

MINUTES  
**HOUSE BUSINESS COMMITTEE**  
**HIXON SUBCOMMITTEE**  
Administrative Rules

**DATE:** Thursday, January 23, 2014

**TIME:** Upon Adjournment of the Full Committee

**PLACE:** Room EW41

**MEMBERS:** Chairman Hixon, Representatives Palmer, Youngblood, Rusche

**ABSENT/  
EXCUSED:** None

**GUESTS:** Kelly Lamp, Southwest Idaho Electrical IATC; Angela Erickson, IBCA; Steve Pinthou, IBCH; Bob Scott, Electrical Board; Andrew Blek, Idaho State Building Code Board; Dan Hunter, Idaho State Building Code Board; Ed Wagner, Idaho Association of Building Officials; Jason Blais, Idaho Building Code Board

**Chairman Hixon** called the meeting to order at 2:53 p.m.

**DOCKET NO. 07-0106-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0106-1301**. He said this reflects the decision of the Idaho Electrical Board to adopt the 2014 edition of the National Electric Code. He said the Board desired to produce a consensus document with input from all interested parties via public meetings using video conferencing to include participation from around the state. He said the resulting Electrical Code Collaborative included fifty-five members representing all facets of the electrical industry, the home building industry, regulatory agencies, realtors, and members of the Idaho Legislature and produced a consensus document which does represent the process of negotiated rule making as established by the Legislature. Mr. Keys acknowledged the National Fire Protection (NFPA), the code's publisher, for their support during the process and for the training of inspectors who will enforce the code. He introduced **Mick Williams**, the Division of Public Safety Electrical Program Manager, to answer technical questions.

**MOTION:** **Rep. Rusche** made a motion to recommend approval of **Docket No. 07-0106-1301** to the full Committee. **Motion carried by voice vote.**

**DOCKET NO. 07-0110-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0110-1301** relating to certification and approval of electrical products. He said this is in response to many comments and requests from Idaho industrial concerns requesting a re-evaluation of the existing requirements for the field evaluation of industrial machinery being developed and used in manufacturing environments. He explained the existing rule provides limited options for approval of unlisted, unlabeled industrial machinery. He said increased development and new technologies produce new machinery at such a rate that the existing language throws up barriers to their use. He said under the new language, field evaluations will be done in accordance with recognized criteria by an expanded base of providers, such as registered professional electrical engineers who are not directly involved with the project in question when such engineers have the expertise to perform those services.

**Jeff Fitzlove**, Underwriters Laboratory, spoke in opposition to **Docket No. 07-0110-1301**. He said the engineers would not have to meet the rigorous requirements that Underwriters Laboratories and other accredited agencies must adhere to. He said the engineers don't have that background. In response to questions from the Subcommittee he gave as examples packaging equipment, mixers, and boilers. He said that he does not know what effect the change would have on insurance coverage for businesses.

**Bob Scott**, Chairman State Electrical Board, spoke in support of **Docket No. 07-0110-1301**. He said these changes result from business complaints regarding the difficulties they encounter getting new equipment approved. He said this is a good alternative.

**MOTION:** **Rep. Palmer** made a motion to recommend approval of **Docket No. 07-0110-1301** to the full Committee. **Motion carried by voice vote.** **Rep. Rusche** requested that he be recorded as voting **NAY**.

**DOCKET NO. 07-0301-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0301-1301** relating to adoption of the 2012 International Building Code (IBC) with amendments, the 2012 International Residential Code (IRC) with amendments, the 2012 International Existing Building Code (IEBC) without amendments, and the 2012 International Energy Conservation Code (IECC) with amendments. He said the adoption of these new versions of the building codes is the result of a collaboration of interested parties known as the Building Code Collaborative. He said this group worked through multiple meetings to arrive at a consensus document reflecting a baseline requirement that all could agree with.

**Andrew Bick**, Chairman of the Building Code Board came to the podium to answer technical questions.

**Dave Jorgeson**, Building Contractors Association of Southwest Idaho spoke in support of **Docket No. 07-0301-1301**. He said he appreciates the collaborative effort and supports the code changes.

