INTERNATIONAL CODE COUNCIL 2012/2013 CODE DEVELOPMENT CYCLE Group A (2012)

PROPOSED CHANGES TO THE 2012 EDITIONS OF THE

INTERNATIONAL BUILDING CODE®

INTERNATIONAL FUEL GAS CODE®

INTERNATIONAL MECHANICAL CODE®

INTERNATIONAL PLUMBING CODE®

INTERNATIONAL PRIVATE SEWAGE DISPOSAL CODE®



April 29th – May 8th, 2012 Sheraton Dallas Hotel Dallas, TX

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INTRODUCTION

The proposed changes published herein have been submitted in accordance with established procedures and are distributed for review. The publication of these changes constitutes neither endorsement nor question of them but is in accordance with established procedures so that any interested individuals may make their views known to the relevant code committee and others similarly interested. In furtherance of this purpose, the committee will hold an open public hearing at the date and place shown below for the purpose of receiving comments and arguments for or against such proposed changes. Those who are interested in testifying on any of the published changes are expected to be represented at these hearings.

This compilation of code change proposals is available in electronic form only. As part of ICC's green initiative, ICC will no longer print and distribute this document. The compilation of code change proposals will be posted on the ICC website, and CD copies will be distributed to all interested parties on our list.

2012 ICC CODE DEVELOPMENT HEARINGS

These proposed changes will be discussed in public hearings to be held on April 29th, 2012 through May 8th, 2012 at the Sheraton Dallas Hotel, Dallas, Texas. The code committees will conduct their public hearings in accordance with the schedule shown on page xxix.

REGISTRATION AND VOTING

All members of ICC may vote on any assembly motion on proposed code changes to all International Codes. **For identification purposes, eligible voting members must register, at no cost, in order to vote.** The registration desk will be open in the lobby of the convention center according to the following schedule:

Saturday, April 28th 4:00 pm to 6:00 pm Sunday, April 29th through Tuesday, May 8th 7:30 am to 5:00 pm

Council Policy #28-Code Development (page xii) requires that ICC's membership records regarding ICC members reflect the eligible voters 10 days prior to the start of the Code Development Hearings. This process includes new as well as changes to voting status. Section 5.7.4 of CP #28 (page xix) reads as follows:

5.7.4 Eligible Voters: All members of ICC in attendance at the public hearing shall be eligible to vote on floor motions. Each member is entitled to one vote, except that each Governmental Member Voting Representative in attendance may vote on behalf of its Governmental Member. Code Development Committee members shall be eligible to vote on floor motions. Application, whether new or updated, for ICC membership must be received by the Code Council ten days prior to the commencement of the first day of the public hearing.

As such, new membership applications as well as renewal applications must be received by ICC's Member Services Department by April 18th, 2012. These records will be used to verify eligible voter status for the Code Development Hearings. Members are strongly encouraged to review their membership records for accuracy well in advance of the hearings so that any necessary changes are made prior to the April 18th, 2012 deadline. For information on application for new membership and membership renewal, please go to www.iccsafe.org/membership/join.html or call ICC Member Services at 1-888-ICC SAFE (422-7233)

It should be noted that a corporate member has a single vote. Only one representative of a corporate member will be issued a voting badge. ICC Staff will be contacting corporate members regarding who the designated voting representative will be.

ADVANCED REGISTRATION

You are encouraged to advance register by filling out the registration form available at www.iccsafe.org/springhearings.

CODE DEVELOPMENT PROCESS CHANGES

As noted in the posted Advisory Statement of February 4, 2009, the revised Code Development Process includes maintaining the current 3-year publication cycle with a single cycle of code development between code editions. The schedule for the 2012/2013 Code Development Cycle is the first schedule for the revised code development process (see page ix).

PROCEDURES

The procedures for the conduct of the public hearing are published in *Council Policy #28-Code Development (CP#28)* ("Procedures") on page xii. The attention of interested parties is specifically directed to Section 5.0 of the Procedures. These procedures indicate the conduct of, and opportunity to participate in the ICC Code Development Process. Please review these procedures carefully to familiarize yourself with the process.

There have been a number of revisions to the procedures. Included among these revisions are the following:

Section 1.6:	Recording. This section was revised to clarify that ICC maintains sole ownership in the content of the hearings and has the right to control its subsequent distribution. In addition, the technology references were updated, using the term "recording" to replace "videotaping".
Section 2.4	Emergency Procedures. This section was revised create a 'metric' to aid in the determination of when an issue rises to the level of concern appropriate to an emergency amendment. Furthermore, it now stipulates a process by which a proposed Emergency Amendment is reviewed by the ICC Codes and Standards Council who is responsible for the implementation and oversight of ICC's Code Development Process.
Section 3.3.1	
Section 6.4.1	Proponent. An e-mail address for each code change/public comment proponent will be published in the monograph, unless the proponent requests otherwise.
Section 3.3.5.3 &	
Section 6.4.5	Substantiation. ICC evaluates whether substantiating material is germane, but the amendment makes it clear that ICC does not in all circumstances evaluate substantiating material for quality or accuracy.
Section 3.3.5.6	Cost Impact. The proponent should submit information that supports their claim regarding cost impact. Any information submitted will be considered by the code development committee. This language is intended to emphasize the need to provide information on how the proposed change will affect the cost of construction.
Section 3.6.3.1	If a proposed new standard is not submitted in at least draft form, the corresponding code change proposal shall be considered incomplete and shall not be processed.

Standards referenced in the I-Codes. The deadline for availability of updated

referenced standards and receipt by the Secretariat is December 1st of the third

year of each code cycle. For the 2012/2013 cycle, the deadline is December 1st, 2014.

Section 4.5.1

- Section 5.2.2 **Conflict of interest.** The original language, "Violation thereof shall result in the immediate removal of the committee member from the committee." was removed because there was no mechanism to enforce it. The recourse for someone who feels this section has been violated is to appeal.
- Section 5.4.2 **Open meetings.** A provision has been added that stipulates that participants shall not advocate a position on specific code changes with Committee Members other than through the methods provided in this policy.
- Section 5.4.3 &
- Section 7.3.3 **Presentation of Material at the Public Hearing.** All participants are to make it clear what interests they are representing. This disclosure provides additional information upon which to evaluate the testimony.
- Section 5.7 **Assembly consideration.** A successful assembly action will no longer be the initial motion at the Final Action Consideration.
- Section 5.7.3 **Assembly action.** A successful assembly action shall be a majority vote of the votes cast by eligible voters, rather than a 2/3 majority (see below).
- Section 5.7.4 **Eligible voters.** This section is revised to clarify that each member, including Governmental Member Voting Representatives, gets only one vote.
- Section 7.4 **Eligible voters.** This section requires that all Governmental Membership applications must be received by April 1 of the year of the Final Actions for a Governmental Member to be eligible to vote at the Final Action Hearings.

ASSEMBLY ACTION

The procedures regarding assembly action at the Code Development Hearings have been revised (see Section 5.7 of CP #28 on page xix). Some important items to note regarding assembly action are:

- A successful assembly action now requires a simple majority rather than a 2/3 majority.
- After the committee decision on a code change proposal is announced by the moderator, any one in the assembly may make a motion for assembly action.
- After a motion for assembly action is made and seconded, the moderator calls for a floor vote in accordance with Section 5.7.2. *No additional testimony will be permitted.*
- A code change proposal that receives a successful assembly action will be placed on the Final Action Hearing Agenda for individual consideration.

MULTIPLE PART CODE CHANGE PROPOSALS

It is common for ICC to receive code change proposals for more than one code or more than 1 part of a code that is the responsibility of more than one committee. For instance, a code change proposal could be proposing related changes to the text of IBC Chapter 4 (IBC-General), IBC Chapter 7 (IBC-Fire Safety), and the IFC Chapter 27 (IFC). When this occurs, a single committee will now hear all of the parts, unless one of the parts is a change to the IRC, in which case the respective IRC committee will hear that part separately.

