

## Title 13—Public Safety

### Part 2—Fire Prevention

#### 13 AAC 50.010. Occupancy classifications

All buildings or areas of a building are classified as to their occupancy according to the occupancy classifications defined in the *International Building Code (2006 edition) (I.B.C.)*.

**History:** In effect before 7/26/59; am 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 9/15/2001, Register 159; am 8/27/2004, Register 171; am 9/13/2007, Register 183

**Authority:** [AS 18.70.080](#)

**Editor's note:** Copies of the *International Building Code, 2006 Edition* may be obtained from the International Code Council Inc., 4051 West Flossmoor Road, Country Club Hills, IL 60478; telephone: (800) 423-6587; or at [www.iccsafe.org](http://www.iccsafe.org).

#### 13 AAC 50.020. Building code

The *International Building Code (I.B.C.)*, Chapters 1 - 12, 14 - 28, and 30 - 35, and Appendix C (*2006 Edition*) are adopted by reference to regulate all occupancies and buildings with the following revisions:

- (1) Chapter 1 of the *I.B.C.* is revised by deleting Sections 101.4.5, 101.4.7, 103, 104.4, 104.6, 104.8, 105.4, 106.5, 108.2, 108.4, 108.5, and 109 - 115;
- (2) Chapter 1, Section 101.2 (Scope) of the *I.B.C.*, the last sentence of the exception is revised by adding "as governed by the provisions of [AS 18.70.080](#)";
- (3) Chapter 1, Section 101.4.1 (Electrical) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";
- (4) Chapter 1, Section 101.4.4 (Plumbing) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";
- (5) Chapter 1, Section 102.6 (Existing structures) of the *I.B.C.*, is revised by deleting the reference to the "*International Property Maintenance Code*";
- (6) Chapter 1, Section 104.2 (Applications and permits) of the *I.B.C.*, is revised by deleting the words "and permits" from the heading, and the section is revised to read: "The building official shall receive applications and review construction documents for the erection, alteration,

demolition, and moving of buildings and structures and, at the agency's discretion, will inspect the premises to enforce compliance with the provisions of this code.";

(7) Chapter 1, Section 105 (Permits) of the *I.B.C.*, is revised by deleting the title and replacing it with "Application for Plan Review";

(8) Chapter 1, Section 105 (Permits) of the *I.B.C.*, is revised by replacing the word "permit" wherever it occurs with the words "plan review";

(9) Chapter 1, Section 105.2 (Work exempt from permit) of the *I.B.C.*, is revised by deleting items 2, 4, and 5 and, adding a new item 14 to read: "14. Buildings classified as a Group U Occupancy, other than those in Appendix L, that are not offered for use by persons other than the property owner or the owner's employees, not open to the public, and not containing hazardous materials in excess of those found in Tables 307.7(1) and 307.7(2). This exemption includes buildings in which the public has no access, such as farm, dairy operations, or greenhouse operations.";

(10) Chapter 1, Section 105.3 (Application for permit) of the *I.B.C.*, the first sentence is revised to read: "To obtain a plan review approval, the applicant must first file an application in writing on a form furnished for that purpose by the code enforcement agency.";

(11) Chapter 1, Section 106 (Construction Documents) of the *I.B.C.*, is revised by replacing the word "permit" wherever it occurs, with the words "plan review";

(12) Chapter 1, Section 106.1.1.1 (Fire protection system shop drawings) of the *I.B.C.*, is revised by adding the sentence "A copy of the approved stamped plans are to be retained on site." at the end of the section;

(13) Chapter 1, Section 106.3.1 (Approval of construction documents) of the *I.B.C.*, is revised to read: "One set of bound construction documents so reviewed shall be retained by the building official.";

(14) Chapter 1, Section 106.3.4.1 (General) of the *I.B.C.* , the first sentence of the third paragraph is revised to read: "Structural observation shall be as required by Section 1709.";

(15) Chapter 1, Section 107.3 (Temporary power) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(16) Chapter 1, Section 108.1 (Payment of fees) of the *I.B.C.*, is revised by replacing the word "permit" wherever it occurs, with the words "plan review";

(17) Chapter 1, Section 108.3 (Building permit valuations) of the *I.B.C.*, is revised to read: "Building plan review valuations. The applicant for a plan review involving an addition to an existing structure or a remodel of an existing structure shall provide an estimated building construction value at the time of application. The valuation shall include the total value of work,

including materials and labor for which the plan review is being issued. The total value of work must include the electrical, gas, mechanical, and plumbing equipment and permanent systems, including fire protection systems. If, in the opinion of the building official, the valuation is underestimated on the application, the building official shall deny the plan review, unless the applicant can show detailed estimates that meet the approval of the building official. The building official shall set the final building construction valuation.

The valuation for all new construction not involving remodel work or additions to existing structures must be based on the Valuation Schedule established in 13 AAC [50.027.](#);

(18) Chapter 2, Section 201.3 (Terms defined in other codes) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*";

(19) Chapter 2, Section 202 (Definitions) of the *I.B.C.*, is revised by adding a definition to read: "BUILDING, EXISTING, is a building that

(A) was erected before December 5, 1956; or

(B) was erected before the adoption of the *2006 International Building Code*, *2006 International Fire Code*, *2006 International Mechanical Code*, and the *2006 International Fuel Gas Code*, and complies with the building code regulations in effect at the time of construction.";

(20) Chapter 3, Section 305.2 (Day care) of the *I.B.C.*, is revised to read: "The use of a building or structure, or portion thereof, for educational, supervision, or personal care services for more than five children older than two and one-half years of age, including children related to the staff, shall be classified as a Group E occupancy.";

(21) Chapter 3, Section 305.2 (Day care) of the *I.B.C.*, is revised by adding a new exception to read: "Exception: Family child care homes (Group R-3) operating between the hours of 6:00 a.m. and 10:00 p.m. may accommodate a total of 12 children of any age without conforming to the requirements of this regulation (Group E occupancy), except for smoke detectors and alarms as described in Section 907.2.10, carbon monoxide detectors and alarms as specified in Section 422, means of egress requirements of Section 1003, including emergency escape and rescue openings, as required by Section 1026, in napping or sleeping rooms, and fire extinguisher requirements as described in the *International Fire Code*.";

(22) Chapter 3, Section 308.2 (Group I-1) of the *I.B.C.*, is revised by adding a new paragraph between the first and second paragraphs to read: "Facilities within this occupancy classification that have occupants needing physical assistance to respond in emergency situations must comply with Section 423.";

(23) Chapter 3, Section 308.3 (Group I-2) of the *I.B.C.*, is revised by changing the last sentence to read: "A facility such as the above with five or fewer persons, including persons related to the staff, shall be classified as a Group R-3.";

(24) Chapter 3, Section 308.3.1 (Child care facility) of the *I.B.C.*, is revised to read: "A child care facility that provides care on a 24-hour basis to more than five children of two and one-half years of age or less, including children related to the staff, shall be classified as Group I-2.";

(25) Chapter 3, Section 308.5 (Group I-4, day care facilities) of the *I.B.C.*, is revised by changing the second sentence to read: "A facility such as the above with five or fewer persons, including persons related to the staff, shall be classified as a Group R-3.";

(26) Chapter 3, Section 310.1 (Residential Group R) of the *I.B.C.*, is revised by adding a new paragraph between the first and second paragraphs to read: "For facilities within this occupancy classification that have occupants needing physical assistance to respond in emergency situations, see Section 419.";

(27) Chapter 4, Section 406.1.4 (Separation) of the *I.B.C.*, paragraph 1 is revised by deleting "1/2 inch (12.7 mm) gypsum board" and replacing it with "5/8 inch (15.88 mm) Type X gypsum board";

(28) Chapter 4, Section 412.2.1 (Exterior walls) of the *I.B.C.*, is revised by deleting "30 feet (9 144 mm)" and replacing it with "20 feet (6,098 mm)";

(29) Chapter 4, Section 415.6.4 (Dry cleaning plants) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(30) Chapter 4 (Special Detailed Requirements Based on Use and Occupancy) of the *I.B.C.*, is revised by adding new Section 421 (Special Security Requirements for Elevated Buildings), Section 422 (Carbon Monoxide Detectors and Alarms), and Section 423 (Occupants Needing Special Assistance) (Group I-1 and R-4) to read:

## SECTION 421

### SPECIAL SECURITY REQUIREMENTS FOR ELEVATED BUILDINGS

421.1 All elevated buildings with the lower floor level above grade and open on the sides must be fenced around the building exterior or have skirting below the exterior walls to prevent unauthorized access.

Exceptions:

1. Normally unoccupied buildings;
2. Buildings with F, H, S, and U occupancies.

## SECTION 422

### CARBON MONOXIDE DETECTORS AND ALARMS

422.1 (Carbon Monoxide Detectors and Alarms) The provisions of this section shall apply to Groups I-1, I-2, and all R occupancies. At least one carbon monoxide detector or alarm shall be installed on each floor level. If a floor level contains bedrooms or sleeping rooms, at least one detector shall be located in the immediate vicinity of the sleeping area, outside of the bedrooms or sleeping rooms. Carbon monoxide detectors and alarms shall be installed in accordance with their listing. The alarm shall be clearly audible in all sleeping rooms, even if the intervening doors are closed.

Exceptions:

1. Carbon monoxide detectors and alarms are not required in dwelling units and structures that have no combustion appliances, attached garage, or other vehicle parking within 25 feet of any direct opening.
2. Carbon monoxide detectors and alarms are not required in dwelling units and structures that have only direct vent combustion appliances, and no attached garage, or other vehicle parking within 25 feet of any direct opening.
3. Carbon monoxide detectors and alarms are not required if all combustion equipment is located within a mechanical room separated from the rest of the building by construction capable of resisting the passage of smoke. If the structure has an attached and enclosed parking garage, the garage shall be ventilated by an approved automatic carbon monoxide exhaust system designed in accordance with the 2006 *I.M.C.*

422.2 Interconnection. In new construction, all carbon monoxide detectors and alarms located within a single dwelling unit shall be interconnected in such a manner that actuation of one alarm shall activate all of the alarms within the individual dwelling unit.

422.3 Power source. In new construction, carbon monoxide detectors and alarms shall receive their primary power from the building wiring if the wiring is served from a commercial source, and shall be equipped with a battery backup. Wiring shall be permanent and without a disconnecting switch other than what is required for overcurrent protection. In existing construction, carbon monoxide detectors and alarms may be powered by battery or a cord-and-plug with battery backup.

## SECTION 423

### OCCUPANTS NEEDING PHYSICAL ASSISTANCE

423.1 Applicability. The provisions of this section apply to all Groups I-1 and R-4 occupancies where the occupants need physical assistance from staff or others to respond to emergencies.

423.2 Definitions. In this section

"Evacuation Capability" means the ability of occupants, residents, and staff as a group either to evacuate a building or to relocate from the point of occupancy to a point of safety;

"Point of Safety" means a location that (a) is exterior to and away from a building; or (b) is within a building of any type construction protected throughout by an approved automatic sprinkler system and that is either (1) within an exit enclosure meeting the requirements of Section 1020; or (2) within another portion of the building that is separated by smoke partitions meeting the requirements of Section 710, with not less than a one-half hour fire resistance rating, and the portion of the building has access to a means of escape or exit that conforms to the requirements of this code and does not require return to the area of the fire."

423.3 Fire Drills And Evacuation Capability Determination. The initial determination of evacuation capability will be determined by a fire drill conducted by a fire code official or by an employee of the Department of Health and Social Services responsible for licensing the facility. Changes to the evacuation capability will be made by a fire code official, based on a record of fire drills conducted by the facility staff. The drills will be conducted six times a year on a bimonthly basis, with at least two drills conducted during the night when residents are sleeping. Records must indicate the time taken to reach a point of safety, date and time of the drill, location of simulated fire origin, escape paths used, and comments relating to residents who resisted or failed to participate in the drills.

423.4 Evacuation Capability and Fire Protection Requirements. Fire protection requirements of a facility under this section are as follows:

423.4.1 Prompt Evacuation Capability. Evacuation capability of three minutes or less indicates prompt evacuation capability. In facilities maintaining prompt evacuation capability, the requirements of the code for Groups I-1 or R-4 occupancies must be followed.

423.4.2 Slow Evacuation Capability. Evacuation capability of more than three but less than 14 minutes indicates slow evacuation capability. In facilities maintaining slow evacuation capability, the facility must be protected by (a) an automatic smoke detection system, using addressable smoke detectors, designed and installed in accordance with the provisions of this code and N.F.P.A. 72-2007; and (b) an automatic sprinkler system, with quick-response or residential sprinklers, installed in accordance with section 903.3.1.2 ( N.F.P.A. 13R-2007 (Sprinkler Systems)) or 903.3.1.3 (N.F.P.A . 13D-2007 (Sprinkler Systems)).

423.4.3 Impractical Evacuation Capability. Evacuation capability of 14 minutes or more indicates impractical evacuation capability. In facilities maintaining impractical evacuation capability, the facility must be protected by (a) the protections for a facility with slow evacuation capability under Section 423.4.2; (b) one-half hour fire-resistive construction throughout the facility; and (c) direct egress from sleeping rooms for occupants needing evacuation assistance either (i) to the exterior at grade level, to an exterior porch or landing via a 3 feet 60 inches wide door; or (ii) if the sleeping rooms are separated from the rest of the building by smoke partitions installed in accordance with Section 710, by egress windows conforming to the provisions of Section 1026.

(31) Chapter 5, (General Building Heights And Areas) of the *I.B.C.*, is revised by adding a new Section 501.3 to read: "501.3 Location on property. Buildings must adjoin or have access to a permanent public way or yard on not less than one side. Required yards by this section must be permanently maintained.";

(32) Chapter 5, Section 504 (Height) of the *I.B.C.*, is revised by adding a new Section 504.4 to read: "504.4 Day care facilities. Facilities that are operated in a primary residence (Group R-3) between the hours of 6:00 a.m. and 10:00 p.m., and accommodating up to a total of 12 children of any age may use the second story of the building without providing an automatic sprinkler system, or complying with Table 302.3.2, Table 602, and the Type VA requirements set out in Table 503, if all other applicable legal provisions for a Group E Occupancy are met.";

(33) Chapter 5, Table 508.2 (Incidental Use Areas) of the *I.B.C.*, is revised by changing the wording in the first block under the left column to read: "Furnace rooms in Group E, I, and R-1, R-2, and R-4 occupancies regardless of Btu input, and furnace rooms of all other occupancies where the largest piece of equipment is over 400,000 Btu per hour input";

(34) Chapter 7, Section 717.4.2 (Groups R-1 and R-2) of the *I.B.C.*, is revised to read: "Draftstopping must be provided in attics, mansards, overhangs, or other concealed roof spaces of Group R-2 buildings with three or more dwelling units and in all Group R-1 buildings. The intervening space between any two draftstops or walls must be designed for adequate cross ventilation as described in Section 1203.2. Draftstopping must be installed above, and in line with, tenant and dwelling separation walls that do not extend to the underside of the roof sheathing above.";

(35) Chapter 7, Section 717.4.2 (Groups R-1 and R-2) Exception 3 of the *I.B.C.*, is revised to read: "Draftstopping in attic spaces of Groups R-1 and R-2 occupancies that do not exceed four stories in height may be installed so that the area between draftstops that extends from the ceiling to the roof does not exceed 3,000 square feet, and the greatest horizontal dimension does not exceed 60 feet. The draftstops do not have to be located directly above or in line with walls separating tenant spaces, unless part of construction required by other provisions of this code. Adequate cross ventilation must be provided in accordance with Section 1203.2.";

(36) Chapter 8, Section 806.1 (General requirements) of the *I.B.C.*, is revised by adding "or treated by a method approved by the fire code official." at the end of the fourth paragraph;

(37) Chapter 9, Section 903.2.2 (Group E) of the *I.B.C.*, is revised to read: "Group E. An automatic sprinkler system must be provided throughout all buildings with Group E occupancies. An automatic sprinkler system must also be provided for every portion of educational buildings below the level of exit discharge.

