



STATE OF WASHINGTON

## STATE BUILDING CODE COUNCIL

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### STATE BUILDING CODE COUNCIL SPECIAL EXECUTIVE COMMITTEE MEETING SUMMARY MINUTES

**LOCATION:** In response to the Governor's  
Emergency Proclamation, there  
was no physical location.

DRAFT

**MEETING DATE:** Friday, April 3, 2020

**Members in Attendance:** Diane Glenn, Chair; Leanne Guier, Vice-Chair; Kjell  
Anderson; Andrew Klein; Doug Orth

**Members Absent:** None

**Staff in Attendance:** Richard Brown, Managing Director; Dave Merchant, Assistant  
Attorney General; Krista Braaksma; Ray Shipman; Shannon Pitts

**Visitors Present:** Ken Brouillette; Lee Kranz; Patrik Gustafsson; Ashlee Delaney;  
Robert Glass; Carolyn Logue; Adam Hutchinson; David Kinley; Al Audette; Amy  
Wheeless; Ken Nelson

Agenda Items	Council Actions/Discussion
1. Welcome and Introductions	Meeting called to order at 10:03 a.m. by Chair, Diane Glenn. Everyone was welcomed and introductions were made.
2. Review & Approve Agenda	The agenda was approved as written.
3. Review Proposed Changes to the SBCC Code Amendment Process	Refer to the attached proposed changes to the SBCC Code Amendments approved by the Committee for consideration by the Council.
4. Other Business	There was a reminder that there is a Council Meeting Friday April 10 <sup>th</sup> .
5. Adjourn	The meeting was adjourned at 11:15 p.m.

Attachments: Proposed Changes to the SBCC Code Amendment Process

AMENDATORY SECTION (Amending WSR 17-03-123, filed 1/18/17, effective 2/18/17)

**WAC 51-04-020 Rules for the consideration of proposed state-wide amendments.** (1) All petitions for statewide amendments to the building code must be compliant with the requirements set forth in WAC 51-04-025.

(2) The council will accept and consider compliant petitions for emergency statewide amendments to the building code at any time, in accordance with RCW 19.27.074 and chapter 34.05 RCW.

(3) The council will accept and consider compliant petitions for statewide amendments that are submitted within the time periods the council posts for petitions relating to Group 1 and Group 2 amendments to be made in conjunction with the state building code update cycle.

(a) For the purpose of review and adoption of new model code editions and statewide amendment submission, the state building code shall be divided into two groups as follows, unless otherwise directed by the council:

(i) Group 1: International Building Code (IBC); International Existing Building Code (IEBC); International Fire Code (IFC); Washington State Energy Code-Commercial (WSEC-C); and Wildland Urban Interface Code (WUIC).

(ii) Group 2: International Residential Code (IRC); International Mechanical Code (IMC); International Fuel Gas Code (IFGC); standards liquefied petroleum gas are National Fire Protection Association (NFPA) standards 58 and 54; Uniform Plumbing Code (UPC); Washington State Energy Code-Residential (WSEC-R).

(b) During August of the year before the year of the model code, the council will post a timeline for Group

1 and Group 2 code update processes, including providing separate periods of at least 60 days for the submission of petitions for statewide amendments for each group. The council reserves the right to modify its timeline as it determines necessary and appropriate.

(c) The timeline shall include deadlines for committee transmittal to council of separate reports for Group 1 and Group 2 that identify (i) the significant changes contained in the new model codes from the prior model codes, (ii) the existing state amendments to prior model codes that are proposed to be modified or eliminated, and (iii) all committee proposed amendments to the new model codes. The reports shall be posted on the council web site.

(d) The council shall direct council staff to submit a CR 102 to the Code Reviser's Office containing any proposed rules that the Council has approved and shall conduct at least two public hearings for each group (one in western Washington and one in eastern Washington) following the filing of the proposed rules with the code reviser's office.

(e) Upon completion of the council's review of Group 1 amendments (not including Group 1 amendments the council directs be kept open for consideration during the Group 2 period), the council will commence review of Group 2 amendments following the timeline.

(4) The council will accept and consider compliant petitions for all other statewide amendments to the building code if one or more of the following criteria are met: (i) the amendment is directed by the legislature; (ii) the amendment is necessary for code correlation, correction of errors, language clarification, or section update, or (iii) the council determines that the amendment would serve a critical

public interest and requires immediate/accelerated action.

(5) The council shall review proposed new statewide amendments and approve those meeting the appropriate criteria to file as proposed rules in accordance with chapter 34.05 RCW. The proposed rules filing shall include a small business economic impact statement in accordance with chapter 19.85 RCW.(

(6) The code development period shall conclude with formal adoption of the state building code as amended by the council. As required by RCW 19.27.074, all decisions to adopt or amend the state building code shall be made prior to December 1 and shall not take effect before the end of the regular legislative session in the next year. Provided, the December 1 deadline shall not apply to emergency rules or expedited adoption of rules under the administrative procedures act, RCW title 34.05.

(7) State amendments as approved by the council shall be submitted to the appropriate model code organization, at the direction of the council, except those adopted for consistency with state statutes or regulation and held for further review during the adoption period of those model codes by the council.

February 18, 2020

**WAC 51-04-040 Reconsideration.** (1) When the council approves, denies or modifies a local amendment to the building code, any party with written or oral testimony to the council related to the amendment on the record may file a petition for reconsideration. The petition must be received by the Washington State Building Code Council, 1500 Jefferson Avenue S.E., P.O. Box 41449, Olympia, Washington 98504-1449, within twenty calendar days of the council action on the amendment. The petition must give specific reasons for why the council should reconsider the amendment for approval or denial.

(2) Within sixty calendar days of receipt of a timely petition for reconsideration, the council shall in writing:

(a) Grant the petition for reconsideration and enter rule-making to revise the amendment;

(b) Deny the petition for reconsideration; or

(c) Request additional information and extend the time period for not more than thirty calendar days to either grant or deny the petition for reconsideration.

(3) The council's denial of a local government amendment, or the council denial of a petition for reconsideration under this section, is subject to judicial review under chapter 34.05 RCW.