GROUP A AND GROUP B CODE CHANGES

Starting with this 2012/2013 Code Development Cycle, for the development of the 2015 Edition of the I-Codes, there are two groups of code development committees and they will meet in separate years. The groupings are as follows:

Group A Codes	Group B Codes
(Heard in 2012)	(Heard in 2013)
International Building Code Committees:	Administrative Provisions (Chapter 1 all codes except IRC and
IBC-Fire Safety (Chapters: 7, 8, 9, 14, 26 and App. D)	IECC, referenced standards administrative updates, and designated definitions)
IBC-General (Chapters: 2-6, 12, 13, 27-34, App. A, B, C, F, H, K)	Administrative Code Committee
IBC-Means of Egress (Chapters: 10, 11 and App. E)	
IBC-Structural (Chapters: 15-25 and App. G,I, J, L, M)	
International Fuel Gas Code	International Energy Conservation Code (see note 1)
IFGC Committee	Commercial Energy Committee
	Residential Energy Committee
International Mechanical Code	International Existing Building Code
IMC Committee	IEBC Committee
International Plumbing Code	International Fire Code
IPC Committee	IFC Committee
International Private Sewage Disposal Code	International Green Construction Code Committees:
IPC Committee	IGCC—Energy/Water Committee (Chapters: 6 and 7)
	IGCC—General Committee (Chapters:2-5, 8-11 and Append)
	International Performance Code (see note 2)
	100 B 1 0 10 11
	ICC Performance Code Committee International Property Maintenance Code
	International Property Maintenance Gode
	IPMC/IZC Committee
	International Wildland-Urban Interface Code
	IFC Committee
	International Zoning Code
	IPMC/IZC Committee
	International Residential Code Committees:
	IRC-B (Chapters: 1-10 and App. E, F, G,H, J, K, L, M, O)
	IRC-M/P (Chapters: 12-33 and App. I, P)
	International Swimming Pool and Spa Code

- Residential Energy Committee is responsible for Chapter 11 of the IRC and the Residential Provisions of the IECC.
 In anticipation of minimal code change activity, a ICC Performance Committee has not been appointed. Any changes will be considered by the IFC Committee.

GROUP A CODE DEVELOPMENT COMMITTEE RESPONSIBILITIES

Some sections of the International Codes have a letter designation in brackets in front of them. For instance, Section 301.1.4 of the IEBC has a [B] in front of it, meaning that this section is the responsibility of one of the IBC Code Development Committees (in this case, IBC-S).

Code change proposals submitted for such code sections that have a bracketed letter designation in front of them will be heard by the respective committee responsible for such code sections. Because different committees will meet in different years, some proposals for a given code will be heard by a committee in a different year than the year in which the primary committee for this code meets.

Note that there are several code change proposals in the IBC-Structural hearing order that are changes to the International Existing Building Code (marked with prefix "EB"). These are proposed changes to sections of the existing building code that are the responsibility of the IBC-Structural Code Development Committee. A complete summary of the Group A and Group B Code Development Committees' responsibilities can be view at the ICC Website: http://www.iccsafe.org/cs/codes/Documents/2012-13cycle/GroupA-B_CDC-Responsibilities.pdf.

ANALYSIS STATEMENTS

Various proposed changes published herein contain an "analysis" that appears after the proponent's reason. These comments do not advocate action by the code committees or the voting membership for or against a proposal. The purpose of such comments is to identify pertinent information that is relevant to the consideration of the proposed change by all interested parties, including those testifying, the code committees and the voting membership. Staff analyses customarily identify such things as: conflicts and duplication within a proposed change and with other proposed changes and/or current code text; deficiencies in proposed text and/or substantiation; text problems such as wording defects and vagueness; background information on the development of current text; and staff's review of proposed reference standards for compliance with the Procedures. Lack of an analysis indicates neither support for, nor opposition to a proposal.

REFERENCE STANDARDS

Proposed changes that include the addition of a reference to a new standard (i.e. a standard that is not currently referenced in the I-Codes.) will include in the proposal the number, title and edition of the proposed standard. This identifies to all interested parties the precise document that is being proposed and which would be included in the referenced standards chapter of the code if the proposed change is approved. Section 3.6.3.1 of CP #28 now requires that a code change proposal will not be processed unless a consensus draft of the standard has been provided. Proponents of code changes which propose a new standard have been directed to forward copies of the standard to the Code Committee. An analysis statement will be posted on the ICC website providing information regarding standard content, such as enforceable language, references to proprietary products or services, and references to consensus procedure. The analysis statements for referenced standards will be posted on or before March 28th, 2012. This information will also be published and made available at the hearings.

REFERENCED STANDARDS UPDATES

Administrative updates of any standards already referenced in any of the I-Codes will be contained in a code change proposal for consideration by the Administrative Code Development Committee. The Administrative Code Development Committee is a Group B committee which will conduct hearings on the administrative provisions (Chapter 1 and certain definitions) of all I-Codes, and the referenced standards update. Therefore, this committee will conduct its code development hearing during the code development hearings in 2013.

It should be noted that, in accordance with Section 4.5.1 of CP #28 (see page xvi), standards promulgators will have until December 1, 2014 to finalize and publish any updates to standards in the administrative update. If the standard update is not finalized and published by December 1, 2014, the respective I-Codes will be revised to reference the previously listed year edition of the standard.

MODIFICATIONS

Those who are submitting a modification for consideration by the respective Code Development Committee are required to submit a Copyright Release in order to have their modifications considered (Section 3.3.4.5 of CP #28). It is preferred that such release be executed in advance – the form is at http://www.iccsafe.org/cs/codes/publicforms.htm. Copyright release forms will also be available at the hearings. Please note that an individual need only sign one copyright release for submittals of all code change proposals, modifications, and public comments in this code change cycle for which the individual might be responsible. Please be sure to review Section 5.5.2 of CP #28 for the modification process. The Chair of the respective code development committee rules a modification in or out of order. That ruling is final, with no challenge allowed. The proponent submitting a modification is required to supply 20 printed copies. The minimum font size must be 16 point.

Example:

Original code change proposal.

The original code change proposal requested the following change to Section 305.3 of one of our I-Codes: (Note that the example is fictional.)

G10-12

305.13

Proponent: John West representing self

Revise as follows:

305.3 Interior surfaces. All <u>interior</u> surfaces, including windows and doors, shall be maintained in good <u>and clean</u> condition. Peeling, chipping, flaking or abraded paint shall be repaired, removed or covered. Cracked or loose plaster, decayed wood and other defective surface conditions shall be corrected. <u>Surfaces of porous materials made of or containing organic materials, such as but not limited to wood, textiles, paint, cellulose insulation, and paper, including paper-faced gypsum board, that have visible signs of mold or mildew shall be removed and replaced or remediated in an approved manner.</u>

Exception: Porous materials that do not contain organic materials, such as clean unpainted bricks and concrete.

Proposed modification:

A modification to the code change proposal is proposed:

- 1. To add "and sanitary" after "clean" in the first sentence.
- 2. To add "or water permeable" after "porous" in the third sentence.
- 3. Delete "in an approved manner." in the last sentence.
- 4. Delete the proposed new exception.

The modification should read as follows. Note that the font style is Ariel, and the font size is 16 pt. The <u>cross out</u>, <u>underline</u> format is removed from the text of the original proposal and the requested revisions in the original proposal are made and shown as original text. The modification to the original proposal is shown with <u>cross out</u>, underline format applied to the changes proposed in the modification.

Example of proposed modification:

G10-12 305.13

Proponent: Sam Sumter representing self

Modify the proposal as follows:

305.3 Interior surfaces. All interior surfaces, including windows and doors, shall be maintained in good, and clean and sanitary condition. Peeling, chipping, flaking or abraded paint shall be repaired, removed or covered. Cracked or loose plaster and other defective surface conditions shall be corrected. Surfaces of porous or water permeable materials made of or containing organic materials, such as but not limited to wood, textiles, paint, cellulose insulation, and paper, including paper-faced gypsum board, that have visible signs of mold or mildew shall be removed and replaced or remediated in an approved manner.

Exception: Porous materials that do not contain organic materials, such as clean unpainted bricks and concrete.

Note: The modification should be able to be shown on the overhead screen on a single page. Only show the pertinent part of the code change proposal that shows the intended revisions. The entire code change proposal need not be shown.

CODE CORRELATION COMMITTEE

In every code change cycle, there are code change proposals that are strictly editorial. The Code Correlation Committee approves all proposals deemed editorial. A list of code correlation committee actions are shown at the end of this document (CCC-1).

ICC WEBSITE - WWW.ICCSAFE.ORG

This document is posted on the ICC Website, www.iccsafe.org. While great care has been exercised in the publication of this document, errata to proposed changes may occur. Errata, if any, will be identified in updates posted prior to the Code Development Hearings on the ICC website at http://www.iccsafe.org. Users are encouraged to periodically review the ICC Website for updates to the 2012/2013 Code Development Cycle-Group A (2012) Proposed Changes. Additionally, analysis statements for code changes which propose a new referenced standard will be updated to reflect the staff review of the standard for compliance with Section 3.6 of the Procedures.

