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**TITLE 675 FIRE PREVENTION AND BUILDING  
SAFETY COMMISSION**

LSA Document #99-234(F)

DIGEST

Amends 675 IAC 12, the general administrative rules, specifically rules 1, 4, 5, 6, 8, 12, and 13, to delete nonenforceable language, to broaden the allowable conversions of existing buildings, to clarify agency efficiencies and statutory authority, and to clarify a reference to national standards. Repeals 675 IAC 12-1-24. Effective 30 days after filing with the secretary of state.

675 IAC 12-1-24	675 IAC 12-6-9
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SECTION 1. 675 IAC 12-4-4 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-4-4 Statutory authority**

**Authority:** IC 22-13-2-13

**Affected:** IC 12-3-2-3.5; IC 22-12-6-6; IC 22-13-2; IC 22-13-5; IC 36-8-17-13

Sec. 4. (a) The commission has statutory authority to adopt rules in various provisions in the Indiana Code including IC 12-3-2-3.5, IC 22-12-6-6, IC 22-13-2-2, IC 22-13-2-8, IC 22-13-2-13, and IC 36-8-17-13.

(b) **The office of the state building commissioner has the statutory authority to issue a written interpretation of a building law following the provisions of IC 22-13-5.** (*Fire Prevention and Building Safety Commission; 675 IAC 12-4-4; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2682, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; errata, 11 IR 97; filed Nov 20, 2000, 3:25 p.m.: 24 IR 998*)

SECTION 2. 675 IAC 12-4-11 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-4-11 Occupancy of existing buildings**

**Authority:** IC 22-13-2-13

**Affected:** IC 12-17.2; IC 22-12-6-6; IC 22-13-2-2; IC 22-13-2-8; IC 36-8-17-13

Sec. 11. (a) Any building or structure lawfully in existence at the time of the adoption of any rule of the commission for new construction may have its existing use or occupancy continued without having to be altered to comply with such a rule.

(b) No change in the character or use of any building or structure shall be permitted which shall cause the building or structure to be classified within a different occupancy group or within a different division of the same occupancy group, unless such building or structure:

(1) complies with, or is made to comply with, the current rules of the commission for new construction for the proposed revised use of the building;

- (2) complies with, or is made to comply with, the provisions of 675 IAC 12-8; or
- (3) complies with, or is made to comply with, the provisions of 675 IAC 12-13.

Exception: Buildings constructed prior to the effective date of the 1998 Indiana Building Code (675 IAC 13) that change occupancy classification shall not be considered as a change in occupancy as outlined as follows:

Previous Classification	1998 IBC Classifications
B-1	S-3
B-2	B, F-1, M, S-1, and S-2
B-3	S-4 and S-5
B-4	F-2 and S-2
Open Parking Garage	S-4
M	U

(c) Occupancies or rooms, in which the use is changed to include the consumption of alcoholic beverages, and unseparated accessory uses to those occupancies or rooms, where the total area of such unseparated rooms and accessory uses exceeds five thousand (5,000) square feet, shall be made to comply with the sprinkler requirements of 675 IAC 13. For the use to be considered as separated, the separation shall not be less than as required for a one (1) hour occupancy separation in accordance with 675 IAC 13.

(d) The office of the state building commissioner may conduct an inspection to determine the following:

- (1) that a building or structure may be exempted from the rules for new construction under 675 IAC 12-8 or 675 IAC 12-13; or
- (2) that a proposed change in character or use of any Class 1 building or structure will not cause noncompliance with subsection (b).

(e) Subsection (b) shall not prohibit the following accessory uses within Class 2 structures provided they are in one (1) room which does not exceed five hundred (500) square feet in floor area:

- (1) Wholesale and retail sales.
- (2) Offices.
- (3) Craft or hobby workshops.
- (4) Storage and sales rooms for other than hazardous materials.
- (5) Instructional classroom for less than twenty (20) adults or children when used not more than twelve (12) hours per week or four (4) hours in any one (1) day.

(f) Subsection (b) shall not prohibit the following accessory uses within Class 2 structures: Class I child care homes and Class II child care homes, licensed in accordance with IC 12-17.2. ~~and IC 12-17.5.~~ *(Fire Prevention and Building Safety Commission; 675 IAC 12-4-11; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2684, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jul 23, 1992, 1:00 p.m.: 15 IR 2585, eff Jun 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-11 was filed Jul 23, 1992.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2084; errata filed Apr 15, 1998, 10:30 a.m.: 21 IR 3367; filed Nov 20, 2000, 3:25 p.m.: 24 IR 998)*

**SECTION 3. 675 IAC 12-4-12 IS AMENDED TO READ AS FOLLOWS:**

**675 IAC 12-4-12 Existing buildings; additions or alterations**

**Authority: IC 22-13-2-13**

**Affected: IC 22-12-6-6; IC 22-13-2-2; IC 36-8-16-13**

Sec. 12. (a) Buildings, structures, and any part of the permanent heating, ventilating, air conditioning, electrical, plumbing, sanitary, emergency detection, emergency communication, or fire or explosion suppression systems to which additions or alterations are made shall comply with the rules of the commission for new construction except as specifically provided in this section.

(b) Additions or alterations may be made to any existing building, structure, or any part of the permanent heating, ventilating, air conditioning, electrical, plumbing, sanitary, emergency detection, emergency communication, or fire or explosion suppression systems without requiring the entire existing building, structure, or system to comply with all the requirements of the rules of the commission provided:

- (1) the construction work within the scope of the addition or alteration conforms to the requirements for new construction; and

(2) subsections (c) through (f) and (h) are not violated.

(c) No addition or alteration shall cause an existing building, structure, or any part of the permanent heating, ventilating, air conditioning, electrical, plumbing, sanitary, emergency detection, emergency communication, or fire or explosion suppression systems to become ~~unsafe or overloaded~~ **noncompliant** under the provisions of the **current** rules of the commission for new construction **or with the applicable rules of the commission or its predecessor agencies in effect at the time the original construction or installation was made.**

(d) No addition or alteration shall reduce existing fire protection or detection systems or exit capacities to a level less than that required under the provisions of the rules of the commission for new construction.

(e) When there is a change in use or occupancy, the existing building or structure shall not exceed the height, number of stories, or area permitted by the rules of the commission for new construction for the new use or occupancy.

