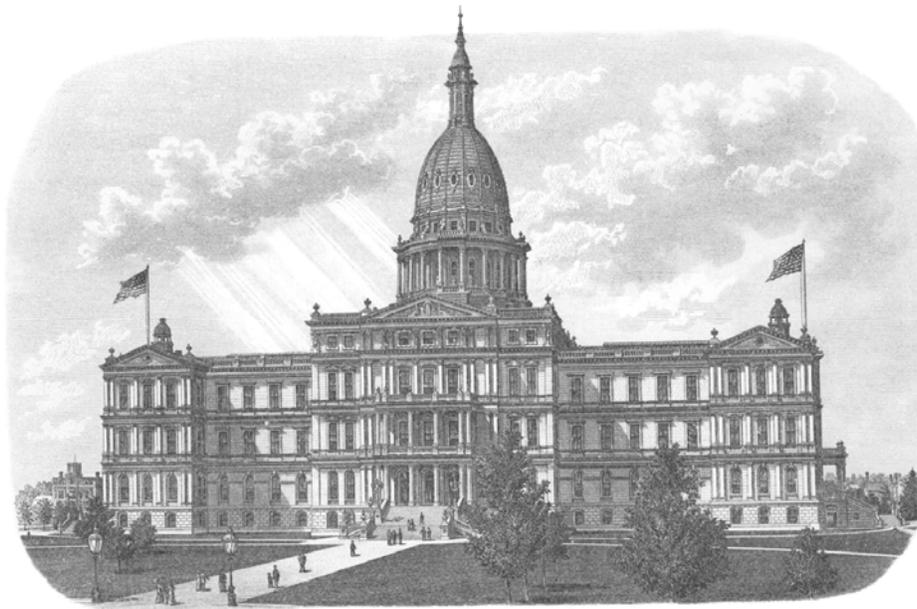


Michigan Register

Issue No. 3– 2016 (Published March 1, 2016)



GRAPHIC IMAGES IN THE MICHIGAN REGISTER

COVER DRAWING

Michigan State Capitol:

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

PAGE GRAPHICS

Capitol Dome:

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19th century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

East Elevation of the Michigan State Capitol:

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

Michigan Register

Published pursuant to § 24.208 of
The Michigan Compiled Laws



Issue No. 3— 2016

(This issue, published March 1, 2016, contains
documents filed from February 1, 2016 to February 15, 2016)

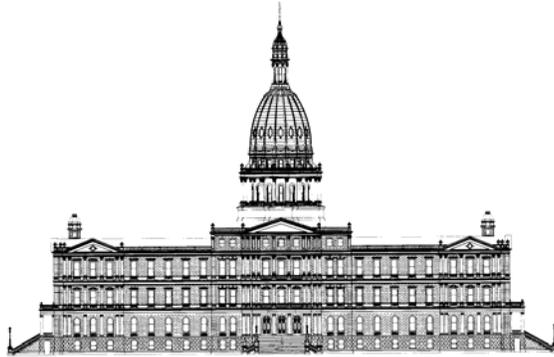
Compiled and Published by the
Office of Regulatory Reinvention

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Mike Zimmer, Director, Licensing and Regulatory Affairs; **Deidre O’Berry**, Administrative Rules Specialist for Operations and Publications.

Rick Snyder, Governor



Brian Calley, Lieutenant Governor

PREFACE

PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The Office of Regulatory Reform publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

24.208 Michigan register; publication; cumulative index; contents; public subscription; fee; synopsis of proposed rule or guideline; transmitting copies to office of regulatory reform.

Sec. 8.

(1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
- (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
- (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
- (d) Proposed administrative rules.
- (e) Notices of public hearings on proposed administrative rules.
- (f) Administrative rules filed with the secretary of state.
- (g) Emergency rules filed with the secretary of state.
- (h) Notice of proposed and adopted agency guidelines.
- (i) Other official information considered necessary or appropriate by the office of regulatory reform.
- (j) Attorney general opinions.
- (k) All of the items listed in section 7(m) after final approval by the certificate of need commission under section 22215 of the public health code, 1978 PA 368, MCL 333.22215.

(2) The office of regulatory reform shall publish a cumulative index for the Michigan register.

(3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.

(4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the office of regulatory reform may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.

(5) An agency shall electronically transmit a copy of the proposed rules and notice of public hearing to the office of regulatory reform for publication in the Michigan register.

