



VIRTUAL/TELECONFERENCE
FIRE PREVENTION CODE ADVISORY COMMITTEE
Virtual, 4822 Madison Yards Way, Madison
Contact: Brad Wojciechowski (608) 266-2112
October 27, 2025

The following agenda describes the issues that the Committee plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Committee.

AGENDA

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-2)**
- B. Approval of Minutes of July 1, 2025 (3-4)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns
- D. Introductions, Announcements and Recognition
- E. Administrative Matters – Discussion and Consideration**
 - 1. Department, Staff and Committee Updates
 - 2. Section Member – Term Expiration Date
 - a. Bauer, Shoua
 - b. Bending, Brian
 - c. Fehrenbach, Michael
 - d. Hammond, April
 - e. Hornung, Amanda
 - f. Howard, Steven
 - g. Olson, Craig
 - h. Roberts, Jason
 - i. Ruckriegel, Edwin
 - j. Schmocker, Daniel
- F. 9:00 A.M. Preliminary Public Hearing on Scope Statement SPS 302, 305, and 314 relating to Fire Prevention Code Review (5-6)**
- G. Administrative Rule Matters – Discussion and Consideration (7-11)**
 - 1. Discussion of Proposed Scope Statement on SPS 302, 305, and 314 relating to Fire Prevention Code Review
 - 2. Pending or Possible Rulemaking Projects
- H. Public Comments**

ADJOURNMENT

NEXT MEETING: DECEMBER 15, 2025

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED
WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Requests for interpreters for the deaf or hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, 608-266-2112, or the Meeting Staff at 608-266-5439.

**VIRTUAL/TELECONFERENCE
FIRE PREVENTION CODE ADVISORY COMMITTEE
MEETING MINUTES
JULY 1, 2025**

PRESENT: Shoua Bauer, Brian Bending (*arrived at 9:10 a.m.*), Michael Fehrenbach, Amanda Hornung, Steven Howard, Craig Olson, Jason Roberts, Edwin Ruckriegel, Daniel Schmocker

STAFF: Brad Wojciechowski, Executive Director; Joseph Ricker, Legal Counsel; Jake Pelegrin, Administrative Rules Coordinator; Tracy Drinkwater, Board Administration Specialist; Aaron Andre, DSPS; April Hammond, DIS; Bradley Johnson, DIS; Steven Koman, DIS; Richard Sommerfeld, DIS; and other Department Staff

CALL TO ORDER

Brad Wojciechowski, Executive Director, called the meeting to order at 9:00 a.m. A quorum of nine (9) members was confirmed.

ADOPTION OF AGENDA

MOTION: Steven Howard moved, seconded by Craig Olson, to adopt the Agenda as published. Motion carried unanimously.

Brian Bending arrived at 9:10 a.m.

ADMINISTRATIVE MATTERS

Election of Officers

Chairperson

NOMINATION: Michael Fehrenbach nominated Edwin Ruckriegel for the Office of Chairperson. Edwin Ruckriegel accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Edwin Ruckriegel was elected as Chairperson by unanimous voice vote.

Vice Chairperson

NOMINATION: Edwin Ruckriegel nominated Daniel Schmocker for the Office of Vice Chairperson. Daniel Schmocker accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Daniel Schmocker was elected as Vice Chairperson by unanimous voice vote.

Secretary

NOMINATION: Michael Fehrenbach nominated himself for the Office of Secretary.
Michael Fehrenbach accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Michael Fehrenbach was elected as Secretary by unanimous voice vote.

ELECTION RESULTS	
Chairperson	Edwin Ruckriegel
Vice Chairperson	Daniel Schmocker
Secretary	Michael Fehrenbach

ADMINISTRATIVE RULE MATTERS

Discussion of Proposed Scope Statement on SPS 302, 305, and 314 relating to Fire Prevention Code Review

MOTION: Daniel Schmocker moved, seconded by Steven Howard, to recommend that the department secretary approve the scope statement for SPS 302, 305, and 314 relating to Fire Prevention Code Review for next steps. Motion carried unanimously.

