

1 Department of Public Safety

2 State Fire Marshal Division

3

4 Adopted Rules Governing Amendments to the Uniform Fire Code

5

6 Rules as Adopted

7 11 MCAR S 1.5101 Purpose.

8 The purpose of 11 MCAR SS 1.5101-~~1.5154~~ 1.5156 is to adopt
9 uniform fire safety standards governing the maintenance of
10 buildings and premises; regulate the storage, use, and handling
11 of dangerous and hazardous materials, substances, and processes;
12 and regulate the maintenance of adequate egress facilities.

13 11 MCAR S 1.5102 Scope.

14 The scope of 11 MCAR SS 1.5101-~~1.5154~~ 1.5156 is intended to
15 be consistent with Minn. Stat. S 299F.011.

16 11 MCAR S 1.5103 Rules and standards adopted by reference.

17 The Uniform Fire Code, as promulgated by the International
18 Conference of Building Officials and the Western Fire Chiefs
19 Association (Whittier, California, 1982) is incorporated by
20 reference and hereby made part of Minnesota rules pursuant to
21 statutory authority, subject to the alterations and amendments
22 in 11 MCAR SS 1.5104-~~1.5154~~ 1.5156.

23 11 MCAR S 1.5104 Sec. 1.101 of the Uniform Fire Code.

24 Sec. 1.101 of the Uniform Fire Code is amended to read:

25 Sec. 1.101. This code shall be known as the MINNESOTA
26 UNIFORM FIRE CODE, may be cited as such, and will be referred to
27 herein as "this code."

28 11 MCAR S 1.5105 Sec. 1.102 of the Uniform Fire Code.

29 Sec. 1.102 of the Uniform Fire Code is amended by adding a
30 paragraph to read:

31 Sec. 1.102(d) Whenever in this code reference is made to
32 the Uniform Fire Code Standards, the provisions in the Uniform
33 Fire Code Standards shall not apply unless specifically adopted.

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1 11 MCAR S 1.5106 Sec. 2.101 of the Uniform Fire Code.

2 Sec. 2.101 of the Uniform Fire Code is amended to read:

3 Sec. 2.101. The state fire marshal may, and the chief of
4 any jurisdiction adopting this code shall, administer and
5 enforce this code and all laws of the state pertaining to:

6 (a) The prevention of fires.

7 (b) The suppression or extinguishing of dangerous or
8 hazardous fires.

9 (c) The storage, use and handling of explosive, flammable,
10 combustible, toxic, corrosive and other hazardous gaseous, solid
11 and liquid materials.

12 (d) The installation and maintenance of automatic, manual
13 and other private fire alarm systems and fire-extinguishing
14 equipment.

15 (e) The maintenance and regulation of fire escapes.

16 (f) The maintenance of fire protection and elimination of
17 fire hazards on land and in buildings, structures, and other
18 property, including those under construction.

19 (g) The means and adequacy of each exit in the event of
20 fire, from factories, schools, hotels, lodging houses,
21 institutions, hospitals, class B supervised living facilities,
22 churches, halls, theaters, amphitheatres, and all other places
23 in which people work, live, or congregate from time to time for
24 any purpose.

25 (h) The investigation of the cause, origin and
26 circumstances of fire.

27 11 MCAR S 1.5107 Sec. 2.102 of the Uniform Fire Code.

28 Sec. 2.102 of the Uniform Fire Code is deleted and replaced
29 with the following:

30 Sec. 2.102. (a) Any jurisdiction which adopts this code is
31 authorized to make amendments, by ordinance, to Article 2 hereof
32 to provide for a system of enforcement and administration within
33 the jurisdiction. These amendments shall be in the form of
34 additions only, and none of the existing provisions of Article 2
35 shall be changed nor shall any amendment be made which
36 interferes with the intent of the existing provisions nor the

1 state fire marshal's duties and powers thereunder.