Exception: Buildings with Group E occupancies having an occupant load of 49 or less.

Day care uses that are licensed to care for more than five persons between the hours of 10:00 p.m. and 6:00 a.m. must be equipped with an automatic sprinkler system designed and installed as described in Section 903.3.1.3 or an equivalent system approved by the building official.";

(38) Chapter 9, Section 903.2.7 (Group R) of the *I.B.C.*, is revised to read: "Group R. An automatic sprinkler system must be installed in Group R occupancies as required in 903.2.7.1 through 903.2.7.3";

(39) Chapter 9 of the *I.B.C.* is revised by adding a new Section 903.2.7.1 to read: "903.2.7.1 Group R-1. An automatic sprinkler system or a residential sprinkler system installed in accordance with Section 903.3.1.2 must be provided throughout all buildings with a Group R-1 fire area";

(40) Chapter 9 of the *I.B.C.* is revised by adding a new Section 903.2.7.2 to read: "903.2.7.2 Group R-2. An automatic sprinkler system or a residential sprinkler system installed in accordance with Section 903.3.1.2 must be provided throughout all buildings with a Group R-2 fire area that are more than two stories in height, including basements, or that have more than sixteen dwelling units or sleep rooms.";

(41) Chapter 9 of the *I.B.C.* is revised by adding a new Section 903.2.7.3 to read: "903.2.7.3 Group R-4. An automatic sprinkler system or a residential sprinkler system installed in accordance with Section 903.3.1.2 must be provided throughout all buildings with a Group R-4 fire area";

(42) Chapter 9, Section 903.3.1.1 of the *I.B.C.*, is revised by adding a new Section 903.3.1.1.2 to read: "903.3.1.1.2 Elevator Hoist Ways and Machine Rooms. When the provisions of this code require the installation of automatic sprinkler systems, the installation in elevator hoist ways and machine rooms must occur as described in *N.F.P.A.* 13-2007, (Elevator hoist ways and machine rooms) and adopted by reference, and the American Society for Mechanical Engineers (A.S.M.E.) A17.1 *Safety Code for Elevators and Escalators* as adopted by 8 AAC [77.005](#), as amended as of June 14, 2006 and as amended from time to time";

Exception: Sprinklers are not required in an elevator machine room where the machine room is:

(1) separated from the remainder of the building as described in *I.B.C.* Section 3006.4;

(2) smoke detection is provided in accordance with *N.F.P.A.* 72-2007, and adopted by reference; and



(3) notification of alarm activation is received at a constantly monitored location.";

(43) Chapter 9, Section 903.3.5 (Water supplies) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(44) Chapter 9, Section 903.3.6 (Hose threads) of the *I.B.C.*, is revised by deleting "the fire code official" and replacing it with "[AS 18.70.084](#) ";

(45) Chapter 9, Section 904.3.1 (Electrical wiring) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(46) Chapter 9, Section 907.1.1 (Construction documents) of the *I.B.C.*, is revised by adding the following required construction documents for plan review:

12. System riser diagrams.;

(47) Chapter 9, Section 907.2.3 (Group E) of the *I.B.C.*, is revised by deleting Exception 3;

(48) Chapter 9, Section 907.2.3 (Group E) of the *I.B.C.*, is revised by adding a second paragraph to read: "Rooms used for sleeping or napping purposes within a day care use of a Group E occupancy must be provided with smoke alarms that comply with Section 907.2.10.1.2.";

(49) Chapter 9, Section 907.2.6.1 (Group I-1) of the *I.B.C.*, is revised by deleting Exception 1;

(50) Chapter 9, Section 907.2.10 (Single- and multiple-station smoke alarms) of the *I.B.C.*, is revised by adding a second paragraph to read: "When a plan review is required for an existing Group R occupancy, smoke alarms must be installed as described in Section 907.2.10.1.";

(51) Chapter 9, Section 907.2.10.1.3 (Group I-1) of the *I.B.C.*, is revised by deleting the Exception;

(52) Chapter 9, Section 907.5 (Wiring) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(53) Chapter 9, Section 907.17 (Record of completion) of the *I.B.C.*, is revised by adding a new sentence to read: "A copy of the acceptance test certificate verifying completion in accordance with *N.F.P.A 72-2007*, as adopted by reference, must be forwarded by the firm conducting the test to the state fire marshal or the deferred jurisdiction having authority within 30 days of the completion of the installation.";

(54) Chapter 9, Section 909.11 (Power systems) of the *I.B.C.*, is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(55) Chapter 9, Section 909.12.1 (Wiring) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(56) Chapter 9, Section 909.16.3 (Control action and priorities) of the *I.B.C.*, the exception is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(57) Chapter 9, Section 910.1 (General) of the *I.B.C.*, is revised by deleting Exception 2;

(58) Chapter 10, Section 1009.1 (Stairway width) of the *I.B.C.*, is revised by adding an exception to read: "Exception 5: Stairs or ladders used only to attend equipment are exempt from the requirements of this section.";

(59) Chapter 10, Section 1009.5.2 (Outdoor conditions) of the *I.B.C.*, is revised by adding a sentence: "In occupancies other than Group R-3 and Group U occupancies that are accessory to Group R-3 occupancies, surfaces and landings which are part of exterior stairs in climates with snow or ice shall be designed to minimize the accumulation of the snow or ice;

(60) Chapter 10, Section 1010.7.2 (Outdoor conditions) of the *I.B.C.*, is revised by adding a sentence: "In occupancies other than Group R-3 and Group U occupancies that are accessory to Group R-3 occupancies, surfaces and landings that are part of exterior ramps in climates with snow or ice shall be designed to minimize the accumulation of the snow or ice;

(61) Chapter 10, Section 1014.5 (Egress balconies) of the *I.B.C.*, is revised by adding a sentence: "Exterior balconies shall be designed to minimize accumulation of snow or ice that impedes the means of egress.";

(62) Chapter 10, Section 1015.2.2 (Three or more exits or exit access doorways) of the *I.B.C.*, is revised by adding an exception to read: "Where access to three or more exits is required, the separation distance of the third exit door or exit access doorway shall not be less than one-third of the length of the maximum overall diagonal dimension of the area served.";

(63) Chapter 10, Table 1017.1 (Corridor Fire-Resistance Rating) of the *I.B.C.*, is revised by adding a note to read: "R Occupancies shall be allowed to have a one-hour rated corridor without a sprinkler system when the corridor

1. serves any occupant load greater than 10;

2. serves less than 17 dwelling units; and

3. is less than three stories in height.";

(64) Chapter 10, Section 1019.1 (Minimum number of exits) of the *I.B.C.*, is revised by adding an exception to read: "Exception: Basements or the first level below the first story in all occupancies except Group R-3 occupancies, used exclusively for the service of the building, may have access to only one exit. Any other use of the basement or first level below the first story must have at least two exits arranged as described in Section 1014.2. For purposes of this Exception, storage rooms, laundry rooms, maintenance offices, and similar uses may not be considered as providing service to the building.";

(65) Chapter 10, Section 1026.1 (General) of the *I.B.C.*, is revised by deleting Exceptions 1, 2, 3, 4, and 7;

(66) Chapter 11, Section 1101.1 (Scope) of the *I.B.C.*, is revised by deleting the first sentence and adding sentences at the end of the section to read: "Compliance review by the state fire marshal's office is limited to the review of the accessible route, means of egress requirements of the code, and at least one accessible toilet room along the accessible route. Compliance with the requirements of this chapter and other provisions within this code for accessibility of persons with physical disabilities is the exclusive responsibility of the owner of the structure or design professional of record. An advisory plan review may be obtained regarding the design for accessibility of a structure from the office of the state coordinator for Americans with Disabilities Act at 801 West 10<sup>th</sup> Avenue, Suite A, Juneau, Alaska 99801; telephone (907) 465-6929.";

(67) Chapter 12, Section 1203.3.2 (Exceptions) of the *I.B.C.*, Exception 4 is revised by deleting "in accordance with the *International Energy Conservation Code*";

(68) Chapter 12, Section 1205.4.1 (Controls) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(69) Chapter 12, Section 1206.3.3 (Court drainage) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(70) Chapter 14, Section 1403.2 (Weather protection) of the *I.B.C.*, is revised by deleting the words "in accordance with the *International Energy Conservation Code*" from the last sentence of the first paragraph;

(71) Chapter 14, Section 1405.10.4 (Grounding) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(72) Chapter 15, Section 1503.4 (Roof drainage) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(73) Chapter 16, Section 1601.1 (Scope) of the *I.B.C.*, is revised by adding a second paragraph to read: "This chapter is adopted as design criteria for the structural safety of buildings constructed under this code. Review for conformance with this criteria is not performed by the office of the state fire marshal. Compliance with the requirements of this chapter, other provisions in this code for structural design, the Alaska Administrative Order No. 175, local government flood reduction ordinances, and federal oversight and authority through the Federal Emergency Management Agency (FEMA) National Flood Insurance Program (NFIP) under C.F.R. 44, Parts 59 - 60, revised as of October 1, 2006, is the exclusive responsibility of the building owner or design professional of record.";

(74) Chapter 17, Section 1701.1 (Scope) of the *I.B.C.*, is revised by adding a second paragraph to read: "The provisions of this chapter are adopted as criteria to guide the owner and the registered design professional in meeting the tests and special inspections necessary to assure conformance with the applicable standards adopted under this code. Tests and inspections required by this code are not performed by the office of the state fire marshal, but are the responsibility of the building owner or design professional of record. The findings of these tests and inspections must be kept for the life of the building.";

(75) Chapter 27, Section 2701.1 (Scope) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(76) Chapter 27, Section 2702.1 (Installation) of the *I.B.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(77) Chapter 31, Section 3103.1 (Temporary Structures) of the *I.B.C.*, the first sentence is revised to read: "The provisions of this section apply in deferred jurisdictions as allowed under 13 AAC [50.075](#) only, for structures other than tents and membrane structures, erected for a period of less than 180 days.";

(78) Chapter 31 of the *I.B.C.* is revised by deleting Section 3107 (Signs) and Section 3109 (Swimming Pool Enclosures and Safety Devices);

(79) Chapter 33, Section 3305.1 (Facilities required) of the *I.B.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(80) Chapter 34, Section 3401.3 of the *I.B.C.*, is revised to read: "Compliance with other codes. Alterations, repairs, additions, and changes of occupancy to existing structures must comply with the provisions for alterations, repairs, additions, and changes of occupancy in the *International Fire Code (2006 Edition)* as adopted by reference; the Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time; the *International Mechanical Code* as adopted by reference; and the Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time.";

(81) Chapter 34, Section 3403.1.1 (Flood hazard areas) of the *I.B.C.*, is revised to read: "This Section 3403 is adopted as criteria to guide the owner or the registered design professional of record. Plans are not reviewed by the office of the state fire marshal for compliance. Compliance with the requirements of this section, Alaska Administrative Order No. 175, local government flood reduction ordinances, and federal oversight and authority through the Federal Emergency Management Agency (FEMA) National Flood Insurance Program (NFIP) under C.F.R. 44, Parts 59 - 60, revised as of October 1, 2006, is the exclusive responsibility of the owner or the registered design professional of record.";

(82) Chapter 34, Section 3406 (Change of Occupancy) of the *I.B.C.*, is revised by deleting Section 3406.2 (Certificate of occupancy);

(83) Chapter 34, Section 3409.1 (Scope) of the *I.B.C.*, is revised by adding a sentence at the end of the first paragraph to read: "This Section 3409 is adopted as a guidance for accessibility";

(84) Chapter 34, Section 3410.2 of the *I.B.C.*, is revised to read: "Applicability. Structures meeting the definition of "existing structure" under Section 202 of this code in which there is work involving additions, alterations, or changes of occupancy must conform to the requirements of this section or the provisions of Sections 3403 - 3407 of this code.";

(85) Chapter 34, Section 3410.3.2 (Compliance with other codes) of the *I.B.C.*, is revised by deleting the words "and *International Property Maintenance Code*";

(86) Chapter 35 (Referenced Standards) of the *I.B.C.* is revised by changing or adding the referenced standards from the publication date listed to the following edition, and the standards are adopted by reference:

*N.F.P.A. 10-2007 Portable Fire Extinguishers;*

*N.F.P.A. 13-2007 Installation of Sprinkler Systems ;*

*N.F.P.A. 13D-2007 Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes;*

*N.F.P.A. 13R-2007 Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height;*

*N.F.P.A. 14-2007 Standpipe and Hose System;*

*N.F.P.A. 20-2007 Installation of Stationary Pumps for Fire Protection;*

*N.F.P.A. 72-2007 National Fire Alarm Code;*

*N.F.P.A. 750-2006 Standards on Water Mist Fire Protection Systems;*

(87) Appendix of the *I.B.C.* is revised by adding a new Appendix K as follows:

## "APPENDIX K REPAIRS TO BUILDING AND STRUCTURES DAMAGED BY THE OCCURRENCE OF A NATURAL DISASTER"

K101 Purpose. The purpose of this appendix is to provide a defined level of repair for buildings or structures damaged by a natural disaster in jurisdictions where the governor has declared a formal condition of disaster emergency under [AS 26.23](#) by proclamation.

K102 General. Required repair levels must be based on the ratio of the estimated value of the repairs required to restore the structural members to their pre-disaster condition to the estimated replacement value of the building or structure.

K103 Structural repairs. When the ratio described in Section K102 does not exceed 10 percent, as determined by design professionals who are professional architects or professional engineers who meet the requirements of [AS 08.48](#) buildings and structures, except essential facilities included as Category III buildings and structures in Table 1604.5 of this code, must, at a minimum, be restored to their pre-disaster condition. When the ratio described in Section K102 is greater than 10 percent but less than 50 percent, buildings and structures, except essential facilities included as Category III buildings and structures in Table 1604.5 of this code, must have the damaged structural members, including all critical ties and connections associated with the damaged structural members, all structural members supported by the damaged member, and all structural members supporting the damaged members repaired and strengthened to bring them into compliance with the force levels and connection requirements of this code. These requirements apply to those essential facilities when the ratio described in Section K102 is less than 30 percent.