ADJOURNMENT

MOTION: Edwin Ruckriegel moved, seconded by Jason Roberts, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:31 a.m.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Jake Pelegrin Administrative Rules Coordinator		2) Date when request submitted: 10/15/25 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting										
3) Name of Board, Committee, Council, Sections: Fire Prevention Code Advisory Council												
4) Meeting Date: 10/27/25	5) Attachments: ☒ Yes ☐ No	6) How should the item be titled on the agenda page? 9:00am Preliminary Public Hearing on Scope Statement SPS 302, 305, and 314 relating to Fire Prevention Code Review										
7) Place Item in: ☒ Open Session ☐ Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> ☐ Yes ☒ No		9) Name of Case Advisor(s), if required: N/A									
10) Describe the issue and action that should be addressed: Attachments: -Notice of Public Hearing												
<table style="width: 100%; border: none;"> <tr> <td style="width: 60%; border: none;"> 11) <i>Jake Pelegrin</i> </td> <td style="width: 40%; border: none; text-align: right;"> Authorization 10/15/25 </td> </tr> <tr> <td style="border: none;"> Signature of person making this request </td> <td style="border: none; text-align: right;"> Date </td> </tr> <tr> <td style="border: none;"> Supervisor (if required) </td> <td style="border: none; text-align: right;"> Date </td> </tr> <tr> <td colspan="2" style="border: none;"> Executive Director signature (indicates approval to add post agenda deadline item to agenda) </td> <td style="border: none; text-align: right;"> Date </td> </tr> </table>				11) <i>Jake Pelegrin</i>	Authorization 10/15/25	Signature of person making this request	Date	Supervisor (if required)	Date	Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date
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Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.												

Notice of Preliminary Public Hearing

The Department of Safety and Professional Services announces that it will hold a preliminary public hearing on the proposed Scope Statement SS 065-25. This proposed scope statement addresses rules SPS 302, 305, and 314 relating to Fire Prevention Code Review. The hearing will be at the time and place shown below.

Hearing Information

Date: October 27, 2025

Time: 9:00 A.M.

Location: Information concerning the location of the hearing will be available at:

<https://dsps.wi.gov/Pages/BoardsCouncils/SPS/314/Meetings.aspx>

Appearances at the Hearing and Submittal of Written Comments

The scope may be reviewed and comments submitted at:

[Statements of Scope](#)

Comments may also be submitted to Jake Pelegrin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, WI 53708-8366, email to DSPSAdminRules@wisconsin.gov.

Comments must be received at or before the public hearing to be included in the record of rulemaking proceedings.

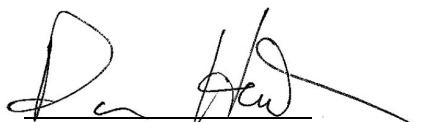
Initial Regulatory Flexibility Analysis

The proposed rule will not have an effect on small businesses, as defined under s. 227.114 (1).

Agency Small Business Regulatory Coordinator

The Department's Regulatory Review Coordinator may be contacted at Jennifer.Garrett@wisconsin.gov or by calling (608) 266-2112.

This Notice of Preliminary Hearing on Statement of Scope is approved by:


Secretary

10/1/2025
Date

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

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4) Meeting Date: 10/27/25	5) Attachments: ☒ Yes ☐ No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Discussion of Proposed Scope Statement on SPS 302, 305, and 314 relating to Fire Prevention Code Review 2. Pending or Possible Rulemaking Projects										
7) Place Item in: ☒ Open Session ☐ Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> ☐ Yes ☒ No	9) Name of Case Advisor(s), if required: N/A										
10) Describe the issue and action that should be addressed: Attachments: -Proposed scope statement on SPS 302, 305, and 314 relating to Fire Prevention Code Review -Rules process flowchart												
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STATEMENT OF SCOPE

DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

Rule No.: SPS 302, 305, and 314

Relating to: Fire Prevention Code Review

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only):

N/A

2. Detailed description of the objective of the proposed rule:

The objective of this rulemaking project is to evaluate, update, and clarify provisions of Wisconsin's Fire Prevention Code as contained in ch. SPS 314. The Fire Prevention Code primarily contains standards for the use, operation and maintenance of public buildings and places of employment. This rulemaking project is intended to keep the code consistent with regional and national construction and fire prevention practices, standards, and products, in order to protect the health, safety, and welfare of the occupants and owners of these buildings and places of employment. Rule revisions may also require changes to chs. SPS 302 and 305, as those chapters set requirements for certain subject matters contained in ch. SPS 314.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Wisconsin's Fire Prevention Code primarily contains standards for the use, operation and maintenance of public buildings and places of employment. The current rules adopt and reference the 2012 edition of the National Fire Protection Association's NFPA 1, *Fire Code* standard. The Fire Prevention Code also establishes duties and requirements for fire departments and municipalities that receive fire dues payments through the department.