2 (b) Any jurisdiction which adopts this code is authorized
3 to adopt, by ordinance, rules for the prevention and control of
4 fires and fire hazards as may be necessary from time to time, to
5 carry out the intent of this code, and which may be more
6 restrictive than this code when the rules are necessary to
7 protect life or property in the community. The governing body
8 may adopt this code by ordinance. One certified copy of the
9 ordinance containing the rules shall be filed with the clerk of
10 the jurisdiction and shall be in effect immediately thereafter,
11 and additional copies shall be kept in the office of the fire
12 department for distribution to the public.

13 (c) Wherever the term "state fire marshal" appears in
14 Article 2, it shall also include the chief of any jurisdiction
15 adopting this code.

16 (d) Wherever the term "chief" appears in Articles 2-86 or
17 in the Appendix of this code, it shall mean state fire marshal
18 except that it shall also include the chief of any jurisdiction
19 adopting this code.

20 11 MCAR S 1.5108 Sec. 2.103 of the Uniform Fire Code.

21 Sec. 2.103 of the Uniform Fire Code is deleted in its
22 entirety.

23 11 MCAR S 1.5109 Sec. 2.104 of the Uniform Fire Code.

24 Sec. 2.104 of the Uniform Fire Code is deleted in its
25 entirety.

26 11 MCAR S 1.5110 Sec. 2.105 of the Uniform Fire Code.

27 Sec. 2.105 of the Uniform Fire Code is deleted in its
28 entirety.

29 11 MCAR S 1.5111 Sec. 2.202 of the Uniform Fire Code.

30 Sec. 2.202 of the Uniform Fire Code is amended to read:

31 Sec. 2.202. (a) The fire department of any jurisdiction
32 adopting this code shall investigate promptly the cause, origin
33 and circumstances of each and every fire occurring in the
34 municipality involving loss of life or injury to person or

1 destruction or damage to property, and if it appears to the
2 members of the fire department making the investigation that
3 such fire is of suspicious origin, they shall then take
4 immediate charge of all physical evidence relating to the cause
5 of fire, shall notify the proper authorities designated by law
6 to pursue the investigation of such matters, and shall cooperate
7 with the authorities in the collection of evidence and in the
8 prosecution of the case. The chief shall make a report in
9 writing to the state fire marshal of all facts and findings
10 relative to each investigation.

11 (b) The police department may assist the fire department in
12 its investigation whenever requested to do so.

13 11 MCAR S 1.5112 Sec. 2.205 of the Uniform Fire Code.

14 Sec. 2.205 of the Uniform Fire Code is amended to read:

15 Sec. 2.205. Any order or notice authorized or required by
16 this code shall be given or served upon the owner, operator,
17 occupant or other person responsible for the condition or
18 violation either by oral notification, personal service, or by
19 delivering the same to and leaving it with some person of
20 suitable age and discretion upon the premises; or, if no such
21 person is found on the premises, by affixing a copy thereof in a
22 conspicuous place on the door to the entrance of said premises
23 and by mailing a copy thereof to such person by mail to his last
24 known address. Orders or notices given orally shall be
25 confirmed by service in writing as herein provided.

26 11 MCAR S 1.5113 Sec. 2.302 of the Uniform Fire Code.

27 Sec. 2.302 of the Uniform Fire Code is deleted in its
28 entirety.

29 11 MCAR S 1.5114 Sec. 2.303 of the Uniform Fire Code.

30 Sec. 2.303 of the Uniform Fire Code is deleted and replaced
31 with the following:

32 Sec. 2.303. Whenever the Uniform Fire Code, as amended by
33 11 MCAR SS 1.5101-1.5154, is silent on any subject, for any
34 reason, in any situation, the provision of protection shall be
35 in accordance with the National Fire Codes, 1982 issued by the

1 National Fire Protection Association (Quincy, Massachusetts,
2 1982) which are adopted by reference as part of this code as
3 though set forth herein in their entireties.

4 11 MCAR S 1.5115 Article 4 of the Uniform Fire Code.

5 Article 4 of the Uniform Fire Code is deleted in its
6 entirety.

7 11 MCAR S 1.5116 Sec. 9.103 of the Uniform Fire Code; authority
8 having jurisdiction defined.