PROPONENT CONTACT INFORMATION

For most of the code change proposals, an e-mail address for the proponent has been provided. ICC PUBLIC HEARING ::: April – May, 2012

2012/2013 ICC CODE DEVELOPMENT SCHEDULE

	DATE	
STEP IN CODE DEVELOPMENT CYCLE	2012 – Group A Codes IBC, IFGC, IMC, IPC, IPSDC (See Notes)	2013 – Group B Codes Admin, ICCPC, IEBC, IECC, IFC, IgCC, IPMC, ISPSC, IRC, IWUIC, IZC (See Notes)
2012 EDITION OF I-CODES PUBLISHED	April	30, 2011
DEADLINE FOR RECEIPT OF APPLICATIONS FOR ALL CODE COMMITTEES	1	for IECC and IRC – Energy; August and ISPSC)
DEADLINE FOR RECEIPT OF CODE CHANGE PROPOSALS	January 3, 2012	January 3, 2013
WEB POSTING OF "PROPOSED CHANGES TO THE I-CODES"	March 12, 2012	March 11, 2013
DISTRIBUTION DATE OF "PROPOSED CHANGES TO THE I-CODES" (CD only)	April 2, 2012	April 1, 2013
CODE DEVELOPMENT HEARING (CDH)	April 29 – May 6, 2012 Sheraton Dallas Hotel Dallas, TX	April 21 – 28, 2013 Sheraton Dallas Hotel Dallas, TX
WEB POSTING OF "REPORT OF THE PUBLIC HEARING"	June 8, 2012	May 31, 2013
DISTRIBUTION DATE OF "REPORT OF THE PUBLIC HEARING" (CD only)	June 29, 2012	June 21, 2013
DEADLINE FOR RECEIPT OF PUBLIC COMMENTS	August 1, 2012	July 15, 2013
WEB POSTING OF PUBLIC COMMENTS "FINAL ACTION AGENDA"	September 10, 2012	August 28, 2013
DISTRIBUTION DATE OF PUBLIC COMMENTS "FINAL ACTION AGENDA" (CD only)	October 1, 2012	September 16, 2013
FINAL ACTION HEARING (FAH)	October 24 – 28, 2012 Oregon Convention Center Portland, OR	October 2 – 9, 2013 Atlantic City Convention Center Atlantic City, NJ
ANNUAL CONFERENCES	October 21 – 24, 2012 Oregon Convention Center Portland, OR	September 29 – October 2, 2013 Atlantic City Convention Center Atlantic City, NJ

Notes:

- Be sure to review the "Group A and Group B Code Development Committee Responsibilities" posted at www.iccsafe.org/responsibilities which identifies committee responsibilities which are different than Group A and Group B codes which may impact the applicable code change cycle and resulting code change deadline.
- The International Green Construction Code (IgCC) and International Swimming Pool and Spa Code (ISPSC) to undergo a full cycle of code development in 2011 resulting in 2012 editions published in March/2012
- Group B "Admin" includes code change proposals submitted to Chapter 1 of all the I-Codes except the ICCPC, IECC and IRC and the administrative update of referenced standards in the 2012 I-Codes
- Start 2015/2016 Code Development Cycle with Group A code change proposals due January 5, 2015

2012/2013 STAFF SECRETARIES

GROUP A (2012)

IBC-Fire Safety Chapters 7, 8, 9, 14, 26	IBC-General Chapters 1-6, 12, 13, 27-34	IBC-Means of Egress Chapters 10, 11	IBC-Structural Chapters 15-25
Ed Wirtschoreck ICC Chicago District Office 1-888-ICC-SAFE, ext 4317 FAX: 708/799-0320 ewirtschoreck@iccsafe.org	BethTubbs ICC Northbridge Field Office 1-888-ICC-SAFE, ext 7708 FAX: 419/ 730-6531 btubbs@iccsafe.org	Kim Paarlberg ICC Indianapolis Field Office 1-888-ICC-SAFE, ext 4306 FAX: 708/799-0320 kpaarlberg@iccsafe.org	Alan Carr ICC NW Resource Center 1-888-ICC-SAFE, ext 7601 FAX: 425/637-8939 acarr@iccsafe.org
IFGC	IMC	IPC/IPSDC	

GROUP B (2013)

GROUP B (2013)		1	1
ADMINISTRATIVE Chapter 1 All Codes Except IRC	IEBC	IECC-Commercial	IECC-Residential
Kim Paarlberg ICC Indianapolis Field Office 1-888-ICC-SAFE, ext 4306 FAX: 708/799-0320 kpaarlberg@iccsafe.org	BethTubbs ICC Northbridge Field Office 1-888-ICC-SAFE, ext 7708 FAX: 419/ 730-6531 btubbs@iccsafe.org	Dave Bowman ICC Chicago District Office 1-888-ICC-SAFE, ext 4323 FAX: 708/799-0320 dbowman@iccsafe.org	Dave Bowman ICC Chicago District Office 1-888-ICC-SAFE, ext 4323 FAX: 708/799-0320 dbowman@iccsafe.org
IFC	IgCC-General	IgCC-Energy/Water	ICC PC
Bill Rehr/ Beth Tubbs ICC Chicago District Office 1-888-ICC-SAFE, ext 4342 FAX: 708/799-0320 brehr@iccsafe.org btubbs@iccsafe.org	Allan Bilka ICC Chicago District Office 1-888-ICC-SAFE, ext 4326 FAX: 708/799-0320 abilka@iccsafe.org	Fred Grable ICC Chicago District Office 1-888-ICC-SAFE, ext 4359 FAX: 708/799-0320 fgrable@iccsafe.org	BethTubbs ICC Northbridge Field Office 1-888-ICC-SAFE, ext 7708 FAX: 419/ 730-6531 btubbs@iccsafe.org
IPMC	IRC-Building	IRC Mechanical	IRC Plumbing
Ed Wirtschoreck ICC Chicago District Office 1-888-ICC-SAFE, ext 4317 FAX: 708/799-0320 ewirtschoreck@iccsafe.org	Larry Franks/ Dave Bowman ICC Birmingham District Office 1-888-ICC-SAFE, ext 5279 FAX: 205/592-7001 Ifranks@iccsafe.org dbowman@iccsafe.org	Gregg Gress ICC Chicago District Office 1-888-ICC-SAFE, ext 4343 FAX: 708/799-0320 ggress@iccsafe.org	Fred Grable ICC Chicago District Office 1-888-ICC-SAFE, ext 4359 FAX: 708/799-0320 fgrable@iccsafe.org
ISPSC	IWUIC	IZC	
Fred Grable ICC Chicago District Office 1-888-ICC-SAFE, ext 4359 FAX: 708/799-0320 fgrable@iccsafe.org	Bill Rehr ICC Chicago District Office 1-888-ICC-SAFE, ext 4342 FAX: 708/799-0320 brehr@iccsafe.org	Ed Wirtschoreck ICC Chicago District Office 1-888-ICC-SAFE, ext 4317 FAX: 708/799-0320 ewirtschoreck@iccsafe.org	

COMMITTEE A ASSIGNMENT CROSSOVER LIST—WITHIN THE IBC

The 2012/2013 Staff Secretaries assignments on page x indicate which chapters of the International Building Code are generally within the responsibility of each IBC Code Committee. However, within each of these IBC Chapters are subjects that are most appropriately maintained by another IBC Code Committee. For example, the provisions of Section 403.5 deal with means of egress from high-rise buildings. Therefore, even though Chapter 4 is within the responsibility of the IBC – General Committee, this section would most appropriately be maintained by the IBC – Means of Egress Committee. The following table indicates responsibilities by IBC Code Committees other than the main committee for those chapters, for code changes submitted for the 2012 portion (Group A) of the 2012/2013 Cycle.

SECTION	CHAPTER MAINTAINED BY	SECTION MAINTAINED BY	CODE CHANGE PROPOSALS
403.5	IBC-General	IBC-Means of Egress	E4, E7
405.7.1	IBC-General	IBC-Means of Egress	E3
411.7	IBC-General	IBC-Means of Egress	E3
1508.1	IBC-Structural	IBC-Fire Safety	FS178
3401.2	IBC-General	IBC-Structural	S90
3406.1.3	IBC-General	IBC-Means of Egress	E4
3406.4	IBC-General	IBC-Means of Egress	E4
3411.8.4	IBC-General	IBC-Means of Egress	E4
3411.8.15	IBC-General	IBC-Means of Egress	E211



CP# 28-05 CODE DEVELOPMENT

Approved: 9/24/05 Revised: 10/29/11

CP # 28-05 is an update to ICC's Code Development Process for the International Codes dated May 15, 2004.