(f) No addition to a building or structure plus the existing building or structure shall exceed the height, number of stories, and area allowed by the rules of the commission for a new building or structure.

(g) Minor nonstructural alterations to an existing building or structure, which do not adversely affect any structural members or any part of the building or structure having required fire resistance, may be made with the same materials of which the building or structure is constructed.

(h) Notwithstanding subsection (g), the following shall meet the requirements of the rules of the commission for new construction:

(1) The installation or replacement of glass shall meet the requirements for safety glazing.

(2) The installation or replacement of wall and ceiling finishes shall meet the requirements for flame spread ratings.

(3) The installation or replacement of any potable water distribution system, or portion thereof, shall be only of lead-free pipe, fittings, flux, and solder.

(i) Repairs to any part of the permanent heating, ventilating, air conditioning, electrical, plumbing, sanitary, emergency detection, emergency communication, or fire or explosion systems may be made in accordance with the current rules of the commission for new construction or with the applicable rules of the commission or its predecessor agencies in effect at the time original installation was made.

(j) Alterations of buildings built prior to January 21, 1978, (the effective date of the first state rule for energy conservation) need not conform with the new construction standards of 675 IAC 19.

(k) If the rehabilitation of an existing building is undertaken pursuant to 675 IAC 12-8, full compliance with all rules of the commission shall be required for all construction work done in the rehabilitation. (*Fire Prevention and Building Safety Commission; 675 IAC 12-4-12; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2684; filed Dec 2, 1987, 2:22 p.m.: 11 IR 1274, eff Mar 1, 1988; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2085; filed Nov 20, 2000, 3:25 p.m.: 24 IR 999*)

SECTION 4. 675 IAC 12-5-4 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-5-4 Application process**

**Authority: IC 22-13-2-13**

**Affected: IC 22-12-7-3; IC 22-13-2-11**

Sec. 4. (a) A variance from the rules of the commission may be applied for ~~at the following times:~~

~~(1) For construction subject to the design release requirements of 675 IAC 12-6, either when:~~

~~(A) Plans and specifications have been filed pursuant to 675 IAC 12-6; or~~

~~(B) Substantially developed preliminary plans have been reviewed in a conference conducted by the division of plan review;~~

~~(2) For any application of the rules of the commission except construction subject to the design release requirements of 675 IAC 12-6, at any time.~~

(b) An applicant for a variance shall:

(1) Submit an application to the secretary on a form provided by the secretary or on a reasonable facsimile the information required

by section 5 of this rule.

(2) Pay the fee required under 675 IAC 12-3-4 by a check or money order payable to the State Building Commissioner Fund.

(c) An application may be submitted by the applicant or on the applicant's behalf by a representative. ~~or, if the variance involves a project for which plans and specifications have been, or must be, filed for a design release pursuant to 675 IAC 12-6, by the design professional for the project.~~ *(Fire Prevention and Building Safety Commission; 675 IAC 12-5-4; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2686, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2086; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1000)*

SECTION 5. 675 IAC 12-5-5 IS AMENDED TO READ AS FOLLOWS:

### **675 IAC 12-5-5 Application**

**Authority: IC 22-13-2-13**

**Affected: IC 22-12-7-3; IC 22-13-2-11**

Sec. 5. An application for a variance shall include the following information either on the application form or, if appropriate, as an attachment:

(1) The name and address of the applicant and the name and address of the person submitting the application if it is not submitted by the applicant.

(2) The address **and county** of the premises for which the variance is being sought.

(3) If the variance involves a project for which plans and specifications have been filed for a design release under 675 IAC 12-6, the state building commissioner's project number.

(4) Identification (by specific citation) of the rule of the commission from which the applicant requests a variance.

(5) Specific description of the rooms, equipment, etc., involved.

(6) A specific description of:

(A) the undue hardship that compliance with this rule will impose on the applicant; or

(B) how compliance with the rule will prevent the preservation of an architecturally significant part of a building or other structure and the information required by section 7 of this rule.

(7) A statement:

(A) that noncompliance with the rule will not be adverse to the public health, safety, or welfare and a specific explanation as to why that is so; or

(B) alternative actions that the applicant would be willing to undertake in lieu of compliance with the rule to ensure that the granting of the variance will not be adverse to the public health, safety, or welfare and a specific explanation as to why it or they would be adequate.

(8) Three (3) sets of plans or drawings and supporting data that describe the area affected by the requested variance and any alternatives proposed by the applicant.

(9) Any information that the applicant believes may be helpful to the commission and its staff in evaluating a variance request, such as photographs.

(10) If the requested variance concerns a fire safety rule, a **letter from the local servicing fire department acknowledging that a variance is being requested and written documentation** that the local fire department is aware of the nature of the variance.

(11) If the requested variance involves a project for which plans and specifications have been, or must be, filed for a design release under 675 IAC 12-6 or if it involves a one (1) or two (2) family dwelling, a **letter from the local building official, if any, acknowledging that a variance is being requested and written documentation** that the local building official is aware of the nature of the variance.

(12) ~~An acceptable alternative to requirements for letters in subdivisions (10) and (11) is documentation that the local fire department or local building official, or both, have been made aware of the nature of the variance. Such documentation must, at a minimum, include:~~

~~(A) a copy of a certified mail return receipt indicating the delivery date to the official(s); or~~

~~(B) an affidavit representing hand delivery.~~

~~Documentation shall clearly indicate that the local officials are aware of the nature of the variance.~~

~~(13)~~ (12) If the requested variance involves a project for which plans and specifications have been, or must be, filed for a design release under 675 IAC 12-6, a signed statement by the design professional (if there is one) that the information contained in the application is accurate.

~~(14)~~ (13) If the application is submitted on the applicant's behalf, a signed statement by the applicant that he or she is aware of

the variance request and that it is made on his or her behalf.

~~(15)~~ (14) A signed statement by the person submitting the application or the applicant that the information contained in the application is accurate.