4.1203 Michigan register fund; creation; administration; expenditures; disposition of money received from sale of Michigan register and amounts paid by state agencies; use of fund; price of Michigan register; availability of text on internet; copyright or other proprietary interest; fee prohibited; definition.

Sec. 203.

- (1) The Michigan register fund is created in the state treasury and shall be administered by the office of regulatory reform. The fund shall be expended only as provided in this section.
- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs of preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of the Michigan register at a price determined by the office of regulatory reform not to exceed the cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the office of regulatory reform shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the office of regulatory reform shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the office of regulatory reform shall be made available in the shortest feasible time after it is made available to the office of regulatory reform.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The office of regulatory reform shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

CITATION TO THE MICHIGAN REGISTER

The *Michigan Register* is cited by year and issue number. For example, 2001 MR 1 refers to the year of issue (2001) and the issue number (1).

CLOSING DATES AND PUBLICATION SCHEDULE

The deadlines for submitting documents to the Office of Regulatory Reinvention for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The Office of Regulatory Reinvention is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, Office of Regulatory Reinvention, Ottawa Building – Second Floor, 611 W. Ottawa Street, Lansing, MI 48909.

RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

SUBSCRIPTIONS AND DISTRIBUTION

The *Michigan Register*, a publication of the State of Michigan, is available for public subscription at a cost of \$400.00 per year. Submit subscription requests to: Office of Regulatory Reinvention, Ottawa Building – Second Floor, 611 W. Ottawa Street, Lansing, MI 48909. Checks Payable: State of Michigan. Any questions should be directed to the Office of Regulatory Reinvention (517) 335-8658.

INTERNET ACCESS

The *Michigan Register* can be viewed free of charge on the Internet web site of the Office of Regulatory Reinvention: www.michigan.gov/orr.

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the Office of Regulatory Reinvention Internet web site. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Mike Zimmer, Director
Licensing and Regulatory Affairs

2016 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 15, 2016	February 1, 2016
2	February 1, 2016	February 15, 2016
3	February 15, 2016	March 1, 2016
4	March 1, 2016	March 15, 2016
5	March 15, 2016	April 1, 2016
6	April 1, 2016	April 15, 2016
7	April 15, 2016	May 1, 2016
8	May 1, 2016	May 15, 2016
9	May 15, 2016	June 1, 2016
10	June 1, 2016	June 15, 2016
11	June 15, 2016	July 1, 2016
12	July 1, 2016	July 15, 2016
13	July 15, 2016	August 1, 2016
14	August 1, 2016	August 15, 2016
15	August 15, 2016	September 1, 2016
16	September 1, 2016	September 15, 2016
17	September 15, 2016	October 1, 2016
18	October 1, 2016	October 15, 2016
19	October 15, 2016	November 1, 2016
20	November 1, 2016	November 15, 2016
21	November 15, 2016	December 1, 2016
22	December 1, 2016	December 15, 2016
23	December 15, 2016	January 1, 2017
24	January 1, 2017	January 15, 2017

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**ADMINISTRATIVE RULES
FILED WITH THE SECRETARY OF STATE**

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reinvention shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(f) Administrative rules filed with the secretary of state.”

ADMINISTRATIVE RULES

DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF DRINKING WATER AND MUNICIPAL ASSISTANCE
MARINA FACILITIES

Filed with the Secretary of State on February 9, 2016

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the department of environmental quality by section 7 of 1919 PA 146, MCL 325.7, sections 5 and 5a of 1970 PA 167, MCL 323.335 and 323.335a, section 427 of 1965 PA 380, MCL 16.527, section 9508 of 1994 PA 451, MCL 324.9508, and Executive Reorganization Order No. 2011-1, MCL 324.99921.

R 325.2581, R 325.2583, R 325.2584, and R 325.2586 to R 325.2591 of the Michigan Administrative Code are rescinded, as follows:

- R 325.2581 Rescinded.
- R 325.2583 Rescinded.
- R 325.2584 Rescinded.
- R 325.2586 Rescinded.
- R 325.2587 Rescinded.
- R 325.2588 Rescinded.
- R 325.2589 Rescinded.
- R 325.2590 Rescinded.
- R 325.2591 Rescinded.

