

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control 482 Department or Agency Department of Insurance\*

Rule No. Chapter 482-2-101

Rule Title: Fire Codes; Building Code.

New  Amend  Repeal  Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? N/A\*

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? N/A\*

Is there another, less restrictive method of regulation available that could adequately protect the public? N/A\*

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? N/A\*

Is the increase in costs, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A\*

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? N/A\*

\*\*\*\*\*

Does the proposed rule have an economic impact? N/A\*

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

\*\*\*\*\*

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Sections 27-2-17 and 36-19-9, Code of Alabama 1975, and that it complies with all applicable filing requirements of the Alabama Insurance Code.\*

Signature of certifying officer Jim L. Ridling  
Jim L. Ridling  
Commissioner of Insurance

Date: September 20, 2016

\*Note: The Alabama Department of Insurance is exempt from the Alabama Administrative Procedures Act pursuant to Section 41-22-2(e), Code of Alabama 1975.

Alabama Department of Insurance

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Department of Insurance

**RULE NO. & TITLE:** Chapter 482-2-101: Fire Codes; Building Code.

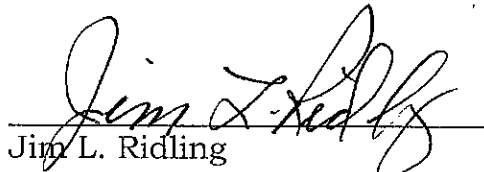
**INTENDED ACTION:** Amend existing chapter; Adopt by Reference.

**SUBSTANCE OF PROPOSED ACTION:** The State Fire Marshal proposes to revise the chapter regarding Fire Codes and Building Code by adopting by reference the 2015 edition of the National Fire Codes, the International Fire Code, and the International Building Code, with certain exceptions. With the approval of the Commissioner of Insurance, the revisions will become effective January 1, 2017.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** Interested persons may submit data, views, or arguments in writing at any time prior to November 7, 2016, to the Alabama Department of Insurance, Attention: Legal Division, Post Office Box 303351, Montgomery, Alabama 36130-3351, or orally by appearing at the public hearing, Suite 502, RSA Tower, 201 Monroe Street, Montgomery, Alabama, beginning at 10:30 AM, on November 10, 2016.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**  
November 7, 2016

**CONTACT PERSON AT AGENCY:** Reyn Norman  
General Counsel

  
\_\_\_\_\_  
Jim L. Ridling  
Commissioner of Insurance

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ALABAMA DEPARTMENT OF INSURANCE  
STATE FIRE MARSHAL REGULATION

CHAPTER 482-2-101

FIRE CODES; BUILDING CODE

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1 482-2-101-.01. Adoption of National Fire Codes® (~~2003~~ 2015 Ed.);  
2 exceptions.

3 (1) Except as specifically provided in ~~Rules 482-2-101-.01(2) and~~  
4 ~~-01(3)~~ paragraphs (2) and (3), the ~~2003~~ 2015 edition of the National Fire  
5 Codes®, as promulgated by the National Fire Protection Association, is  
6 adopted by reference as a regulation of the State Fire Marshal.

7 (2) The following portions of the ~~2003~~ 2015 edition of the National  
8 Fire Codes® are not adopted:

- 9 (a) NFPA 11
- 10 (b) NFPA 11A
- 11 (c) NFPA 11C
- 12 (d) NFPA 13E
- 13 (e) NFPA 18
- 14 (f) NFPA 18A
- 15 (g) NRFP 58
- 16 (h) NFPA 99
- 17 (i) NFPA 99B
- 18 (j) NFPA 120
- 19 ~~(b) NFPA 121~~
- 20 ~~(c) NFPA 170~~
- 21 ~~(d) (k) NFPA 225~~
- 22 ~~(e) NFPA 273~~
- 23 ~~(f) NFPA 274~~
- 24 ~~(g) NFPA 284~~
- 25 ~~(h) NFPA 289~~
- 26 ~~(i) (l) NFPA 290~~
- 27 ~~(j) NFPA 291~~
- 28 ~~(k) NFPA 295~~
- 29 (m) NFPA 297
- 30 (n) NFPA 298
- 31 ~~(l) (o) NFPA 402~~
- 32 ~~(m) (p) NFPA 403~~
- 33 ~~(n) (q) NFPA 405~~
- 34 ~~(o) (r) NFPA 412~~
- 35 ~~(p) (s) NFPA 414~~
- 36 ~~(q) NFPA 422~~
- 37 ~~(r) NFPA 450~~