*(Fire Prevention and Building Safety Commission; 675 IAC 12-5-5; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2686, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; errata, 11 IR 97; filed Aug 10, 1994, 10:40 a.m.: 17 IR 2859; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2086; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1000)*

SECTION 6. 675 IAC 12-5-6 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-5-6 Consideration of applications**

**Authority:** IC 22-13-2-13

**Affected:** IC 4-21.5-3-4; IC 4-21.5-3-7; IC 22-12-7-3; IC 22-13-2-11

Sec. 6. (a) ~~Except in unusual circumstances,~~ A variance application ~~shall~~ **may** be reviewed by the commission's staff prior to its consideration by the commission. Accordingly, and to allow for mailing of the application to commission members for their review, no variance request shall be placed on the commission's agenda for any meeting of the commission scheduled for a date less than twenty-eight (28) calendar days subsequent to the receipt of the variance request, except where the applicant would be prejudiced by having to wait for a later meeting because of excessive loss of time or unreasonable cost. Otherwise, a variance request shall be placed on the agenda for the first meeting scheduled later than twenty-eight (28) calendar days subsequent to the receipt of the variance request.

(b) The commission's staff may hold informal meetings with the applicant and/or representatives in the course of its review of a variance application.

(c) At its discretion, the commission's staff may make a recommendation to the commission concerning a variance request.

(d) The applicant may submit additional information or materials prior to the commission's meeting at which the variance will be considered in order to come into compliance with ~~section~~ **sections** 4 and 5 of this rule or for other appropriate reasons.

(e) At the commission's meeting at which the variance is on the agenda, ~~it shall be introduced to the commission by its staff;~~ participation by the applicant or representative is at the discretion of the commission.

(f) If any additional factors not considered by the commission's staff in its review of the variance application come up in the meeting, the commission may table the variance until its next meeting to allow for further ~~staff~~ review.

(g) If the commission grants the variance, it may, if appropriate, impose requirements other than those suggested by the applicant.

(h) Any application for variance, pending or tabled for lack of information requested by the staff or the commission, after three (3) consecutive months, may be placed on the commission's agenda for determination. The commission shall base its determination on the written information provided by the applicant.

(i) The commission shall not grant a variance to any application that has been applied for, for which there is no violation of the commission's rules.

(j) An order granting or not granting a variance shall be issued following the requirements of IC 4-21.5-3-4. If a petition for review is subsequently granted under IC 4-21.5-3-7, that order shall be deemed merely to have been a preliminary determination. *(Fire Prevention and Building Safety Commission; 675 IAC 12-5-6; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2687, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2087; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1001)*

SECTION 7. 675 IAC 12-5-9 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-5-9 Sanctions imposed on previously issued variances**

**Authority:** IC 22-13-2-13

**Affected: IC 4-21.5-3-6; IC 4-21.5-3-7; IC 4-21.5-4; IC 22-12-7-6; IC 22-12-7-7; IC 22-13-2-11**

Sec. 9. (a) The commission may impose a sanction concerning a variance it has previously issued under IC 22-12-7-7. Available sanctions are revocation, suspension, censure, reprimand, and probation.

(b) The state building commissioner, state fire marshal, local fire department, local building officials, and individuals affected by the variance may submit information to the commission concerning the desirability of the imposition of such a sanction. At the commission's meeting at which the sanction is on the agenda, participation by the interested party or representative of the interested party is at the discretion of the commission.

(c) The commission may impose an appropriate sanction whenever one (1) or more of the following exist:

(1) It determines that the variance was obtained by the applicant by fraudulent or misleading statements or information.

(2) **Notification of the required local officials required by 675 IAC 12-5-10 and 675 IAC 12-5-11 [sic., sections 5(10) and 5(11) of this rule] was not given.**

(3) That there has not been compliance with an alternative requirement contained in the variance.

(4) That circumstances have materially changed since a variance was granted so that, if the sanction is not imposed, public health, safety, or welfare will be adversely affected.

(d) The order imposing a sanction shall be issued under the requirements of IC 4-21.5-3-6. If a petition for review is subsequently granted under IC 4-21.5-3-7, that order shall be deemed to have been merely a preliminary determination.

(e) Sanctions under this section may be imposed under IC 22-12-7-6 and IC 4-21.5-4 where appropriate. (*Fire Prevention and Building Safety Commission; 675 IAC 12-5-9; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2687, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; errata, 11 IR 97; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2088; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1001*)

SECTION 8. 675 IAC 12-6-4 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-6-4 Exemptions from design release requirement**

**Authority: IC 22-13-2-13**

**Affected: IC 4-21.5; IC 22-15-3**

Sec. 4. (a) Design releases are necessary for construction on all Class 1 structures, except the following:

(1) Class 1 structures that will never be occupied or otherwise used in any part by the public and which will not normally be occupied or otherwise used in any part by a person who is acting as an employee of another, of the following types:

(A) Oil derricks.

(B) Pipelines, including related physical support structures.

(C) Tanks for storage of products, other than flammable or combustible liquids or gases, which are factory fabricated and assembled.

(D) Electrical power cable transmission towers and substations.

(E) Structures used for communication purposes, except for satellite dishes exceeding ten (10) feet in diameter and antennas exceeding thirty (30) feet in length when mounted on the roof of a Class 1 structure.

(F) Structures appurtenant to industrial plants, power generating plants, gas plants, bulk storage facilities, and shipping terminals where the functions of such structures are primarily the support of related equipment.

(G) Structures of sewage, water, gas, and electric utilities.

(H) Signs, except those mounted on the roof of a Class 1 structure, which exceed one hundred (100) square feet of surface area.

(2) Temporary structures.

(3) Class 1 structures either:

(A) owned by the federal government; or

(B) located on land over which exclusive jurisdiction has been ceded to the federal government. (See 40 U.S.C. 255 and IC 4-21.5.)

(4) One (1) story detached accessory Class 1 structures in Group B, F, R, S, U, or M Occupancy classifications that do not exceed five hundred (500) square feet and are used as equipment shelters, tool and storage sheds (not used for the storage or handling of hazardous materials), freezers or coolers, or other similar uses.

