

**IDAPA 07 – DIVISION OF BUILDING SAFETY**

**07.03.01 – RULES OF BUILDING SAFETY**

**DOCKET NO. 07-0301-1901**

**NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING**

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

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

<b>PUBLIC MEETING</b>	
Tuesday, June 11, 2019 – 9:30 a.m. (MDT) And Tuesday, August 13, 2019 – 9:30 a.m. (MDT)	
Idaho Division of Building Safety 1090 E. Watertower Street, Suite 150 Meridian, ID 83642	
*Via VIDEO TELECONFERENCE* (same dates and times as above) At the following Division of Building Safety locations:	
Coeur d’Alene Regional Office 1250 Ironwood Drive, Suite 220 Coeur d’Alene, ID 83814	Pocatello Regional Office 2055 Garrett Way, Bldg. 1, Suite 4 Pocatello, ID 83201

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

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

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

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

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

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

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

The state of Idaho has been operating under 2015 editions of the International Building Code (IBC), International Existing Building Code (IEBC), and International Energy Conservation Code (IECC), and under the 2012 edition of the International Residential Code (IRC). The proposed amendments would adopt the 2018 editions of the IBC, IRC, IEBC, and IECC, but would retain existing Idaho amendments to the 2012 and 2015 editions of these codes, as applicable. Further Idaho amendments to the 2018 editions of these codes may be determined through the intended negotiated rulemaking.

Additionally, this rulemaking would eliminate or simplify provisions in IDAPA 07.03.01 to comply with the Red Tape Reduction Act. Such elimination may include provisions of IDAPA 07.03.01 that are duplicated in other IDAPA chapters related to factory built structures.

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

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and delivered by June 10, 2019, for the June 11th meeting, or by August 8, 2019, for the August 13th meeting.

Dated this 6th day of May, 2019.

Ron Whitney, Deputy Administrator  
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