9 In Sec. 9.103 of the Uniform Fire Code the following
10 definition is added:

11 Sec. 9.103. AUTHORITY HAVING JURISDICTION shall mean any
12 municipal fire code official or the state fire marshal or any of
13 their authorized representatives.

14 11 MCAR S 1.5117 Sec. 9.104 of the Uniform Fire Code; building
15 code definition amended.

16 In Sec. 9.104 of the Uniform Fire Code the definition of
17 Building Code is amended to read:

18 Sec. 9.104. BUILDING CODE shall mean the Minnesota State
19 Building Code.

20 11 MCAR S 1.5118 Sec. 9.108 of the Uniform Fire Code; fireman
21 defined.

22 In Sec. 9.108 of the Uniform Fire Code the following
23 definition is added:

24 Sec. 9.108. FIREMAN, as used throughout this code, shall
25 be construed to mean firefighters.

26 11 MCAR S 1.5119 Sec. 9.109 of the Uniform Fire Code; guest room
27 defined.

28 In Sec. 9.109 of the Uniform Fire Code the following
29 definition is added:

30 Sec. 9.109. GUEST ROOM shall mean a room used exclusively
31 for living or sleeping purposes excluding storage rooms, laundry
32 rooms, furnace rooms and similar common areas.

33 11 MCAR S ~~1.5119~~ 1.5120 Sec. 9.115 of the Uniform Fire Code;

1 mechanical code definition amended.

2 In Sec. 9.115 of the Uniform Fire Code the definition of
3 mechanical code is amended to read:

4 Sec. 9.115. MECHANICAL CODE shall mean the Minnesota
5 Heating, Ventilation, Air Conditioning, and Refrigeration Code,
6 rules SBC 7101-8505 of the Department of Administration.

7 11 MCAR S ~~1-5120~~ 1.5121 Sec. 9.115 of the Uniform Fire Code;
8 municipality defined.

9 In Sec. 9.115 of the Uniform Fire Code the following
10 definition is added:

11 Sec. 9.115. MUNICIPALITY shall mean any city, county, or
12 town meeting the requirements of Minn. Stat. S 368.01, subd. 1,
13 or the University of Minnesota.

14 11 MCAR S ~~1-5121~~ 1.5122 Sec. 9.117 of the Uniform Fire Code;
15 Group I Occupancies defined.

16 In Sec. 9.117 of the Uniform Fire Code the definition of
17 Group I Occupancies is amended to read:

18 Sec. 9.117. Group I Occupancies:

19 Division 1. Nurseries for the full-time care of children
20 under the age of six (each accomodating more than four
21 persons). Hospitals, sanitariums, nursing homes and similar
22 buildings (each accomodating more than four persons).

23 Division 2. Detoxification centers, homes for children six
24 years of age or over, supervised living facilities Class B as
25 defined for the mentally retarded, mentally ill or the
26 physically handicapped (each accomodating more than four
27 persons).

28 Division 3. Mental hospitals, mental sanitariums, jails,
29 prisons, reformatories and buildings where personal liberties of
30 inmates are similarly restrained.

31 Exception: Group I Occupancies shall not include
32 buildings used only for private residential purposes or for a
33 family group.

34 11 MCAR S ~~1-5122~~ 1.5123 Sec. 9.117 of the Uniform Fire Code;
35 Group R Occupancies defined.

1 In Sec. 9.117 of the Uniform Fire Code the definition of
2 Group R Occupancies is amended to read:

3 Sec. 9.117 Group R Occupancies:

4 Division 1. Hotels and apartment houses. Convents and
5 monasteries (each accomodating more than ten persons),
6 Supervised living facilities Class A-2 as defined in Sec. 9.121
7 for the mentally retarded, mentally ill, chemically dependent,
8 and the physically handicapped (each accomodating more than four
9 persons). Physically handicapped persons shall be housed at
10 street level.