1.0 Introduction

- **1.1 Purpose:** The purpose of this Council Policy is to prescribe the Rules of Procedure utilized in the continued development and maintenance of the International Codes (Codes).
- **1.2 Objectives:** The ICC Code Development Process has the following objectives:
 - **1.2.1** The timely evaluation and recognition of technological developments pertaining to construction regulations.
 - **1.2.2** The open discussion of proposals by all parties desiring to participate.
 - **1.2.3** The final determination of Code text by public officials actively engaged in the administration, formulation or enforcement of laws, ordinances, rules or regulations relating to the public health, safety and welfare and by honorary members.
- **1.3 Code Publication:** The ICC Board of Directors (ICC Board) shall determine the title and the general purpose and scope of each Code published by the ICC.
 - 1.3.1 Code Correlation: The provisions of all Codes shall be consistent with one another so that conflicts between the Codes do not occur. Where a given subject matter or code text could appear in more than one Code, the ICC Board shall determine which Code shall be the primary document, and therefore which code development committee shall be responsible for review and maintenance of the code text. Duplication of content or text between Codes shall be limited to the minimum extent necessary for practical usability of the Codes, as determined in accordance with Section 4.4.
- 1.4 Process Maintenance: The review and maintenance of the Code Development Process and these Rules of Procedure shall be by the ICC Board. The manner in which ICC codes are developed embodies core principles of the organization. One of those principles is that the final content of ICC codes is determined by a majority vote of the governmental and honorary members. It is the policy of the Board that there shall be no change to this principle without the affirmation of two-thirds of the governmental and honorary members responding.
- **1.5** Secretariat: The Chief Executive Officer shall assign a Secretariat for each of the Codes. All correspondence relating to code change proposals and public comments shall be addressed to the Secretariat.
- 1.6 Recording: Individuals requesting permission to record any meeting or hearing, or portion thereof, shall be required to provide the ICC with a release of responsibility disclaimer and shall acknowledge that ICC shall retain sole ownership of the recording, and that they have insurance coverage for liability and misuse of recording materials. Equipment and the process used to record shall, in the judgment of the ICC Secretariat, be conducted in a manner that is not disruptive to the meeting. The ICC shall not be responsible for equipment, personnel or any other provision necessary to accomplish the recording. An unedited copy of the recording shall be forwarded to ICC within 30 days of the meeting. Recordings shall not otherwise be copied, reproduced or distributed in any manner. Recordings shall be returned to

ICC or destroyed upon the request of ICC.

2.0 Code Development Cycle

- **2.1 Intent:** The code development cycle shall consist of the complete consideration of code change proposals in accordance with the procedures herein specified, commencing with the deadline for submission of code change proposals (see Section 3.5) and ending with publication of final action on the code change proposals (see Section 7.6).
- **New Editions:** The ICC Board shall determine the schedule for publishing new editions of the Codes. Each new edition shall incorporate the results of the code development activity since the last edition.
- **2.3 Supplements:** The results of code development activity between editions may be published.

2.4 Emergency Procedures:

- **2.4.1 Scope:** Emergency actions are limited to those issues representing an immediate threat to health and safety that warrant a more timely response than allowed by the Code Development Process schedule.
- **2.4.2 Initial Request:**A request for an emergency action shall be based upon perceived threats to health and safety and shall be reviewed by the ICC Codes and Standards Council for referral to the Board of Directors for action with their analysis and recommendation.
- **2.4.3 Board and Member Action:** In the event that the ICC Board determines that an emergency amendment to any Code is warranted, the same may be adopted by the ICC Board. Such action shall require an affirmative vote of at least two-thirds of the ICC Board.

The ICC membership shall be notified within ten days after the ICC Boards' official action of any emergency amendment. At the next Annual Business Meeting, any emergency amendment shall be presented to the members for ratification by a majority of the ICC Governmental Member Representatives and Honorary Members present and voting.

All code revisions pursuant to these emergency procedures and the reasons for such corrective action shall be published as soon as practicable after ICC Board action. Such revisions shall be identified as an emergency amendment.

Emergency amendments to any Code shall not be considered as a retro-active requirement to the Code. Incorporation of the emergency amendment into the adopted Code shall be subjected to the process established by the adopting authority.

3.0 Submittal of Code Change Proposals

- **3.1 Intent:** Any interested person, persons or group may submit a code change proposal which will be duly considered when in conformance to these Rules of Procedure.
- **3.2 Withdrawal of Proposal:** A code change proposal may be withdrawn by the proponent (WP) at any time prior to Final Action Consideration of that proposal. A withdrawn code change proposal shall not be subject to a public hearing, motions, or Final Action Consideration.
- **3.3 Form and Content of Code Change Submittals:** Each code change proposal shall be submitted separately and shall be complete in itself. Each submittal shall contain the following information:
 - **3.3.1 Proponent:** Each code change proposal shall include the name, title, mailing address, telephone number, and email address of the proponent. Email addresses shall be published with the code change proposals unless the proponent otherwise requests on the submittal form.
 - **3.3.1.1** If a group, organization or committee submits a code change proposal, an individual with prime responsibility shall be indicated.
 - **3.3.1.2** If a proponent submits a code change on behalf of a client, group, organization or committee, the name and mailing address of the client, group, organization or committee shall be indicated.

- **3.3.2 Code Reference:** Each code change proposal shall relate to the applicable code sections(s) in the latest edition of the Code.
 - **3.3.2.1** If more than one section in the Code is affected by a code change proposal, appropriate proposals shall be included for all such affected sections.
 - 3.3.2.2 If more than one Code is affected by a code change proposal, appropriate proposals shall be included for all such affected Codes and appropriate cross referencing shall be included in the supporting information.
- **3.3.3 Multiple code change proposals to a code section.** A proponent shall not submit multiple code change proposals to the same code section. When a proponent submits multiple code change proposals to the same section, the proposals shall be considered as incomplete proposals and processed in accordance with Section 4.3. This restriction shall not apply to code change proposals that attempt to address differing subject matter within a code section.
- **3.3.4 Text Presentation:** The text proposal shall be presented in the specific wording desired with deletions shown struck out with a single line and additions shown underlined with a single line.
 - **3.3.4.1** A charging statement shall indicate the referenced code section(s) and whether the proposal is intended to be an addition, a deletion or a revision to existing Code text
 - **3.3.4.2** Whenever practical, the existing wording of the text shall be preserved with only such deletions and additions as necessary to accomplish the desired change.
 - **3.3.4.3** Each proposal shall be in proper code format and terminology.
 - **3.3.4.4** Each proposal shall be complete and specific in the text to eliminate unnecessary confusion or misinterpretation.
 - **3.3.4.5** The proposed text shall be in mandatory terms.
- **3.3.5 Supporting Information:** Each code change proposal shall include sufficient supporting information to indicate how the proposal is intended to affect the intent and application of the Code.
 - **3.3.5.1 Purpose:** The proponent shall clearly state the purpose of the proposed code change (e.g. clarify the Code; revise outdated material; substitute new or revised material for current provisions of the Code; add new requirements to the Code; delete current requirements, etc.)
 - **3.3.5.2 Reasons:** The proponent shall justify changing the current Code provisions, stating why the proposal is superior to the current provisions of the Code. Proposals which add or delete requirements shall be supported by a logical explanation which clearly shows why the current Code provisions are inadequate or overly restrictive, specifies the shortcomings of the current Code provisions and explains how such proposals will improve the Code.
 - 3.3.5.3 Substantiation: The proponent shall substantiate the proposed code change based on technical information and substantiation. Substantiation provided which is reviewed in accordance with Section 4.2 and determined as not germane to the technical issues addressed in the proposed code change may be identified as such. The proponent shall be notified that the proposal is considered an incomplete proposal in accordance with Section 4.3 and the proposal shall be held until the deficiencies are corrected. The proponent shall have the right to appeal this action in accordance with the policy of the ICC Board. The burden of providing substantiating material lies with the proponent of the code change proposal. All substantiating material published by ICC is material that has been provided by the proponent and in so publishing ICC makes no representations or warranties about its quality or accuracy.
 - **3.3.5.4 Bibliography:** The proponent shall submit a bibliography of any substantiating material submitted with the code change proposal. The bibliography shall be published with the code change and the proponent shall make the substantiating materials available for review at the appropriate ICC office and during the public

hearing.

- 3.3.5.5 Copyright Release: The proponent of code change proposals, floor modifications and public comments shall sign a copyright release reading: "I hereby grant and assign to ICC all rights in copyright I may have in any authorship contributions I make to ICC in connection with any proposal and public comment, in its original form submitted or revised form, including written and verbal modifications submitted in accordance Section 5.5.2. I understand that I will have no rights in any ICC publications that use such contributions in the form submitted by me or another similar form and certify that such contributions are not protected by the copyright of any other person or entity."
- **3.3.5.6 Cost Impact:** The proponent shall indicate one of the following regarding the cost impact of the code change proposal: 1) the code change proposal will increase the cost of construction; or 2) the code change proposal will not increase the cost of construction. The proponent should submit information that supports their claim. Any information submitted will be considered by the code development committee. This information will be included in the bibliography of the published code change proposal.
- **Number:** One copy of each code change proposal, two copies of each proposed new referenced standard and one copy of all substantiating information shall be submitted. Additional copies may be requested when determined necessary by the Secretariat to allow such information to be distributed to the code development committee. Where such additional copies are requested, it shall be the responsibility of the proponent to send such copies to the respective code development committee. A copy of the code change proposal in electronic form is preferred.
- **3.5 Submittal Deadline:** Each code change proposal shall be received at the office of the Secretariat by the posted deadline. Such posting shall occur no later than 120 days prior to the code change deadline. The submitter of a proposed code change is responsible for the proper and timely receipt of all pertinent materials by the Secretariat.
- **3.6 Referenced Standards:** In order for a standard to be considered for reference or to continue to be referenced by the Codes, a standard shall meet the following criteria:

3.6.1 Code References:

- 3.6.1.1 The standard, including title and date, and the manner in which it is to be utilized shall be specifically referenced in the Code text.
- **3.6.1.2** The need for the standard to be referenced shall be established.

