

Secretary of State  
Certificate and Order for Filing  
**PERMANENT ADMINISTRATIVE RULES**

I certify that the attached copies\* are true, full and correct copies of the PERMANENT Rule(s) adopted on November 3, 2010 by the \_\_\_\_\_ Date prior to or same as filing date

Office of State Fire Marshal, Division 40	837
Agency and Division	Administrative Rules Chapter Number
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to become effective November 3, 2010 Rulemaking Notice was published in the October, 2010 Oregon Bulletin.\*\*  
Date upon filing or later Month and Year

**RULE CAPTION**

Adoption of the 2009 International Fire Code with Oregon Amendments

**Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.**

**RULEMAKING ACTION**

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

**ADOPT:**

**AMEND:** 837-040-0010(2), 837-040-0020(3), 837-040-0140

**REPEAL:**

**RENUMBER:**

**AMEND & RENUMBER:**

Stat. Auth.: ORS 476.030

Other Auth.:

Stats. Implemented: ORS 476.030

**RULE SUMMARY**

- (1) OAR 837-040-0010(2) adopts the 2009 International Fire Code with Oregon amendments to be known as the Oregon Fire Code, 2010 Edition.
- (2) Amendment to OAR 837-040-0020(3) removes mid-cycle Oregon amendments to the 2007 Oregon Fire Code as they will be incorporated into the 2010 Oregon Fire Code.
- (3) OAR 837-040-0140 changes edition dates of the Oregon Structural Specialty Code and the Oregon Mechanical Specialty Code from 2007 to 2010.

The proposed adoption of the 2009 International Fire Code with Oregon amendment should have no adverse impact on government, local government, business or the public. Any cost increases or savings cannot be quantified at this time. The Oregon Fire Code Committee made the finding that the added cost, if any, is necessary to the health and safety of the public.



Pat Carroll	November 3, 2010
Authorized Signer	Printed name Date

\*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. \*\*The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday. ARC 930-2005

**DIVISION 40  
FIRE AND LIFE SAFETY REGULATIONS**

**837-040-0010**

**Adoption of the International Fire Code**

(1) The Oregon Fire Code is generally adopted every three years coinciding with the publication of a nationally recognized fire code.

(2) Effective July 1, 2010 the 2010 Oregon Fire Code is the 2009 edition of the International Fire Code, as published by the International Code Council, and as amended by the Office of State Fire Marshal. (Referenced publications are available for review at the agency. See agency web site for information on where to purchase publications.)

(3)(a) For the purposes of new construction plan review only a phase-in period is being implemented for the 2010 Oregon Fire Code, the 2007 Oregon Fire Code is adopted for a period of 90-days beginning July 1, 2010 and ending September 30, 2010.

(b) During the 90-day phase-in period established in subsection (3)(a), new construction plan review will be done to either the 2010 Oregon Fire Code or the 2007 Oregon Fire Code as directed by the local building official.

Stat. Auth: ORS 476.030

Stats. Implemented: ORS 476.030

**837-040-0020**

**Amendments to the Oregon Fire Code**

(1) The Office of State Fire Marshal may amend the Oregon Fire Code approximately midway between publications of the International Fire Code based on proposed code amendments submitted for consideration by interested persons.

(2) Any time between publications of the international Fire Code, the Office of State Fire Marshal may initiate and adopt code amendments to the Oregon Fire Code, as circumstanced merit (Referenced publications are available for review at the agency. See agency web site for information on where to purchase publications).

[Publications: Publications referenced are available from the agency.]

Stat. Auth: ORS 476.030

Stats. Implemented: ORS 476.030

**837-040-0140**

**Adoption of the Oregon Structural Specialty Code and Oregon Mechanical Specialty Code**

The fire and life safety provisions of the 2010 edition of the Oregon Structural Specialty Code and the 2010 edition of the Oregon Mechanical Specialty Code is hereby adopted as a standard for the purpose of evaluation of existing buildings. (Referenced publications are available for review at the agency. See Building Codes Division web site for information on where to purchase publications.)

Stat. Auth.: ORS 476.030

Stats. Implemented: ORS 476.030