11 Exception: Supervised living facilities Class A-2 as
12 defined in Sec. 9.121 having more than six but not more than 15
13 ambulatory or mobile disabled persons, duly licensed prior to
14 the adoption of this code, and complying with the requirements
15 for lodging and rooming houses as set forth in Standard 101, in
16 the National Fire Codes, 1973, issued by the National Fire
17 Protection Association (Boston, Massachusetts, 1973), shall be
18 classified as Group R, Division 3 occupancies.

19 Division 2. Not used.

20 Division 3. Dwellings and lodging houses, supervised
21 living facilities Class A-1 as defined in Sec. 9.121.

22 11 MCAR S ~~1-5123~~ 1.5124 Sec. 9.121 of the Uniform Fire Code;
23 state fire marshal defined.

24 In Sec. 9.121 of the Uniform Fire Code the following
25 definition is added:

26 Sec. 9.121. STATE FIRE MARSHAL shall mean the Minnesota
27 state fire marshal or any of his or her authorized
28 representatives.

29 11 MCAR S ~~1-5124~~ 1.5125 Sec. 9.121 of the Uniform Fire Code;
30 supervised living facility defined.

31 In Sec. 9.121 of the Uniform Fire Code the following
32 definition is added:

33 Sec. 9.121. SUPERVISED LIVING FACILITY means a facility in
34 which there is provided supervision, lodging, meals, and, in
35 accordance with the provisions of rules of the Department of

1 Public Welfare and/or the Department of Health, counseling and
 2 developmental habilitative or rehabilitative services to five or
 3 more persons who are mentally retarded, chemically dependent,
 4 adult mentally ill or physically handicapped.

5 CLASS A SUPERVISED LIVING FACILITY means a Supervised
 6 Living Facility for ambulatory and mobile persons who are
 7 capable of taking appropriate action for self-preservation under
 8 emergency conditions as determined by program licensure
 9 provisions.

10 CLASS A-1 supervised living facilities shall include homes
 11 providing boarding and lodging for six or fewer ambulatory or
 12 mobile disabled persons.

13 CLASS A-2 supervised living facilities shall include homes
 14 providing boarding and lodging for more than six ambulatory or
 15 mobile disabled persons.

16 CLASS B SUPERVISED LIVING FACILITY means a Supervised
 17 Living Facility for ambulatory, nonambulatory, mobile or
 18 nonmobile persons who are not mentally or physically capable of
 19 taking appropriate action for self-preservation under emergency
 20 conditions as determined by program licensure provisions.

21 11 MCAR S ~~1-5125~~ 1.5126 Sec. 10.207 of the Uniform Fire Code.

22 Sec. 10.207 of the Uniform Fire Code is amended by adding
 23 paragraphs to read:

24 Sec. 10.207. (g) The marking of fire lanes on private and
 25 public property shall be designated and approved by the chief
 26 and the chief of police.

27 (h) Parking of motor vehicles in, or otherwise obstructing,
 28 fire lanes shall be prohibited at all times.

29 11 MCAR S ~~1-5126~~ 1.5127 Sec. 10.301 of the Uniform Fire Code.

30 Sec. 10.301, paragraph (e), of the Uniform Fire Code is
 31 amended to read:

32 Sec. 10.301. (e) All fire alarm systems, fire hydrant
 33 systems, fire-extinguishing systems (including automatic
 34 sprinklers), wet and dry standpipes, basement inlet pipes, and
 35 other fire-protection systems and pertinents thereto shall meet

1 the approval of the chief as to installation and location and
2 shall be subject to such periodic tests as required by the
3 chief. Plans and specifications shall be submitted to the chief
4 for review and approval prior to issuance of a building permit.

5 11 MCAR S 1.5128 Sec. 10.307 of the Uniform Fire Code.

6 Sec. 10.307, paragraph (a), of the Uniform Fire Code is
7 amended to read:

8 Sec. 10.307. (a) Apartments and Hotels. An approved
9 automatic fire alarm system shall be installed in the following
10 occupancies:

11 1. Apartment houses three or more stories in height or
12 containing more than 15 apartments.