The primary purpose of this rulemaking project is to protect public health, safety, and welfare. Periodic review and update of the rules is necessary to ensure that the rules still achieve that purpose. As part of this purpose, the review and potential update allows the opportunity to recognize and stay current with new construction and new fire prevention products and practices. With the use of new technologies, new and emerging fire hazards should be considered and evaluated. Administration of the code, definitions, general fire safety, and other topics covered by ch. SPS 314 will be considered during this project. The review and update process will include evaluation and consideration of adopting the 2024 edition of the NFPA 1, *Fire Code* standard. Since 2012, multiple editions of the NFPA 1 *Fire Code* have been published by the National Fire Protection Association.

The alternative of not revising the code would result in Wisconsin rules not being up to date with current national standards which would be a risk to the public.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 227.11 (2) (a), Stats., authorizes the Department to "...promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute..."

Section 101.02 (15) (i), Stats.: “The department shall ascertain and fix such reasonable standards and shall prescribe, modify and enforce such reasonable orders for the adoption of safety devices, safeguards and other means or methods of protection to be as nearly uniform as possible, as may be necessary to carry out all laws and lawful orders relative to the protection of the life, health, safety and welfare of employees in employments and places of employment or frequenters of places of employment.”

Section 101.02 (15) (j), Stats., requires the department to “...ascertain, fix and order such reasonable standards or rules for constructing, altering, adding to, repairing, and maintaining public buildings and places of employment in order to render them safe.”

Section 101.14 (4) (a), Stats.: “The department shall make rules, pursuant to ch. 227, requiring owners of places of employment and public buildings to install such fire detection, prevention or suppression devices as will protect the health, welfare and safety of all employers, employees and frequenters of places of employment and public buildings.”

5. Estimate of the amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

250 hours.

6. List with description of all entities that may be affected by the proposed rule:

This rule project may affect any business or other entity that is involved in the ownership, design, construction, use, maintenance, alteration, or inspection of a public building or place of employment in Wisconsin and any fire department or municipality that participates in the fire dues distribution under ss. 101.573 and 101.575, Stats. Fire departments and municipalities that participate in the fire dues distribution either have fire inspectors or have contracts with them. A code update would require those fire inspectors to be educated in those updates to ensure appropriate enforcement of the new code. Fire chiefs would also need to be updated and educated on any potential changes to their duties and responsibilities.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

The Code of Federal Regulations has many references for fire prevention. Below are the identified existing federal regulations that potentially address fire prevention in public buildings and places of employment in Wisconsin:

29 CFR 1910—Occupational Safety and Health Standards: Among other safety requirements, this section addresses measures to prevent or minimize the consequences of catastrophic releases of toxic, reactive, flammable, or explosive chemicals.

29 CFR 1926—Safety and Health Regulations for Construction: Employers are responsible for fire protection and prevention programs at job sites, subject to published standards, and protective equipment must be provided and maintained.

30 CFR 56—Safety and Health Standards—Surface Metal and Nonmetal Mines: Sets forth mandatory safety and health standards for each surface metal or nonmetal mine, including open pit mines, subject to the Federal Mine Safety and Health Act of 1977. The purpose of these standards is the protection of life, the promotion of health and safety, and the prevention of accidents.

30 CFR 57—Safety and Health Standards—Underground Metal and Nonmetal Mines: Sets forth mandatory safety and health standards for each underground metal or nonmetal mine, including related surface operations, subject to the Federal Mine Safety and Health Act of 1977. The purpose of these standards is the protection of life, the promotion of health and safety, and the prevention of accidents.

33 CFR 127—Waterfront Facilities Handling Liquefied Natural Gas and Liquefied Hazardous Gas: Requires facilities that transfer liquefied natural gas (LNG), or liquefied hazardous gas (LHG) in bulk, to or from a vessel, to maintain both an Operations Manual and an Emergency Manual.

41 CFR 102—Federal Management Regulation: Fire protection, prevention, and inspection regulations for federally owned and leased buildings are addressed in Title 41 of the Code of

Federal Regulations, in Part 102, Subpart C, Sections 80.80 to 80.135. Under Section 80.85, “Federally owned buildings are generally exempt from State and local code requirements in fire protection; however, in accordance with 40 U.S.C.619, each building constructed or altered by a Federal agency must be constructed or altered, to the maximum extent feasible, in compliance with one of the nationally recognized model building codes and with other nationally recognized codes. Leased buildings are subject to local code requirements and inspection.”

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

The proposed rule is not likely to have a significant economic impact on small businesses and the state's economy as a whole.

Contact Person: Jake Pelegrin, Administrative Rules Coordinator, DSPSAdminRules@wisconsin.gov, (608) 267-0989.

Approved for publication:

Approved for implementation:

Authorized Signature

Authorized Signature

Date Approved

Date Approved

Department/Council Permanent Rule Process Chart

