

**DEPARTMENT OF COMMERCE
SUMMARY OF PUBLIC HEARING COMMENTS AND AGENCY RESPONSE**

Clearinghouse Rule Number: 06-120		Hearing Location: Mailed Comments	
Rule Number: Chapters Comm 14 and 60 to 66		Hearing Date:	
Relating to: Fire Prevention and Wisconsin Commercial Building Code			
Comments: Oral or Exhibit No.	Presenter, Group Represented, City and State	Comments/Recommendations	Agency Response
2	Dave Lind, Fire Marshall North Shore Fire Department Bayside, WI	<p><i>[Excerpt of Comm 14 comments only]</i></p> <p>As a whole supports the Comm 14 package as proposed with the following concerns:</p> <ul style="list-style-type: none"> • Believes that the language for an alternative fire code is not consistent with the department’s effort to adopt model codes and minimize Wisconsin modifications and fractionalizes the state. • Supports a one-stop shopping and questions the proposed deletions of NFPA 1 with regard to flammable and combustible liquids therein defaulting to ch. Comm 10. <p>Provided a copy of a previously raised questions and answers regarding the alternative fire code.</p> <ul style="list-style-type: none"> • How is a local municipality not able to accomplish their specific need for use of the International Fire Code (IFC) through local adoption? The stated goal of the Fire Code Council was to review and evaluate NFPA 1 UFC as the Fire Prevention Code of the State of Wisconsin. 	<p>Support noted.</p> <p>Local adoption and administration of an <u>equivalent set of</u> alternate model-fire code <u>requirements</u> is not prohibited by <u>the Wisconsin sStatutes</u>, and is therefore <u>consistent with allowed through</u> the home-rule authority that local governments have under sections 59.03 and 66.0101 of the <u>sStatutes</u>.</p> <p>The draft rules have been revised to enable the requested one-stop shopping, and the deletions of NFPA 1 that relate to ch. Comm 10 have been reduced to consist only of those which are needed to prevent the requirements in ch. Comm 14 from being inconsistent with the requirements in ch. Comm 10. This prevention is similar to other provisions in ch. Comm 14 that prevent Comm 14 from being inconsistent with the requirements in chs. Comm 61 to 65. Inconsistent requirements among codes are unduly difficult for regulated parties to comply with.</p> <p>The current-proposed allowance for municipal adoption of the IFC in lieu of NFPA 1 and any additional requirements, that, in total, are equivalent to ch. Comm 14 is intended to serve municipalities that which choose to administer the IFC as their base fire code. The state Fire Code will “stand-down” where a municipality chooses to administer the IFC in lieu of NFPA 1. Some municipalities have felt better-served by utilizing the IFC, because of its integration and coordination with the International Building Code, (IBC). <u>This utilization could include application of NFPA 1 requirements in addition to IFC requirements.</u></p>

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