ADMINISTRATIVE RULES

DEPARTMENT OF EDUCATION

OFFICE OF GREAT START

CHILD DEVELOPMENT AND CARE PROGRAM

Filed with the Secretary of State on February 9, 2016

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45(a)(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the superintendent of public instruction by section 6 of 1939 PA 280, MCL 400.6, Executive Reorganization Order 2004-4, MCL 400.226, and Executive Reorganization Order 2011-7, MCL 388.1281)

R 400.5001, R 400.5002, R 400.5004, R 400.5005, R 400.5006, R 400.5008, R 400.5009, R 400.5011, R 400.5013, R 400.5014, R 400.5016, R 400.5017, R 400.5018, R 400.5019, and R 400.5020 of the Michigan Administrative Code are rescinded as follows:

R 400.5001 Rescinded.

R 400.5002 Rescinded.

R 400.5004 Rescinded.

R 400.5005 Rescinded.

R 400.5006 Rescinded.

R 400.5008 Rescinded.

R 400.5009 Rescinded.

R 400.5011 Rescinded.

R 400.5013 Rescinded.

R 400.5014 Rescinded.

R 400.5016 Rescinded.

R 400.5017 Rescinded.

R 400.5018 Rescinded.

R 400.5019 Rescinded.

R 400.5020 Rescinded.

**PROPOSED ADMINISTRATIVE RULES,
NOTICES OF PUBLIC HEARINGS**

MCL 24.242(3) states in part:

“... the agency shall submit a copy of the notice of public hearing to the Office of Regulatory Reform for publication in the Michigan register. An agency's notice shall be published in the Michigan register before the public hearing and the agency shall file a copy of the notice of public hearing with the Office of Regulatory Reform.”

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(d) Proposed administrative rules.

(e) Notices of public hearings on proposed administrative rules.”

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF ~~CONSUMER AND INDUSTRY SERVICES~~
LICENSING AND REGULATORY AFFAIRS

STATE FIRE SAFETY BOARD

DORMITORY FIRE SAFETY FOR SCHOOLS, COLLEGES, AND UNIVERSITIES

Draft February 2, 2016

Filed with the Secretary of State on

The rules become effective ~~immediately upon~~ **30 days after** filing with the Secretary of State ~~unless adopted under section 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.~~

(By authority conferred on the ~~state fire safety board~~ **bureau of fire services** by section 3c of **1941 PA 207, MCL 29.3c**, ~~Act No. 207 of the Public Acts of 1941, as amended,~~ and Executive Reorganization Order Nos. 1997-2, ~~being §§29.3c and 29.451~~ **1998-2, and 2003-1, MCL 29.451, 29.461, and 445.2011.** ~~of the Michigan Compiled Laws~~)

R 29.2001, R 29.2002, R 29.2004, R 29.2005, R 29.2006, R 29.2007, R 29.2008, R 29.2009, R 29.2010, R 29.2021, and R 29.2031 of the Michigan Administrative Code are amended and R 29.2003, R 29.2022, and R 29.2032 of the Code are rescinded as follows:

PART 1. GENERAL PROVISIONS

R 29.2001 Applicability.

Rule 1. These rules apply to **the** fire safety requirements for the construction, operation, or maintenance of all new and existing school, college, and university dormitories that are owned, leased, or managed by, or under the direct control of, the school authority.

R 29.2002 Life safety code; adoption by reference.

Rule 2. **(1)** The provisions of chapters 1 to **107, 11, 12, 13, 24, 28, 29** ~~16, 17, 18, 19, 32,~~ and **43** ~~33~~ of the national fire protection association pamphlet no. 101, ~~1997~~ **2012** edition, entitled "Life Safety Code," referred to in these rules as "code," are adopted by reference as part of these rules.

(2) Copies of the adopted provisions in subrules (1) and (3) of this rule are available for inspection and distribution from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269-9101, telephone number 1-800-344-3555 or as otherwise specified in subrule (3) of this rule. The cost of the adopted provisions of the "Life Safety Code" as of the time of adoption of these rules is \$93.00. The cost of the adopted provisions in subrule (3) of this rule are specified in subrule (3) of this rule. Copies of the adopted provisions are available for inspection at the offices of the Department of Licensing and Regulatory Affairs, Bureau of Fire Services,

3101 Technology Boulevard, Suite H, Lansing, MI 48910, or with other state agencies as specified in this rule. Copies of the adopted provisions may be purchased from the bureau of fire services at cost from any national source identified in chapter 2 of the code as amended in subrules (1) and (3) of this rule plus \$30.00 for shipping and handling as of the time of the adoption of these rules. and distribution through the State Fire Safety Board, located at the Michigan Department of Consumer and Industry Services, Office of Fire Safety, 7150 Harris Drive, Lansing, Michigan 48913, or from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269-9101, telephone number 1-800-344-3555. The cost of the adopted provisions as of the time of adoption of these rules is \$44.50.

