

Regular Session, 2012

ACT No. 745

HOUSE BILL NO. 541

BY REPRESENTATIVE ST. GERMAIN

1 AN ACT

2 To amend and reenact R.S. 40:2017.11 and to enact R.S. 40:1563(L), relative to the review
3 of plans or specifications; to authorize the fire marshal to review plans for health
4 care facilities and residential living options and collect charges; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:2017.11 is hereby amended and reenacted and R.S. 40:1563(L)
8 is hereby enacted to read as follows:

9 §1563. Powers and duties generally; use of deputies; responsibilities of local
10 governing authorities with fire prevention bureaus; open structures and
11 process structures; fees

12 * * *

13 L.(1) The state fire marshal shall have the authority to conduct plan reviews
14 for plans or specifications of a facility licensed, certified, or seeking licensure or
15 certification by the Department of Health and Hospitals.

16 (2) In consultation with the state fire marshal, the Department of Health and
17 Hospitals shall develop and promulgate rules in accordance with the Administrative
18 Procedure Act to implement the provisions of this Subsection. The rules shall be
19 applicable to both public and private entities.

20 * * *

21 §2017.11. Fees for review of plans

22 There shall be a charge of five dollars per page for all plans or specifications
23 for hospitals, ambulatory surgical centers, nursing homes, and group or community
24 homes or other residential living options which are submitted for review to the
25 Department of ~~Health and Hospitals~~ Public Safety and Corrections, office of state

1 fire marshal, or its designee pursuant to rules promulgated ~~by the department~~ in
 2 accordance with the Administrative Procedure Act. There shall be a minimum
 3 charge of twenty-five dollars and a maximum charge of three hundred dollars, plus
 4 a postage and handling fee of ten dollars. Such costs shall be paid prior to review by
 5 the owner of the project for which the review is requested.

6 Section 2. This Act shall become effective upon signature by the governor or, if not
 7 signed by the governor, upon expiration of the time for bills to become law without signature
 8 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 9 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 10 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____