(5) One (1) story attached additions to Class 1 structures in Group B, F, R, S, U, or M Occupancy classifications that:

- (A) do not exceed three hundred (300) square feet;
  - (B) do not impose an excessive structural load onto the existing structure; and
  - (C) are used as equipment shelters, tool and storage sheds (not used for the storage or handling of hazardous materials), freezers, coolers, or other similar uses.
- (6) One (1) story detached Class 1 structures that:
- (A) do not exceed five hundred (500) square feet in floor area;
  - (B) have at least one (1) unenclosed side; and
  - (C) are used for personnel shelters, such as bus stops, picnic shelters, and gazebos.
- (7) One (1) story detached Class 1 structures that:
- (A) do not exceed two hundred (200) square feet in floor area; and
  - (B) are used as guard houses or retail sales outlets, such as kiosks, drive-up facilities, and roadside fruit and vegetable stands.
- (8) Fences, except for those enclosing public swimming pools or liquified petroleum gas storage facilities.
- (9) Retaining or enclosure walls, except for those surrounding flammable or combustible liquids or gases storage facilities.
- (10) Installation or replacement of tanks and dispensing equipment for flammable and combustible liquids or gases if the scope of the work is limited to the following:
- (A) Liquid petroleum gas (LPG) storage facilities having a total capacity of not more than four thousand (4,000) gallons and no single tank having a capacity of more than two thousand (2,000) gallons measured as gallons of water.
  - (B) Storage tanks for Class I, II, IIIA, or IIIB liquids, having a capacity of six hundred sixty (660) gallons or less and that are portable and are for temporary use only.
- (11) Structures to be used primarily for the display of agricultural products and not used for assembly purposes where such structures are located within a political subdivision qualified under 675 IAC 12-10-9.
- (b) Design releases are necessary for the remodeling or altering of all Class 1 structures, except work limited to one (1) or more of the following:
- (1) Any of the buildings or structures the new construction of which is exempted by subsection (a).
- (2) Plumbing work as follows:
- (A) Replacement of piping, valves, or fixtures, provided that such replacement does not involve relocation of fixtures.
  - (B) Installation of plumbing fixtures, provided that the drainage fixture unit count does not exceed five (5).
  - (C) Replacement of water heaters with a similar type and capacity in the same location.
  - (D) Installation of water heaters with a capacity of one hundred (100) gallons or less.
- (3) Electrical work as follows:
- (A) Replacement in the same location of electrical equipment or devices of a similar type and rating, including an increase in current capacity in nonhazardous areas where there is no change in voltage or phases.
  - (B) Portable or temporary equipment and devices energized by means of cord and plug.
  - (C) Temporary installation of wiring and devices.
  - (D) Installation of branch circuits not exceeding the capacity of the electrical distribution system within the existing building.
  - (E) Low-energy power, control, and signal circuits of Classes II and III as defined in the Indiana Electrical Code except circuits for fire detection or fire alarm systems.
  - (F) Electrical wiring, apparatus, or equipment installed by a public or private utility in the exercise of its function as a serving utility for the generation, transmission, distribution, or metering of electrical energy, in the operation of signals, or the transmission of intelligence.
  - (G) Except for fire detection or fire alarm systems, electrical wiring, devices, appliances, apparatus, or equipment operating at less than twenty-five (25) volts and not capable of supplying more than fifty (50) watts of energy.
- (4) Mechanical work as follows:
- (A) Installation of any portable heating, ventilating, and air conditioning appliance or equipment.
  - (B) Replacement of mechanical appliances and equipment with a similar type and rating in the same location.
  - (C) Installation of a heating system having an output not in excess of four hundred thousand (400,000) British thermal units per hour, a cooling system having an output no greater than fifteen (15) tons (one hundred eighty thousand (180,000)) British thermal units per hour), or a combination of the two (2) having an air-handling capacity not in excess of nine thousand (9,000) cubic feet per minute.
  - (D) Installation of heating or cooling equipment to be used for commercial processing work or activities where comfort of personnel is not of primary concern.
- (5) Miscellaneous work as follows:
- (A) Painting, papering, and replacement of coverings on walls, ceilings, roofs, or floors and similar finish work, including replacement or reglazing of glass.

(B) Cases, counters, and partitions not over ~~five (5) feet nine (9) inches~~ **six (6) feet** in height.

(C) Penetrations of nonfire-rated exterior walls where the width of the opening does not exceed six (6) feet and is not for a required exit.

(D) Installation of one (1) or more nonload bearing partitions not to exceed a total of one hundred (100) lineal feet in length provided it is not part of a corridor or a partition that is required to be of fire-resistive construction.

(6) Fire sprinkler systems as follows:

(A) Fire sprinkler system additions ~~or~~ **and** alterations described in this subdivision shall be permitted providing the scope of work performed does not exceed the limitations listed in either clause (D) or (E) **or (F)**.

(B) All additions or alterations permitted by this subdivision shall be documented by the installer and kept on file with the maintenance and testing records required by 675 IAC 22.

(C) Replacement of components of existing wet fire sprinkler systems of light hazard or ordinary hazard classification as defined in 675 IAC 13, including:

(i) replacement of sprinkler heads;

(ii) replacement of equipment; or

(iii) replacement of piping to restore a system to its original condition and configuration.

(D) Alteration of existing light hazard or ordinary hazard fire sprinkler systems, including:

(i) relocating up to fifty (50) exposed or concealed sprinkler heads of a wet type system to accommodate new partitions or ceiling locations without increasing the design occupancy hazard or commodity classification;

(ii) conversion of a dry type system to a wet or antifreeze type system not exceeding ten (10) sprinkler heads; or

(iii) conversion of a wet or antifreeze type system not exceeding ten (10) sprinkler heads to a dry type system.

(E) The addition of sprinkler heads to an existing wet type fire sprinkler system of:

(i) twenty (20) or fewer sprinkler heads added to a light hazard system; or

(ii) ten (10) or fewer sprinkler heads added to an ordinary hazard system.

**(F) Alterations allowed by clause (D) and additions allowed by clause (E) where the total number of sprinkler heads is fifty (50) or less for wet systems and ten (10) or less for dry systems including preaction systems.**

(c) The design release requirements including filing of plans and specifications shall apply for any work otherwise exempted by subsection (b) when a part of, supplemental to, or an accessory of a construction project that otherwise requires a design release.

(d) Construction work on a Class 1 structure exempted from the design release requirements under this section is not exempt from compliance with other rules of the commission. *(Fire Prevention and Building Safety Commission; 675 IAC 12-6-4; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2689, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; errata, 11 IR 97; filed Oct 17, 1989, 11:05 a.m.: 13 IR 388; errata filed Aug 11, 1990, 5:00 p.m.: 13 IR 2140; filed Sep 21, 1992, 9:00 a.m.: 16 IR 714; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2090; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1002)*

SECTION 9. 675 IAC 12-6-7 IS AMENDED TO READ AS FOLLOWS:

### **675 IAC 12-6-7 Plans and specifications**

**Authority: IC 22-13-2-13**

**Affected: IC 22-15-3; IC 25-4; IC 25-31**

Sec. 7. (a) Plans and specifications filed with an application for a design release shall comply with this section.

