged in activities designated as
20 manufacturing (sectors 31-33), utilities (sector 22),
21 telecommunications (sector 517), bulk stations and materials
22 (sector 422710), crude oil pipelines (sector 486110), refined
23 petroleum products pipelines (sector 486910), natural gas
24 pipelines (sector 486210), other pipelines (sector 486990) and
25 natural gas processing plants (sector 211112), under the North
26 American Industry Classification System (NAICS).

27 (2) The governing authority of any county or municipality
28 shall not enforce any portion of any building codes established
29 and/or imposed under Sections 17-2-1 through 17-2-5 which
30 regulates the construction or improvement of buildings located on
31 nonpublic fairgrounds or the construction or improvement of

32 buildings located on the Neshoba County Fairgrounds in Neshoba
33 County, Mississippi.

34 (3) The governing authority of any county or municipality
35 shall not enforce any portion of any building codes established
36 and/or imposed under Sections 17-2-1 through 17-2-5 which
37 regulates the construction or improvement of a private unattached
38 outdoor recreational structure, such as a hunting or fishing camp.
39 In order for a structure to qualify as a "hunting camp" or
40 "fishing camp" under the provisions of this subsection, the owner
41 must file with the board of supervisors of the county in which the
42 structure is located his signed affidavit stating under oath that
43 the structure is a hunting camp or fishing camp, as the case may
44 be, that he is the owner or an owner of the camp and that the camp
45 is located in an unincorporated area of the county within, near or
46 in close proximity to land upon which hunting or fishing
47 activities legally may take place.

48 (4) The governing authority of any county or municipality
49 shall not enforce any portion of any building codes established
50 and/or imposed under Sections 17-2-1 through 17-2-5 which
51 regulates the construction or improvement of manufactured housing
52 built according to the Federal Manufactured Home Construction and
53 Safety Standards Act.

54 (5) The governing authorities of Pearl River County or any
55 municipality within such county shall not enforce any portion of
56 any building codes established and/or imposed under Sections
57 17-2-1 through 17-2-5 which prohibits the use of or requires
58 building permit approval for the use of salvage lumber or green
59 cut timber in building construction provided such timber is for
60 personal use and is not for sale.

61 **SECTION 2.** This act shall take effect and be in force from
62 and after July 1, 2007.