3.6.2 Standard Content:

- **3.6.2.1** A standard or portions of a standard intended to be enforced shall be written in mandatory language.
- **3.6.2.2** The standard shall be appropriate for the subject covered.
- 3.6.2.3 All terms shall be defined when they deviate from an ordinarily accepted meaning or a dictionary definition.
- **3.6.2.4** The scope or application of a standard shall be clearly described.
- **3.6.2.5** The standard shall not have the effect of requiring proprietary materials.
- **3.6.2.6** The standard shall not prescribe a proprietary agency for quality control or testing.
- 3.6.2.7 The test standard shall describe, in detail, preparation of the test sample, sample selection or both.
- 3.6.2.8 The test standard shall prescribe the reporting format for the test results. The format shall identify the key performance criteria for the element(s) tested.
- **3.6.2.9** The measure of performance for which the test is conducted shall be clearly defined in either the test standard or in Code text.
- **3.6.2.10** The standard shall not state that its provisions shall govern whenever the referenced standard is in conflict with the requirements of the referencing Code.
- **3.6.2.11** The preface to the standard shall announce that the standard is promulgated according to a consensus procedure.

3.6.3 Standard Promulgation:

- 3.6.3.1 Code change proposals with corresponding changes to the code text which include a reference to a proposed new standard or a proposed update of an existing referenced shall comply with this section. The standard shall be completed and readily available prior to Final Action Consideration based on the cycle of code development which includes the proposed code change proposal. In order for a new standard to be considered for reference by the Code, such standard shall be submitted in at least a consensus draft form in accordance with Section 3.4. If a new standard is not submitted in at least draft form, the code change shall be considered incomplete and shall not be processed. Updating of standards without corresponding code text changes shall be accomplished administratively in accordance with Section 4.5.
- **3.6.3.2** The standard shall be developed and maintained through a consensus process such as ASTM or ANSI.

4.0 Processing of Proposals

- **4.1 Intent:** The processing of code change proposals is intended to ensure that each proposal complies with these Rules of Procedure and that the resulting published proposal accurately reflects that proponent's intent.
- **4.2 Review:** Upon receipt in the Secretariat's office, the code change proposals will be checked for compliance with these Rules of Procedure as to division, separation, number of copies, form, language, terminology, supporting statements and substantiating data. Where a code change proposal consists of multiple parts which fall under the maintenance responsibilities of different code committees, the Secretariat shall determine the code committee responsible for determining the committee action in accordance with Section 5.6.
- 4.3 Incomplete Proposals: When a code change proposal is submitted with incorrect format, without the required information or judged as not in compliance with these Rules of Procedure, the Secretariat shall notify the proponent of the specific deficiencies and the proposal shall be held until the deficiencies are corrected, with a final date set—for receipt of a corrected submittal. If the Secretariat receives the corrected proposal after the final date, the proposal shall be held over until the next code development cycle. Where there are otherwise no deficiencies addressed by this section, a—proposal—that incorporates a new referenced standard shall be processed with an analysis of referenced standard's compliance with the criteria set forth in Section 3.6.
- **4.4 Editorial:** The Chief Executive Officer shall have the authority at all times to make editorial and format changes to the Code text, or any approved changes, consistent with the intent, provisions and style of the Code. An editorial or format change is a text change that does not affect the scope or application of the code requirements.

4.5 Updating Standards:

- **4.5.1 Standards referenced in the I-Codes:** The updating of standards referenced by the Codes shall be accomplished administratively by the Administrative code development committee in accordance with these full procedures except that the deadline for availability of the updated standard and receipt by the Secretariat shall be December 1 of the third year of each code cycle. The published version of the new edition of the Code which references the standard will refer to the updated edition of the standard. If the standard is not available by the deadline, the edition of the standard as referenced by the newly published Code shall revert back to the reference contained in the previous edition and an errata to the Code issued Multiple standards to be updated may be included in a single proposal.
- **4.6 Preparation:** All code change proposals in compliance with these procedures shall be prepared in a standard manner by the Secretariat and be assigned separate, distinct and consecutive numbers. The Secretariat shall coordinate related proposals submitted in accordance with Section 3.3.2 to facilitate the hearing process.
- **4.7 Publication:** All code change proposals shall be posted on the ICC website at least 30 days prior to the public hearing on those proposals and shall constitute the agenda for the public hearing. Code

change proposals which have not been published shall not be considered.

5.0 Public Hearing

- 5.1 Intent: The intent of the public hearing is to permit interested parties to present their views including the cost and benefits on the code change proposals on the published agenda. The code development committee will consider such comments as may be presented in the development of their action on the disposition of such proposals. At the conclusion of the code development committee deliberations, the committee action on each code change proposal shall be placed before the hearing assembly for consideration in accordance with Section 5.7.
- **5.2 Committee:** The Code Development Committees shall be appointed by the Board of Directors.
 - **5.2.1 Chairman/Moderator:** The Chairman and Vice-Chairman shall be appointed by the Steering Committee on Councils from the appointed members of the committee. The ICC President shall appoint one or more Moderators who shall act as presiding officer for the public hearing.
 - 5.2.2 Conflict of Interest: A committee member shall withdraw from and take no part in those matters with which the committee member has an undisclosed financial, business or property interest. The committee member shall not participate in any committee discussion on the matter or any committee vote. A committee member who is a proponent of a proposal shall not participate in any committee discussion on the matter or any committee vote. Such committee member shall be permitted to participate in the floor discussion in accordance with Section 5.5 by stepping down from the dais.
 - **5.2.3** Representation of Interest: Committee members shall not represent themselves as official or unofficial representatives of the ICC except at regularly convened meetings of the committee.
 - **5.2.4 Committee Composition:** The committee may consist of representation from multiple interests. A minimum of thirty-three and one-third percent (33.3%) of the committee members shall be regulators.
- **5.3 Date and Location:** The date and location of each public hearing shall be announced not less than 60 days prior to the date of the public hearing.
- **5.4 General Procedures:** *The Robert's Rules of Order* shall be the formal procedure for the conduct of the public hearing except as a specific provision of these Rules of Procedure may otherwise dictate. A quorum shall consist of a majority of the voting members of the committee.
 - **5.4.1 Chair Voting:** The Chairman of the committee shall vote only when the vote cast will break a tie vote of the committee.
 - 5.4.2 Open Meetings: Public hearings of the Code Development Committees are open meetings. Any interested person may attend and participate in the Floor Discussion and Assembly Consideration portions of the hearing. Only eligible voters (see Section 5.7.4) are permitted to vote on Assembly Considerations. Only Code Development Committee members may participate in the Committee Action portion of the hearings (see Section 5.6). Participants shall not advocate a position on specific code changes with Committee Members other than through the methods provided in this policy.
 - 5.4.3 Presentation of Material at the Public Hearing: Information to be provided at the hearing shall be limited to verbal presentations and modifications submitted in accordance with Section 5.5.2. Each individual presenting information at the hearing shall state their name and affiliation, and shall identify any entities or individuals they are representing in connection with their testimony. Audio-visual presentations are not permitted. Substantiating material submitted in accordance with Section 3.3.4.4 and other material submitted in response to a code change proposal shall be located in a designated area in the hearing room and shall not be distributed to the code development committee at the public hearing.
 - **5.4.4 Agenda Order:** The Secretariat shall publish an agenda for each public hearing, placing individual code change proposals in a logical order to facilitate the hearing. Any public hearing attendee may move to revise the agenda order as the first order of business at the public

hearing, or at any time during the hearing except while another proposal is being discussed. Preference shall be given to grouping like subjects together, and for moving items back to a later position on the agenda as opposed to moving items forward to an earlier position. A motion to revise the agenda order is subject to a 2/3 vote of those present and voting.