13 2. Hotels either three stories or more in height or
14 containing 20 or more guest rooms.

15 EXCEPTION: An alarm need not be installed in buildings
16 not over two stories in height when all individual dwelling
17 units are separated by at least one-hour fire-resistive
18 occupancy separations, including attics and crawl spaces, and
19 each individual dwelling unit has direct exit to a yard or
20 public way.

21 The alarm system shall include provisions for smoke
22 detection and manual operation in interior corridors and
23 automatic detection in storage rooms, laundry rooms, furnace
24 rooms and similar common areas.

25 11 MCAR S ~~1.5127~~ 1.5129 Sec. 10.309(g) of the Uniform Fire
26 Code.

27 Sec. 10.309(g) of the Uniform Fire Code is deleted in its
28 entirety.

29 11 MCAR S ~~1.5128~~ 1.5130 Sec. 10.312 of the Uniform Fire Code.

30 Sec. 10.312, paragraph (b), of the Uniform Fire Code is
31 amended to read:

32 Sec. 10.312. (b) Where Required.

33 1. Standpipe systems shall be provided as set forth in
34 table no. 10.312 and shall have a constant water supply and
35 pressure.

1 EXCEPTION: Dry standpipes may be installed with prior
2 approval of the chief.

3 2. Standpipe systems shall comply with Standard 14, in the
4 National Fire Codes, 1982, issued by the National Fire
5 Protection Association (Quincy, Massachusetts, 1982).

6 11 MCAR S ~~1-5129~~ 1.5131 Table No. 10.312 of the Uniform Fire
7 Code.

8 Table No. 10.312 of the Uniform Fire Code is amended by
9 changing Section 2, "Occupancy" column to read:

10 Section 2, "Occupancy" column: Occupancies 3 stories or
11 more but less than 150 feet in height, except Group R, Division
12 3. Class II standpipes are not required in Group E or Group R-1
13 occupancies.

14 11 MCAR S ~~1-5130~~ 1.5132 Sec. 11.204 of the Uniform Fire Code.

15 Sec. 11.204 of the Uniform Fire Code is amended to read:

16 Sec. 11.204. Cotton batting, either natural, artificial or
17 manufactured, straw, dry vines, leaves, trees, or other highly
18 flammable materials shall not be used for decorative purposes in
19 show windows or other parts of all occupancies unless flame
20 retardant, provided, however, that nothing in this section shall
21 be held to prohibit the display of saleable goods permitted and
22 offered for sale. Electric light bulbs in such all occupancies
23 shall not be decorated with paper or other combustible materials
24 unless such materials shall first have been rendered flame
25 retardant.

26 EXCEPTION: These requirements shall not apply to Group
27 R3 Occupancies.

28 11 MCAR S ~~1-5131~~ 1.5133 Sec. 11.210 added to the Uniform Fire
29 Code.

30 A new section is added to the Uniform Fire Code to read:
31 Christmas Trees

32 Sec. 11.210. (a) The use or display of natural or resin
33 bearing trees or decorations in Group I occupancies is
34 prohibited.

35 (b) The use, display, or storage of natural or resin

1 bearing trees without open flames or electric light decorations
2 is permitted in schools, churches, hotels, and mercantile
3 occupancies. See section 11.203 (c).

4 (c) The use or display of flame retardant artificial trees
5 decorated with U.L. listed electric lighting systems is
6 acceptable in all occupancies.

7 (d) Natural or resin bearing trees shall not be stored on
8 balconies or grounds of R1 Occupancies. See section 11.203(c).

9 11 MCAR S ~~1-5132~~ 1.5134 Sec. 11.211 added to the Uniform Fire
10 Code.

11 A new section is added to the Uniform Fire Code to read:
12 Malls, Skyways, Tunnels, or Courts

13 Sec. 11.211. No combustible goods, merchandise, vehicles,
14 or decorations shall be displayed or stored in an enclosed mall,
15 skyway, tunnel, or court unless prior approval is obtained from
16 the chief.

