

Senate Engrossed House Bill

residential building materials; requirements; prohibition

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2584

AN ACT

AMENDING TITLE 9, CHAPTER 7, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 9-810.02; RELATING TO MUNICIPAL BUILDING CODES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 9, chapter 7, article 1, Arizona Revised Statutes,
3 is amended by adding section 9-810.02, to read:
4 9-810.02. Municipal building codes; residential buildings;
5 building materials; applicability; prohibition;
6 definitions
7 A. A MUNICIPALITY MAY NOT ADOPT OR ENFORCE ANY CODE, ORDINANCE,
8 STANDARD, STIPULATION OR OTHER LEGAL REQUIREMENT THAT DOES EITHER OF THE
9 FOLLOWING:
10 1. PROHIBITS OR LIMITS USING OR INSTALLING A BUILDING MATERIAL IN
11 THE CONSTRUCTION, RENOVATION, MAINTENANCE OR OTHER ALTERATION OF A
12 SINGLE-FAMILY RESIDENTIAL BUILDING IF THE BUILDING MATERIAL IS APPROVED
13 FOR CONSTRUCTION, RENOVATION, MAINTENANCE OR OTHER ALTERATION BY THE
14 MUNICIPALITY'S BUILDING CODE AND MEETS THE CONDITIONS SPECIFIED IN THE
15 MUNICIPALITY'S BUILDING CODE.
16 2. SUBJECTS A PREFABRICATED RESIDENTIAL BUILDING, MATERIAL OR
17 COMPONENT TO ADDITIONAL OR DIFFERENT REQUIREMENTS FROM OTHER RESIDENTIAL
18 BUILDINGS EXCEPT AS REQUIRED BY FEDERAL LAW.
19 B. A MUNICIPALITY MAY NOT REGULATE DESIGN AESTHETICS FOR A
20 SINGLE-FAMILY RESIDENTIAL BUILDING EXCEPT WITHIN AN AREA THAT IS
21 DESIGNATED AS A DISTRICT OF HISTORICAL SIGNIFICANCE PURSUANT TO SECTION
22 9-462.01, SUBSECTION A, PARAGRAPH 10 OR AN AREA THAT IS DESIGNATED AS
23 HISTORIC ON THE NATIONAL REGISTER OF HISTORIC PLACES.
24 C. THIS SECTION DOES NOT SUPERSEDE APPLICABLE BUILDING CODES, FIRE
25 CODES, DARK SKY ORDINANCES OR PUBLIC HEALTH AND SAFETY STANDARDS.
26 D. FOR THE PURPOSES OF THIS SECTION:
27 1. "BUILDING MATERIAL":
28 (a) MEANS A SUBSTANCE USED FOR THE CONSTRUCTION, RENOVATION,
29 MAINTENANCE OR OTHER ALTERATION OF A STRUCTURE.
30 (b) INCLUDES WOOD, CONCRETE, STEEL, BRICK, GLASS AND PLASTIC.
31 2. "PREFABRICATED RESIDENTIAL BUILDING" MEANS A STRUCTURE OR A
32 PORTION OF A STRUCTURE THAT IS TRANSPORTABLE IN ONE OR MORE SECTIONS AND
33 THAT IS DESIGNED TO BE USED AS A DWELLING WITH OR WITHOUT A PERMANENT
34 FOUNDATION WHEN CONNECTED TO REQUIRED UTILITIES.