- **5.4.5** Reconsideration: There shall be no reconsideration of a proposed code change after it has been voted on by the committee in accordance with Section 5.6; or, in the case of assembly consideration, there shall be no reconsideration of a proposed code change after it has been voted on by the assembly in accordance with Section 5.7.
- 5.4.6 Time Limits: Time limits shall be established as part of the agenda for testimony on all proposed changes at the beginning of each hearing session. Each person requesting to testify on a change shall be given equal time. In the interest of time and fairness to all hearing participants, the Moderator shall have limited authority to modify time limitations on debate. The Moderator shall have the authority to adjust time limits as necessary in order to complete the hearing agenda.
 - **Time Keeping:** Keeping of time for testimony by an individual shall be by an automatic timing device. Remaining time shall be evident to the person testifying. Interruptions during testimony shall not be tolerated. The Moderator shall maintain appropriate decorum during all testimony.
 - **Proponent Testimony:** The Proponent is permitted to waive an initial statement. The Proponent shall be permitted to have the amount of time that would have been allocated during the initial testimony period plus the amount of time that would be allocated for rebuttal. Where the code change proposal is submitted by multiple proponents, this provision shall permit only one proponent of the joint submittal to be allotted additional time for rebuttal.
- **5.4.7 Points of Order:** Any person participating in the public hearing may challenge a procedural ruling of the Moderator or the Chairman. A majority vote of the eligible voters as determined in Section 5.7.4 shall determine the decision.
- **Floor Discussion:** The Moderator shall place each code change proposal before the hearing for discussion by identifying the proposal and by regulating discussion as follows:

5.5.1 Discussion Order:

- 1. Proponents. The Moderator shall begin by asking the proponent and then others in support of the proposal for their comments.
- 2. Opponents. After discussion by those in support of a proposal, those opposed hereto, if any, shall have the opportunity to present their views.
- 3. Rebuttal in support. Proponents shall then have the opportunity to rebut points raised by the opponents.
- 4. Re-rebuttal in opposition. Opponents shall then have the opportunity to respond to the proponent's rebuttal.
- **5.5.2 Modifications:** Modifications to proposals may be suggested from the floor by any person participating in the public hearing. The person proposing the modification is deemed to be the proponent of the modification.
 - **5.5.2.1 Submission and Written Copies.** All modifications must be written, unless determined by the Chairman to be either editorial or minor in nature. The modification proponent shall provide 20 copies to the Secretariat for distribution to the committee.
 - **5.5.2.2 Criteria.** The Chairman shall rule proposed modifications in or out of order before they are discussed on the floor. A proposed modification shall be ruled out of order if it:
 - 1. is not legible, unless not required to be written in accordance with Section 5.5.2.1; or

- 2. changes the scope of the original proposal; or
- 3. is not readily understood to allow a proper assessment of its impact on the original proposal or the code.

The ruling of the Chairman on whether or not the modification is in or out of order shall be final and is not subject to a point of order in accordance with Section 5.4.7.

- **Testimony.** When a modification is offered from the floor and ruled in order by the Chairman, a specific floor discussion on that modification is to commence in accordance with the procedures listed in Section 5.5.1.
- **5.6 Committee Action:** Following the floor discussion of each code change proposal, one of the following motions shall be made and seconded by members of the committee.
 - 1. Approve the code change proposal as submitted (AS) or
 - 2. Approve the code change proposal as modified with specific modifications (AM), or
 - 3. Disapprove the code change proposal (D)

Discussion on this motion shall be limited to Code Development Committee members. If a committee member proposes a modification which had not been proposed during floor discussion, the Chairman shall rule on the modification in accordance with Section 5.5.2.2 If a committee member raises a matter of issue, including a proposed modification, which has not been proposed or discussed during the floor discussion, the Moderator shall suspend the committee discussion and shall reopen the floor discussion for comments on the specific matter or issue. Upon receipt of all comments from the floor, the Moderator shall resume committee discussion.

The Code Development Committee shall vote on each motion with the majority dictating the committee's action. Committee action on each code change proposal shall be completed when one of the motions noted above has been approved. Each committee vote shall be supported by a reason.

The Code Development Committee shall maintain a record of its proceedings including the action on each code change proposal.

- 5.7 Assembly Consideration: At the conclusion of the committee's action on a code change proposal and before the next code change proposal is called to the floor, the Moderator shall ask for a motion from the public hearing attendees who may object to the committee's action. If a motion in accordance with Section 5.7.1 is not brought forward on the committee's action, the results of the public hearing shall be established by the committee's action. If a motion in accordance with Section 5.7.1 is brought forward and is sustained in accordance with Section 5.7.3, both the committee's action and the assemblies' action shall be reported as the results of the public hearing.
 - **5.7.1 Floor Motion:** Any attendee may raise an objection to the committee's action in which case the attendee will be able to make a motion to:
 - 1. Approve the code change proposal as submitted from the floor (ASF), or
 - 2. Approve the code change proposal as modified from the floor (AMF) with a specific modification that has been previously offered from the floor and ruled in order by the Chairman during floor discussion (see Section 5.5.2) or has been offered by a member of the Committee and ruled in order by the Chairman during committee discussion (see Section 5.6), or
 - 3. Disapprove the code change proposal from the floor (DF).
 - **5.7.2 Discussion:** On receipt of a second to the floor motion, the Moderator shall place the motion before the assembly for a vote. No additional testimony shall be permitted.
 - **5.7.3 Assembly Action:** A successful assembly action shall be a majority vote of the votes cast by eligible voters (See 5.7.4).
 - **5.7.4 Eligible Voters:** All members of ICC in attendance at the public hearing shall be eligible to vote on floor motions. Each member is entitled to one vote, except that each Governmental Member Voting Representative in attendance may vote on behalf of its Governmental Member. Code Development Committee members shall be eligible to vote on floor motions. Application, whether

new or updated, for ICC membership must be received by the Code Council ten days prior to the commencement of the first day of the public hearing.

5.8 Report of the Public Hearing: The results of the public hearing, including committee action and successful assembly action, shall be posted on the ICC website not less than 60 days prior to Final Action Consideration except as approved by the ICC Board.

6.0 Public Comments

- **6.1 Intent:** The public comment process gives attendees at the Final Action Hearing an opportunity to consider specific objections to the results of the public hearing and more thoughtfully prepare for the discussion for Final Action Consideration. The public comment process expedites the Final Action Consideration at the Final Action Hearing by limiting the items discussed to the following:
 - **6.1.1** Consideration of items for which a public comment has been submitted; and
 - **6.1.2** Consideration of items which received a successful assembly action at the public hearing.
- **6.2 Deadline:** The deadline for receipt of a public comment to the results of the public hearing shall be announced at the public hearing but shall not be less than 30 days from the availability of the report of the results of the public hearing (see Section 5.8).
- 6.3 Withdrawal of Public Comment: A public comment may be withdrawn by the public commenter at any time prior to Final Action Consideration of that comment. A withdrawn public comment shall not be subject to Final Action Consideration. If the only public comment to a code change proposal is withdrawn by the public commenter prior to the vote on the consent agenda in accordance with Section 7.3.4, the proposal shall be considered as part of the consent agenda. If the only public comment to a code change proposal is withdrawn by the public commenter after the vote on the consent agenda in accordance with Section 7.3.4, the proposal shall continue as part of the individual consent agenda in accordance with Section 7.3.5, however the public comment shall not be subject to Final Action Consideration.
- **6.4 Form and Content of Public Comments:** Any interested person, persons, or group may submit a public comment to the results of the public hearing which will be considered when in conformance to these requirements. Each public comment to a code change proposal shall be submitted separately and shall be complete in itself. Each public comment shall contain the following information:
 - 6.4.1 Public comment: Each public comment shall include the name, title, mailing address, telephone number and email address of the public commenter. Email addresses shall be published with the public comments unless the commenter otherwise requests on submittal form. If group, organization, or committee submits a public comment, an individual with prime responsibility shall be indicated. If a public comment is submitted on behalf a client, group, organization or committee, the name and mailing address of the client, group, organization or committee shall be indicated. The scope of the public comment shall be consistent with the scope of the original code change proposal, committee action or successful assembly action. Public comments which are determined as not within the scope of the code change proposal, committee action or successful assembly action shall be identified as such. The public commenter shall be notified that the public comment is considered an incomplete public comment in accordance with Section 6.5.1 and the public comment shall be held until the deficiencies are corrected. A copyright release in accordance with Section 3.3.4.5 shall be provided with the public comment.
 - **6.4.2** Code Reference: Each public comment shall include the code change proposal number and the results of the public hearing, including successful assembly actions, on the code change proposal to which the public comment is directed.
 - **6.4.3 Multiple public comments to a code change proposal.** A proponent shall not submit multiple public comments to the same code change proposal. When a proponent submits multiple public comments to the same code change proposal, the public comments shall be considered as incomplete public comments and processed in accordance with Section 6.5.1. This restriction shall not apply to public comments that attempt to address differing subject matter within a code section.