Exception: For buildings or structures with rigid diaphragms where the above-required repair and strengthening increases the rigidity of the resisting members, the entire lateral force-resisting system of the building or structure must be investigated.

When, in the opinion of the building official, an unsafe or adverse condition has been created as a result of the increase in rigidity, the condition must be corrected. When the ratio described in Section K102 is greater than 50 percent, buildings and structures, except essential facilities included as Category III buildings and structures in Table 1604.5 of this code, must, at a minimum, have the entire building or structure strengthened to comply with the force level and connection requirements of this code. These requirements apply to essential facilities when the ratio described in Section K102 is greater than or equal to 30 percent.

K104 Nonstructural repairs to light fixtures and suspended ceilings. Under all ratios calculated under K102, when light fixtures and the suspension systems of a suspended acoustical ceiling are damaged, the damaged light fixtures and suspension systems must be repaired to fully comply with the requirements of Section 803.9.1.1 of this code. Undamaged light fixtures and suspension systems must have the additional support and bracing that is required in Section 803.9.1 of this code.";

(88) Appendix of the *I.B.C.* is revised by adding a new APPENDIX L as follows:

"APPENDIX L OIL AND GAS INDUSTRIAL PROCESSING BUILDINGS

L101 General. These provisions have been established to provide engineering methods for the design and construction of Hydrocarbon Processing Buildings in this state.

L102 Scope. These standards supersede the respective requirements of the 2006 *International Building Code (I.B.C.)*, *International Mechanical Code (I.M.C.)*, *International Fire Code (I.F.C.)* and *International Fuel Gas Code (I.F.G.C.)* as the minimum requirements for occupancies when designing and constructing hydrocarbon buildings in this state.

L102.2 Small unoccupied structures, shelters, and enclosures, such as a wellhead shelter (any item that is put over the top of the wellhead that totally encloses the wellhead), communications shelters (unoccupied buildings with no hazardous vapors, gases, or products open to the atmosphere within the structure and that is utilized solely for the housing of wires and their components), meter building, and shut-down valve enclosures may be classified as a Group U occupancy if the following conditions are met:

1. The building is less than 1,000 square feet;
2. The contents of the building include only meters, valves, or pipe work;
3. The building is not normally occupied more than once during a 12-hour period; and
4. If the building exceeds 250 square feet, the building has at least two exits.

L103 Basic allowable module size, height, and separation. The basic allowable module size, height, and separation for Hydrocarbon Processing Buildings must comply with Appendix L103.1 - L103.3 of this Code.

L103.1 Area and height. The maximum allowable floor area for Hydrocarbon Processing Buildings using a minimum of Type IIB construction is 10,000 square feet and the building may only be one story. The maximum allowable height shall be 65 feet; the reference datum shall be the top of the first floor framing system. Penthouse and roof structures are permitted to extend above the 65 foot height limit to meet special requirements, including aerial coolers, towers, and tower enclosures. Allowable area and building height increases permitted by Sections 504 and 506 of the *I.B.C.* do not apply.

L103.1.1 Service area platforms. An elevated platform or series of platforms of Hydrocarbon Processing Buildings may not be classified as a floor or mezzanine within a building, and are not subject to the requirements of Section 505 of the *I.B.C.* Access and egress requirements for service area platforms must be served by at least two exits per level, with one being directly to an exterior stair. Platforms must be constructed of grating-type material so that the main floor level below is visible through the platform. Upper service area platforms must be kept to the minimum size that is necessary to accomplish occasional service, operating duties, and safe egress. Virtual

wall-to-wall grating on upper levels is considered a story and must be included in floor area calculations.

L103.2 Module separation. Hydrocarbon processing buildings must comply with the provisions of Section 501.2 as amended by this code and Sections 704 and 721.6.2.3 of the *I.B.C.*, for all occupancies. Elevated pipe ways extending from a building may not be considered "extensions" of the building.

L103.2.1 Building extensions and service area platforms. Building extensions of Hydrocarbon Processing Buildings into the yard, include landings, platforms, stairs, vessels, vessel enclosures, tanks, and exhaust or intake hoods. Clear and unobstructed access for fire fighting is to be no less than 40 feet. Bridging between buildings must be designed to allow access and operation for firefighting.

L104 Stairs, landings, handrails, and guardrails. Stairs, landings, handrails, and guardrails must meet the minimum requirements of 8 AAC [61](#), as amended as of March 9, 2001 and as amended from time to time; these regulations supersede the respective requirements of the *I.B.C.*

L104.1 Floor level at doors. Floors or landings may be more than one inch lower than the threshold of doorways if an attempt is made to minimize the drop through the use of ramps at interior doorways as described in Section 1008.3.1.6 of the *I.B.C.*

L105 Construction specifics. The construction of Hydrocarbon Processing Buildings must comply with Appendix L105.1 - L105.4 of this Code.

L105.1 Fire walls. When a fire wall is used to qualify under Section 705 of the *I.B.C.*, the wall must comply with that section. If the fire wall does not extend to the ground, the structural supports for the wall must rest upon, and be completely supported by the pilings.

L105.2 Tank support fireproofing. Fire proofing requirements for steel tank supports, as described in Section 3404.2.9.1.3 of the *I.F.C. (2006 Edition)* as adopted by reference, may be waived by the building official when justified, based on the remoteness of the facility and lack of public access, or analytical or empirical results indicating that sufficient heat could be transmitted to the permafrost to cause foundation settlement.

L105.3 Foam plastic insulated building panels. For hydrocarbon processing buildings used in the actual processing of hydrocarbons and, not normally used in other mineral extraction or manufacturing activities, foam plastic insulated building panels used on these buildings shall apply a foam plastic insulated building panel with a thermal barrier with an index of 15. Factory Mutual approval Standard 4880 or Underwriters Laboratory (UL) Subject 1040 are acceptable tests for the purposes of approval under Section 2603.4 of the *I.B.C.*

L105.4 Electrical or communication equipment shelters and wellhead shelters. Thermal barrier requirements as described in Section 2603.4 of the *I.B.C.* are not required for fiberglass or metal sheeting used for construction of electrical or communication equipment shelters and wellhead shelters if the following conditions are met:



1. Foam used must meet the requirements described in Section 2603.3 of the *I.B.C.*;
2. The area of an individual shelter may not exceed 1,000 square feet;
3. Separation between individual shelters must be a minimum of six feet;
4. Each wellhead shelter shall only enclose one wellhead;
5. The electrical or communication shelter or wellhead shelter must normally be unoccupied. It is understood that operators need to spend approximately 10 minutes per day taking readings in wellhead shelters and that maintenance is infrequently required. The most extensive maintenance is well wireline work. This work may extend to a week per well and occur once every several year per well. Most of this work is accomplished from outside the wellhead shelter. All maintenance is strictly controlled with a permit system;
6. The electrical or communication shelters designed with workstations in the facility do not qualify for this modification.

L106 Fire suppression. The provisions in Sections L106.1 - L106.3 establish the standards for fire suppression at Oil and Gas Hydrocarbon Processing Buildings.

L106.1 Alternate Automatic Fire-Extinguishing (AAFE) system automatic activation for gas detection. In areas of Hydrocarbon Processing Buildings where (1) both fire and explosion hazards exist, (2) both fire and gas detection systems are installed, (3) the fire and gas detection devices alarm at a continuously staffed control room and trained operators can quickly respond to the fire and gas alarms following specific fire and gas alarm response procedures, and (4) collateral fire damage is likely to be minimal, the following (AAFE) operating activation mode is acceptable: Automatic activation of the (AAFE) system upon gas detection coupled with manual activation of the same (AAFE) system on fire detection.

L106.2 Manual activation of total flooding fire suppression systems. In areas where (1) the only hazard is fire, not explosion, (2) fire detection devices alarm at continuously staffed control rooms, (3) trained operators can quickly respond to the fire alarms following specific fire alarm response procedures, and (4) collateral fire damage is likely to be minimal, manual activation of the total flooding fire suppression agent is acceptable. These areas also include continuously staffed control rooms.

L106.3 Platform width. In buildings protected with fire sprinkler systems, any platform that exceeds four feet in width or length is considered an obstruction for the purposes of the installation of sprinkler systems under Section 903.3.1.1 of the *I.B.C.*."

**History: Eff. 6/25/69, Register 30; am 2/21/71, Register 37; am 6/15/79, Register 71; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; am 3/7/96, Register 136; am 8/31/96, Register 139; am 3/27/99, Register 149; am 9/15/2001, Register 159; am 8/27/2004, Register 171; am 9/12/2007, Register 183**

**Authority:** [AS 18.70.080](#)

**Editor's note:** Copies of the *International Building Code, 2006 Edition (I.B.C.)* may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478; telephone: (800) 423-6587; or at [www.iccsafe.org](http://www.iccsafe.org).

### **13 AAC 50.023. Mechanical code**

The *International Mechanical Code (I.M.C.)*, Chapters 1 - 15 and Appendix A (2006 Edition), are adopted by reference to regulate all occupancies and buildings with the following revisions:

- (1) Chapter 1 of the *I.M.C.* is revised by deleting Sections 101.2.1, 103, 104, and 106 - 109;
- (2) Chapter 1, Section 101.2 (Scope) of the *I.M.C.*, is revised by adding to the end of the section ", Chapters 6 and 7, and the Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time, and deleting the exception;
- (3) Chapter 2, Section 201.3 of the *I.M.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";
- (4) Chapter 2, Section 201.3 of the *I.M.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";
- (5) Chapter 3, Section 301.2 (Energy utilization) of the *I.M.C.*, is revised by deleting the words "in accordance with the *International Energy Conservation Code*";
- (6) Chapter 3, Section 301.3 (Fuel gas appliances and equipment) of the *I.M.C.*, is revised by deleting the words "fuel gas distribution piping and equipment" and "fuel gas fired appliance venting systems";
- (7) Chapter 3, Section 301.7 (Electrical) of the *I.M.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";
- (8) Chapter 3, Section 301.8 (Plumbing connections) of the *I.M.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";
- (9) Chapter 3, Section 303.3 (Prohibited locations) of the *I.M.C.*, is revised by deleting the words "of the *International Energy Conservation Code*" from the second sentence of Exception 3;
- (10) Chapter 3, Section 304.7 (Construction and protection) of the *I.M.C.*, is revised to read: "Clearances to combustible construction. Heat-producing equipment and appliances must be installed to maintain the required clearances to combustible construction as specified in the

listing and manufacturer's instructions. These clearances may be reduced only in accordance with Section 308 of the *I.M.C.* Certain unlisted, heat-producing equipment shall be allowed if the equipment is installed in a manner so as to maintain the clearances to combustible construction specified in Table 304.7 of this Code. Clearances to combustibles must include considerations as door swing, drawer pull, overhead projections or shelving and window swing, shutters, coverings, and drapes. Devices such as doorstops or limits, closers, drapery ties, or guards, may not be used to provide the required clearances.";

(11) Chapter 3, Section 304.7 of the *I.M.C.*, is revised by adding Table 304.7 and 304.8 to read:

"Table 304.7 STANDARD INSTALLATION CLEARANCES, IN INCHES FOR CERTAIN  
UNLISTED HEAT-PRODUCING APPLIANCES

[CLICK TO VIEW TABLE </A>](#)

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(12) Chapter 3, Section 312.1, (Load calculations) of the *I.M.C.*, is revised by deleting the words "using the design parameters specified in Chapter 3 of the International Energy Conservation Code" from the third sentence;

(13) Chapter 4, Section 403.3 (Ventilation rate) of the *I.M.C.*, the first sentence is revised to read: "Ventilation systems must be designed to have the capacity to supply the minimum outdoor airflow rate required in Table 403.3 based on the occupancy of the space and the occupant load or other parameter as stated herein, or in accordance with the American Society of Heating, Refrigeration and Air Conditioning Engineers (ASHRAE) Standard 62 (2007 Edition) as adopted by reference.";

(14) Chapter 5, Section 513 of the *I.M.C.*, is revised by deleting the references to the "ICC Electrical Code" and replacing them with "Electrical Code as adopted by 8 AAC 70.025, as amended as of June 14, 2006 and as amended from time to time";

(15) Chapter 5, Section 514.1 (General) of the *I.M.C.*, is revised by deleting the second sentence and replacing it with "Energy recovery ventilation systems must be installed according to the manufacturer's instructions and specifications.";

(16) Chapter 6, Section 604.1 (General) of the *I.M.C.*, is revised by deleting the words "and the *International Energy Conservation Code*";

(17) Chapter 7, Section 701.1 (Scope) of the *I.M.C.*, is revised by deleting the last sentence;

(18) Chapter 7, Section 709.1 (General) of the *I.M.C.*, is revised by adding a sentence immediately following the first sentence to read: "Combustion-air openings must be covered with corrosion-resistant screen of no greater than one-inch (13 mm) mesh.";

(19) Chapter 8, Section 801.1 (Scope) of the *I.M.C.*, is revised by deleting the last sentence;

(20) Chapter 9, Section 901.1 (Scope) of the *I.M.C.*, is revised by deleting the last sentence;

(21) Chapter 9, Section 906.1 (General) of the *I.M.C.*, is revised by adding to the last sentence ", Chapter 6.";

(22) Chapter 9, Section 908.5 (Water supply) of the *I.M.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(23) Chapter 9 (Specific Appliances, Fireplaces and Solid Fuel-Burning Equipment) of the *I.M.C.*, is revised by adding a new Section 927 to read:

#### "SECTION 927 UNVENTED ROOM HEATERS

927.1 General. Unvented room heaters shall be tested in accordance with American National Standards Institute (ANSI) Z21.11.2 (2002 Edition), adopted by reference and may be installed in accordance with the conditions of the listing and the manufacturer's installation instructions.

927.2 Prohibited use. One or more unvented room heaters may not be used as the sole source of comfort heating in a dwelling unit.

927.3 Input rating. Unvented room heaters may not have an input rating in excess of 40,000 Btu/h (11.7 kW).

927.4 Prohibited locations. Unvented room heaters may not be installed within Group A, E, or I Occupancies. These appliances may not be located in, or obtain combustion air from, any of the following rooms or spaces:

1. Sleeping rooms;
2. Bathrooms;
3. Toilet rooms;
4. Storage closets;
5. Surgical rooms.

Exceptions:

1. A single wall-mounted unvented room heater equipped with an oxygen depletion safety shutoff system and installed in a bathroom provided the input rating does not exceed 6,000 Btu per hour (1.76 kW) and the bathroom is not a confined space.

2. A single wall-mounted unvented room heater equipped with an oxygen depletion safety shutoff system and installed in a bedroom if the input rating does not exceed 10,000 Btu per hour (2.93 kW) and the bedroom is not a confined space.

927.5 Room or space volume. The aggregate input rating of all unvented appliances installed in a room or space may not exceed 20 Btu/h per cubic foot of volume of the room or space. Where the room or space in which the equipment is installed is directly connected to another room or space by a doorway, archway, or other opening of comparable size that cannot be closed, the volume of such adjacent room or space may be permitted to be included in the calculations.