**Rep. Palmer** spoke in support of **Docket No. 07-0301-1301**.

**MOTION:** **Rep. Rusche** made a motion to recommend approval of **Docket No. 07-0301-1301** to the full Committee. **Motion carried by voice vote.**

**DOCKET NO. 07-0301-1302:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0301-1302** relating to a amendment to the 2012 International Residential Code, allowing an alternative method for wall bracing. He said the Board elected to run this docket separately to assure that adoption of the code would not be adversely affected should opposition to this amendment become significant.

**MOTION:** **Rep. Youngblood** made a motion to recommend approval of **Docket No. 07-0301-1302** to the full Committee. **Motion carried by voice vote.**

**DOCKET NO. 07-0301-1303:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0301-1303** relating to the International Residential code which modifies existing Section R101.2. He said it allows owner occupied lodging houses with three or fewer guest rooms to be constructed in accordance with the International Residential Code for one- and two-family dwellings in that the affected structures must be equipped with smoke alarms and carbon monoxide alarms. He said the code prior to amendment would allow owner-occupied lodging houses with five or fewer guest rooms, but would also require a fire sprinkler system. He said the State Fire Marshall participated in the process of rulemaking.

**MOTION:** **Rep. Rusche** made a motion to recommend approval of **Docket No. 07-0301-1303** to the full Committee. **Motion carried by voice vote.**

- DOCKET NO. 07-0301-1304:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0301-1304** relating to the International Residential Code and deletes Section R501.3 and its exceptions. He said this would allow for not providing extra protection over those engineered floor joists when used in lieu of dimensional lumber.
- In response to questions from the committee, **Mr. Keys** said this would lessen the fire protection requirement for those engineered wood products.
- Dan Hunter**, Canyon County Building Official, spoke **in support** of **Docket No. 07-0301-1304**. He said this arose from a collaborative effort and discussions with firefighters who are in opposition to the deletion of section R501.3. He said the underlying reason is that the extra construction costs for applying this layer of material is prohibitive and the number of failures due to inadequate fire sheathing in engineered floor joists are few. He said he does not have an exact number of failures and the cost difference is unknown as it depends upon the square footage of the structure.
- Jason Blais**, City of Boise Building Official, spoke **in support** of **Docket No. 07-0301-1304**. He said this section affects unfinished basements. He explained the section requires the contractor to finish the basement ceiling with drywall to inhibit the fire spread. In response to questions from the Committee, he said there has never been a requirement in Idaho to finish basements with drywall.
- MOTION:** **Rep. Rusche** made a motion to recommend approval of **Docket No. 07-0301-1304** to the full Committee. **Motion carried by voice vote.**
- DOCKET NO. 07-0311-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0311-1301** relating to manufactured and mobile home industry licensing. He said changes were made to definitions to align with definitions already contained in the governing statute and federal regulations.
- Jack Lyman**, Idaho Housing Alliance, spoke **in support** of **Docket No. 07-0311-1301**.
- MOTION:** **Rep. Youngblood** made a motion to recommend approval of **Docket No. 07-0311-1301** to the full Committee. **Motion carried by voice vote.**
- DOCKET NO. 07-0501-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0501-1301** relating to the Public Works Contractors License Board wish to accommodate digital formats as digital formats other than facsimile were previously banned. He said this would refine the application process and facilitate quicker consideration of the applications. He said it corrects language that could be misinterpreted and clarifies renewal.
- MOTION:** **Rep. Rusche** made a motion to recommend approval of **Docket No. 07-0501-1301** to the full Committee. **Motion carried by voice vote.**
- DOCKET NO. 07-0701-1301:** **Steve Keys**, Division of Building Safety, presented **Docket No. 07-0701-1301** relating to the installation of heating, ventilation and air conditioning systems and the adoption of the 2012 International Mechanical Code (IMC), the 2012 International Fuel Gas Code (IFGC) and Parts V and VI of the International Residential Code. He said this consensus document with amendments arose from a collaborative effort.
- Rep. Palmer** spoke **in support** of the collaborative effort provided by the Division of Building Safety in producing these rule changes.
- MOTION:** **Rep. Palmer** made a motion to recommend approval of **Docket No. 07-0701-1301** to the full Committee. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the Subcommittee, the meeting was adjourned at 3:27 p.m.

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Representative Hixon  
Chair

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Catherine Costner  
Secretary