17 11 MCAR S ~~1-5133~~ 1.5135 Sec. 11.301 of the Uniform Fire Code.

18 Sec. 11.301, paragraph (a), of the Uniform Fire Code is
19 amended to read:

20 Sec. 11.301. (a) In the event of the discovery of fire,
21 smoke, or flammable or toxic gases on any property, the owner or
22 occupant shall immediately report such condition to the local
23 fire department.

24 11 MCAR S ~~1-5134~~ 1.5136 Sec. 11.302 of the Uniform Fire Code.

25 Sec. 11.302 of the Uniform Fire Code is amended by adding a
26 paragraph to read:

27 Sec. 11.302. (e) Whoever intentionally gives a false alarm
28 of fire, or unlawfully tampers or interferes with any station or
29 signal box of any fire alarm system or any auxiliary fire
30 appliance, or unlawfully breaks, injures, defaces, or removes
31 any such box or station, or unlawfully breaks, injures,
32 destroys, or disturbs any of the wires, poles, or other supports
33 and appliances connected with or forming a part of any fire
34 alarm system or any auxiliary fire appliance is guilty of a
35 misdemeanor.

1 11 MCAR S ~~1-5135~~ 1.5137 Sec. 11.403 of the Uniform Fire Code.

2 Sec. 11.403, paragraph (b), of the Uniform Fire Code is
3 amended to read:

4 Sec. 11.403. (b) Every kettle shall be equipped with a
5 tight-fitting cover. A kettle, when in operation, shall be
6 placed a safe distance from any combustible material or
7 buildings. Fired tar kettles shall not be left unattended.

8 EXCEPTION 1: Kettles when mounted in a truck body of
9 all metal construction and securely attached to the bed of the
10 truck. The driver, operator, or attendant shall not leave the
11 immediate vicinity of the vehicle while it is being filled or
12 discharged.

13 EXCEPTION 2: Small patch kettles while being towed
14 behind a vehicle for patching purposes only.

15 11 MCAR S ~~1-5136~~ 1.5138 Sec. 12.101 of the Uniform Fire Code.

16 The last sentence of Sec. 12.101 of the Uniform Fire Code
17 is amended to read:

18 Sec. 12.101. No exit or part thereof shall be altered in
19 any way unless in conformance with the Building Code.

20 11 MCAR S ~~1-5137~~ 1.5139 Sec. 12.106 of the Uniform Fire Code.

21 Sec. 12.106, paragraph (a), of the Uniform Fire Code is
22 amended to read:

23 Sec. 12.106. (a) General. Stairways shall conform to the
24 provisions of the Building Code.

25 EXCEPTION: Stairs or ladders used only to attend
26 equipment are exempt from the requirements of this section when
27 properly maintained.

28 11 MCAR S ~~1-5138~~ 1.5140 Sec. 12.109 of the Uniform Fire Code.

29 Sec. 12.109, paragraph (a), of the Uniform Fire Code, is
30 amended to read:

31 Sec. 12.109. (a) Every exit enclosure shall conform to the
32 provisions of the Building Code.

33 11 MCAR S ~~1-5139~~ 1.5141 Article 26 of the Uniform Fire Code.

34 The title of Article 26 of the Uniform Fire Code is changed

1 to "RESURFACING AND REFINISHING."

2 11 MCAR S ~~1-5140~~ 1.5142 Sec. 26.101 of the Uniform Fire Code.

3 Sec. 26.101 of the Uniform Fire Code is amended to read:

4 Sec. 26.101. Bowling alleys, roller skating rinks, and
5 other public assembly occupancies shall conform to all other
6 applicable requirements of this code, as well as the following
7 provisions.

8 11 MCAR S ~~1-5141~~ 1.5143 Sec. 26.102 of the Uniform Fire Code.

9 Sec. 26.102 of the Uniform Fire Code is amended to read:

10 Sec. 26.102. No person shall conduct bowling pin
11 refinishing and bowling alley or floor resurfacing and
12 refinishing operations involving the use and application of
13 flammable liquids or materials without a local permit.