927.6 Oxygen-depletion safety system. Unvented room heaters shall be equipped with an oxygen-depletion-sensitive safety shutoff system. The system shall shut off the gas supply to the main and pilot burners when the oxygen in the surrounding atmosphere is depleted to the percent concentration specified by the manufacturer, but not lower than 18 percent. The system may not incorporate field adjustment means capable of changing the set point at which the system acts to shut off the gas supply to room heater.

927.7 Unvented log heaters. An unvented log heater may not be installed in a factory-built fireplace unless the fireplace system has been specifically tested, listed, and labeled for the use in accordance with Underwriters Laboratories (UL) 127.";

(24) Chapter 10 (Boilers, Water Heaters and Pressure Vessels) of the *I.M.C.*, is revised by deleting the references to the "*International Plumbing Code*" and replacing them with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(25) Chapter 10, Section 1001.1 (Scope) of the *I.M.C.*, is revised, with the exceptions remaining, to read: "Scope. This chapter governs the installation, alteration, and repair of boilers, water heaters, and pressure vessels not subject to the provisions of the Department of Labor and Workforce Development under [AS 18.60.180](#) - 18.60.395.";

(26) Chapter 10 of the *I.M.C.* is revised by deleting Section 1011;

(27) Chapter 11, Section 1101.4 (Water connection) of the *I.M.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(28) Chapter 11, Section 1101.5 (Fuel gas connection) of the *I.M.C.*, is revised by adding to the end of the sentence ", Chapter 7, and the Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(29) Chapter 12, Section 1201.1 (Scope), Section 1206.2 (System draindown), and Section 1206.3 (Protection of potable water) of the *I.M.C.*, are revised by deleting the references to the "*International Plumbing Code*" and replacing them with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(30) Chapter 12, Section 1204.1 (Insulation characteristics) of the *I.M.C.*, is revised by deleting the words "shall conform to the requirements of the *International Energy Conservation Code*," from the first sentence;

(31) Chapter 12, Section 1204.2 (Required thickness) of the *I.M.C.*, is revised by deleting the words "to the thickness required by the *International Energy Conservation Code*" from the first sentence;

(32) Chapter 14 (Solar Systems) of the *I.M.C.*, is revised by deleting the body of the chapter and inserting a new Section 1401 to read: "General. Solar energy equipment and appliances must be installed in compliance with the *Solar Energy Code* as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time.";

(33) Chapter 15 (Referenced Standards) of the *I.M.C.*, is revised by adding or changing the referenced standards from the publication date listed to the following edition, and these standards are adopted by reference:

*N.F.P.A. 13-2007 Installation of Sprinkler Systems* ;

*N.F.P.A. 72-2007 National Fire Alarm Code*;

*N.F.P.A. 96-2004 Ventilation Control and Fire Protection of Commercial Cooking Operations*.

**History:** Eff. 8/31/96, Register 139; am 3/27/99, Register 149; am 9/15/2001, Register 159; am 8/27/2004, Register 171; am 9/12/2007, Register 183

**Authority:** [AS 18.70.080](#)

**Editor's note:** Copies of the *International Mechanical Code, 2006 Edition (I.B.C.)* may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478; telephone: (800) 423-6587; or at [www.iccsafe.org](http://www.iccsafe.org).

### **[13 AAC 50.024. International Fuel Gas Code](#)**

The *International Fuel Gas Code (2006 Edition) (I.F.G.C.)*, Chapters 6 and 7, are adopted by reference to regulate the installation of fuel gas utilization equipment, gaseous hydrogen systems and related accessories.

**History:** Eff. 9/13/2007, Register 183

**Authority:** [AS 18.70.080](#)

**Editor's note:** Copies of the *International Fuel Gas Code, 2006 Edition (I.B.C.)* may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478; telephone: (800) 284-4406 or (562) 669-0541; or at [www.iccsafe.org](http://www.iccsafe.org).

### 13 AAC 50.025. Fire code

The *International Fire Code (I.F.C.)*, Chapters 1 - 45 and Appendices B - G (2006 Edition), are adopted by reference to regulate all occupancies and buildings for the safeguarding of life and property from the hazards of fire and explosion arising from the storage, handling, and use of hazardous substances, materials, and devices, and from other conditions hazardous to life and property, with the following revisions:

(1) Chapter 1 (Administration) of the *I.F.C.*, is revised by deleting Sections 103, 104.2, 104.3, 104.4, 104.5, 104.6, 104.10, 104.11, 104.11.1, 104.11.2, 106, 108, 109, and 111;

(2) Chapter 1 of the *I.F.C.* is revised by deleting Section 105, and the related permit requirements of Sections 301.2, 308.4.1, 315.1, 601.2, 901.3, 1101.3, 1201.2, 1301.2, 1501.2, 1601.2, 1701.2, 1801.5, 1901.2, 2001.2, 2101.2, 2201.2, 2301.2, 2403.4, 2501.2, 2601.2, 2701.5, 2801.2, 2901.3, 3001.2, 3101.2, 3201.2, 3301.2, 3401.4, 3501.2, 3601.2, 3701.2, 3801.2, 3901.2, 4001.2, 4101.2, 4201.2, 4301.2, and 4401.2;

(3) Chapter 2, Section 201.3 (Terms defined in other codes) of the *I.F.C.*, is revised by deleting the references to the "*International Fuel Gas Code*" and "*International Plumbing Code*" and replacing them with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(4) Chapter 2, Section 202 (General Definitions) of the *I.F.C.*, is revised by changing the definition of "Educational Group E, Day care" to read: "The use of a building or structure, or portion of the building or structure, for education, supervision, or personal care services for more than five children who are older than two and one-half years of age, including children related to the staff shall be classified as a Group E occupancy.";

(5) Chapter 2, Section 202 of the *I.F.C.*, is revised by adding a new paragraph between the first and second paragraphs of the definition for "Institutional Group I-1" in "Occupancy Classification" to read: "A facility in this occupancy classification that has occupants who need physical assistance to respond in emergency situations must comply with the *International Building Code*, Section 423.";

(6) Chapter 2, Section 202 of the *I.F.C.*, is revised by adding an exception under the definition for "Educational Group E, Day care" to read: "Exception: Family child care homes (Group R-3) operating between the hours of 6:00 a.m. and 10:00 p.m. may accommodate a total of 12 children of any age without conforming to the requirements of a Group E occupancy except for (1) smoke detectors and alarms as described in Section 907.2.10; (2) carbon monoxide detectors and alarms as specified in the *International Building Code* Section 422; (3) means of egress requirements of Section 1003, including emergency escape and rescue openings, as required by Section 1025, in napping or sleeping rooms; and (4) portable fire extinguisher requirements as described in Section 906";

(7) Chapter 2, Section 202 of the *I.F.C.*, the first sentence of the last paragraph of the definition for "Institutional Group I, Group I-1" is revised to read: "A facility such as one described above

with five or fewer persons, including persons related to the staff, shall be classified as Group R-3.";

(8) Chapter 2, Section 202 of the *I.F.C.*, the second paragraph of the definition for "Institutional Group I, Group I-2" is revised to read: "A facility such as one described above, with five or fewer persons including persons related to the staff, shall be classified as Group R-3.";

(9) Chapter 2, Section 202 of the *I.F.C.*, the last paragraph of the definition for "Institutional Group I, Group I-2" is revised to read: "A child care facility that provides care on a 24-hour basis to more than five children who are two and one-half years of age or less, including children related to the staff shall be classified as Group I-2.";

(10) Chapter 2, Section 202 of the *I.F.C.*, the second sentence of the definition for "Group I-4, day care facilities" is revised to read: "A facility within this occupancy classification with five or fewer persons, including persons related to the staff, shall be classified as a Group R-3.";

(11) Chapter 2, Section 202 of the *I.F.C.*, the last sentence of the definition for "R-3" in "Residential Group R" of "Occupancy Classification" is deleted, and the last sentence of the last paragraph of the definition for "R-4" in "Residential Group R" of "Occupancy Classification" is revised by deleting the reference to the *International Residential Code*;

(12) Chapter 2, Section 202 of the *I.F.C.*, is revised by adding a new paragraph to the definition for "R-4" in "Residential Group R" of "Occupancy Classification" between the first and second paragraphs to read: "Facilities within this occupancy classification that have occupants needing physical assistance to respond in emergency situations must comply with *International Building Code*, Section 423.";

(13) Chapter 2, Section 202 of the *I.F.C.*, is revised by adding a definition to read: "SERVICE. The annual test, maintenance, or service defined and required by applicable fire protection system maintenance standards set out in Table 901.6.1.";

(14) Chapter 3, Section 307.2 (Permit required) of the *I.F.C.*, is revised to read: "Approval. The fire chief of a registered department having jurisdiction, may allow a fire for recognized silvicultural or range or wildlife management practices, prevention, or control of disease or pests, or a bonfire. Application, as required by the chief of that registered fire department, must be presented by the owner of the land upon which the fire is to be kindled before kindling such fire.";

(15) Chapter 3, Section 308.3 (Open flame) of the *I.F.C.*, is revised to read: "Open flame. The use of open flame in connection with a public meeting or gathering for the purposes of deliberation, worship, entertainment, amusement, instruction, education, recreation, awaiting transportation, or similar purposes in assembly or educational occupancies must be done in consultation with the registered fire department having jurisdiction.";

(16) Chapter 3, Section 311.1.1 (Abandoned premises) of the *I.F.C.*, is revised by deleting the reference to the *International Property Maintenance Code*;



(17) Chapter 3, Section 311.5 (Placards) of the *I.F.C.*, is revised by deleting this section;

(18) Chapter 4, Section 401.3 (Emergency forces notification) of the *I.F.C.*, the first sentence is revised to read: "In the event an unwanted fire occurs on a property, the owner or occupant shall immediately report the conditions to the registered fire department having jurisdiction.";

(19) Chapter 4, Section 404.2 (Where required) of the *I.F.C.*, is revised by deleting paragraph 1;

(20) Chapter 4, Section 405 (Emergency evacuation drills) of the *I.F.C.*, is revised by adding a new Section 405.10 to read: "405.10 False alarms. False alarms may not be counted as a fire drill for the purposes of Section 405. EMERGENCY EVACUATION DRILLS.";

(21) Chapter 4, Section 407.1 (General) of the *I.F.C.*, is revised to read: "General. The provisions of Sections 407.2 through 407.7 shall be applicable, in the discretion of the chief of the registered fire department that has jurisdiction, where hazardous materials are located on the premises.";

(22) Chapter 4, Section 408.3 (Group E, I and Group R-2 college and university buildings) of the *I.F.C.*, is revised by the adding a new Section 408.3.5 to read: "408.3.5 False alarms. False alarms may not be counted as a fire drill for the purposes of this section.";

(23) Chapter 5, Section 503.1.1 (Buildings and facilities) of the *I.F.C.*, is revised to read: "Buildings and facilities. The fire chief of the registered department having jurisdiction may require approved fire apparatus roadways for every facility, building, or portion of a building constructed or moved into or within the jurisdiction on or after September 15, 2001. The fire apparatus access roadway must be required to comply with the requirements of this section as determined by the chief of that jurisdiction and be required to extend within 150 feet (45,720 mm) of all portions of the facility or building or any portion of the exterior wall of the first story of the facility or building as measured by an approved route around the exterior of the building or facility.";

(24) Chapter 5, Section 503.1.1 of the *I.F.C.*, the lead-in line to the exception is revised to read: "Exception: The chief of the registered fire department having jurisdiction may increase or decrease the dimension of 150 feet (45,720 mm) where:";

(25) Chapter 5, Section 505.1 (Address numbers) of the *I.F.C.*, the first sentence is revised to read: "The chief of the registered fire department having jurisdiction may require that all new and existing buildings be provided with approved address numbers, building numbers, or approved building identification visible from the street or road fronting the property, or on the street or road if the building is not visible from the street or road.";

(26) Chapter 5, Section 505.2 (Street or road signs) of the *I.F.C.*, the first sentence is revised to read: "The chief of the registered fire department having jurisdiction may require streets and roads to be identified with approved signs.";

(27) Chapter 5 of the *I.F.C.* is revised by adding a new Section 507.4 to read: "507.4 Smoke obstruction systems. Smoke obstruction systems associated with security or burglar alarm systems are not allowed.";

(28) Chapter 5, Section 508.1 of the *I.F.C.*, the first sentence is revised to read: "The chief of the registered fire department having jurisdiction may require that an approved water supply capable of supplying the required fire flow for fire protection be provided to premises upon which facilities, buildings, or portions of facilities or buildings are constructed or moved into or within the jurisdiction on or after September 15, 2001";

(29) Chapter 6, Section 603 (Fuel-Fired Appliances) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(30) Chapter 6, Section 603.3.1 (Maximum outside fuel oil storage above ground) of the *I.F.C.*, the last sentence is revised to read: "The storage of fuel oil above ground in quantities exceeding 660 gallons (2,498 L) shall comply with NFPA 31 and have a minimum distance to nearest important building by not less than five feet.";

(31) Chapter 6, Section 604 (Emergency and Standby Power System) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(32) Chapter 6, Section 604.2.15.2 (Separate circuits and luminaires) of the *I.F.C.*, is revised by the adding a new Section 604.2.15.2.2 to read: "604.2.15.2.2 Pickup time. The emergency power system must pick up its connected loads within 10 seconds of failure of the normal power supply.";

(33) Chapter 6, Sections 605 and 606 of the *I.F.C.*, are revised by deleting the references to the "*ICC Electrical Code* " and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(34) Chapter 7, Section 703.2.3 (Door operation) of the *I.F.C.*, is revised by adding a new Section 703.2.3.1 to read: "703.2.3.1 Operation. Fire assemblies may not be obstructed or otherwise impaired from their proper operation at any time. When two or more self-closing fire assemblies within a building have been documented as having been obstructed or impaired during three or more consecutive inspections, the fire code official may order the installation of automatic-closing devices meeting the requirements of Section 714.2.7.3 of the *I.B.C.*";

(35) Chapter 8, Section 807.1 (General requirements) of the *I.F.C.*, is revised by adding ", or treated by a method approved by fire code officials" at the end of first paragraph;

(36) Chapter 9, Section 901.4 (Installation) of the *I.F.C.*, is revised by adding an exception to read: "Exception: Buildings temporarily closed due to seasonal operations may have their fire systems deactivate under the following conditions:

1. Building is unoccupied;
2. Building is properly secured;
3. All utilities are disconnected and drained;
4. The fire systems are certified as operational before the building is reoccupied;
5. A 24-hour a day fire watch as defined in Section 202 is provided during the interim between when utilities are reactivated and the fire systems are certified as operational;
6. The fire code official is notified in writing of the closure; and
7. A letter from the insurance carrier or, the owner if self-insured, indicating knowledge of the closure is provided to the fire code official";

(37) Chapter 9, Section 901.5 (Installation acceptance testing) of the *I.F.C.*, is revised to read: "Fire detection and alarm systems, fire-extinguishing systems, fire standpipes systems, and other fire protection systems and appurtenances to those systems must meet the approval of the authority having jurisdiction as to installation and location, and are subject to the acceptance test required by the standard in Table 901.6.1 for the system or appurtenance. Fire hydrant systems, fire pump systems, and private fire service mains installed as a requirement by the fire chief of the registered fire department having jurisdiction, are subject to the acceptance tests as contained in the installation standards and as approved by the chief. The chief must be notified before any required testing, and all results of the tests must be conveyed to the chief within 30 days.";

(38) Chapter 9, Section 901.6 (Inspection, testing and maintenance) of the *I.F.C.*, is revised by adding a second paragraph to read: "Notwithstanding other code or standard requirements established by this section, fire protection systems and fire extinguishers must be inspected, tested, and serviced as follows:

1. Annually. Exception: Standpipe systems must be inspected, tested, and serviced every five years;
2. After any use or activation;
3. Any time damage is found;
4. After repair or alteration;
5. When required by the fire code official;
6. After a seasonal shutdown.