(b) All plans and specifications and any supporting data filed shall be sufficiently clear and complete to show in detail that the proposed work will comply with the rules of the commission. They shall be in the English language and dimensions shall be in the English units of measurement (yards, feet, or inches).

(c) One (1) complete set of plans and specifications required by this section shall be filed ~~to provide a set to for review and shall not be returned to the applicant. for use on the construction jobsite as required by section 19 of this rule.~~

(d) ~~Additional complete sets~~ **No additional copies** of the plans and specifications **filed with the application for design release** may be filed; ~~and returned upon the applicant's request at the time of issuance of a design release so as to provide sets for the applicant's needs or however, additional copies may be made by the applicant and utilized on the construction job site as required by section 19 of this rule and~~ to meet requirements of local units of government.

(e) If a design professional is required by section 9 of this rule:

(1) the plans and specifications shall be prepared by a design professional who is competent to design the construction covered by the application and is registered under IC 25-4 or IC 25-31;

(2) each page of all drawings (plans) and the title page of all specifications shall include the **legible** signature and the seal of the design professional described in subdivision (1) or the person's technical or professional staff, ~~affixed before reproduction~~; and

(3) the plans and specifications shall be filed by the design professional described in subdivision (1) or the person's technical or professional staff.

(f) If a design professional is not required by section 9 of this rule, but the plans and specifications are nonetheless prepared and filed by a design professional, such filing shall not be required to comply with subsection (e) and section 6(c)(10) of this rule.

(g) If a design professional is not required by section 9 of this rule and the plans and specifications are not prepared and filed by a design professional, the owner shall sign and date all documents, ~~before reproduction~~, on the first page of all drawings (plans) and the title page of all specifications.

(h) Plans and specifications filed under this section shall include all of the following as applicable:

(1) A site plan drawn to scale, showing dimensioned location of building property lines, and to all adjacent buildings on the property, as well as width of any street or easements bordering the property.

(2) Foundation and basement plans and details.

(3) Detailed dimensioned floor plans drawn to scale for all floors showing such items as wall configuration and fire rating, exitways, doors, windows, location of plumbing fixtures, chairlifts, elevators, and room designation.

(4) Fire and life safety plans showing graphically or by legend the location and rating of building elements, such as area separation walls, occupancy separation walls, smoke barriers, fire-rated corridor walls, stair enclosures, shaft enclosures, and horizontal exits.

(5) Wall elevations of all exterior walls.

(6) Sections and details of walls, floors, and roofs showing dimensions, materials, and heat transfer ratings.

(7) Structural plans and elevations showing size and location of all members, truss designs showing all connection details, and all stress calculations if specifically requested.

(8) Details indicating how required structural and fire-resistive integrity will be maintained where wall, floor, and ceiling penetrations will be made for electrical, mechanical, plumbing, and communication conduit, pipes, and similar systems.

(9) Room finish schedules showing finishes for walls, ceilings, and floors in all rooms, stairways, and corridors.

(10) Door schedules showing material, size, thickness, and fire resistance rating for all doors, frames, and hardware.

(11) Construction specifications, which for small projects may be on the plans.

(12) Electrical plans showing the electrical distribution system, service equipment, grounding methods, emergency and standby power systems, and any power or lighting information required for compliance with the Indiana Energy Conservation Code under 675 IAC 19.

(13) Plumbing plans showing fixture location, risers, drains, and piping isometrics.

(14) Mechanical plans showing location and size of ductwork, equipment, fire dampers, and smoke dampers, and equipment schedules showing capacity.

(15) Energy conservation details to include design criteria, exterior envelope component materials, U values of the envelope system, R values of insulating materials, size and type of equipment, and systems controls.

(16) Accessibility details to include access to buildings, ramps and walks with slope, dimensioned restroom plans and clearances, grab bars, door swing and size, and special seating accommodations.

(17) Plans for automatic fire-extinguishing systems showing automatic sprinkler piping size and spacing, standpipes, fire pumps, water supply data, rating of sprinkler heads, and other specific requirements contained in NFPA Standards 11, 12, 13, 13R, 14, 20, and 2001 as adopted in 675 IAC 13.

(18) Plans for fire detection and alarm systems showing location and type of detection activation devices (automatic or manual), control panels, annunciator panels and zones, water flow devices, and other specific requirements contained in NFPA ~~Standards~~ **Standard 72** as adopted in 675 IAC 22.

(19) Plans for public swimming pools showing area and volume, enclosure for pool area, turnover rate, filtration and circulation system, swimmer load, materials, shape and depth of pool, deck design, ladders, steps, drainage system, water supply system, and electrical system.

(20) Additional information as may be needed to substantiate claims that the proposed construction will comply with the rules of the commission.

*(Fire Prevention and Building Safety Commission; 675 IAC 12-6-7; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2691, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53*

*was filed Jul 17, 1987.]; filed Oct 17, 1989, 11:05 a.m.: 13 IR 390; filed Aug 10, 1994, 10:40 a.m.: 17 IR 2860; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2093; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1004)*

SECTION 10. 675 IAC 12-6-9 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-6-9 Design professionals**

**Authority: IC 22-13-2-13; IC 22-15-3-3**

**Affected: IC 22-15-3**

Sec. 9. (a) Design professionals are required for the construction of Class 1 structures where a design release is required, except any of the following:

- (1) Class 1 structures with thirty thousand (30,000) or fewer cubic feet of space.
- (2) Additions to Class 1 structures if the addition adds thirty thousand (30,000) or fewer cubic feet of space.
- (3) Alteration to a Class 1 structure if the alteration does not involve changes affecting the structural safety of the Class 1 structure.
- (4) Installation or alteration of an automatic fire sprinkler system in a Class 1 structure designed by persons as described in subsection (b).