14 11 MCAR S ~~1-5142~~ 1.5144 Sec. 26.103 of the Uniform Fire Code.

15 The subtitle of Sec. 26.103 of the Uniform Fire Code is
16 changed to "Resurfacing and Refinishing."

17 11 MCAR S ~~1-5143~~ 1.5145 Sec. 26.104 of the Uniform Fire Code.

18 The subtitle of Sec. 26.104 of the Uniform Fire Code is
19 changed to "Refinishing."

20 11 MCAR S ~~1-5144~~ 1.5146 Sec. 49.101 of the Uniform Fire Code.

21 Sec. 49.101, paragraph (c), of the Uniform Fire Code is
22 amended to read:

23 Sec. 49.101. (c) A local permit shall be required for
24 welding or cutting operations. This permit shall not be
25 required for each welding or cutting job location. All persons
26 shall notify the chief in advance where such work is taking
27 place, except where such work is done in response to an
28 emergency call that does not allow for the chief to be notified
29 in advance of the work. The requirement to notify the chief
30 does not apply to welding operations conducted on the premises
31 of a commercial or industrial establishment engaged primarily in
32 work requiring welding operations.

33 11 MCAR S ~~1-5145~~ 1.5147 Sec. 61.105 of the Uniform Fire Code.

1 Sec. 61.105 of the Uniform Fire Code is amended to read:

2 Sec. 61.105. The grade of fuel oil used in a burner shall
3 be that for which the burner is approved and as stipulated by
4 the manufacturer. The installation and use of waste oil burners
5 shall conform to the provisions of Minn. Stat. S 299F.015.

6 11 MCAR S ~~1-5146~~ 1.5148 Sec. 74.101 of the Uniform Fire Code.

7 Sec. 74.101 of the Uniform Fire Code is amended to read:

8 Sec. 74.101. This article shall apply to bulk oxygen
9 systems and to the storage, handling and use of compressed gases
10 as defined herein. This article shall also apply to fixed
11 installations of nonflammable medical gases intended for
12 sedation, wherein the patient is not rendered unconscious, such
13 as, but not limited to, analgesia systems used for dentistry,
14 podiatry, and such other similar uses. Liquefied petroleum
15 gases and compressed gases used in conjunction with welding or
16 cutting operations are exempt from these provisions. Wherever
17 the term "oxygen" occurs in this article, the requirements shall
18 apply to systems for nitrous oxides.

19 11 MCAR S ~~1-5147~~ 1.5149 Article 77 of the Uniform Fire Code.

20 Article 77 of the Uniform Fire Code is deleted in its
21 entirety.

22 11 MCAR S ~~1-5148~~ 1.5150 Sec. 79.101 of the Uniform Fire Code.

23 Sec. 79.101, paragraph (a) of the Uniform Fire Code is
24 amended to read:

25 Sec. 79.101. (a) General. The storage, use, dispensing
26 and mixing of flammable and combustible liquids shall be in
27 accordance with this article, except as otherwise provided in
28 rules FireMar 20-23 of the Department of Public Safety. This
29 article also applies specifically to all flammable and
30 combustible liquids as defined in Section 79.102, except those
31 that are solid at 100 degrees Fahrenheit or above. When heated,
32 sprayed or mixed, Class II or Class III liquids may assume the
33 characteristics of lower flash point liquids. Under such
34 conditions the appropriate provisions of this article for the
35 actual flash point shall apply.

1 Exceptions:

2 1. The transportation of flammable and combustible
3 liquids when in conformity with the U.S. Department of
4 Transportation regulations on file with and approved by the U.S.
5 Department of Transportation.

6 2. Alcoholic beverages in retail sales or storage
7 uses, provided the liquids are packaged in individual containers
8 not exceeding four liters.

9 3. Medicines, foodstuffs and cosmetics, containing not
10 more than 50 percent by volume of water-miscible liquids and
11 with the remainder of the solution not being flammable, in
12 retail sales or storage uses when packaged in individual
13 containers not exceeding four liters.