Reports of inspections and tests must be maintained on the premises, and a copy of the acceptance test certificate must be forwarded to the fire code official by the person conducting

the inspection or test within 30 days of the inspection or test being completed. The annual fire extinguisher testing may be performed by any person who has a valid permit in accordance with 13 AAC [50.030\(h\)](#) , including the building owner or the owner's agent.";

(39) Chapter 9, Section 903.2.2 (Group E) of the *I.F.C.*, is revised to read: "An automatic sprinkler system must be provided throughout all buildings in Group E occupancies and for every portion of educational buildings below the level of exit discharge. The use of a fire wall does not establish a separate building for purposes of this section.

Exception: Buildings with Group E occupancies having an occupant load of 49 or less";

Day care uses that are licensed to care for more than five persons between the hours of 10:00 p.m. and 6:00 a.m. must be equipped with an automatic sprinkler system designed and installed in accordance with Section 903.3.1.3., or an approved equivalent system.";

(40) Chapter 9, Section 903.2.7 (Group R) of the *I.F.C.*, is revised to read: "Group R. An automatic sprinkler system must be installed in Group R occupancies as required in 903.2.7.1 through 903.2.7.3.";

(41) Chapter 9 of the *I.F.C.* is revised by adding a new Section 903.2.7.1 to read: "903.2.7.1 Group R-1. An automatic sprinkler system or a residential sprinkler system installed in accordance with section 903.3.1.2 must be provided throughout all buildings with a group R-1 fire area.";

(42) Chapter 9 of the *I.F.C.* is revised by adding a new Section 903.2.7.2 to read: "903.2.7.2 Group R-2. An automatic sprinkler system or a residential sprinkler system installed in accordance with Section 903.3.1.2 must be provided throughout all buildings with a Group R-2 fire area that are more than two stories in height, including basements, or that have more than 16 dwelling units or sleeping rooms.";

(43) Chapter 9 of the *I.F.C.* is revised by adding a new Section 903.2.7.3 to read: "903.2.7.3 Group R-4. An automatic sprinkler system or a residential sprinkler system installed in accordance with Section 903.3.1.2 must be provided throughout all buildings with a Group R-4 fire area.";

(44) Chapter 9, Section 903.3.1.1, of the *I.F.C.*, is revised by adding a new Section 903.3.1.1.2 to read: "903.3.1.1.2 (Elevator hoistways and machine rooms). When the provisions of this code require the installation of automatic sprinkler systems, the installation in elevator hoistways and machine rooms must occur as described in *N.F.P.A. 13-2007*, (Elevator Hoistways and Machine Rooms) and adopted by reference, and the American Society for Mechanical Engineers (A.S.M.E.) *A17.1 Safety Code for Elevators and Escalators (2000 Edition)* and adopted by reference.

Exception: Sprinklers are not required in an elevator machine room where the machine room is:

(1) separated from the remainder of the building as described in *I.B.C. Section 3006.4*;

(2) smoke detection is provided in accordance with *N.F.P.A.72-2007* and adopted by reference; and

(3) notification of alarm activation is received at a constantly monitored location.";

(45) Chapter 9, Section 903.3.5 (Water supplies) of the *I.F.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(46) Chapter 9, Section 903.3.6 (Hose threads) of the *I.F.C.*, is revised by deleting "the fire code official" and replacing it with "[AS 18.70.084](#) ";

(47) Chapter 9, Section 903.6 (Existing buildings) of the *I.F.C.*, is revised by adding a new Section 903.6.2 to read: "903.6.2 Group E. An approved automatic fire extinguishing system must be installed in a Group E occupancy in accordance with Section 903.2.2, as revised, whenever alterations, repairs, or additions are made to an existing structure containing a Group E Occupancy.";

(48) Chapter 9, Section 904.3.1 (Electrical wiring) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(49) Chapter 9, Section 906.1 (Where required) of the *I.F.C.*, is revised by deleting the exception in number 1;

(50) Chapter 9, Section 907.1.1 (Construction documents) of the *I.F.C.*, is revised by adding the following construction documents to those that must be submitted for plan review:

12. System riser diagrams.;

(51) Chapter 9, Section 907.2.3 (Group E) of the *I.F.C.*, is revised by adding a second paragraph to read: "Rooms used for sleeping or napping purposes within a day care use of a Group E occupancy must be provided with smoke alarms that comply with Section 907.2.10.1.2.", and by deleting Exception 1;

(52) Chapter 9, Section 907.2.6.1 (Group I-1) of the *I.F.C.*, is revised by deleting Exception 1;

(53) Chapter 9, Section 907.2.10 (Single- and multi-station smoke alarms) of the *I.F.C.*, is revised by adding a second paragraph to read: "When a plan review is required for an existing Group R occupancy, smoke alarms must be installed as described in Section 907.2.10.1.";

(54) Chapter 9, Section 907.2.10.1.3 (Group I-1) of the *I.F.C.*, is revised by deleting the exception;

(55) Chapter 9, Section 909.18 (Acceptance tests) of the *I.F.C.*, is revised by adding a new sentence to read: "A copy of the acceptance test certificate must be forwarded to the state fire

marshal or the deferred jurisdiction having authority by the firm conducting the test within 30 days of the completion of the installation.";

(56) Chapter 9, Section 910.1 (General) of the *I.F.C.*, is revised by deleting Exception 2;

(57) Chapter 9, Section 912.5 (Backflow protection) of the *I.F.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(58) Chapter 10, Section 1001.1 (General) of the *I.F.C.*, is revised by adding the following words to the last sentence of the exception: "as governed by the provisions of [AS 18.70.080](#) .";

(59) Chapter 10, Section 1009.1 (Stairway width) of the *I.F.C.*, is revised by adding the following exception:

Exceptions: "5. Stairs or ladders used only to attend equipment are exempt from the requirements of this section.";

(60) Chapter 10, Section 1009.5.2 (Outdoor conditions) of the *I.F.C.*, is revised by adding ", snow or ice" after "water";

(61) Chapter 10, Section 1010.7.2 (Outdoor conditions) of the *I.F.C.*, is revised by adding ", snow or ice" after "water";

(62) Chapter 10, Section 1013.3 (Opening limitations) of the *I.F.C.*, is revised by deleting Exception 5;

(63) Chapter 10, Section 1019.1 (Minimum number of exits) of the *I.F.C.*, is revised by adding an exception to read: "Exception: Basements or the first level below the first story in all occupancies, except Group R-3, used exclusively for the service of the building may have access to only one exit. Any other use of the basement or first level below the first story must have at least two exits arranged in accordance with Section 1015.2. For purposes of this exception, storage rooms, laundry rooms, maintenance offices, and similar uses may not be considered as providing service to the building.";

(64) Chapter 10, Section 1026.1 (General) of the *I.F.C.*, is revised by deleting Exceptions 1, 2, 3, 4, and 7;

(65) Chapter 10, Section 1027.5 (Illumination emergency power) of the *I.F.C.*, is revised by deleting the exception under paragraph 1;

(66) Chapter 11, Section 1102.1 (Definitions) of the *I.F.C.*, the first sentence of the definition for "Airport" is revised to delete the words "with an overall length greater than 39 feet (11,887 mm) and an overall exterior fuselage width greater than 6.6 feet (2,012 mm)";

(67) Chapter 11, Section 1103.5 (Dispensing of flammable and combustible liquids) of the *I.F.C.*, the last sentence is revised to read: "Aircraft motor vehicle fuel-dispensing stations shall be in accordance with Chapter 22 of the *I.F.C.* and *N.F.P.A.* 407 (2007 Edition), and adopted by reference.";

(68) Chapter 11, Section 1105 (Portable fire extinguishers) of the *I.F.C.*, is revised by deleting Section 1105.8;

(69) Chapter 11, Section 1106.1 (Aircraft motor-vehicle fuel-dispensing stations) of the *I.F.C.*, is revised to read: "Aircraft motor vehicle fuel-dispensing stations shall be in accordance with Chapter 22 and *N.F.P.A.* 407 (2007 Edition), and adopted by reference.";

(70) Chapter 11, Section 1106.3 (Construction of aircraft-fueling vehicles and accessories) of the *I.F.C.*, is revised by adding a new exception to read:

"Exception: A vehicle or trailer tank with a capacity of 250 gallons or less may be used for non-commercial refueling of private non-commercial aircraft if the following requirements are met:

1. The tank is placarded with no smoking signs, the type of fuel contained in the tank, and the tank capacity;
2. The tank and all appurtenances used in the fueling operation are listed and approved for the specific purpose;
3. Electrical bonding is provided as required under Section 1106.3.7.";

(71) Chapter 11, Section 1106.3.4 (Protection of electrical equipment) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(72) Chapter 12, Section 1204.2.3 (Electrical wiring and equipment) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(73) Chapter 14, Section 1404.7 (Electrical) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(74) Chapter 15, Section 1503 (Protection of Operations) of the *I.F.C.*, is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(75) Chapter 15, Section 1504.6.1.2.2 (Portable infrared apparatus) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(76) Chapter 16, Section 1604.5 (Heating) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(77) Chapter 17, Section 1703.2.1 (Electricity) of the *I.F.C.*, is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(78) Chapter 18, Section 1803 (General Safety Provisions) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(79) Chapter 19, Section 1903.4 (Electrical equipment) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(80) Chapter 20, Section 2004.1 (Wiring and equipment) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(81) Chapter 22 (Motor Fuel-Dispensing Facilities and Repair Garages) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(82) Chapter 22, Section 2206.2.3 (Above-ground tanks located outside, above grade) of the *I.F.C.*, is revised by adding an item 5 to read:

"5. Approved above-ground atmospheric tanks may be used without a special enclosure or fire rating if the following criteria are met:

A. Tanks must be located as required for "Other Tanks" by Table 2206.2.3;

B. Tanks must be enclosed by a six-foot high industrial type chain link fence with a minimum of two access gates located at opposite side of the enclosure. Each gate must be at least 36 inches wide. There must be a minimum working distance of five feet between the tank and the fence.";

(83) Chapter 22, Section 2206.7.7.1 (Leak detection) of the *I.F.C.*, is revised by adding an exception to read: "Exception: A leak detection device is not required if the underground piping is extra-heavy wall steel with all welded joints, dielectric coating, and cathodic protection.";

(84) Chapter 22, Section 2211.2.3 (Drainage and disposal of liquids and oil-soaked waste) of the *I.F.C.*, is revised by adding a sentence to the first paragraph to read: "Where oil separators or traps are provided, neither the oil nor water phase may drain to septic systems, dry wells, or other means of underground discharge.";



(85) Chapter 24, Section 2403.2 (Approval required) of the *I.F.C.*, the first sentence is revised to delete "a permit and";

(86) Chapter 24, Section 2403.7 (Inspections) of the *I.F.C.*, is revised by deleting "permit" and "permittee";

(87) Chapter 24, Section 2403.12.6.1 (Exit sign illumination) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(88) Chapter 26, Section 2606.4 (Emergency disconnect) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(89) Chapter 27 (Hazardous Material-General Provisions) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(90) Chapter 27, Section 2701.6 (Facility Closure) of the *I.F.C.*, is revised to read: "Documentation. The fire chief of the registered fire department having jurisdiction may require the documentation of the closure plans for the termination of the storage, use, or handling of hazardous materials at least 30 days before the termination. The fire chief is authorized to require that the documentation include an approved facility closure plan in accordance with Section 2701.6.3. The fire chief may require the submission of the Hazardous Materials Management Plan and Hazardous Materials Inventory Statement indicated in Sections 2701.5.1 and 2701.5.2.";

(91) Chapter 27, Section 2704.2.2.6 (Drainage system design) of the *I.F.C.*, is revised by deleting the reference to the "*International Plumbing Code*" and replacing it with "Plumbing Code as adopted by 8 AAC [63.010](#), as amended as of December 6, 2003 and as amended from time to time";

(92) Chapter 30 (Compressed Gases) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(93) Chapter 32 (Cryogenic Fluids) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(94) Chapter 33, Section 3301.1 (Scope) of the *I.F.C.*, is revised to insert "and AS 18.72" after "The provisions of this chapter";

(95) Chapter 33, Section 3301.1.3 (Fireworks. The possession, manufacture, storage, sale, handling and use of fireworks are prohibited) of the *I.F.C.*, is revised, with the exceptions

remaining, to read: "The storage, use, and handling of fireworks is prohibited except as allowed in this section and AS 18.72";

(96) Chapter 33, Section 3301.1 (Scope) of the *I.F.C.*, is revised by adding a new Section 3301.1.1.6 to read: "3301.1.1.6 Transportation. Explosive materials must be transported in accordance with 49 C.F.R. Parts 100 - 185, revised as of October 1, 2002. No person may sell fireworks, possess, or transport fireworks for sale, conduct a fireworks display described in paragraph 2.4.2 of this section, or possess, transport or test dangerous fireworks for such a display, unless the person holds a valid permit or license under this section, and the activity is conducted in accordance with [AS 18.72](#) and this chapter.";

(97) Chapter 33, Section 3301.7 (Seizure) of the *I.F.C.*, is revised by adding the words "or AS 18.72.";

(98) Chapter 33 of the *I.F.C.* is revised by deleting Section 3301.2 (Permit required), Section 3301.2.4 (Financial responsibility), and Section 3301.2.4.2 (Fireworks display);

(99) Chapter 33, Section 3301.2.2 (Sale and retail display) of the *I.F.C.*, is revised by deleting the words "explosives, explosive materials, or fireworks" and inserting in their place "explosives and explosive materials";

(100) Chapter 33, Section 3308 of the *I.F.C.*, is revised by re-titling the section to read: "FIREWORKS RETAIL SALES AND DISPLAYS";

(101) Chapter 33, Section 3308.1 (General) of the *I.F.C.*, is revised by adding a second paragraph to read: "Retail sales of salable fireworks must comply with Section 3308.11.";

(102) Chapter 33, Section 3308.2 (Permit application) of the *I.F.C.*, is revised to read: "Permit application. (a) The following licenses or permits are required to conduct activity described in Section 105.6 of the *I.F.C.*:"

(1) wholesaler's license, as described in [AS 18.72](#), to sell, or possess for sale, 1.4G or 1.3G fireworks at wholesale;

(2) a retailer's permit, as described in [AS 18.72](#), for each location where the applicant intends to sell, or possess for sale, 1.4G fireworks at retail;

(3) a pyrotechnic operator's permit to conduct a fireworks display or non-routine testing of 1.3G fireworks, or to possess fireworks for display or non-routine testing of 1.3G fireworks;

(4) a fireworks event permit for each event involving public or private display of any amount of 1.3G fireworks or 250 gross pounds (113.4 kg) of salable fireworks; or

(5) an annual permit for routine testing of 1.3G fireworks.