1           (t) NFPA 451  
2           ~~(s) NFPA 471~~  
3           ~~(t)~~(u) NFPA 472  
4           ~~(u)~~(v) NFPA 473  
5           ~~(v)~~(w) NFPA 501  
6           ~~(w)~~(x) NFPA 501A  
7           ~~(x) NFPA 551~~  
8           ~~(y) NFPA 556~~  
9           (y) NFPA 600  
10           ~~(z) NFPA 610~~  
11           ~~(aa) NFPA 730~~  
12           ~~(bb) NFPA 731~~  
13           ~~(cc) NFPA 900~~  
14           (z) NFPA 950  
15           (aa) NFPA 951  
16           ~~(dd)~~(bb) NFPA 1000  
17           ~~(ee)~~(cc) NFPA 1001  
18           ~~(ff)~~(dd) NFPA 1002  
19           ~~(gg)~~(ee) NFPA 1003  
20           (ff) NFPA 1005  
21           ~~(hh)~~(gg) NFPA 1006  
22           ~~(ii)~~(hh) NFPA 1021  
23           (ii) NFPA 1026  
24           (jj) NFPA 1031  
25           (kk) NFPA 1033  
26           (ll) NFPA 1035  
27           (mm) NFPA 1037  
28           ~~(mm)~~(nn) NFPA 1041  
29           ~~(nn)~~(oo) NFPA 1051  
30           ~~(oo)~~(pp) NFPA 1061  
31           ~~(pp)~~(qq) NFPA 1071  
32           (rr) NFPA 1072  
33           ~~(qq)~~(ss) NFPA 1081  
34           (tt) NFPA 1091  
35           (uu) PYR 1128  
36           (vv) PYR 1129

1           (ww) NFPA 1143  
2           (xx) NFPA 1145  
3           (yy) NFPA 1150  
4           ~~(rr)~~(zz) NFPA 1201  
5           ~~(ss)~~(aaa) NFPA 1250  
6           ~~(tt)~~(bbb) NFPA 1401  
7           (ccc) NFPA 1402  
8           ~~(uu)~~(ddd) NFPA 1403  
9           ~~(vv)~~(eee) NFPA 1404  
10           ~~(ww)~~(fff) NFPA 1405  
11           (ggg) NFPA 1407  
12           (hhh) NFPA 1408  
13           ~~(xx)~~(iii) NFPA 1410  
14           ~~(yy)~~(jjj) NFPA 1451  
15           ~~(zz)~~(kkk) NFPA 1452  
16           ~~(aaa)~~(lll) NFPA 1500  
17           ~~(bbb)~~(mmm) NFPA 1521  
18           ~~(eee)~~(nnn) NFPA 1561  
19           ~~(ddd)~~(ooo) NFPA 1581  
20           ~~(eee)~~(ppp) NFPA 1582  
21           ~~(fff)~~(qqq) NFPA 1583  
22           ~~(ggg)~~(rrr) NFPA 1584  
23           ~~(hhh)~~(sss) NFPA 1600  
24           ~~(iii)~~(ttt) NFPA 1620  
25           ~~(jjj)~~(uuu) NFPA 1670  
26           (vvv) NFPA 1700  
27           ~~(kkk)~~(www) NFPA 1710  
28           ~~(lll)~~(xxx) NFPA 1720  
29           (yyy) NFPA 1730  
30           (zzz) NFPA 1801  
31           ~~(nnn)~~(aaaa) NFPA 1851  
32           ~~(nnn)~~(bbbb) NFPA 1852  
33           (cccc) NFPA 1856  
34           (dddd) NFPA 1877  
35           ~~(ooo)~~(eeee) NFPA 1901  
36           ~~(ppp)~~(ffff) NFPA 1906

1       ~~(ggg)~~(gggg) NFPA 1911  
2       ~~(rrr)~~(hhhh) NFPA 1912  
3       ~~(sss)~~(iiii) NFPA 1914  
4       ~~(ttt)~~(jjjj) NFPA 1915  
5       (kkkk) NFPA 1917  
6       ~~(uuu)~~(llll) NFPA 1925  
7       ~~(vvv)~~(mmmm) NFPA 1931  
8       ~~(www)~~(nnnn) NFPA 1932  
9       ~~(xxx)~~(oooo) NFPA 1936  
10       (pppp) NFPA 1937  
11       ~~(yyy)~~(gggg) NFPA 1951  
12       (rrrr) NFPA 1952  
13       (ssss) NFPA 1953  
14       ~~(zzz)~~(tttt) NFPA 1961  
15       ~~(aaaa)~~(uuuu) NFPA 1962  
16       ~~(bbb)~~(vvvv) NFPA 1963  
17       ~~(ccc)~~(www) NFPA 1964  
18       ~~(ddd)~~(xxxx) NFPA 1965  
19       ~~(eee)~~(yyyy) NFPA 1971  
20       ~~(fff)~~(zzzz) NFPA 1975  
21       ~~(ggg)~~(aaaaa) NFPA 1976  
22       ~~(hhh)~~(bbbbb) NFPA 1977  
23       ~~(iii)~~(ccccc) NFPA 1981  
24       ~~(jjj)~~(ddddd) NFPA 1982  
25       ~~(kkk)~~(eeee) NFPA 1983  
26       (ffff) NFPA 1984  
27       (ggggg) NFPA 1986  
28       (hhhhh) NFPA 1987  
29       ~~(lll)~~(iiii) NFPA 1989  
30       ~~(mmm)~~(jjjjj) NFPA 1991  
31       ~~(nnn)~~(kkkkk) NFPA 1992  
32       ~~(ooo)~~(lllll) NFPA 1994  
33       ~~(ppp)~~(mmmmm) NFPA 1999  
34       ~~(qqq)~~(nnnnn) NFPA 2112  
35       ~~(rrr)~~ NFPA 2113  
36       ~~(sss)~~ NFPA 5000

1 (3) NFPA 921 is not adopted as a mandatory provision but rather is to  
2 be used as a guide in conjunction with numerous other fire and explosive  
3 investigation guidelines available throughout the United States.

4 **Author:** State Fire Marshal

5 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9

6 **History:** New June 1, 1965, effective June 1, 1965; Revised September 24,  
7 1975, effective September 24, 1975; Revised October 1, 1991, effective  
8 October 16, 1991; Revised August 15, 1995, effective August 30, 1995;  
9 Revised June 15, 1998, effective July 1, 1998; Revised September 19, 2003,  
10 effective October 1, 2003; Revised November 9, 2010, effective November 22,  
11 2010; Revised \_\_\_\_\_, 2016, effective January 1, 2017

12 **482-2-101-.02. Adoption of International Fire Code® (2009 2015 Ed.);**  
13 **exceptions.**

14 (1) Except as specifically provided in ~~Rule 482-2-101-.02(2)~~  
15 paragraph (2), the ~~2009~~ 2015 edition of the International Fire Code® and  
16 Appendices B, C, D, E, ~~F, G, H,~~ and ~~±~~ M, as promulgated by the  
17 International Code Council®, are adopted by reference as a regulation of  
18 the State Fire Marshal. Said code shall be used for projects on which the  
19 date of the architectural services contract is on or after the effective  
20 date of this ~~chapter~~ rule as revised.

21 (2) The following portions of the ~~2009~~ 2015 edition of the  
22 International Fire Code® are not adopted:

- 23 (a) Part 2 of Chapter 1 ("Administration and Enforcement") ~~→.~~  
24 (b) Appendix A ~~and.~~  
25 (c) Section D107 of Appendix D is not adopted but is recommended.  
26 (d) Appendix F.  
27 (e) Appendix G.  
28 (f) Appendix H.  
29 (g) Appendix I.  
30 ~~(e)~~ (h) Appendix J.  
31 (i) Appendix K.

32 **Author:** State Fire Marshal

33 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9

34 **History:** New November 9, 2010, effective November 22, 2010; Revised  
35 \_\_\_\_\_, 2016, effective January 1, 2017

36 **482-2-101-.03 Adoption of International Building Code® (2009 2015 edition);**  
37 **exceptions.**

38 (1) Except as specifically provided in ~~Rule 482-2-101-.03(2)~~  
39 paragraph (2), the ~~2009~~ 2015 edition of the International Building Code®,



1 including Appendices E, H, I, and J, as promulgated by the International  
2 Code Council®, is adopted by reference as a regulation of the State Fire  
3 Marshal. Said code shall be used for projects on which the date of the  
4 architectural services contract is on or after the effective date of this  
5 ~~chapter~~ rule as revised.

6 (2) The following portions of the ~~2009~~ 2015 edition of the  
7 International Building Code® are not adopted:

8 (a) Part 2 of Chapter 1 ("Administration and Enforcement")~~+~~.

9 (b) Appendix A~~+~~.

10 (c) Appendix B~~+~~.

11 (d) Appendix C~~+~~.

12 (e) Appendix D~~+~~.

13 (f) Appendix F~~+~~.

14 (g) Appendix G~~+~~and.

15 (h) Appendix K.

16 **Author:** State Fire Marshal

17 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9

18 **History:** New September 16, 1957, effective September 16, 1957; Revised  
19 December 6, 1985, effective December 16, 1985; Revised October 1, 1991,  
20 effective October 16, 1991; Revised August 15, 1995, effective August 30,  
21 1995; Revised June 15, 1998, effective July 1, 1998; Revised November 9,  
22 2010, effective November 22, 2010; Revised \_\_\_\_\_, -2016, effective January  
23 1, 2017

24 **482-2-101-.04 Severability; conflict with State statutes or laws.**

25 (1) The provisions of this chapter are severable. If any provision or  
26 the application thereof to any person or circumstance is held invalid for  
27 any reason, the invalidity shall not affect the other provisions or any  
28 other application of this chapter which can be given effect without the  
29 invalid provisions or application.

30 (2) Any portion of any code adopted in this chapter which conflicts  
31 with Alabama statutes or law will be interpreted, applied, or enforced so  
32 as to conform with such statutes or law if practicable, or will be deemed  
33 null and void only to the extent of such conflict if conflict cannot be  
34 avoided. Invalidity of a portion of an adopted code due to conflict with  
35 Alabama statutes or law shall not affect the validity of the remainder of  
36 the code.

37 **Author:** State Fire Marshal

38 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9

39 **History:** New November 9, 2010, effective November 22, 2010

1 **482-2-101-.05 Use of later code editions.** In his discretion and upon  
2 request in connection with particular projects, the State Fire Marshal may  
3 allow use of later editions of fire or building codes promulgated by the  
4 NFPA® or the International Code Council® than those specified in this  
5 chapter.

6 **Author:** State Fire Marshal

7 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9

8 **History:** New November 9, 2010, effective November 22, 2010