



# RULE-MAKING ORDER EMERGENCY RULE ONLY

## CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: March 15, 2024

TIME: 10:56 AM

WSR 24-07-059

**Agency:** Washington State Building Code Council

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes
  - No
- If Yes, explain:

**Purpose:** This emergency filing is needed to reinstate an amendment erroneously removed from the 2021 International Fire Code during the 2021 initial rule making (2021 Code Adoption Cycle).

**Citation of rules affected by this order:**

New: WAC 51-54A-0308  
 Repealed:  
 Amended:  
 Suspended:

**Statutory authority for adoption:** RCW 19.27.031; RCW 19.27.074

**Other authority:**

**EMERGENCY RULE**

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

**Reasons for this finding:** During the drafting of the proposed amendments to WAC 51-54A (2021 International Fire Code) a transcription error was made, having the effect of removing the existing Washington State amendment to Section 308.1.4. The removal was not proposed by the IFC Technical Advisory Group nor the Building, Fire, and Plumbing Standing Committee, and it was unintended by the council.

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

**The number of sections adopted at the request of a nongovernmental entity:**

New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

**The number of sections adopted on the agency's own initiative:**

New 1 Amended \_\_\_\_ Repealed \_\_\_\_

**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

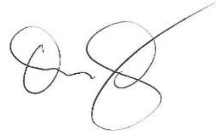
New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

**The number of sections adopted using:**

Negotiated rule making:	New	____	Amended	____	Repealed	____
Pilot rule making:	New	____	Amended	____	Repealed	____
Other alternative rule making:	New	____	Amended	____	Repealed	____

<b>Date Adopted:</b> March 15, 2024
<b>Name:</b> Daimon Doyle
<b>Title:</b> Council Chair

**Signature:**



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.