(b) A license or permit under (a)(1) - (4) of this paragraph must be obtained from the state fire marshal's office. A permit under (a)(5) of this paragraph may be obtained from the state fire marshal's office or, on a form approved by the fire marshal, from the chief of fire department in the jurisdiction where the testing will occur.

(c) An application for a license or permit under (a)(1) - (4) of this paragraph must be received by the fire marshal's office 14 days before the activity is scheduled to occur. A permit under (a)(5) of this paragraph must be issued before the routine testing occurs.

(d) Applications for a license or permit must include

(1) for a license or permit under (a)(1) or (2) of this paragraph, proof of insurance as required and in the amount set out in [AS 18.72.020](#) ; or

(2) for a permit under (a)(3) - (5), a certified copy of a policy of public liability and products liability insurance, including both accident and occurrence insurance, for not less than \$1,000,000 for bodily injury and death, and not less than \$500,000 for property damage.

(e) An application for a retailer's permit under (a)(2) of this paragraph or for a fireworks event under (a)(4) of this paragraph must include a plan and drawings, satisfactory to the state fire marshal, showing and describing the sales location or display site.

(f) An application for a pyrotechnic operator's permit under (a)(3) of this paragraph must include proof satisfactory to the state fire marshal that the applicant

(1) has passed a written examination administered by the state fire marshal; and

(2) has participated as an assistant to a licensed pyrotechnic operator in six licensed displays in this state or holds a valid pyrotechnic operator's permit or license from another state.

(g) An applicant for a fireworks event permit under (a)(4) of this paragraph or for testing under (a)(5) of this paragraph must hold a valid pyrotechnic operator's permit under (a)(3) of this paragraph.";

(103) Chapter 33, Section 3308.2 (Permit application) of the *I.F.C.*, is revised by adding a new Section 3308.2.3 to read: "3308.2.3 Revocation and suspension. A permit for the retail sale of salable fireworks is void if the intended place of sale or use of the permit is within a jurisdiction that, by ordinance, has prohibited the sale or use of fireworks or if the permit holder sends, transports, or delivers fireworks to a jurisdiction that by ordinance has prohibited the sale or use of fireworks.

The state fire marshal may revoke a permit or license if (1) the permittee or licensee fails to comply with a notice of violation and order to correct by the date set in the order; (2) the permittee or licensee is cited more than one time for the same violation of [AS 18.72](#) or the fire code regulations in this chapter in the same calendar year; or (3) the permittee or licensee conducts business in a way that presents an immediate threat to life or property.

If a permit or license is revoked, the permittee or licensee may file a written appeal to the state fire marshal, who will review the revocation and issue a written decision within 10 days after the appeal. The appeal must be postmarked within seven days following the date of receipt of the revocation. Once a permit or license is revoked, the permittee or licensee may not apply for or be granted a new permit or license for the sale, use, or display of fireworks for one year from the date of revocation.";

(104) Chapter 33, Section 3308.6 (Installation of mortars) of the *I.F.C.*, is revised adding a new Section 3308.6.1 to read: "3308.6.1 Mortar construction. Mortars must be constructed of paper, high density plastic pipe, or metal other than cast iron.";

(105) Chapter 33, Section 3308.11 (Retail display and sale) of the *I.F.C.*, is revised to read: "Retail sale of salable fireworks. Retail sales of salable fireworks as described in [AS 18.72](#) must be conducted in accordance with this section.

3308.11.1 Dedicated structure or stand. Salable fireworks may be sold only from a dedicated structure or stand that has exits meeting the requirements of Chapter 10 of the *I.B.C.*

Exception: Structures meeting the criteria of a Group H-1 occupancy as established by the *I.B.C.* are exempt from the requirements of Section 3308.11.1.

3308.11.2 Fire extinguishers. Portable fire extinguishers that meet the criteria of Section 906.2 must be provided.

3308.11.3 Placard. A placard setting out the language of [AS 41.15.070](#) , 41.15.140, and 41.15.160 must be prominently displayed.

3308.11.4 Sales. The sale of salable fireworks may not take place within 250 feet of a place of residence or public assembly.

3308.11.5 Class B dangerous fireworks. Class B dangerous fireworks may not be stored or offered for sale at a retail sales location.

3308.11.6 Use or discharge. Fireworks of any class may not be used or discharged within 250 feet (76.2 m) of a retail sales location.

3308.11.7 Right-of-way. Retail sales locations may not be located on a highway or utility right-of-way.

3308.11.8 Display of permit or license. The retail sales permit or license must be conspicuously displayed at the sales location.

3308.11.9 Age of employee. A person under the age of 18 years may not be employed where fireworks are sold or stored.

3308.11.10 Age of purchaser. Fireworks may not be sold to person under the age of 18 years.

3308.11.11 Prohibition. Fireworks may not be sold to a person who is or appears to be intoxicated or otherwise chemically impaired.

3308.11.12 Storage. Salable fireworks, class 1.4G (Class C common fireworks) must be stored as follows:

1. Storage at retail sites must be in a type 4 or higher rated magazine;
2. Except as provided in paragraph 3 of Section 3308.11.12, storage must be a minimum of 40 feet from property lines or any inhabited building. The dedicated structure or stand used for selling fireworks is excluded;
3. Storage must be a minimum of 250 feet from a place of residence or public assembly building;
4. Storage may not be located on a highway or utility right of way;
5. Storage at any site except approved retail locations must be in accordance with the requirements for low explosives in Section 3304.3.2.

3308.11.13 Permitted sales location. All 1.4G fireworks must be sold from the location specified in the permit application.

3308.11.14 Suspension of sales and use. The sale or use of fireworks may be suspended by the state fire marshal in any area where the Department of Natural Resources has declared the wild fire danger to be extreme.";

(106) Chapter 34 (Flammable and Combustible Liquids) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code*" and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(107) Chapter 34, Section 3404.3.5.1 (Basement storage) of the *I.F.C.*, is revised by deleting this section;

(108) Chapter 34, Section 3406.3 (Well drilling and operation) of the *I.F.C.*, is revised by adding a second sentence to read: "This section does not apply to offshore oil platforms.";

(109) Chapter 35, Section 3501 (General) of the *I.F.C.*, is revised by adding a new Section 3501.3 to read: "3501.3 Plan review. Where a single container is over 500-gallon (1,892.7 L) water capacity or the aggregate capacity of containers is over 500-gallon (1,892.7 L) water capacity, the installer shall submit plans for review before installation in accordance with 13 AAC [50.027](#).";

(110) Chapter 36 (Flammable Solids) of the *I.F.C.* is revised by deleting the references to the "*ICC Electrical Code* " and replacing them with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(111) Chapter 37, Section 3704.2.2.8 (Emergency power) of the *I.F.C.*, is revised by deleting the reference to the "*ICC Electrical Code*" and replacing it with "Electrical Code as adopted by 8 AAC [70.025](#), as amended as of June 14, 2006 and as amended from time to time";

(112) Chapter 45 (Referenced Standards) of the *I.F.C.* is revised by changing the referenced standards from the publication date listed to the following edition, and the standards are adopted by reference:

*N.F.P.A. 10-2007 Portable Fire Extinguishers;*

*N.F.P.A. 13-2007 Installation of Sprinkler Systems ;*

*N.F.P.A. 13D-2007 Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes;*

*N.F.P.A. 13R-2007 Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height;*

*N.F.P.A. 14-2007 Standpipe and Hose System;*

*N.F.P.A. 20-2007 Installation of Stationary Pumps for Fire Protection;*

*N.F.P.A.72-2007 National Fire Alarm Code;*

*N.F.P.A. 750-2006 Standard on Water Mist Fire Protection Systems.*

**History:** Eff. 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; am 8/31/96, Register 139; am 3/27/99, Register 149; am 9/15/2001, Register 159; am 8/27/2004, Register 171; am 9/12/2007, Register 183

**Authority:** [AS 18.70.080](#)

**Editor's note:** (1) Explosive storage and handling, as they relate to employee health and safety, are regulated by the Department of Labor and Workforce Development, division of labor standards and safety, Alaska Occupational Safety and Health Administration Standards, Explosives Code (8 AAC [61.010](#)) .

(2) Copies of the *N.F.P.A. Standards* may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02169-7471 or at [www.nfpa.org](http://www.nfpa.org).

(3) Copies of the *International Fire Code* may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478; telephone: (800) 423-6587; or at [www.iccsafe.org](http://www.iccsafe.org).

As of Register 151 (October 1999), the regulations attorney made technical revisions under [AS 44.62.125](#) (b)(6) to reflect the name change of the Department of Labor to the Department of

Labor and Workforce Development made by Ch. 58, SLA 1999 and the corresponding title change of the commissioner of labor.

**13 AAC 50.027. Non-structural plan review and approval; stop work orders**

(a) Before beginning the construction, alteration, repair, or changing the occupancy of a building, a substantial land structure, or structure regulated by the state fire marshal, plans and specifications regarding that building's or structure's location on the property, area, height, number of stories, occupancy, type of construction, fire-resistive construction, interior finish, exit facilities, electrical systems, mechanical systems, fuel storage tanks and their appurtenances, automatic fire-extinguishing systems, and fire alarm systems must be submitted by the owner or the owner's representative to the state fire marshal for examination and approval. This review does not address structural considerations, mechanical or electrical review beyond that necessary to confirm compliance with fire or life safety requirements, or the requirements of 42 U.S.C. 12101 - 12213 (Americans With Disabilities Act of 1990). A copy of the approval must be posted as required in 13 AAC [55.100](#).

(b) It is prohibited to occupy a building for which plans have not been examined and approved if the construction, alteration, repair, or change in occupancy began on or after 10/28/90. The state fire marshal will, in the marshal's discretion, post a building constructed without a plan review, as set out in 13 AAC [50.070\(b\)](#) .

(c) The following procedures apply to a plan review:

(1) upon application for a plan review, a plan review fee must be paid to the state fire marshal; the plan review fee is established by *I.B.C.*, Section, 108 adopted by reference in 13 AAC [50.020](#); the value of the proposed construction will be determined by the state fire marshal using the valuation schedule, the plan review fee table and the plan review fee formula set out in (6), (7), and (8) of this subsection; renovation, alterations, and mechanical changes and fuel system installation and replacement valuation is determined by the project cost; the fee schedule will then be applied to the calculated fee; if the state fire marshal cannot determine project value using the valuation schedule or the construction estimate, an hourly fee of \$50 per hour or fraction of an hour will be charged; the minimum review fee for industrial use facilities is \$1000; the plan review fee for home day cares is \$100; the minimum fee for other uses is \$150;

(2) if plans are revised to an extent that requires a new plan review, the charge will be the same as for new plans;

(3) if the state fire marshal determines that it is advisable because of the complexity of plans submitted, the marshal will submit the plans to the International Code Council (I.C.C.) for plan review by that agency; the person submitting the plans to the state fire marshal is responsible for the fee of the I.C.C.;

(4) the charge for a plan review for plans submitted for identical structures within the same subdivision or planned unit development is the full fee for one original set, and 60 percent of the

full plan review fee for each additional set of plans of the same identical structure; each identical structure shall be issued a separate approval permit;

(5) if any work for which a plan review and approval is required by this subsection has been started without first obtaining plan review and approval, a special processing plan review fee will be charged; the special processing plan review fee is \$100 for a first violation; the special processing plan review fee for a subsequent violation by the same person is an additional charge equal to the amount of the standard plan review fee for the project;

(6) the State Fire Marshal shall determine value of the proposed construction using the Valuation Schedule set out in this paragraph, as follows:

[CLICK TO VIEW TABLE </A>](#)

[CLICK TO VIEW TABLE </A>](#)

Notwithstanding [13 AAC 55.030\(c\)](#) , the chief of a fire department registered under [AS 29.60.130](#) , or the chief of a fire department or a building official of a municipality recognized under 13 AAC [52.030](#), may use the valuation schedule in this paragraph for value determination, or may use another valuation schedule approved by the local jurisdiction;

(7) The state fire marshal shall use the following for calculating fees for plan review:

<b>TOTAL VALUATION FEE</b>		
<b>Valuation</b>	<b>Basic Fee</b>	<b>Each Additional \$1,000 or Fraction of \$1,000</b>
\$1 to \$25,000	\$100 for the first \$8,000	\$16
\$25,001 to \$50,000	\$430.25 for the first \$25,000	\$11.10
\$50,001 to \$100,000	\$780.05 for the first \$50,000	\$8
\$100,001 to \$500,000	\$1,093.05 for the first \$100,000	\$6.60
\$500,001 to \$1,000,000	\$3,556.75 for the first \$500,000	\$5.75
Over \$1,000,000	\$6,168.75 for the first \$1,000,000	\$4.14



The chief of a fire department registered under [AS 29.60.130](#), or the chief of a fire department or a building official of a municipality recognized under 13 AAC [52.030](#) may use the plan review fee table in this paragraph for fee determination or, notwithstanding 13 AAC [55.030\(c\)](#), may use another fee table approved by the local jurisdiction;

(8) Plan review fees shall be determined using the following formula:

(A) for valuation, project floor area in square feet multiplied by the cost per square foot from valuation schedule set out in (6) of this subsection plus the cost per square foot for sprinklers from valuation schedule set out in (6) of this subsection equal the project total valuation;

(B) for fee, basic fee from plan review fee table set out in (7) of this subsection plus the additional fee per \$1,000 valuation over basic fee from plan review fee table multiplied by 75 percent equal the plan review fee.

(d) If work is being done contrary to the provisions of this section, the state fire marshal may order the work stopped by notice in writing served on any persons engaged in or causing the work to be done. The persons doing the work shall immediately stop the work until authorized by the state fire marshal to proceed.

(e) The state fire marshal shall use the following for calculating fees for fire system plan review:

**SYSTEMS FEE SCHEDULE**

<b>Permit Fee</b>	<b>Plan Review Fee</b>
\$1 to \$500	\$69
\$501 to \$1,000	\$117
\$1,001 to \$2,000	\$195
\$2,001 to \$3,000	\$293
\$3,001 to \$4,000	\$391
\$4,001 to \$6,000	\$489
\$6001 and up	\$587

Filing fee: \$25

Per device fee: \$2

Device fee x number of devices = Permit Fee

Plan review fee based on permit fee

Total fee due is the amount of all the fees listed.

**History: Eff. 6/15/79, Register 71; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; am 8/31/96, Register 139; am 3/27/99, Register 149; am 9/15/2001, Register 159; am 8/27/2004, Register 171; am 9/13/2007, Register 183**  
**Authority: [AS 18.70.080](#)**

[AS 18.70.090](#)

**13 AAC 50.030. Fire protection systems (installed and portable)**

(a) Fire extinguishing systems, fire detections systems, fire alarm systems, portable and manual fire control equipment and automatic fire extinguishing systems, and other installed fire appliances must be installed and maintained as required by 13 AAC [50.020](#), 13 AAC [50.025](#), and this section.

