

**IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES
DIVISION OF BUILDING SAFETY**

24.39.30 – RULES OF BUILDING SAFETY (BUILDING CODE RULES)

DOCKET NO. 24-3930-2101

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 39-4107, Idaho Code.

MEETING SCHEDULE: Public meetings on the negotiated rulemaking will be held as follows:

IN-PERSON PUBLIC MEETINGS	
Tuesday, April 13, 2021 9:30 a.m. (MDT)	Tuesday, June 15, 2021 9:30 a.m. (MDT)
Idaho Division of Building Safety 1090 E. Watertower Street, Suite 150 Meridian, ID 83642	

VIA VIDEO TELECONFERENCE <i>(same dates and times as above)</i> At the following Division of Building Safety locations:	
Coeur d’Alene Regional Office 1250 Ironwood Drive, Suite 220 Coeur d’Alene, ID 83814	Blackfoot Regional Office 155 N. Maple Street Blackfoot, ID 83221

VIA TELECONFERENCE <i>(same dates and times as above)</i>
Join by phone: 877-820-7831 Passcode: 529619

Additional negotiated rulemaking meetings may be established, if necessary. Adequate notice of the dates, locations, and manner of participation of any such additional meetings will be posted on the Idaho Division of Building Safety (Division) website at <http://dbs.idaho.gov/>.

The meeting sites will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following:

The Idaho Building Code Board (Board) invites interested members of the public who wish to participate to submit any written comments, questions, recommendations, or ideas to the Board on designated forms available on the Division's website at <http://dbs.idaho.gov/> and at the Division's offices in Meridian, Coeur d'Alene, and Blackfoot. Individuals may also attend the public meetings to be conducted on the dates listed above. The Board invites oral comments or presentations to be made at the meetings. More information on the meetings is available by contacting Administrator Ron Whitney at (208) 332-7150 or at ron.whitney@dbs.idaho.gov.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

The purpose of the intended negotiated rulemaking is to invite public comment regarding the following:

Negotiated rulemaking would seek to amend the building codes adopted in IDAPA 24.39.30.004. Pursuant to House Bill 143, amendments would include adoption of the provisions of the 2021 International Building Code related to mass timber construction, including permitting mass timber construction types IV-A, IV-B, and IV-C and their corresponding maximum heights and fire safety features, which will allow Idaho builders to use mass timber in commercial and residential construction.

This rulemaking is consistent with [Executive Order 2020-01: Zero-Based Regulation](#), which directs agencies to review all administrative rules over the five-year period of 2021-2025 (completing review no later than sine die 2026).

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, if available, contact Jeff Egan, building code program manager, Division of Building Safety at (208) 332-7123 or at jeff.egan@dbs.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Division's website at <http://dbs.idaho.gov/>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and delivered by April 8, 2021, for consideration at the April 13th meeting, or by June 10, 2021, for consideration at the June 15th meeting.

DATED this 7th day of April, 2021.

Ron Whitney, Administrator
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