(3) Chapter 2 of the code is amended to read as follows:

2.1 General. The documents or portions of the documents listed in this chapter are referenced within this code and shall be considered part of the requirements of this document. The cost of each standard at the time of the adoption of these rules is indicated after the title.

2.2 NFPA Publications. www.nfpa.org

National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02169-7471

NFPA 10, Standard for Portable Fire Extinguishers, 2010 edition. \$44.50/each

**NFPA 11, Standard for Low-, Medium-, and High-Expansion Foam, 2010 edition.
\$44.50/each**

NFPA 12, Standard on Carbon Dioxide Extinguishing Systems, 2011 edition. \$44.50/each

NFPA 12A, Standard on Halon 1301 Fire Extinguishing Systems, 2009 edition. \$44.50/each

NFPA 13, Standard for the Installation of Sprinkler Systems, 2010 edition. \$85.50/each

NFPA 13D, Standard for the Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes, 2010 edition. \$44.50/each

NFPA 13R, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and Including Four Stories in Height, 2010 edition. \$40.50/each

**NFPA 14, Standard for the Installation of Standpipe and Hose Systems, 2010 edition.
\$40.50/each**

**NFPA 15, Standard for Water Spray Fixed Systems for Fire Protection, 2012 edition.
\$44.50/each**

NFPA 16, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems, 2011 edition. \$40.50/each

NFPA 17, Standard for Dry Chemical Extinguishing Systems, 2009 edition. \$40.50/each

NFPA 17A, Standard for Wet Chemical Extinguishing Systems, 2009 edition. \$35.00/each

NFPA 25, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems, 2011 edition. \$52.50/each

NFPA 30, Flammable and Combustible Liquids Code, 2012 edition. References to this standard mean R 29.5401 to R29. 5419, promulgated by the Michigan department of licensing and regulatory affairs, bureau of fire services.

**NFPA 30B, Code for the Manufacture and Storage of Aerosol Products, 2011 edition.
\$44.50/each**

**NFPA 31, Standard for the Installation of Oil-Burning Equipment, 2011 edition.
\$44.50/each**

**NFPA 40, Standard for the Storage and Handling of Cellulose Nitrate Film, 2011 edition.
\$35.00/each**

NFPA 45, Standard on Fire Protection for Laboratories Using Chemicals, 2011 edition. \$40.50/each

NFPA 54, National Fuel Gas Code, 2012 edition. \$52.50/each

NFPA 58, Liquefied Petroleum Gas Code, 2011 edition. References to this code mean the administrative rules relating to storage and handling of liquefied petroleum gases, R 29.6001 to R 29.6097, promulgated by the Michigan department of licensing and regulatory affairs, bureau of fire services.

NFPA 70, National Electrical Code, 2011 edition. References to this code mean the Michigan electrical code, R 408.30801 to R 408.30880, promulgated by the Michigan department of licensing and regulatory affairs, bureau of construction codes.

NFPA 72, National Fire Alarm Code, 2010 edition. \$85.50/each

NFPA 80, Standard for Fire Doors and Fire Windows, 2010 edition. \$44.50/each

NFPA 82, Standard on Incinerators and Waste and Linen Handling Systems and Equipment, 2009 edition. \$40.50/each

NFPA 88A, Standard for Parking Structures, 2011 edition. \$35.00/each

NFPA 90A, Standard for the Installation of Air-Conditioning and Ventilating Systems, 2012 edition. \$40.50/each

NFPA 90B, Standard for the Installation of Warm Air Heating and Air-Conditioning Systems, 2012 edition. \$35.00/each

NFPA 91, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids, 2010 edition. \$35.00/each

NFPA 92, Standard for Smoke Control Systems, 2012 edition. \$40.50/each

NFPA 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations, 2011 edition. \$40.50/each

NFPA 99, Standard for Health Care Facilities, 2012 edition. \$64.00/each

NFPA 101A, Guide on Alternative Approaches to Life Safety, 2010 edition. \$44.50/each

NFPA 105, Standard for the Installation of Smoke Door Assemblies, 2010 edition. \$35.00/each