- **6.4.4 Desired Final Action:** The public comment shall indicate the desired final action as one of the following:
 - 1. Approve the code change proposal as submitted (AS), or
 - 2. Approve the code change proposal as modified (AM) by one or more specific modifications published in the Results of the Public Hearing or published in a public comment, or
 - 3. Disapprove the code change proposal (D)
- **6.4.5 Supporting Information:** The public comment shall include in a statement containing a reason and justification for the desired final action on the code change proposal. Reasons and justification which are reviewed in accordance with Section 6.4 and determined as not germane to the technical issues addressed in the code change proposal or committee action may be identified as such. The public commenter shall be notified that the public comment is considered an incomplete public comment in accordance with Section 6.5.1 and the public comment shall be held until the deficiencies are corrected. The public commenter shall have the right to appeal this action in accordance with the policy of the ICC Board. A bibliography of any substantiating material submitted with a public comment shall be published with the public comment and the substantiating material shall be made available at the Final Action Hearing. All substantiating material published by ICC is material that has been provided by the proponent and in so publishing ICC makes no representations or warranties about its quality or accuracy.
- **6.4.6 Number:** One copy of each public comment and one copy of all substantiating information shall be submitted. Additional copies may be requested when determined necessary by the Secretariat. A copy of the public comment in electronic form is preferred.
- **Review:** The Secretariat shall be responsible for reviewing all submitted public comments from an editorial and technical viewpoint similar to the review of code change proposals (See Section 4.2).
 - **6.5.1 Incomplete Public Comment:** When a public comment is submitted with incorrect format, without the required information or judged as not in compliance with these Rules of Procedure, the public comment shall not be processed. The Secretariat shall notify the public commenter of the specific deficiencies and the public comment shall be held until the deficiencies are corrected, or the public comment shall be returned to the public commenter with instructions to correct the deficiencies with a final date set for receipt of the corrected public comment.
 - **6.5.2 Duplications**: On receipt of duplicate or parallel public comments, the Secretariat may consolidate such public comments for Final Action Consideration. Each public commenter shall be notified of this action when it occurs.
 - **6.5.3 Deadline:** Public comments received by the Secretariat after the deadline set for receipt shall not be published and shall not be considered as part of the Final Action Consideration.
- **Publication:** The public hearing results on code change proposals that have not been public commented and the code change proposals with public commented public hearing results and successful assembly actions shall constitute the Final Action Agenda. The Final Action Agenda shall be posted on the ICC website at least 30 days prior to Final Action consideration.

7.0 Final Action Consideration

- 7.1 Intent: The purpose of Final Action Consideration is to make a final determination of all code change proposals which have been considered in a code development cycle by a vote cast by eligible voters (see Section 7.4).
- **7.2 Agenda:** The final action consent agenda shall be comprised of proposals which have neither an assembly action nor public comment. The agenda for public testimony and individual consideration shall be comprised of proposals which have a successful assembly action or public comment (see Sections 5.7 and 6.0).
- **7.3 Procedure:** *The Robert's Rules of Order* shall be the formal procedure for the conduct of the Final Action Consideration except as these Rules of Procedure may otherwise dictate.
 - 7.3.1 Open Meetings: Public hearings for Final Action Consideration are open meetings. Any

interested person may attend and participate in the Floor Discussion.

- 7.3.2 Agenda Order: The Secretariat shall publish an agenda for Final Action Consideration, placing individual code change proposals and public comments in a logical order to facilitate the hearing. The proponents or opponents of any proposal or public comment may move to revise the agenda order as the first order of business at the public hearing, or at any time during the hearing except while another proposal is being discussed. Preference shall be given to grouping like subjects together and for moving items back to a later position on the agenda as opposed to moving items forward to an earlier position. A motion to revise the agenda order is subject to a 2/3 vote of those present and voting.
- **7.3.3** Presentation of Material at the Public Hearing: Information to be provided at the hearing shall be limited to verbal presentations. Each individual presenting information at the hearing shall state their name and affiliation, and shall identify any entities or individuals they are representing in connection with their testimony. Audio-visual presentations are not permitted. Substantiating material submitted in accordance with Section 6.4.4 and other material submitted in response to a code change proposal or public comment shall be located in a designated area in the hearing room.
- **7.3.4 Final Action Consent Agenda:** The final action consent agenda (see Section 7.2) shall be placed before the assembly with a single motion for final action in accordance with the results of the public hearing. When the motion has been seconded, the vote shall be taken with no testimony being allowed. A simple majority (50% plus one) based on the number of votes cast by eligible voters shall decide the motion.
- **7.3.5** Individual Consideration Agenda: Upon completion of the final action consent vote, all proposed changes not on the final action consent agenda shall be placed before the assembly for individual consideration of each item (see Section 7.2).
- **7.3.6 Reconsideration:** There shall be no reconsideration of a proposed code change after it has been voted on in accordance with Section 7.3.8.
- 7.3.7 Time Limits: Time limits shall be established as part of the agenda for testimony on all proposed changes at the beginning of each hearing session. Each person requesting to testify on a change shall be given equal time. In the interest of time and fairness to all hearing participants, the Moderator shall have limited authority to modify time limitations on debate. The Moderator shall have the authority to adjust time limits as necessary in order to complete the hearing agenda.
 - **7.3.7.1 Time Keeping:** Keeping of time for testimony by an individual shall be by an automatic timing device. Remaining time shall be evident to the person testifying. Interruptions during testimony shall not be tolerated. The Moderator shall maintain appropriate decorum during all testimony.
- **7.3.8 Discussion and Voting:** Discussion and voting on proposals being individually considered shall be in accordance with the following procedures:
 - **7.3.8.1 Allowable Final Action Motions:** The only allowable motions for final action are Approval as Submitted, Approval as Modified by one or more modifications published in the Final Action Agenda, and Disapproval.
 - **7.3.8.2 Initial Motion:** The Code Development Committee action shall be the initial motion considered.
 - **7.3.8.3 Motions for Modifications:** Whenever a motion under consideration is for Approval as Submitted or Approval as Modified, a subsequent motion and second for a modification published in the Final Action Agenda may be made (see Section 6.4.3). Each subsequent motion for modification, if any, shall be individually discussed and voted before returning to the main motion. A two-thirds majority based on the number of votes cast by eligible voters shall be required for a successful motion on all modifications.
 - **7.3.8.4 Voting:** After dispensing with all motions for modifications, if any, and upon

completion of discussion on the main motion, the Moderator shall then ask for the vote on the main motion. If the motion fails to receive the majority required in Section 7.5, the Moderator shall ask for a new motion.

- **7.3.8.5 Subsequent Motion:** If the initial motion is unsuccessful, a motion for one of the other allowable final actions shall be made (see Section 7.3.8.1) and dispensed with until a successful final action is achieved. If a successful final action is not achieved, Section 7.5.1 shall apply.
- **7.3.9 Proponent testimony:** The Proponent of a public comment is permitted to waive an initial statement. The Proponent of the public comment shall be permitted to have the amount of time that would have been allocated during the initial testimony period plus the amount of time that would be allocated for rebuttal. Where a public comment is submitted by multiple proponents, this provision shall permit only one proponent of the joint submittal to waive an initial statement.
- **7.3.10 Points of Order:** Any person participating in the public hearing may challenge a procedural ruling of the Moderator. A majority vote of the eligible voters as determined in Section 5.7.4 shall determine the decision.
- Teligible voters: ICC Governmental Member Representatives and Honorary Members in attendance at the Final Action Hearing shall have one vote per eligible attendee on all International Codes. Applications for Governmental Membership must be received by the ICC by April 1St of the applicable year in order for its designated representatives to be eligible to vote at the Final Action Hearing. Applications, whether new or updated, for governmental member voting representative status must be received by the Code Council thirty (30) days prior to the commencement of the first day of the Final Action Hearing in order for any designated representative to be eligible to vote. An individual designated as a Governmental Member Voting Representative shall provide sufficient information to establish eligibility as defined in the ICC Bylaws. The Executive Committee of the ICC Board, in its discretion, shall have the authority to address questions related to eligibility. Decisions of the Executive Committee shall be final and not appealable pursuant to CP 1, other than claims of fraud or misrepresentation, supported by reasonably credible evidence, that were material to the outcome of the Final Action Hearing.
- **7.5 Majorities for Final Action:** The required voting majority based on the number of votes cast of eligible voters shall be in accordance with the following table:

Committee Action	Desired Final Action			
(see note)	AS	АМ	D	
AS	Simple Majority	2/3 Majority	Simple Majority	
АМ	2/3 Majority	Simple Majority to sustain the Public Hearing Action or; 2/3 Majority on additional modifications and 2/3		
D	2/3 Majority	2/3 Majority	Simple Majority	

- **7.5.1** Failure to Achieve Majority Vote: In the event that a code change proposal does not receive any of the required majorities for final action in Section 7.5, final action on the code change proposal in question shall be disapproval.
- **7.6 Publication:** The Final action on all proposed code changes shall be published as soon as practicable after the determination of final action. The exact wording of any resulting text modifications shall be made available to any interested party.