(b) The design for the installation or alteration of an automatic fire sprinkler system shall be prepared by a qualified person with any of the following requirements:

- (1) Has been registered as a design professional as defined in section ~~2(e)~~ **2(d)** of this rule.
- (2) Has been certified as a Level III or Level IV automatic sprinkler layout technician by the National Institute for Certification in Engineering Technologies.
- (3) Has been certified by an agency substantially similar to that of subdivision (2) and approved by the fire prevention and building safety commission. Such certification shall include the following:
  - (A) Not less than five (5) years of experience laying out fire sprinkler systems.
  - (B) Having done independent engineering technician work with little or no supervision on jobs covered by standards and complete plans, specifications, or instructions.
  - (C) A demonstration of knowledge regarding the following topics:
    - (i) The relationship between plans, specifications, and contracts.
    - (ii) Preparation of simple designs.
    - (iii) The basic application of NFPA Standards.
    - (iv) Basics of sprinkler systems.
    - (v) Basic materials and components.
    - (vi) Fundamentals of mathematics.
    - (vii) Fundamentals of physical science.
    - (viii) Construction plans.
    - (ix) Fire protection plans and symbols.
    - (x) Basics of system layout.
    - (xi) Classification of occupancies.
    - (xii) Water supply requirements.
    - (xiii) System connections.
    - (xiv) System piping configurations, schedules, and sizes.
    - (xv) Requirements of spacing.
    - (xvi) Sprinkler location and position.
    - (xvii) Pipe joining techniques and fittings.
    - (xviii) Pipe hangers and hanging.
    - (xix) Wet and dry systems.
    - (xx) Hydraulic calculations of systems.
    - (xxi) Underground piping.
    - (xxii) Special sprinklers, such as residential, quick response, and extended coverage sprinklers.
    - (xxiii) Water flow tests.
    - (xxiv) Fundamentals of hydraulics.
    - (xxv) Dwelling sprinklers.
    - (xxvi) Advanced hydraulic calculations.
    - (xxvii) Hydraulic design area.

(D) A demonstration of knowledge regarding the following:

- (i) Any two (2) of the following three (3) topics:
  - (AA) Basic communication skills.
  - (BB) Basic metric units and conversions.
  - (CC) Basic principles of combustion.
- (ii) Any three (3) of the following seven (7) topics:
  - (AA) Specifications and cost estimates.
  - (BB) Contracts.
  - (CC) Building codes.
  - (DD) Insurance authorities and their requirements.
  - (EE) Common material specifications.
  - (FF) System components and limitations.
  - (GG) Special piping materials.
- (iii) Any ten (10) of the following thirteen (13) topics:
  - (AA) Exposure protection systems.
  - (BB) Selection of fire pumps.
  - (CC) Pump flow tests.
  - (DD) High piled storage.
  - (EE) Rack storage.
  - (FF) Sprinkler system maintenance.
  - (GG) Standpipe systems.
  - (HH) Fire pumps and systems.
  - (II) Storage tanks.
  - (JJ) Alarms and system supervision.
  - (KK) Fundamentals of fire extinguishment.
  - (LL) Seismic bracing.
  - (MM) Surveys for fire protection.
- (iv) Any six (6) of the following eleven (11) topics:
  - (AA) Project scheduling and coordination.
  - (BB) Bid invitation package and bid proposal.
  - (CC) Contractual requirements and interpretations.
  - (DD) Shop and erection drawings.
  - (EE) System acceptance tests.
  - (FF) Antifreeze systems.
  - (GG) Water cooling towers.
  - (HH) Aircraft hangars.
  - (II) Internal and external corrosion.
  - (JJ) Meters and backflow protection.
  - (KK) Land surveying.
- (v) Any three (3) of the following ten (10) topics:
  - (AA) Multipurpose piping.
  - (BB) Water spray systems.
  - (CC) Foam systems.
  - (DD) Halon systems.
  - (EE) Carbon dioxide systems.
  - (FF) Alarm and supervisory systems.
  - (GG) Dry chemical systems.
  - (HH) Foam-water systems.
  - (II) Sprinklers and valves.
  - (JJ) Large drop sprinkler systems.

A copy of the qualified person's certification or registration pocket card shall be submitted with the application for construction design release.

(c) The requirements for design professionals apply to all types of design releases provided for in this rule. If a construction project originally required a design professional, then a design professional is required for all partial design releases and addenda and

revision design releases for that project. *(Fire Prevention and Building Safety Commission; 675 IAC 12-6-9; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2693, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jul 2, 1993, 3:30 p.m.: 16 IR 2554; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2094; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1005)*

SECTION 11. 675 IAC 12-6-10 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-6-10 Predesign conferences**

**Authority:** IC 22-13-2-13

**Affected:** IC 22-15-3

Sec. 10. An applicant may request **in writing** consultation with representatives of the offices of the state building commissioner and the state fire marshal for the purpose of resolving questions on the application of the rules of the commission to a specific project. The results of any such consultations shall not be binding on said offices in the consideration of an application for a design release and in no way shall serve as a substitute for the authority of the commission to grant or deny variances under 675 IAC 12-5. *(Fire Prevention and Building Safety Commission; 675 IAC 12-6-10; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2693, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1006)*

SECTION 12. 675 IAC 12-6-15 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-6-15 Partial design releases**

**Authority:** IC 22-13-2-13

**Affected:** IC 22-15-3

Sec. 15. (a) A partial design release may be issued by the office of the state building commissioner with the approval of the office of the state fire marshal.

(b) Applicants for design releases may request partial design releases in order to facilitate project designing, bidding, and construction or for other valid reasons. Requests for partial design releases shall be filed with all of the documents and fees required under section 5 of this rule (675 IAC 12-6-5) except to the extent the plans and specifications outside the scope of the partial design release request need not be filed.

(c) Requests for partial design releases shall be submitted on a form provided by the state building commissioner ~~or a reasonable facsimile~~, with the following information:

- (1) The name and address of the construction project.
- (2) The state building commissioner's project number.
- (3) The scope of the work involved in the desired partial design release. ~~and~~
- (4) Such other reasonable data and information concerning compliance with the rules of the commission that the state building commissioner requires.

(d) The document required by subsection (c) of this section shall be signed by the owner and design professional if one is required for the construction project.

(e) Each separate part of plans and specifications filed for partial design releases (foundation, structure, plumbing, electrical, fire protection systems, etc.) shall be submitted in sufficient detail to assure that its proposed portion complies with the rules of the commission.