NFPA 110, Standard for Emergency and Standby Power Systems, 2010 edition. \$39.00/each

NFPA 111, Standard on Stored Electrical Energy Emergency and Standby Power Systems, 2010 edition. \$40.50/each

NFPA 160, Standard for the Use of Flame Effects Before an Audience, 2011 edition. \$40.50/each

NFPA 170, Standard for Fire Safety and Emergency Symbols, 2009 edition. \$44.50/each

NFPA 204, Standard for Smoke and Heat Venting, 2012 edition. \$44.50/each

NFPA 211, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances, 2010 edition. \$44.50/each

NFPA 220, Standard on Types of Building Construction, 2012 edition. \$35.00/each

NFPA 221, Standard for High Challenge Fire Walls, Fire Walls, and Fire Barrier Walls, 2010 edition. \$40.50/each

NFPA 241, Standard for Safeguarding Construction, Alteration, and Demolition Operations, 2009 edition. \$40.50/each

NFPA 251, Standard Methods of Tests of Fire Resistance of Building Construction and Materials, 2006 edition. \$40.50/each

NFPA 252, Standard Methods of Fire Tests of Door Assemblies, 2008 edition. \$35.00/each

NFPA 253, Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source, 2011 edition. \$35.00/each

NFPA 257, Standard on Fire Test for Window and Glass Block Assemblies, 2007 edition. \$35.00/each

NFPA 259, Standard Test Method for Potential Heat of Building Materials, 2008 edition. \$35.00/each

NFPA 260, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture, 2009 edition. \$35.00/each

NFPA 261, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes, 2009 edition. \$35.00/each

NFPA 265, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Coverings on Full Height Panels and Walls, 2011 edition. \$40.50/each

NFPA 271, Standard Method of Test for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter, 2009 edition. \$40.50/each

NFPA 286, Standard Methods of Fire Tests for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth, 2011 edition. \$40.50/each

NFPA 288, Standard Methods of Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems, 2007 edition. \$35.00/each

NFPA 289, Standard Method of Fire Test for Individual Fuel Packages, 2009 edition. \$35.00/each

NFPA 415, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways, 2008 edition. \$35.00/each

NFPA 418, Standard for Heliports, 2011 edition. \$35.00/each

NFPA 701, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films, 2010 edition. \$35.00/each

NFPA 703, Standard for Fire Retardant-Treated Wood and Fire-Retardant Coatings for Building Materials, 2012 edition. \$35.00/each

NFPA 720, Standard for the Installation of Carbon Monoxide (CO) Detection and Warning Equipment, 2012 edition. \$44.50/each

NFPA 750, Standard on Water Mist Fire Protection Systems, 2010 edition. \$44.50/each

NFPA 914, Code for Fire Protection of Historic Structures, 2010 edition. \$64.00/each

NFPA 1124, Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles, 2006 edition. \$44.50/each

NFPA 1126, Standard for the Use of Pyrotechnics Before a Proximate Audience, 2011 edition. \$35.00/each

NFPA 2001, Standard on Clean Agent Fire Extinguishing Systems, 2012 edition. \$52.50/each

2.3 Other Publications.

2.3.1 ACI Publication. www.concrete.org

American Concrete Institute, P. O. Box 9094, Farmington Hills, MI 48333

ACI 216.1/TMS 0216.1, Standard Method for Determining Fire Resistance of Concrete and Masonry Construction Assemblies, 2008. \$54.50/each

2.3.2 ANSI Publications.

American National Standards Institute, Inc., 25 West 43rd Street, 4th floor, New York, NY 10036.

ANSI A14.3, Safety Requirements for Fixed Ladders, 1992. www.ansi.org \$250.00/each
ICC/ANSI A117.1, American National Standard for Accessible and Usable Buildings and Facilities, 2009. www.ansi.org \$63.95/each

ANSI/BHMA A156.3 Exit Devices, 2008. www.ansi.org \$36.00/each

BHMA/ANSI A156.19, American National Standard for Power Assist and Low Energy Power Operated Doors, 2007. www.ansi.org \$36.00/each

2.3.3 ASCE Publications. American Society of Civil Engineers, 1801 Alexander Bell Drive, Reston, VA 20191-4400. www.asce.org

ASCE/SFPE 29, Standard Calculation Methods for Structural Fire Protection, 2008. \$69.00/each