(b) Repealed 6/10/93.

(c) Single-station smoke detection devices as required by [AS 18.70.095](#) must meet the requirements of *N.F.P.A.* Standard 72-2002, and adopted by reference and, at a minimum, must be installed in accordance with *I.B.C.* Section 907.2.10 and the standards of this subsection. Smoke detectors may be solely battery operated when installed in existing buildings built before 1/1/89; or in buildings without commercial power. The following are additional installation standards:

(1) detectors must be installed, maintained, and tested in accordance with the manufacturer's recommendations;

(2) approved detectors are those that are listed and approved by Underwriters' Laboratories, Inc., Factory Mutual, Inc., and other laboratories recognized by the State Fire Marshal of this state.

(d) An automatic fire detection system required by [AS 18.70.082](#) must, as a minimum, be installed to meet the requirements of *I.F.C.* Section 907.

(e) Repealed 6/10/93.

(f) Repealed 6/10/93.

(g) Repealed 6/10/93.

(h) A person may not inspect, recharge, maintain, or hydrostatic test portable fire extinguishers unless a permit from the state fire marshal has been issued. The following apply to permits under this subsection:

(1) each applicant for a fire extinguisher permit must pass a written examination given by the state fire marshal in order to qualify for a permit;

(2) a permit endorsed with the type of qualification will be issued to each qualified person;

(3) a permit issued under this subsection is presumed to contain the requirement that the applicant carry out the permitted activity in compliance with all the requirements of state statutes and this chapter; a permit is nontransferable; a permit is valid for three years after the date of issue; an infraction of this chapter or prescribed manuals may be cause for revocation of the permit;

(4) permits are classified and defined as follows:

(A) Class I - inspection and non-invasive maintenance of portable fire extinguishers;

(B) Class II - inspect, recharge, distribute, and maintain portable fire extinguishers;

(C) Class III - inspect, recharge, distribute, maintain, and hydrostatic test extinguishers;

(5) a permit holder shall place or cause to be placed the holder's permit number on the inspection tag of a portable fire extinguisher to identify the work performed under the permit.

(i) Repealed 6/10/93.

(j) Repealed 6/10/93.

(k) Repealed 8/31/96.

(l) Repealed 8/31/96.

(m) Repealed 6/10/93.

(n) Repealed 6/10/93.

**History: Eff. 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; am 8/31/96, Register 139; am 9/15/2001, Register 159; am 8/27/2004, Register 171**

**Authority:**

[AS 18.70.010](#)

[AS 18.70.080](#)

[AS 18.70.085](#)

### [AS 18.70.095](#)

**Editor's note:** (1) Copies of the *N.F.P.A. Standards* may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02169-7471 or at [www.nfpa.org](http://www.nfpa.org).

(2) Copies of the *International Fire Code* may be obtained from the International Code Council, 5360 Workman Mill Road, Whittier, California 90601-2298; phone: (800) 284-4406 or (562) 699-0541 or at [www.iccsafe.org](http://www.iccsafe.org).

(3) Copies of the *International Building Code* may be obtained from the International Code Council, 5360 Workman Mill Road, Whittier, California 90601-2298; phone: (800) 284-4406 or (562) 699-0541 or at [www.iccsafe.org](http://www.iccsafe.org).

### [13 AAC 50.035. Permit required](#)

(a) A company designing, installing, testing, or maintaining fire alarm signaling systems, or automatic fire suppression systems must employ sufficient personnel who hold valid permits in the appropriate classifications under this section to provide direct oversight and supervision of work being performed on the fire systems. A professional mechanical or electrical engineer registered under [AS 08.48](#) who has relevant system design experience and the company that employs that engineer are exempt from the permit requirements of this section for system design. A plumber registered under [AS 18.62](#) and certified by the manufacturer of the system may perform multi-purpose residential suppression system installations conforming to NFPA 13D. Notwithstanding the requirements of this subsection,

(1) owner maintenance may be performed without a permit; and

(2) fire alarm systems may be installed under the direction of an electrical administrator licensed under [AS 08.40](#) without a permit required by this section provided that the final acceptance test and certification of the system is conducted by a qualified person who holds a valid permit under this section.

(b) Repealed 8/31/96.

(c) A company that engages in the design, installation, or maintenance of a system shall record its work by annotating plans, test certificates, inspection reports, and system inspection tags with the permit holder's permit number, or professional engineer's registration number or seal.

(d) A permit issued under this section expires three years from date of issuance. The authority of a permit holder to design, install, or maintain a system under a permit ceases immediately upon expiration of the permit. A permit may be renewed upon application to the state fire marshal on forms provided by the fire marshal.

(e) A company must employ at least one permit holder who holds a permit in the classifications specified in (f) of this section that cover the work the company wishes to perform. A company may only perform work within the scope of the permits held by its employees, except that system design drawings may be prepared for that company by another company or individual who has the necessary permits. If a permit holder terminates employment with the company, the company shall immediately stop all activities within the scope of work authorized by the permits held by that individual except that a company may complete work designed by a permit holder following the permit holder's termination of employment with the company if the design plans for that work have been prepared and approved under 13 AAC [50.027](#) before the date of termination.

(f) A permit holder may, within the scope of the permit holder's permit classification as defined in (g) of this section, perform or supervise the preparation of technical drawings, and the installation, inspection, or maintenance of fire alarm signaling systems, fire suppression systems, or any part of a system.

(g) The state fire marshal will issue permits under this section according to the following classifications:

(1) Class IA: limited to the maintenance and testing of fire alarm signaling systems and related devices;

(2) Class IB: limited to the installation, maintenance, and testing of fire alarm signaling systems and related devices;

(3) Class IB-Special: limited to the installation of fire alarm signaling systems and related devices;

(4) Class IC: limited to the design, installation, maintenance, and testing of fire alarm signaling systems and related devices;

(5) Class IC-DO: limited to the design of fire alarm signaling systems and related devices;

(6) Class IIA: limited to the maintenance and testing of fire sprinkler and standpipe systems beginning at the point the water supply is used exclusively for the fire suppression system;

(7) Class IIB: limited to the installation, maintenance, and testing of water fire sprinkler and standpipe systems beginning at the point the water supply is used exclusively for the fire suppression system;

(8) Class IIC: limited to the design, installation, maintenance, and testing of water fire sprinkler and standpipe systems beginning at the point the water supply is used exclusively for the fire suppression system;

(9) Class IIC-DO: limited to the design of water fire sprinkler and standpipe systems beginning at the point the water supply is used exclusively for the fire suppression system;

(10) Class IIIA: limited to the maintenance and testing of special hazard systems;

(11) Class IIIB: limited to the installation, maintenance, and testing of special hazard systems;

(12) Class IIIC: limited to the design, installation, maintenance, and testing of special hazard systems;

(13) Class IIIC-DO: limited to the design of special hazard systems;

(14) Class IV: limited to the installation, maintenance, and testing of pre-engineered dry and wet chemical fire suppression systems for restaurant and commercial hoods, ducts and associated cooking appliances.

(h) To qualify for a permit under this section, an applicant

(1) shall submit an application to the state fire marshal on a form provided by the marshal;

(2) must be 18 years of age or older; and

(3) at the time of application, must meet the following minimum requirements for the class of permit for which the applicant has applied:

(A) Class IA:

(i) have not less than two years cumulative experience in the fire alarm signaling system business; and

(ii) passed the examination for NICET II certification elements in fire alarm systems or the equivalent;

(B) Class IB:

(i) have not less than two years cumulative experience in the fire alarm signaling systems business;

(ii) be employed in a position of supervisory responsibility for the installation, maintenance, and testing of fire alarm signaling systems; and

(iii) have passed the examination for NICET II certification elements in fire alarm systems or the equivalent;

(C) Class IB-Special:

(i) have completed an approved electrical apprentice program;

(ii) be a current Alaska journeyman electrician; and

(iii) not hold a position of supervisory responsibility;

(D) Class IC:

(i) have not less than five years cumulative experience in the fire alarm signaling systems business;

(ii) be employed in a position of supervisory responsibility for the preparation of technical documents and the installation, maintenance, and testing of fire alarm signaling systems; and

(iii) have passed the examination for NICET III certification elements in fire alarm systems or the equivalent;

(E) Class IC-DO:

(i) have not less than five years cumulative experience in the design of fire alarm signaling systems business;

(ii) be employed in a position of supervisory responsibility for the design of fire signaling systems; and

(iii) have passed the examination for NICET III certification elements in fire alarm systems or the equivalent;

(F) Class IIA:

(i) have not less than two years cumulative experience in the water-based fire suppression system business; and

(ii) passed the examination for NICET II certification elements in automatic sprinkler systems or the equivalent;

(G) Class IIB:

(i) have not less than two years cumulative experience in the water-based fire suppression system business;

(ii) be employed in a position of supervisory responsibility for the installation, maintenance, and testing of water-based fire suppression systems; and

(iii) have passed the examination for NICET II certification elements in automatic sprinkler systems layout or the equivalent;

(H) Class IIC:

- (i) have not less than five years cumulative experience in the water-based fire suppression system business;
- (ii) be employed in a position of supervisory responsibility for the preparation of technical documents and the maintenance and testing of water-based fire suppression systems; and
- (iii) have passed the examination for NICET III certification elements in automatic sprinkler systems or the equivalent;

(I) Class IIC-DO:

- (i) have not less than five years cumulative experience in the design of water-based fire suppression system business;
- (ii) be employed in a position of supervisory responsibility for the design of sprinkler systems; and
- (iii) have passed the examination for NICET III certification elements in automatic sprinkler systems layout or the equivalent;

(J) Class IIIA:

- (i) have not less than two years cumulative experience in the special hazard systems business; and
- (ii) have passed the examination for NICET II certification elements in special hazard systems or the equivalent;

(K) Class IIIB:

- (i) have not less than two years cumulative experience in the special hazard systems business;
- (ii) be employed in a position of supervisory responsibility for the installation, maintenance, and testing of special hazard systems; and
- (iii) have passed the examination for NICET II certification elements in special hazard systems or the equivalent;

(L) Class IIIC:

- (i) have not less than five years cumulative experience in the special hazard systems business;



(ii) be employed in a position of supervisory responsibility for the preparation of technical documents and the maintenance and testing of special hazard systems; and

(iii) have passed the examination for NICET III certification elements in special hazard systems or the equivalent;

(M) Class IIIC-DO:

(i) have not less than five years cumulative experience in the design of special hazard system business;

(ii) be employed in a position of supervisory responsibility for the design of special hazard systems; and

(iii) have passed the examination for NICET III certification elements in special hazard systems layout or the equivalent;

(N) Class IV:

(i) have not less than two years cumulative experience in the kitchen fire suppression system maintenance business;

(ii) have passed the examination for NICET special hazard elements 52001, 52002, 53002, 53004, 53005, and 54013 or the equivalent;

(iii) possess at least one manufacturers training certificate; and

(iv) possess the specific system manuals for the systems to be serviced.

(i) Repealed 9/13/2007.

(j) If a company or individual is involved in the installation, maintenance, or design of a fire suppression system or fire alarm signaling system and does not possess a required permit, the state fire marshal will, in the marshal's discretion, order work stopped by service of an order in writing in accordance with 13 AAC [50.070](#).

(k) The state fire marshal will provide written notice to a permit holder at least 10 days before an action to revoke or suspend a permit. The fire marshal will, in the marshal's discretion, revoke or suspend a permit

(1) if a permit holder has materially misrepresented that individual's qualifications in obtaining or renewing the permit or is subject to revocation under 13 AAC [55.100\(c\)](#);

(2) if a permit holder is found, after an administrative investigation, to be negligent, incompetent, or to have committed substantial misconduct in the preparation of technical drawings, or the installation or maintenance of a system;

(3) based upon documented repetitive violations of 13 AAC [50](#) - 13 AAC [55](#) by a permit holder;

(4) for other good cause found by the state fire marshal.

(l) An order of suspension must state the length of the suspension. The period of suspension may not be less than 30 days and may not exceed one year from the date of the order.

(m) An order of revocation must state the length of the revocation. The period of revocation may not be less than one year and may not exceed two years.

(n) Unless the context indicates otherwise, in this section,

(1) "company" means any individual, partnership, firm, group, organization, corporation, or any other entity that performs or represents itself as qualified to perform any of the following functions related to a fire alarm signaling system or fire suppression system, or any portion of a system:

(A) preparation of technical design documents;

(B) installation, either in whole or in part;

(C) maintenance; or

(D) inspection;

(2) "design" means the preparation of detailed drawings of a fire alarm signaling system or fire suppression system and the calculations and specifications for those systems completed in accordance with the requirements of 13 AAC [50](#) - 13 AAC [55](#);

(3) "direct oversight and supervision" means that a company must have sufficient personnel with appropriate permits to inspect and certify that work being performed on systems is in substantial compliance with applicable laws, product listings, and manufacturer's installation instructions;

(4) "equivalent" means 20 years of relevant experience in the design, installation, or maintenance of systems or such other combination or documented training, experience, or certification, that the fire marshal determines is substantially equivalent to the requirements of (h) of this section;

(5) "fire alarm signaling system" means any signaling system that is either automatically or manually activated to notify persons on or off the property of a fire condition;

(6) "fire suppression system" means a system that is either automatic or manual and designed to protect a process, building, or structure from fire; "fire suppression system" includes piping, fire mains, standpipes, and thermal systems connected to the system;

(7) "installation" means the initial placement of equipment or the extension, modification, or alteration of a system after the initial placement;

(8) "maintenance" means to repair, service, or replace a system or a system component when, for any reason, it becomes undependable or inoperative; "maintenance" includes periodically recurrent inspections and tests required to keep a system and its component parts in an operative condition at all times;

(9) "NICET" means the National Institute for Certification in Engineering Technologies;

(10) "owner maintenance" means basic maintenance performed by an owner or the owner's representative who is capable of performing maintenance in accordance with the law and nationally recognized standards of good practice; owner maintenance includes the following nontechnical repairs:

(A) replacing sprinkler heads;

(B) resetting valves;

(C) replacing damaged or missing pipe hangers;

(D) replacing batteries;

(E) replacing indicator lamps;

(F) tightening electrical connections; or

(G) replacing damaged or inoperative detection or audible devices;

(11) "permit" means the document issued under this section by the state fire marshal to an individual as verification of that individual's qualifications to design, install, and maintain fire protection systems in accordance with this section;

(12) "permit holder" means an individual who has been issued a permit under this section by the state fire marshal;

(13) "special hazard system" means a system that uses gases, chemicals, or foam as the fire suppression agent and includes Halon systems, CO<sub>2</sub> systems, wet chemical systems, dry chemical systems, AFFF systems, and protein foam systems;

(14) "system" means a fire alarm signaling system or fire suppression system;

(15) "water-based fire suppression system" means a system that uses water as the suppression agent; "water-based fire suppression system" includes automatic fire sprinkler systems and standpipe systems.