(f) Any construction beyond the scope of a partial design release shall be prohibited until an appropriate design release is issued for the further construction work.

(g) Requests for partial design releases shall be subject to the provisions of section 12 of this rule. ~~(675 IAC 12-6-12)~~. *(Fire Prevention and Building Safety Commission; 675 IAC 12-6-15; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2696, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1006)*

SECTION 13. 675 IAC 12-6-16 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-6-16 Master plan design release**

**Authority:** IC 22-13-2-13

**Affected:** IC 4-21.5-3-6; IC 4-21.5-3-7; IC 22-15-3

Sec. 16. (a) Master plan design releases may be issued by the office of the state building commissioner with the approval of the office of the state fire marshal.

(b) As used in this section, “master plan” means a set of plans and specifications for Class 1 structures the scope of which includes only the structural framing and shell enclosures and does not include any mechanical, plumbing, electrical, energy conservation, and accessibility systems or components.

(c) The purpose of a master plan design release is to simplify the use of the same design for more than one (1) Class 1 structure by eliminating repetitive filing and review of plans and specifications within the scope of a master plan.

(d) To apply for a master plan design release the applicant shall submit to the office of the state building commissioner:

(1) An application for construction design release as provided for by section 6 of this rule.

(2) The fee set for master plan filing in 675 IAC 12-3-4.

(3) Plans and specifications as provided for by section 7 of this rule, except that plans and specifications normally required by section 7 *[of this rule]* but outside the scope of the desired master plan design need not be filed.

(e) The issuance of a master plan design release does not authorize any specific construction project and therefore does not eliminate the requirement for a separate design release applied for under section 5 of this rule. All applications for design releases that utilize a master plan design shall reference the master plan design release number assigned by the office of the state building commissioner.

(f) Requests for master plan design releases shall be subject to the provisions of section 12 of this rule.

(g) A master plan design release shall expire when the state building commissioner:

(1) determines that because of changes in the Indiana Building Code the plans and specifications may no longer comply with the rules of the commission; and

(2) issues an order following the requirements of IC 4-21.5-3-6.

(h) If a petition for review of the state building commissioner’s order under subsection (g) **of this section** is subsequently granted under IC 4-21.5-3-7, the resulting administrative proceeding shall be conducted by the commission. *(Fire Prevention and Building Safety Commission; 675 IAC 12-6-16; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2696, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2098; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1007)*

SECTION 14. 675 IAC 12-6-18 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-6-18 Addenda or revised design releases**

**Authority:** IC 22-13-2-13

**Affected:** IC 22-15-3

Sec. 18. (a) No design changes or additions to the scope of work shall be made on a construction project subsequent to the issuance of an applicable design release unless an addenda or ~~revision~~ **revised** design release is issued by the office of the state building commissioner with the approval of the office of the state fire marshal.

(b) Such design changes shall not include increases in project height or area.

(c) An applicant for an addenda or ~~revision~~ **revised** design release shall submit the following to the office of the state building commissioner:

(1) On a form provided by the state building commissioner, ~~or a reasonable facsimile~~, which shall be signed by the owner and

design professional, if one is required for the construction project, the following information:

- (A) The name and address of the construction project.
- (B) The state building commissioner's project number.
- (C) The scope of the work involved in the design changes or additions.
- (D) By page or sheet number, the portions of the original plans and specifications being changed.
- (E) Such other reasonable data and information concerning compliance with the rules of the commission that the state building commissioner may require.

(2) One (1) copy of all changed plans and specifications.

(3) The fee established in 675 IAC 12-3.

(d) Requests for addenda or ~~revision~~ **revised** design releases shall be subject to the provisions of section 12 of this rule.

(e) Subsequent to the issuance of an addenda or ~~revision~~ **revised** design release, the original design release remains in effect as modified by the addenda or revision design release. (*Fire Prevention and Building Safety Commission; 675 IAC 12-6-18; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2697, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2098; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1007*)

SECTION 15. 675 IAC 12-6-19 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-6-19 A copy of the design release; posting; maintenance of plans and specifications**

**Authority:** IC 22-13-2-13

**Affected:** IC 22-15-3

Sec. 19. (a) ~~The placard furnished with~~ **A copy of the design release** shall be posted by the applicant in a conspicuous place on the premises, protected from the weather and located in such a position so it can be conveniently seen by inspectors.

(b) A complete set of plans and specifications ~~stamped that conform exactly to the design that was released~~ by the office of the state building commissioner ~~concurrent with the issuance of the design release~~ shall be maintained on the construction job site.

(c) **A copy of the design release placards** shall remain posted, and plans and specifications maintained, on the construction job site until occupancy of the Class 1 structure. (*Fire Prevention and Building Safety Commission; 675 IAC 12-6-19; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2697, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the secretary of state. LSA Document #87-53 was filed Jul 17, 1987.]; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1008*)

SECTION 16. 675 IAC 12-8-2 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-8-2 Purpose**

**Authority:** IC 22-13-4-5

**Affected:** IC 22-11; IC 22-12; IC 22-13; IC 22-14; IC 22-15

Sec. 2. ~~Purpose. The provisions of~~ This rule (~~675 IAC 12-8~~) shall maintain or increase public safety, health, and general welfare in existing buildings by permitting rehabilitation, change of use, occupancy, or location without requiring full compliance to the criteria for new construction unless otherwise specified in this rule. (~~675 IAC 12-8~~). This rule also provides a means to evaluate the adequacy of fire and life safety systems in an existing building. (*Fire Prevention and Building Safety Commission; 675 IAC 12-8-2; filed Dec 2, 1987, 2:22 p.m.: 11 IR 1275, eff Mar 1, 1988; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1008*)

SECTION 17. 675 IAC 12-8-3 IS AMENDED TO READ AS FOLLOWS:

#### **675 IAC 12-8-3 Application and scope**

**Authority:** IC 22-13-4-5

**Affected:** IC 22-11; IC 22-12; IC 22-13; IC 22-14; IC 22-15

Sec. 3. (a) This rule applies to existing buildings when specifically requested by the building owner or owner's agent at the time of an application for design release under 675 IAC 12-6. Upon receipt of such a request, the offices of the state building

commissioner and the state fire marshal shall have the plans for rehabilitation reviewed against the requirements of this rule to determine whether or not the existing building with proposed work incorporated is in compliance. The office of the state building commissioner may require an on-site inspection by a department employee to assist in the determination. If compliance with this rule has been achieved, a design release for that rehabilitation shall be issued. Full compliance with all the rules of the commission shall be required for all construction work done in the rehabilitation. The minimum number of exits required by the building code shall be provided before this rule may be used.

