

**IDAHO BUILDING CODE BOARD
VIDEOCONFERENCE MEETING**

Tuesday – February 20, 2018 – 9:30 a.m. (MST)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d’Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

MINUTES OF THE FEBRUARY 20, 2018 MEETING

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but to record the significant features of those discussions.

Chairman Andrew Bick called the meeting to order at 9:45 a.m. (MST)

Board Members Present:

Andrew Bick, Chairman
Mike Tracy
Dennis Schaffner
Kent Soelberg
Michael Arrington
Jason Blais
Allen Jensen, Pocatello
Chuck Bleth, Teleconference
Scott Buck, Teleconference

DBS Staff Members Present:

Chris L. Jensen, Administrator
Spencer Holm, Deputy Attorney General
Arlan Smith, Building Program Manager
Larry Jeffres, Regional Manager, Region 1
Patrick Grace, Regional Manager, Region 2
Jeff Egan, Regional Manager, Region 3
Shelly Farris, Regional Supervisor, Region 3
Renee Bryant, Administrative Assistant 2

◆ **Welcome**

Acknowledged was the newest board member was Mel Leviton, Disabled Representative.

◆ **Open Forum**

Idaho Building Code Collaboration – The Idaho Building Code Collaborative met in January 2018, and continues to vet the International Energy Conservation Code (IECC) for 2018. Patrick Sullivan, city of Nampa, is facilitating a subgroup to examine the residential code. A topic of discussion for the February meeting is sections of the mechanical and energy codes, whether to leave them in the International Residential Code (IRC) or incorporate within the new Idaho Residential Code (IdRC).

The next collaborative meeting is February 21, 2018, 1:00 p.m. (MST), at the Division’s Meridian office. Available will be videoconferencing with the Division’s Coeur d’Alene and Pocatello offices, teleconferencing and GoToMeeting.

Fire Stopping--Revisited – Alvin Hill, Fire Protection Specialist with Materials Testing & Inspection, provided a PowerPoint presentation on fire stopping. Addressed were contributing governing documents, requirements, necessity for fire stop systems, project examples/references, benefits, certification, and resources. The cities of Boise and Nampa

currently enforce fire stops. The inspection of firestops are required in all commercial and public buildings, specifically category three and four buildings.

◆ **Approval of the February 20, 2018 Agenda**

MOTION: Mike Tracy made a motion to accept the agenda as presented. Jason Blais seconded. All in favor, motion carried.

◆ **Approval of the October 24, 2017 Board Meeting Minutes**

MOTION: Mike Tracy made a motion to approve the minutes as written. Michael Arrington seconded. All in favor, motion carried.

◆ **Cover Page Date Referencing**

In September 2017, the International Code Council electronically published the Idaho Energy Conservation Code (IdECC) and IdRC. There has been confusion with the verbiage on the cover pages. The IdECC cover page reads “2017 Edition” and at the bottom of the page “Based on the 2015 Idaho Energy Conservation Code”. The cover page for the IdECC states “2017 Edition” and “Based on the 2012 International Residential Code (IRC)” at the bottom of the page.

Suggested changes were: 1) Rather than year, use the word “Volume” with a new number after each revision, 2) “IdRC, 2012 IRC, 2017 Edition”, 3) “2012 IRC with 2017 Amendments”, 4) 2015 IdRC based on 2012 IRC, 2017 Edition, and 5) Leave covers as is.

With regard to volume number, statute indicates if using a nationally recognized document, code, etc., there must be a date. For clarification, the Building Code Act states the IdRC shall be the adopted code edition along with the amendments.

MOTION: Mike Arrington made a motion to leave the cover as it stands. Mike Tracy seconded. Roll call vote: Kent Soelberg, nay; Jason Blais, nay; Dennis Schaffer, aye; Michael Arrington, aye; Mike Tracy, aye; Chuck Bleth, aye; Allen Jensen, nay; and Scott Buck, nay. Four ayes and five nays, motion did not pass.

(Upon transcribing the minutes, the Administrative Assistant 2 noted the votes were miscalculated. The actual vote was four nays and four ayes.)

MOTION: Scott Buck made a motion to leave it the Idaho Residential Code, 2017 Edition, based on the 2012 International Residential Code as adopted and amended by the state of Idaho, bolding to ensure there is no confusion. Mike Tracy seconded. Roll call vote: Kent Soelberg, aye; Jason Blais, nay; Dennis Schaffer, aye; Michael Arrington, aye; Mike Tracy, aye; Scott Buck, aye; Chuck Bleth, aye; and Allen Jensen, nay. Six to two, motion carried.

