



PROPOSED RULE MAKING

CR-102 (July 2022)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 23, 2022

TIME: 4:03 PM

WSR 22-17-150

Agency: State Building Code Council

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

- Preproposal Statement of Inquiry was filed as WSR 21-12-099 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or
- Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Adoption and amendment of the 2021 edition of the International Wildland-Urban Interface Code, as required by RCW 19.27.031 and RCW 19.27.560.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
September 30, 2022	10:00 am	129 N 2 nd St; Yakima, WA 98901	Please access the meetings in-person, or via Zoom or Conference call. The Zoom link and phone are provided in the agenda at sbcc.wa.gov
October 14, 2022	10:00 am	1500 Jefferson St SE; Olympia, WA 98504	

Date of intended adoption: November 4, 2022 (Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: State Building Code Council
 Address: PO Box 41449; Olympia, WA 98504-1449
 Email: sbcc@des.wa.gov
 Fax:
 Other:
 By (date) October 14, 2022

Assistance for persons with disabilities:

Contact Annette Haworth
 Phone: 360-407-9255
 Fax:
 TTY:
 Email: sbcc@des.wa.gov
 Other:
 By (date) September 16, 2022

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The proposed rule adopts the 2021 edition of the International Urban Wildland Interface Code, published by the International Code Council, with state amendments to incorporate proposed changes as adopted by the Washington State Building Code Council. The proposed rule will also take the International Urban Wildland Urban Interface Code out of WAC 51-54A and produce a new WAC 51-55. This will in turn make the International Urban Wildland Urban Interface Code a stand-alone code under WAC 51-55.

Reasons supporting proposal: RCW 19.27.031, RCW 19.27-074 and RCW 19.27.560

Statutory authority for adoption: RCW 19.27.031, RCW 19.27-074 and RCW 19.27.560

Statute being implemented: RCW 19.27.031, RCW 19.27-074 and RCW 19.27.560

Is rule necessary because of a:

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: NONE

Type of proponent: Private Public Governmental

Name of proponent: (person or organization) State Building Code Council

Name of agency personnel responsible for:			
	Name	Office Location	Phone
Drafting:	Stoyan Bumbalov	1500 Jefferson St SE; Olympia, WA 98504	360-407-9277
Implementation:	Stoyan Bumbalov	1500 Jefferson St SE; Olympia, WA 98504	360-407-9277
Enforcement:	Local Jurisdictions		

Is a school district fiscal impact statement required under [RCW 28A.305.135](#)? Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Is a cost-benefit analysis required under [RCW 34.05.328](#)?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:
Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

No: Please explain: The content of the proposed rule is explicitly and specifically dictated by statute (RCW 19.27.560).

Regulatory Fairness Act and Small Business Economic Impact Statement
 Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

(1) Identification of exemptions:
 This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.
 Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570](#)(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(3). Check all that apply:

<input type="checkbox"/> RCW 34.05.310 (4)(b) (Internal government operations)	<input checked="" type="checkbox"/> RCW 34.05.310 (4)(e) (Dictated by statute)
<input checked="" type="checkbox"/> RCW 34.05.310 (4)(c) (Incorporation by reference)	<input type="checkbox"/> RCW 34.05.310 (4)(f) (Set or adjust fees)
<input type="checkbox"/> RCW 34.05.310 (4)(d) (Correct or clarify language)	<input type="checkbox"/> RCW 34.05.310 (4)(g) ((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(4) (does not affect small businesses).

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of how the above exemption(s) applies to the proposed rule:

(2) Scope of exemptions: *Check one.*

- The rule proposal is fully exempt (*skip section 3*). Exemptions identified above apply to all portions of the rule proposal.
- The rule proposal is partially exempt (*complete section 3*). The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):
- The rule proposal is not exempt (*complete section 3*). No exemptions were identified above.

(3) Small business economic impact statement: *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

- No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. _____
- Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Date: August 23, 2022

Name: Tony Doan

Title: Council Chair

Signature:

