

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 482 Department or Agency Department of Insurance*

Rule No. Chapter 482-2-109

Rule Title: Fuel Gas Code; Mechanical Code; Existing Buildings 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*

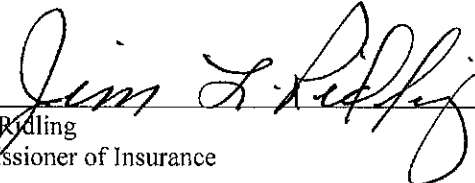
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? N/A*

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. Rydling
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 482-2-109: Fuel Gas Code; Mechanical Code; Existing Buildings Code.

INTENDED ACTION: Adopt new chapter; Adopt by Reference.


SUBSTANCE OF PROPOSED ACTION: The State Fire Marshal proposes to adopt a new chapter regarding Fuel Gas Code, Mechanical Code, and Existing Buildings Code by adopting by reference the 2015 edition of the International Fuel Gas Code, the International Mechanical Code and the International Existing Buildings 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

ALABAMA DEPARTMENT OF INSURANCE
STATE FIRE MARSHAL REGULATION

CHAPTER 482-2-109

FUEL GAS CODE; MECHANICAL CODE; EXISTING BUILDINGS CODE

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1 482-2-109-.01. Adoption of International Fuel Gas Code® (2015 Ed.);
2 exceptions.

3 (1) Except as specifically provided in paragraphs (2) and (3), the
4 2015 edition of the International Fuel Gas Code®, as promulgated by the
5 International Code Council®, is adopted by reference as a regulation of the
6 State Fire Marshal.

7 (2) The following portions of the 2015 edition of the International
8 Fuel Gas Code® are not adopted: In Part 2 of Chapter 1, all sections
9 dealing with "Administration and Enforcement."

10 (3) Section 403.5.4, entitled "Corrugated Stainless Steel Tubing," is
11 amended to read as follows:

12 Corrugated stainless steel tubing shall be listed in accordance
13 with ANSI LC 1/CSA 6.26 and ICC ES PMG Listing Criteria for Multi-
14 Layer Conductive, Jacketed, Corrugated Stainless Steel Tubing LC
15 1027.

16 **Author:** State Fire Marshal
17 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9
18 **History:** New _____, 2016, effective January 1, 2017

19 482-2-109-.02. Adoption of International Mechanical Code® (2015 Ed.);
20 exceptions.

21 (1) Except as specifically provided in paragraph (2), the (2015)
22 edition of the International Mechanical Code®, as promulgated by the
23 International Code Council®, are adopted by reference as a regulation of
24 the State Fire Marshal.

25 (2) The following portions of the 2015 edition of the International

1 Mechanical Code® are not adopted: In Part 2 of Chapter 1, all sections
2 dealing with "Administration and Enforcement."

3 **Author:** State Fire Marshal
4 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9
5 **History:** New _____, 2016, effective January 1, 2017

6 482-2-109-.03 Adoption of International Existing Buildings Code® (2015
7 edition); exceptions.

8 (1) Except as specifically provided in paragraph (2), the 2015
9 edition of the International Existing Buildings Code®, as promulgated by
10 the International Code Council®, is adopted by reference as a regulation of
11 the State Fire Marshal. Said code shall be used for projects on which the
12 date of the architectural services contract is on or after the effective
13 date of this rule.

14 (2) The following portions of the 2015 edition of the International
15 Existing Buildings Code® are not adopted: In Part 2 of Chapter 1, all
16 sections dealing with "Administration and Enforcement."

17 **Author:** State Fire Marshal
18 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9
19 **History:** New _____, 2016, effective January 1, 2017

20 482-2-109-.04 Severability; conflict with State statutes or laws.

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

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

8 **Author:** State Fire Marshal
9 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9
10 **History:** New _____, 2016, effective January 1, 2017

11 **482-2-109-.05 Use of later code editions.** In his discretion and upon
12 request in connection with particular projects, the State Fire Marshal may
13 allow use of later editions of codes promulgated by the International Code
14 Council® than those specified in this chapter.

15 **Author:** State Fire Marshal
16 **Statutory Authority:** Ala. Code §§ 27-2-17, 36-19-9
17 **History:** New _____, 2016, effective January 1, 2017