

**PUBLIC HEARING DRAFT
AMENDMENTS GROUP LXXXV**

Public Hearing
Friday, December 16, 2011
10:00 AM
6606 Tussing Road
Reynoldsburg, Ohio 43068

Notice is hereby given that the Ohio Board of Building Standards will convene for a public hearing at 10:00 A.M., Friday, December 16, 2011, in Hearing Room #1, at 6606 Tussing Road, Reynoldsburg, Ohio. The purpose of the hearing is to solicit testimony on proposed actions taken on select rules of the Administrative Code, identified as Amendments Group LXXXV pursuant to Chapters 119., 3781., 3791., and 4105. of the Revised Code.

Synopsis of the proposed rule changes:

PART A – Ohio Building Code Rule Changes

Consider the following amended rules of the Administrative Code: **4101:1-1-01** to propose several miscellaneous editorial changes and process clarifications to the administrative chapter of the building code; **4101:1-10-01** to update several provisions of the chapter consistent with the federal accessibility guidelines and to clarify smoke detection requirements for special I-2 controlled egress systems; **4101:1-11-01** (rescind and adopt new) to update the accessibility chapter of the building code, to simplify the requirements, and to correlate with the new 2010 ADA Standard for Accessible Design; **4101:1-34-01** to update several provisions of the chapter consistent with the federal accessibility guidelines; and **4101:1-35-01** to clarify that the 2007 Ohio Plumbing Code is the applicable plumbing code to be used for 1-, 2-, and 3 family dwellings within the scope of the Residential Code of Ohio, to update the ANSI A117.1 standard to the 2009 edition, to update the elevator standards consistent with the elevator rule changes, to delete the reference to the Department of Justice ADAAG standard, to update the NFPA 13, 13D, and 13R standards to include the Tentative Interim Amendments (TIA 10-2), to add NFPA 70-08 which is the applicable electrical code to be used for 1-, 2-, and 3 family dwellings within the scope of the Residential Code of Ohio, to add a note to NFPA 70-11 which clarifies that it is only to be used with the non-residential code, and to update the NFPA 70-11 standard to include the Tentative Interim Amendment (TIA 11-1).

PART B – Ohio Plumbing Code Rule Changes

Consider the following amended rule of the Administrative Code: **4101:3-9-01** to add missing model code numerical values to Table 916.1 which had been inadvertently omitted when the rule was originally filed.

PART C – Elevator Rule Changes

Consider the following new, amended and rescinded rules of the Administrative Code, created, amended and rescinded as a result of the five year rule review: **4101:5-1-02** to delete the definition of chief, to add the definitions of ASME, freight elevator, owner or user, and superintendent, and to amend the definitions of board, division, and special inspector; **4101:5-1-03** (rescind and adopt new) to indicate that the enforcement of the elevator rules lies with the superintendent of the division; **4101:5-1-04** (rescind and adopt new) to make a reference to the division of industrial compliance rules; **4101:5-1-05** to indicate that the adjudication order is issued by the superintendent of the division; **4101:5-1-06** to fix a typographical error and to make a reference to the division of industrial compliance rule; **4101:5-1-07** to clarify that the owner or the user is responsible for paying the assessment fee; **4101:5-3-01** (rescind and adopt new) to update the ASME A17.1, A17.3, A18.1, and A90.1 standards and to add ASME A17.6 and A17.7 to the list of acceptable standards used in the design and installation of elevators and to add clarifying notes that apply when using the referenced standards; **4101:5-3-02** to specify the division of the Revised Code that is referenced in rule and to clarify the text; **4101:5-3-03** to rescind the rule which is no longer needed as a result of changes to the referenced standards.

The full text of this public hearing draft can be viewed on the Board's website at (<http://www.com.state.ohio.gov/dico/bbs.aspx>). Electronic copies of this public hearing draft on compact disc will be mailed upon written request to the Ohio Board of Building Standards at P.O. Box 4009, 6606 Tussing Rd., Reynoldsburg, Ohio 43068.

The full text of the proposed rules are filed electronically with the Secretary of State, the Legislative Service Commission, the Joint Committee on Agency Rule Review, the Department of Aging, and the Small and Developing Business Division as required in sections 119.03 and 121.24 of the Revised Code. Additionally, the Clerks of the 88 County Commissioners are notified of the filings as required by statute.

The text of the proposed rules are also available to view on the Register of Ohio (<http://www.registerofohio.state.oh.us>).

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On the date and at the time and place of this hearing, any person affected by these rules may appear and be heard in person, by his attorney, or both. Any person may present their positions, arguments and contentions orally, or in writing. Any person may offer and examine witnesses and present evidence.

Rescinded rules shown in this public hearing draft are identified on the first page of the rule with the following phrase: **“TO BE RESCINDED”**

New wording in an amended rule is indicated by underlining and deleted wording is shown stricken as follows: ~~deleted~~.

All new rules are shown underlined. Substantive changes to proposed new rules are **highlighted in yellow**.