

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 36-99 of the Code of Virginia and to repeal the second enactment of*
3 *Chapter 755 of the Acts of Assembly of 1998, relating to the Uniform Statewide Building Code; farm*
4 *buildings and structures.*

5 [H 1088]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**8 **1. That § 36-99 of the Code of Virginia is amended and reenacted as follows:**

9 § 36-99. Provisions of Code.

10 A. The Building Code shall prescribe building regulations to be complied with in the construction of
11 buildings and structures, and the equipment therein as defined in § 36-97, and shall prescribe regulations
12 to insure that such regulations are properly maintained, and shall also prescribe procedures for the
13 administration and enforcement of such regulations. The provisions thereof shall be such as to protect
14 the health, safety and welfare of the residents of this Commonwealth, provided that buildings and
15 structures should be permitted to be constructed at the least possible cost consistent with recognized
16 standards of health, safety, energy conservation and water conservation and barrier-free provisions for
17 the physically handicapped and aged. Such regulations shall be reasonable and appropriate to the
18 objectives of this chapter.

19 B. In formulating the Code provisions, the Board shall have due regard for generally accepted
20 standards as recommended by nationally recognized organizations, including, but not limited to, the
21 standards of the Southern Building Code Congress, the Building Officials Conference of America and
22 the National Fire Protection Association. Notwithstanding the provisions of this section, farm buildings
23 and structures shall be exempt from the provisions of the Building Code, *except for a building or a*
24 *portion of a building located on a farm that is operated as a restaurant as defined in § 35.1-1 and*
25 *licensed as such by the Board of Health pursuant to Chapter 2 (§ 35.1-11 et seq.) of Title 35.1.*
26 However, farm buildings and structures lying within a flood plain or in a mudslide-prone area shall be
27 subject to flood-proofing regulations or mudslide regulations, as applicable.

28 C. Where practical, the Code provisions shall be stated in terms of required level of performance, so
29 as to facilitate the prompt acceptance of new building materials and methods. When generally
30 recognized standards of performance are not available, such provisions shall provide for acceptance of
31 materials and methods whose performance has been found by the Board, on the basis of reliable test and
32 evaluation data, presented by the proponent, to be substantially equal in safety to those specified.

33 **2. That the second enactment of Chapter 755 of the Acts of Assembly of 1998 is repealed.**

ENROLLED

HB1088ER