The Chairman confirmed the motion is to change both cover pages with respective verbiage.

◆ **House Bill 547**

Ken Burgess, Partner with Veritas Advisors and Representative for the Idaho Building Contractors Association (IBCA), provided the history behind House Bill 547. The intent of the bill is to amend the Idaho Building Code Act; clarifying local jurisdictions are limited in

their authority to adopt residential building codes different from building codes reviewed, amended, and adopted by the Idaho Building Code Board. This would provide uniformity and consistency of residential building codes across jurisdictions of the state of Idaho, and more clearly defines the role of local jurisdictions in maintaining that intent. The IBCA is working with Representative Joe Palmer, sponsor of the bill, and the Idaho Realtors Association supports the legislation as well.

Several cities have adopted new versions of the code; including the city of Boise. Mr. Burgess stated the Attorney General's office provided opinions, based on a question by Senator Chuck Winder, that the city of Boise adopted a newer version of the codes, and is in violation as far as the intent of the law.

Provided were several testimonies, both pros and cons. Questioned was the removal of part IV (energy) in Idaho Code § 39-4116(2)(c). With the adoption of the Idaho Energy Conservation Code, part IV is a duplication. There was concern the new verbiage "an immediate threat to human life or safety" in 39-4116(4)(b), Idaho Code, is too harsh and an unattainable change.

Chairman Bick adjourned the meeting for a quick recess. Upon returning to the meeting, Board Member Chuck Bleth was no longer on teleconference.

MOTION: Jason Blais made a motion to not support House Bill 547. Allen Jensen seconded. Roll call vote: Kent Soelberg, aye; Jason Blais, aye; Dennis Schaffer, nay; Michael Arrington, nay; Mike Tracy, nay; Allen Jensen, aye; and Scott Buck, nay. Three ayes and four nays, motion failed.

The Chairman asked if the Board wanted to go to the Legislature supporting the bill. Deputy Attorney General Holm clarified the Board was neutral because the vote not to support the bill had failed. The Deputy Attorney General stated if the Board wanted to support the bill, the Board would have to make another motion.

MOTION: Dennis Schaffner made a motion the Board support House Bill 547. Mike Tracy seconded. Roll call vote: Kent Soelberg, nay; Jason Blais, nay; Dennis Schaffer, aye; Michael Arrington, aye; Mike Tracy, aye; Allen Jensen, nay; and Scott Buck, aye. Four ayes and three nays, motion carried.

The bill will go before the House Business Committee meeting on Tuesday, February 27, 2018, at 1:30 p.m. (MST).

Administrator Chris L. Jensen suggested, and Chairman Bick agreed, for the Division to draft a letter for the Chairman's signature for presentation at the meeting. Board Members Soelberg and Schaffner offered to review the drafted letter.

◆ **Program Manager Report**

Rules – At this time, the Senate accepted, and the House Business Committee rejected the rules pertaining to splicing of masonry reinforcing steel and tiny home appendix.

Personnel – The Division has additional interest to provide building code services in other jurisdictions in northern Idaho. This summer will be personnel changes in the Building program.

◆ **Administrator Report**

Financial Report – Addressed was the Idaho Building Code Fund FY 2018 financial statement, as of January 31, 2018.

Budget – The Governor’s office, and Division of Financial Management, approved the Division’s budget request for fiscal year 2019. In the budget is the hire of six new inspectors.

Legislation – Rules passed with the exception of industrial safety rules. Presented, the electrical and plumbing bills had very little opposition.

Intermountain Gas Forecast – The Administrator met with an Intermountain Gas Representative to review their forecast on gas line hook-ups. In 2017, they projected 8,800; however, with a tough winter, ended up with 8,000 hook-ups. The prediction for the coming year is 9,000. Currently, 75% of their activity is in the Treasure Valley, with 25% in eastern Idaho.

Extended Core Facility – The building of a new facility at the Idaho National Laboratory will support nuclear reactor defueling and refueling schedules required to meet the operational needs of the U.S. Navy. The cost to build is between two to three billion dollars with an estimated hiring of 1,200 electricians.

◆ **Adjournment**

MOTION: Mike Tracy made a motion to adjourn the meeting. Dennis Schaffner seconded.

The meeting adjourned at 12:15 p.m. (MST)

ANDREW BICK, CHAIRMAN
IDAHO BUILDING CODE BOARD

CHRIS L. JENSEN, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

DATE

04/09/2018rb