



Mike DeWine, Governor  
Jon Husted, Lt. Governor

**Department  
of Commerce**

Sheryl Maxfield, Director

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## **NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Ohio Board of Building Standards will convene for a public hearing in accordance with Chapter 119. of the Revised Code, at 1:00 P.M., Friday, March 27, 2020 in Hearing Room #1, at 6606 Tussing Road, Reynoldsburg, Ohio, 43068. The purpose of the hearing is to solicit testimony on proposed actions taken on select rules of the Administrative Code, identified as Amendments Group XCVIII (98) pursuant to Chapters 119., 3781., 3791., and 4104. of the Revised Code.

Synopsis of the proposed rule changes:

### **PART A – OHIO BUILDING CODE RULES**

The Board proposes to amend the Ohio Administrative Code rules as follows: **4101:1-4-01** to incorporate clarifications and new exemptions from the 2018 International Building Code (IBC) model code Section 404.6 relating to atriums; to reorganize Section 406 based upon the 2018 IBC language for the purpose of clarifying the motor-vehicle related occupancy requirements; to modify Section 423 for the purpose of clarifying and simplifying the storm shelter requirements for first responder buildings; and to incorporate ICC Errata; and **4101:1-34-01** to clarify the applicability of the referenced energy conservation standards in Section 3401.1.1.1; to reorganize, add clarifying sentences, and make editorial fixes to Section 3403.1 for the purpose of clarifying the intent of the requirements for additions to existing buildings; to add new Section 3403.6 which clarifies requirements for storm shelters when an addition is proposed to an existing building involving a first responder occupancy; to add new Section 3404.7 that clarifies that storm shelters are not required for alterations unless there is a change of occupancy; to add a clarification and an exemption in Section 3406.5 for opening protectives near an existing fire escape; to add a new Section 3408.5 that clarifies when storm shelters are required for a change of occupancy to an existing first responder building; to add a new compliance alternative Section 3412.2.1 that clarifies when storm shelters are required for a change of occupancy to an existing first responder building; to respond to Petition 19-05 which adds a clarifying sentence in Section 3412.2.2 describing how to evaluate partial change of occupancy; to reorganize, add clarifying sentences, and make editorial fixes to Section 3412.2.3.2 for the purpose of clarifying the intent of the compliance alternative requirements for additions to existing buildings; to add a new compliance alternative Section 3412.2.3.3 that clarifies when storm shelters are required for a change of occupancy to an existing first responder building; to add new compliance alternative Section 3412.2.4.2 that clarifies that storm shelters are not required for alterations unless there is a change of occupancy; to respond to Petition 19-06 which adds values for single tenant buildings and buildings without dwelling units in Section 3412.6.4; to bring back previous compliance alternative Section 3412.6.5.1 language addressing corridor wall construction; to respond to Petition 19-08 which adds a clarifying sentence to Section 3412.9.1 regarding evaluation of mixed occupancies; and to make general editorial fixes.

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**Tim Galvin, Chairman**  
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The full text of the public hearing draft containing the proposed rules can be viewed on the Board's website at (<http://www.com.ohio.gov/dico/bbs>).

The full text of the proposed rules were filed electronically with the Legislative Service Commission (LSC), the Joint Committee on Agency Rule Review (JCARR), and the Secretary of State as required in section 119.03 of the Revised Code. Prior to electronic filing of the rules, stakeholder meetings were held and electronic notification was provided to all stakeholders. The proposed rules and a Business Impact Analysis were posted and submitted to the Common Sense Initiative (CSI) Office. Additionally, the Clerks of the 88 County Commissioners were notified of the filings as required by statute.

The rule filing can be viewed on the Register of Ohio (<http://www.registerofohio.state.oh.us>).

**BOARD OF BUILDING STANDARDS**

Tim Galvin, Chairman

Regina S. Hanshaw, Executive Secretary