14 4. Storage and use of fuel-oil tanks and containers
15 connected with oil-burning equipment. Such storage and use
16 shall comply with Article 61 and the Mechanical Code, rules SBC
17 7101-8505 of the Department of Administration.

18 5. Liquids without flash points that can be flammable
19 under some conditions, such as certain halogenated hydrocarbons
20 and mixtures containing halogenated hydrocarbons.

21 6. Mists, sprays, or foams except flammable aerosols
22 in containers as may be included under Division II.

23 11 MCAR S ~~1-5149~~ 1.5151 Sec. 79.903 of the Uniform Fire Code.

24 Sec. 79.903, paragraph (f), of the Uniform Fire Code is
25 amended to read:

26 Sec. 79.903. (f) Approved special dispensing systems.

27 Approved special dispensing systems such as card operated and
28 remote preset-types are permitted at service stations, provided
29 there is at least one attendant on duty at all times the station
30 is open to the public. Approved dispensing devices are
31 permitted for self-service stations. Coin and currency operated
32 dispensing devices are not approved dispensing devices.

33 1. The attendant or supervisor on duty shall be capable of
34 performing the functions and assuming the responsibilities
35 covered in Section 79.903(b).

36 2. Emergency controls shall be installed at a location

1 acceptable to the authority having jurisdiction, but controls
2 shall be not more than 100 feet from dispensers.

3 3. Instructions for the operation of dispensers shall be
4 conspicuously posted.

5 4. Remote preset-type devices are to be in the off
6 position while not in use so that dispenser cannot be activated
7 without the knowledge of the attendant.

8 11 MCAR S ~~1-5150~~ 1.5152 Sec. 79.903 of the Uniform Fire Code.

9 Sec. 79.903 of the Uniform Fire Code is amended by adding a
10 new paragraph to read:

11 Sec. 79.903. (g) Age requirement. Flammable and
12 combustible liquids shall be dispensed only by persons 16 years
13 of age or older. Prominent signs shall be posted at
14 self-service stations prohibiting flammable liquids from being
15 dispensed by anyone under age 16.

16 11 MCAR S ~~1-5151~~ 1.5153 Article 82 of the Uniform Fire Code.

17 Article 82, Liquefied Petroleum Gases, is deleted in its
18 entirety.

19 11 MCAR S ~~1-5152~~ 1.5154 Rules for liquefied petroleum gases.

20 Rules for liquefied petroleum gases shall be the existing
21 state fire marshal rules concerning liquefied petroleum gases,
22 rules Fire Mar 11-14 of the Department of Public Safety.

23 11 MCAR S ~~1-5153~~ 1.5155 Sec. 85.109 of the Uniform Fire Code.

24 Sec. 85.109 of the Uniform Fire Code is amended to read:

25 Sec. 85.109. Electrical appliances or fixtures shall not
26 be used unless they are of an approved type.

27 11 MCAR S ~~1-5154~~ 1.5156 Amendments to the Appendixes of the
28 Uniform Fire Code.

29 A. Adoption. Appendixes I-A, I-B, II-A, II-B, II-C, III-B, and
30 VI-C of the Uniform Fire Code shall be deemed a part of this
31 code and shall be enforced as such. Appendixes V-A, VI-B, and
32 VI-D may or may not be adopted at the discretion of the local
33 jurisdiction.

34 B. Amendment. Appendix II-B, item 3(d), is amended to read:

1 (d) In addition to the foregoing requirement, the capacity
2 of each new tank installed shall be restricted to not more than
3 3,000 gallons. When installed but before backfilling, tank and
4 fittings shall be tested for tightness at not less than three
5 nor more than five pounds per square inch for not less than one
6 hour. Greater test pressures may be required by the chief when
7 tanks are subject to submergence in excess of 30 feet.

8

9 Repealer. Rules of the Department of Public Safety, Fire
10 Marshal Division, Fire Mar 30-51 and its rules 4401-4404
11 governing nursing and boarding care homes are repealed.