(b) This rule may be applied to existing buildings that will continue to be, or are proposed to be, building types 1 through 11 of Table 3, as follows:

- (1) If an existing building is to be changed in use, occupancy, or location, this rule regarding that new use, occupancy, or location shall apply.
- (2) If a portion of an existing building is to be changed in use, occupancy, or location, this rule regarding that new use, occupancy, or location shall apply to the entire building.
- (3) Additions to existing buildings shall comply with the rules for new construction. The combined height or area of any existing building with its additions shall not exceed the values prescribed in the building code.
- (4) An existing building or portion thereof shall not be altered or repaired so as to make it less safe than it was before such alteration or repair.
- (5) When there is a change of use, only those elements of the existing building proposed for alteration of, or addition to, must conform to the accessibility requirements for new construction. Exceptions shall be as follows:
  - (A) Type 9 buildings (see Table 3) less than four (4) stories on floors or levels where accessibility is not existing.
  - (B) Type 6 and Type 7 buildings less than four (4) stories on floors or levels, other than grade, where accessibility is not existing.
  - (C) Type 10 and Type 11 buildings on floors or levels, other than grade, where accessibility is not existing.
- (6) Where a conflict between provisions of this rule occurs, those provisions that secure the greatest public safety shall apply.

INTENDED USE OF EXISTING BUILDINGS  
TABLE 3

Building Types	Description
1	Theaters
2	Nightclubs, dance halls, and similar uses that serve over fifty (50) persons
3	Lecture halls, auditoriums, terminals, recreation centers, and restaurants other than nightclubs that serve over fifty (50) persons
4	Churches and other religious facilities, including "Sunday schools", but excluding church or parochial schools
5	School buildings
6	Office buildings, other buildings where income is based upon service provided, and assembly areas for less than fifty (50) persons
7	Factories and industrial buildings other than those involving flammable, combustible, or explosive products or materials
8	Wholesale and retail stores, other than buildings where income is based upon goods provided
9	Hotels, motels, apartments, condominiums, barracks, dormitories, bed and breakfast establishments, and attached one (1) and two (2) family dwellings
10	Moderate hazard storage, automotive and aircraft storage and repair

11 Low hazard storage, including automotive and aircraft storage without repair

(7) For institutional occupancies, Appendix A of National Fire Protection Association Standard Number 101 ~~1995~~ **1998** shall be recognized as an alternative means of evaluation **for conversion to and** for existing buildings of Group I occupancy. *(Fire Prevention and Building Safety Commission; 675 IAC 12-8-3; filed Dec 3, 1987, 2:22 p.m.: 11 IR 1275, eff Mar 1, 1988; filed Apr 26, 1988, 2:45 p.m.: 11 IR 3042; filed Oct 19, 1990, 2:38 p.m.: 14 IR 443; errata, 14 IR 761; errata filed Dec 12, 1990, 1:45 p.m.: 14 IR 1070; filed Jul 15, 1991, 5:30 p.m.: 14 IR 2236; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2102; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1008)*

SECTION 18. 675 IAC 12-12-3 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-12-3 Application for certification**

**Authority:** IC 13-23-3-1; IC 13-23-3-2; IC 13-23-3-3; IC 13-23-3-4

**Affected:** IC 13-23-3

Sec. 3. (a) A person who supervises, manages, or directs the installation, retrofitting, testing, cathodic protection, or decommissioning of underground storage tanks shall submit evidence to the office of the state fire marshal that the person has successfully completed applicable examinations administered by:

- (1) the International Fire Code Institute; or
- (2) another independent testing agency whose examinations have been approved by the office of the state fire marshal as being substantially similar.

(b) Renewal procedures pertaining to the certification examinations shall be as set forth in IC 13-23-3-4(a). A certificate expires two (2) years from the date a person successfully completes the examination referenced in subsection (a).

(c) Passing scores and retest requirements for the certification examinations shall be as set forth in ~~subsections 3-1(e) and (f)~~ **section 3.1** of this rule.

(d) Examination subjects are those as set forth in section 2 of this rule. *(Fire Prevention and Building Safety Commission; 675 IAC 12-12-3; filed Sep 13, 1990, 4:00 p.m.: 14 IR 286; filed Jan 24, 1992, 11:45 a.m.: 15 IR 1007; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2112; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1009)*

SECTION 19. 675 IAC 12-13-3 IS AMENDED TO READ AS FOLLOWS:

**675 IAC 12-13-3 Permitted conversions**

**Authority:** IC 22-13-4-5

**Affected:** IC 22-12; IC 22-13; IC 22-14; IC 22-15

Sec. 3. (a) A detached single family dwelling may be converted to use group B, F-1, M, S-1, or S-2 as:

- (1) office use with no floor loads in excess of thirty (30) pounds per square foot;
- (2) retail sales use with storage areas limited to floor loads not in excess of thirty (30) pounds per square foot; or
- (3) other storage uses with no floor loads in excess of thirty (30) pounds per square foot.

(b) A detached single family dwelling may be converted to use group A-3 having an occupant load of one hundred (100) or less, limited to the first floor level and having two (2) exits to a public way. Floor loads shall not exceed thirty (30) pounds per square foot.

(c) A group B, F-1, M, S-1, or S-2 building may be converted to:

- (1) use group S-3; or
- (2) use group A-3 having an occupancy load of one hundred (100) or less and having two (2) exits to a public way.

(d) A detached one (1) or two (2) family dwelling may be converted to a use group R-1 apartment building or use group R-3 lodging house.

**(e) A detached single family dwelling may be converted to a mixed use group M/R or B/R.** *(Fire Prevention and Building*

*Safety Commission; 675 IAC 12-13-3; filed Jul 23, 1992, 1:00 p.m.: 15 IR 2587, eff Jun 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-11 was filed Jul 23, 1992.]; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2114; filed Nov 20, 2000, 3:25 p.m.: 24 IR 1009)*

SECTION 20. 675 IAC 12-1-24 IS REPEALED.

*LSA Document #99-234(F)*

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