8.0 Appeals

8.1 Right to Appeal: Any person may appeal an action or inaction in accordance with CP-1.

2012 ICC CODE DEVELOPMENT CYCLE CROSS INDEX OF PROPOSED CODE CHANGES

Some of the proposed code changes include sections that are outside of the scope of the chapters or the code listed in the table of 2012/2013 Staff Secretaries on page x. This is done in order to facilitate coordination among the International Codes which is one of the fundamental principles of the International Codes.

Listed in this cross index are proposed code changes that include sections of codes or codes other than those listed on page ix. For example, IBC Section 703.2.3 is proposed for revision in code change S70-12, which is to be heard by the IBC Structural Committee. This section of the IBC is typically the responsibility of the IBC Fire Safety Committee as listed in the table of 2012/2013 Staff Secretaries. It is therefore identified in this cross index. Another example is Section 905.4 of the International Fire Code. The International Fire Code is normally maintained by the IFC Committee, but Section 905.4 will be considered for revision in proposed code change E4-12 which will be placed on the IBC Means of Egress Committee agenda. In some instances, there are other subsections that are revised by an identified code change that is not included in the cross index. For example, numerous sections in Chapter 10 of the International Fire Code would be revised by the proposed changes to Chapter 10 of the IBC. This was done to keep the cross index brief enough for easy reference.

This information is provided to assist users in locating all of the proposed code changes that would affect a certain section or chapter. For example, to find all of the proposed code changes that would affect Chapter 7 of the IBC, review the proposed code changes in the portion of the monograph for the IBC Fire Safety Committee (listed with a FS prefix) then review this cross reference for Chapter 7 of the IBC for proposed code changes published in other code change groups. While care has been taken to be accurate, there may be some omissions in this list.

Letter prefix: Each proposed change number has a letter prefix that will identify where the proposal is published. The letter designations for proposed changes and the corresponding publications are as follows:

PREFIX	PROPOSED CHANGE GROUP (see monograph table of contents	for location)
	I NOI COLD CHANGE CINCOL (See Incliculable lable of contents	, ioi iocaliolii

ADM Administrative

E International Building Code - Means of Egress

EB International Existing Building Code

CE International Energy Conservation Code – Commercial RE International Energy Conservation Code – Energy

F International Fire Code
FG International Fuel Gas Code

FS International Building Code - Fire Safety
G International Building Code - General

GEW International Green Construction Code – Energy/Water
GG International Green Construction Code – General

M International Mechanical Code

PC ICC Performance Code
P International Plumbing Code

PSD International Private Sewage Disposal Code PM International Property Maintenance Code RE International Residential Code - Building International Residential Code - Mechanical RMRP International Residential Code - Plumbing International Building Code – Structural S SP International Swimming Pool and Spa Code International Wildland-Urban Interface Code **WUIC**

Z International Zoning Code

		907.2.10.1	G71
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101.4	G201	907.5.2.2	E4
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104.11.3 (New)	FS73	909.4.0	\$70
107.2.6	G198	909.18	S113, S117
110.3.5	S304	909.20	E4, E5
116.5	G201	909.21.7	S113
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404.6	FS41, FS99	Table 1004.1.2	G193
405.7.1	E3	1004.3	S90
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411.7	E3	1007.1	G237
414.7.2	E3	1007.6	G57
505.2.3	E7	1009.3	FS51, FS99
505.3	E101	1015.2.1	G85
703.2.3	S70	1015.4	G57
706.1	G103	1015.5	G57
707.5.1	E7	Table 1016.2	G32 Part I, G87
707.6	E4	1018.1	G31 Part I
707.7.1	E4	Table 1018.1	G32 Part I
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716.5.3	E3	1404.13 (New)	S309
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722.5	S238	1508.1	FS178
Table 803.9	E4	1609.1.2	G199
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903.2.8.1	G31 Part II	2303.1.4 (new)	G142 Part II
903.2.8.2 (new)	G31 Part II	2308.12.7	E4
903.2.8.2	G31 Part II	2405.3	G199
903.2.8.3 (new)	G31 Part II	2406.4	G193
903.3.1.3	G31 Part II	2406.4.5	G193
903.3.1.3	G32 Part II	2406.4.6	E4
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905.3	E4	2607.4	G199
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			G193, G199 P27
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Table 906.3(2)	G71	2902.2	P34
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403.3.1 (new)	G213 Part I	1401.6.8	G244
403.3.2 (new)	G213 Part I	Table 1401.6.8	G244
403.3.3 (new)	G213 Part I	1401.6.8.1	G244
403.4	G211	1401.6.9	G244
403.4.1(new)	G214	Table 1401.6.9	G244
403.4.5 (new)	G215, G216, G217	1401.6.10	G244
403.5 (new)	G218	Table 1401.6.10	G244
403.7 (new)	G219	1401.6.11	G244
403.7.1(new)	G219	Table 1401.6.11	G244
403.7.2(new)	G219	1401.6.12	G244
403.7.3(new)	G219	Table 1401.6.12	G244
404.1	G212	1401.6.12.1	G244
404.2 (new)	G220	1401.6.16	G244
404.2	G221 Part I	1401.6.16.1	G244
404.2.1	G211	1401.6.17	G244
404.2.2	G222	Table 1401.6.17	G244
404.3	G223	1401.6.18	G244
404.3.1	G224 Part I	Table 1401.6.18	G244
404.4	G222	1401.6.20 (new)	G244
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1401.6.21.2(new)	G244			
Table 1401.6.21.2(new)	G244			
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1401.6.21.3(new)	G244			
Table 1401.6.21.3	G244			
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Table 1401.7	G244			
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Table 1401.8	G244			

2012 GROUP A CODE DEVELOPMENT HEARING SCHEDULE April 29 – May 8, 2012 Sheraton Dallas Hotel

Unless noted by "Start no earlier than X am," each Code Committee will begin immediately upon completion of the hearings for the prior Committee. Thus the actual start times for the various Code Committees are tentative. The hearing volume is higher than previous cycles. The schedule anticipates that the hearings will finish by the times noted as "Finish" for each track.

Please note that the hearing start on Sunday, April 29th has been revised from 10:00 am to 12:00 pm from the originally posted version. Prior to the hearings starting at noon on Sunday, the following is also scheduled:

- Membership Councils: 8:00 am 10:00 am
- CDP ACCESS update (Expanding code development participation): 10:15 am 11:15 am

For more information on the scheduling of these two activities, be sure to check the link to the Member Committees page on the ICC Website: http://www.iccsafe.org/membership/pages/committees.aspx

	Sunday April 29	Monday April 30	Tuesday May 1	Wednesday May 2	Thursday May 3
	Start 12 pm	Start 8 am	Start 8 am	Start 8 am	Start 8 am
_	IBC - FS	IBC - FS	IBC - FS	IBC - G	IBC – G
TRACK 1			IBC – G (Start no earlier than 8 am)		IBC - E (Start no earlier than 8 am)
	End 9 pm	End 9 pm	End 9 pm	End 9 pm	End 9 pm
	Start 12 pm	Start 8 am	Start 8 am	Start 8 am	Start 8 am
	IFGC	IPC/IPSDC	IPC/IPSDC	IMC	IMC
TRACK 2	IPC/IPSDC		IMC (Start no earlier than 8 am)		IEBC – S (Start no earlier than 8 am)
•					IBC - S
	End 9 pm	End 9 pm	End 9 pm	End 9 pm	End 9 pm

	Friday May 4	Saturday May 5	Sunday May 6	Monday May 7	Tuesday May 8
	Start 8 am	Start 8 am	Start 8 am		
TRACK 1	IBC - E	IBC – E	IBC – E		
	End 9 pm	End 9 pm	Finish 12 pm		
	Start 8 am	Start 8 am	Start 8 am	Start 8 am	Start 8 am
TRACK 2	IBC - S	IBC - S	IBC - S	IBC - S	IBC - S
	End 9 pm	End 9 pm	End 9 pm	End 9 pm	Finish 12 pm

Notes:

- 1. IEBC S: Structural provisions in the IEBC to be heard by the IBC Structural Code Committee.
- 2. Hearing times may be modified at the discretion of the Chairman.
- 3. Breaks will be announced. Lunch and dinner breaks planned for each track. There will not be a lunch break on Sunday, April 29th.

2012 PROPOSED CHANGES TO THE INTERNATIONAL CODES

<u>CODE</u>	<u>PAGE</u>
International Building Code	
Fire Safety	FS1
General	
Means of Egress	E1
Structural (Including portions of International Existing Building Code)	S1
International Fuel Gas Code	FG1
International Plumbing Code	P1
International Mechanical Code	М1
Code Correlation Committee	CCC1