

WSR 24-07-097

EXPEDITED RULES

BUILDING CODE COUNCIL

[Filed March 20, 2024, 7:48 a.m.]

Title of Rule and Other Identifying Information: Correction to chapter 51-54A WAC, Adoption and amendment of the 2021 International Fire Code.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This filing makes a correction to the adopted by reference 2021 International Fire Code (chapter 51-54A WAC), and brings back an existing Washington state amendment that was inadvertently removed.

Reasons Supporting Proposal: There is a section in the 2021 International Fire Code (Section 308.1.4) restricting the use of grills, BBQs and other open flame cooking devices on balconies or within 10 feet of combustible construction in apartments, condos or other multi-resident buildings. This section had been removed via state amendment in previous editions of the code. The adoption of this model code section was not proposed by the technical advisory group working on the 2021 International Fire Code, and the adoption was unintended by the council.

Statutory Authority for Adoption: RCW 19.27.031, 19.27.074.

Statute Being Implemented: RCW 19.27.074.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Washington state building code council, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dustin Curb, 1500 Jefferson Street S.E., Olympia, 360-972-4158; and Enforcement: Local jurisdictions.

This notice meets the following criteria to use the expedited adoption process for these rules:

Corrects typographical errors, makes address or name changes, or clarifies language of a rule without changing its effect.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Dustin Curb, Washington State Building Code Council, 1500 Jefferson Street S.E., Olympia, phone 360-972-4158, email dustin.curb@des.wa.gov, AND RECEIVED BY May 21, 2024.

March 15, 2024
Daimon Doyle
Council Chair

OTS-5260.1

AMENDATORY SECTION (Amending WSR 22-13-093, 23-12-107, and 23-20-027, filed 6/14/22, 6/7/23, and 9/25/23, effective 3/15/24)

WAC 51-54A-0308 Open flames.

308.1.4 Open-flame cooking devices. This section is not adopted.

308.1.7 Religious ceremonies. Participants in religious ceremonies shall not be precluded from carrying hand-held candles. See RCW 19.27.031(3).

308.1.7.1 Aisles and exits. Candles shall be prohibited in areas where occupants stand, or in an aisle or exit.

EXCEPTION: Candles used in religious ceremonies.

308.1.9 Decorative open flame tables. Gas-fired portable or fixed open flame fire tables and fireplaces are required to be provided with approved protection devices to prevent occupants from using flame, and from flame being exposed to combustible material. A fire extinguisher shall be located within 75 feet of travel distance or as approved. Where located indoors, the supply gas valve shall be interlocked with building fire alarm and/or fire sprinklers, where provided.