**History:** Eff. 6/10/93, Register 126; am 8/31/96, Register 139; am 9/13/2007, Register 183

**Authority:** [AS 18.70.010](#)

[AS 18.70.080](#)

[AS 18.70.090](#)

**Editor's note:** Copies of NICET publications are available from the National Institute for Certification in Engineering Technologies, 1420 King Street, Alexandria, Virginia 22314.

**13 AAC 50.040. Hazardous substances**

Repealed 1/14/81.

**13 AAC 50.050. Hazardous processes**

Repealed 1/14/81.

**13 AAC 50.060. Occupancy standards**

(a) Fire-retardant paints or solutions, and thermal barriers, if required in an occupancy, must be renewed or repaired as often as necessary to maintain the required flame-retardant properties.

(b) Repealed 6/10/93.

(c) Repealed 6/10/93.

(d) Repealed 6/10/93.

(e) Wastebaskets and other waste containers in institutional occupancies must be of noncombustible material or approved for intended use by Underwriters Laboratories, Inc., Factory Mutual Laboratories, or other testing laboratories approved by the state fire marshal.

(f) Repealed 8/2/86.

(g) No person, as defined in [AS 01.10.060](#), may install, sell, or offer for sale any fire-retardant paints or solutions, foam plastics, thermal barriers, or similar building products, purported to be fire resistant or for fire protective purposes unless the products have been approved by a testing laboratory recognized by the state fire marshal.

(h) In occupancies where the personal liberties of inmates are restrained, mattresses must be resistant to cigarette ignition and have a char length not exceeding two inches (5.1 cm) when tested in accordance with 16 C.F.R. 1632, in effect as of 5/5/93.

(i) In occupancies where the personal liberties of inmates are restrained, upholstered furniture must be resistant to cigarette ignition. The components of upholstered furniture shall meet the requirements for flame resistance Class I when tested in accordance with *N.F.P.A. Standard 260, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture*. Mock-up composites of the upholstered furniture shall have a char length not exceeding 1.5 inches (3.8 cm) when tested in accordance with *N.F.P.A. Standard 261, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes*.

**History:** In effect before 7/28/59; am 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; am 8/27/2004, Register 171

**Authority:** [AS 18.70.010](#)

[AS 18.70.080](#)

**Editor's note:** Copies of *N.F.P.A. Standards* may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02169-7471 and at [www.nfpa.org](http://www.nfpa.org).

### **13 AAC 50.070. Inspections, orders, and appeals**

(a) If an officer of the state fire marshal's office finds a building or premises in which the following dangerous conditions or materials exist, the officer shall order the conditions or materials to be remedied or removed as directed by the state fire marshal:

- (1) dangerous amounts of combustible, explosive, or otherwise hazardous materials;
- (2) hazardous conditions arising from defective or improperly installed equipment for handling or using combustible, flammable, explosive, or otherwise hazardous materials;
- (3) dangerous accumulations of decorations, rubbish, wastepaper, boxes, shavings, or combustible or flammable liquids or materials;
- (4) accumulations of dust or waste materials in air conditioning or ventilating systems or of grease in kitchen or other exhaust ducts;
- (5) obstructions to or on fire escapes, stairs, passageways, doors, or windows, which will interfere with operations of the fire department or egress of occupants in case of fire or explosion;
- (6) ineffective fire assembly, exit door, attic separation, area separation, fire separation, or occupancy separation;

(7) a chimney, smokestack, stove, oven, incinerator, furnace or other heating device, or electric fixture found to be defective or unsafe so as to create a fire danger;

(8) a building or structure which because of a lack of repairs, adequate exit facilities, automatic or other fire-alarm apparatus or fire-extinguishing equipment, or any other cause including age, is hazardous; or

(9) any other condition that violates this chapter, and which the state fire marshal finds is hazardous.

(b) If an order is issued to eliminate a dangerous or hazardous condition described in (a) of this section and the condition is not corrected within the time specified in the order, the state fire marshal will, in the marshal's discretion, post at the entrance to the building or premises a notice to read "DO NOT ENTER, UNSAFE TO OCCUPY. DEPARTMENT OF PUBLIC SAFETY, DIVISION OF FIRE PREVENTION." The notice must remain posted until the required repair, demolition or removal is completed, and may not be removed without written permission of the state fire marshal. No person may enter a posted building unless the person does so to make required repairs or to demolish or remove the hazardous condition.

(c) The service of an order for the correction of a violation of (a) of this section must be made upon the owner, occupant, or other persons responsible for the condition by

(1) delivering a copy to the person responsible for the condition or to the person in charge of the premises;

(2) affixing a copy in a conspicuous place on the door to the entrance of the premises; or

(3) mailing a copy of the report to the responsible person by certified mail at his or her last known address.

(d) If a building or other premises is owned by one person and occupied by another under lease or similar agreement, orders issued under (a) of this section apply to the occupant unless the rule or order requires additions to or changes in the premises which would become the real property of the owner of the premises. In which case, the rule or order must be sent to the owner.

(e) If an order is made by the state fire marshal or the marshal's authorized representative, the owner or occupant may, within seven days after receiving the order, file a written appeal to the state fire marshal who will, within 10 days after receiving the appeal, review the order, and issue a written decision. The appeal must be postmarked within seven days following the date of receipt of the order. The order must be complied with within the time specified in the order unless the state fire marshal revokes the order. The state fire marshal's decision on an appeal under this subsection is a final order of the Department of Public Safety for purposes of [AS 18.70.100](#).

(f) No person may make a false statement with the intent to mislead the state fire marshal in connection with the marshal's official duties, including in response to orders of the Department of Public Safety to alter, repair, change, or correct a violation or deficiency.

**History:** In effect before 7/28/59; am 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 8/31/96, Register 139

**Authority:** [AS 18.70.070](#)

[AS 18.70.080](#)

[AS 18.70.090](#)

### **13 AAC 50.075. Deferring to local authorities**

(a) The state fire marshal will, in the marshal's discretion, exempt a municipality from compliance with the requirements of 13 AAC [50.027](#), if the municipality

(1) has the expertise to and has enacted ordinances for the review and approval of plans and specifications and the enforcement of state fire statutes and regulations; and

(2) agrees in writing to concurrently undertake or continue a building fire safety inspection program that meets or exceeds the program conducted by the division of fire prevention.

(b) The state fire marshal will, in the marshal's discretion, exempt an agency of state government from compliance with the requirements of 13 AAC [50.027](#), if the agency

(1) has the expertise and has entered into a written agreement to review and approve plans and specifications and to enforce state fire statutes and regulations;

(2) agrees in writing to concurrently undertake or continue a building fire safety inspection program that meets or exceeds the programs conducted by the division of fire prevention;

(3) has full law enforcement authority and fire protection responsibilities for a specific geographic area.

(c) The state fire marshal will, in the marshal's discretion, defer building fire safety inspection and enforcement activities to the local authorities, if the municipality

(1) complies with the requirements of 13 AAC [52.030](#);

(2) has a building fire safety inspection program that meets or exceeds the building fire safety inspection program conducted by the division of fire prevention;

(3) has the expertise to enforce state fire safety statutes and regulations; and

(4) the governing body of the municipality has agreed, in writing, to enforce state fire safety statutes and regulations.

(d) If the state fire marshal determines that a municipality or agency of state government's plan review or fire safety inspection program is not providing adequate enforcement of state fire safety statutes or regulations, the marshal will, in the marshal's discretion, cancel the exemption or deferral granted under this section. The state fire marshal will give 30 days written notice to the municipality or agency of state government before canceling the exemption or deferral.

(e) Application for deferral or exemption under this section must be made on the forms provided by the state fire marshal. Criteria for deferral and exemption will be established by the state fire marshal and included with the application forms.

**History:** Eff. 1/14/81, Register 77; am 8/2/86, Register 99; am 6/10/93, Register 126

**Authority:** [AS 18.70.010](#)

[AS 18.70.080](#)

[AS 18.70.090](#)

**[13 AAC 50.080. Fire chief defined](#)**

Repealed 10/28/90.

**[Chapter 51](#)**

**Fireworks**

Section

[10. \(Repealed.\)](#)

[20. \(Repealed.\)](#)

[30. \(Repealed.\)](#)

[40. \(Repealed.\)](#)

[50. \(Repealed.\)](#)

[60. \(Repealed.\)](#)



### **13 AAC 51.010. Use of dangerous fireworks**

Repealed.

**History: Eff. 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; repealed 8/31/96, Register 139**

### **13 AAC 51.020. Permits for the sale of salable fireworks**

Repealed.

**History: Eff. 6/25/69, Register 30; am 2/21/71, Register 37; am 1/14/81, Register 77; am 10/28/90, Register 116; am 6/10/93, Register 126; repealed 8/31/96, Register 139**

### **13 AAC 51.030. Storage of dangerous and salable fireworks**

Repealed.

**History: Eff. 6/25/69, Register 30; am 1/14/81, Register 77; am 8/2/86, Register 99; am 6/10/93, Register 126; repealed 8/31/96, Register 139**

### **13 AAC 51.040. Discharge of fireworks**

Repealed.

**History: Eff. 6/25/69, Register 30; am 1/14/81, Register 77; repealed 8/31/96, Register 139**

### **13 AAC 51.050. Revocation of licenses and permits**

Repealed.

**History: Eff. 6/25/69, Register 30; am 1/14/81, Register 77; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126; repealed 8/31/96, Register 139**

### **13 AAC 51.060. Seizure**

Repealed.

**History: Eff. 6/25/69, Register 30; am 1/14/81, Register 77; repealed 8/31/96, Register 139**

## **Chapter 52**

### **Fire Service Operations**

Section

[10. Investigation of fires.](#)

[20. Fire records.](#)

[30. Standards of organization and services of a fire department.](#)

[40. Workers' compensation for volunteer firefighters.](#)

### **13 AAC 52.010. Investigation of fires**

(a) The state fire marshal, or the marshal's authorized representative, will, in the marshal's discretion, investigate, or cause to be investigated, the origin, cause, and circumstances of each fire occurring in the state which is of suspicious nature or which involves loss of life, or serious injury to a person, or by which property is destroyed or substantially damaged. The investigation will begin as soon as practical. If it appears that a fire is of suspicious origin, the fire marshal must be immediately notified of the facts by the investigating officer.

(b) At any time during the course of a fire investigation, the state fire marshal will, in the marshal's discretion, post at the entrance to a building or premises, a notice to read "KEEP OUT. BY ORDER OF THE STATE FIRE MARSHAL." After the sign is posted, it is unlawful for persons other than those authorized by the state fire marshal to enter the premises so posted.

**History: In effect before 7/28/59; am 6/25/69, Register 30; am 2/21/71, Register 37; am 8/2/86, Register 99; am 10/28/90, Register 116; am 6/10/93, Register 126**

**Authority:** [AS 18.70.010](#)

[AS 18.70.030](#)

[AS 44.17.030](#)

### **13 AAC 52.020. Fire records**

(a) Every fire or other related incident must be reported to the state fire marshal. Incident reports must be submitted within the first 10 days of the month following the month in which the incident occurred. Incident reports must be submitted by the fire chief or investigating officer, and be in a form approved by the state fire marshal. The state fire marshal's office shall provide each reporting fire department an annual summary of fire-related incidents reported under this section. The marshal's report shall be provided by July 1 of each year starting July 1, 1997.

(b) The state fire marshal will keep a record of all fires and of all the facts concerning them, including statistics as to the extent of fires and the damage caused, and whether the losses were covered by insurance and, if so, in what amount. The record will be compiled from the Alaska

National Fire Incident Reporting System (ANFIRS) submitted by the fire department officers and investigators. All the records are public, except when a criminal matter is pending.

(c) Each fire insurance company authorized to transact business in this state, or its authorized agent or adjustor, shall report to the state fire marshal all fire losses on property insured, giving the name and address of the insured, the date of the fire, the amount of probable loss, the character of the property destroyed or damaged and the probable cause of the fire. The loss must be reported to the state fire marshal within three days after the final adjustment is made.

**History: In effect before 7/28/59; am 7/25/60, Register 30; am 2/21/71, Register 37; am 8/2/86, Register 99; am 8/31/96, Register 139; am 8/27/2004, Register 171; am 9/13/2007, Register 183**

**Authority:** [AS 18.70.030](#)

[AS 44.17.030](#)

### **13 AAC 52.030. Standards of organization and services of a fire department**

(a) The state fire marshal will register the following fire departments that meet the requirements of (b) of this section:

- (1) fire department that by municipal ordinance is authorized to perform its duties;
- (2) fire department outside a municipality that is authorized to perform its duties;
- (3) airport fire department;
- (4) airport fire response service;
- (5) industrial fire department;
- (6) industrial fire brigade.

(b) A registered fire department must have operating procedures that

- (1) define the boundaries of the area served;
- (2) provide for the appointment of chiefs of the department;
- (3) provide for programs of pre-fire planning surveys, training, and fire safety and burn prevention education;
- (4) provide for the investigation and determination of the cause of each fire occurring within its boundaries and comply with fire reporting requirements required by the state fire marshal under 13 AAC [52.020\(a\)](#) ;

(5) provide for regular meetings of fire department personnel for business and training purposes;

(6) provide for a program of code enforcement if authority has been granted by the local governing body;

(7) provide a list of current department personnel and their rank.

(c) In order to maintain its registration, a fire department registered with the state fire marshal under [AS 29.60.130](#) must submit to the state fire marshal, no later than January 31 of each year, on a form provided by the state fire marshal, a report that provides the following information about the previous calendar year:

(1) a summary of the fire department's activities;

(2) a summary of training received by the department's firefighters;

(3) the number of public fire safety and burn prevention education programs conducted in the community;

(4) a summary of the general condition of the department;

(5) a list of the department personnel and their rank;

(6) a list of firefighting vehicles, special firefighting equipment, and emergency medical services equipment controlled by the department.

(d) Repealed 8/31/96.

(e) The state fire marshal may, in the marshal's discretion, suspend the registration of a fire department that fails to submit a report required under (c) of this section, fails to meet the requirements of 13 AAC [52.020](#), or fails to submit reasonable justification for its failure to report.

**History:** Eff. 2/21/71, Register 37; am 1/14/81, Register 77; am 10/28/90, Register 116; am 6/10/93, Register 126; am 8/31/96, Register 139; am 8/27/2004, Register 171; am 9/13/2007, Register 183

**Authority:** [AS 18.70.010](#)

### **[13 AAC 52.040. Workers' compensation for volunteer firefighters](#)**

(a) A fire department of any political subdivision or service area recognized by the state fire marshal under 13 AAC [52.030](#) may also be eligible under [AS 23.30.220](#) (a)(4) and 23.30.243 regarding workers' compensation if a complete list of members is submitted annually to the state fire marshal. The list must include the name, position, and status of each member.

(b) Each addition or deletion from the membership list must be forwarded to the state fire marshal within 30 days after the addition or deletion.

**History: Eff. 2/21/71, Register 37; am 8/2/86, Register 99; am 8/31/96, Register 139; am 9/13/2007, Register 183**

**Authority: [AS 18.70.010](#)**