2.3.4 ASME Publications. www.asme.org American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990

2.3.5 ASSE Publications. American Society of Safety Engineers, 1800 East Oakton Street, Des Plaines, IL 60018. www.asse.org

ANSI/ASSE A1264.1, Safety Requirements for Workplace Floor and Wall Openings, Stairs and Railing Systems, 2007. \$69.00/each

2.3.6 ASTM Publications. www.astm.org American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM C 1629/C 1629M, Standard Classification for Abuse-Resistant Nondecorated Interior Gypsum Pan Products and Fiber-Reinforced Cement Panels, 2006. \$49.20/each

ASTM D 1929, Standard Test Method for Determining Ignition Temperatures of Plastic, (2001 e1). \$49.20/each

ASTM D 2859, Standard Test Method for Ignition Characteristics of Finished Textile Floor Covering Materials, 2006. \$43.20/each

ASTM D 2898, Standard Test Methods for Accelerated Weathering of Fire-Retardant-Treated Wood for Fire Testing, 2010. \$36.00/each

ASTM E 84, Standard Test Method for Surface Burning Characteristics of Building Materials, 2010. \$70.80/each

ASTM E 108, Standard Test Methods for Fire Tests of Roof Coverings, 2010a. \$56.40/each

ASTM E 119, Standard Test Methods for Fire Tests of Building Construction and Materials, 2010b. \$70.80/each

ASTM E 136, Standard Test Method for Behavior of Materials in a Vertical Tube Furnace at 750°C, 2009b. \$56.40/each

ASTM E 648, Standard Test Method for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source, 2010. \$56.40/each

ASTM E 814, Standard Test Method for Fire Tests of Through Penetration Fire Stops, 2010. \$56.40/each

ASTM E 1352, Standard Test Method for Cigarette Ignition Resistance of Mock-Up Upholstered Furniture Assemblies, 2008a. \$47.00/each

ASTM E 1353, Standard Test Methods for Cigarette Ignition Resistance of Components of Upholstered Furniture 2008a(e1). \$47.00/each

ASTM E 1354, Standard Test Method for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter, 2009. \$56.40/each

ASTM E 1537, Standard Test Method for Fire Testing of Upholstered Furniture, 2007. \$70.80/each

ASTM E 1590, Standard Test Method for Fire Testing of Mattresses, 2007. \$70.80/each

ASTM E 1591, Standard Guide for Obtaining Data for Deterministic Fire Models, 2007. \$47.00/each

ASTM E 1966, Standard Test Method for Fire-Resistive Joint Systems, 2007. \$47.00/each

ASTM E 2072, Standard Specification for Photoluminescent (Phosphorescent) Safety Markings, 2010. \$36.00/each

ASTM E 2074, Standard Test Method for Fire Tests of Door Assemblies, Including Positive Pressure Testing of Side-Hinged and Pivoted Swinging Door Assemblies, 2000.

\$56.40/each

ASTM E 2307, Standard Test Method for Determining Fire Resistance of Perimeter Fire Barrier Systems Using Intermediate-Scale, Multi-Story Test Apparatus, 2010.

\$47.00/each

ASTM E 2404, Standard Practice for Specimen Preparation and Mounting of Textile, Paper, or Vinyl Wall or Ceiling Coverings to Assess Surface Burning Characteristics, 2008.

\$43.20/each

ASTM E 2573, Standard Practice for Specimen Preparation and Mounting of Site-Fabricated Stretch Systems to Assess Surface Burning Characteristics, 2007a.

\$43.20/each

ASTM E 2599, Standard Practice for Specimen Preparation and Mounting of Reflective Insulation Materials and Radiant Barrier Materials for Building Applications to Assess Surface Burning Characteristics, 2009. \$43.20/each

ASTM E 2652, Standard Test Method for Behavior of Materials in a Tube Furnace with a Cone-Shaped Airflow Stabilizer, at 750 Degrees C, 2009a. \$56.40/each

ASTM F 851, Standard Test Method for Self-Rising Seat Mechanisms, 1987 (2005).

\$36.00/each

ASTM F 1577, Standard Test Methods for Detention Locks for Swinging Doors, 2005.

\$70.80/each

ASTM G 155, Standard Practice for Operating Xenon Arc Light Apparatus for Exposure of Non-Metallic Materials, 2005a. \$47.00/each

2.3.7 FMGR Publication.

FM Global Research, FM Global, 1301 Atwood Avenue, P.O. Box 7500, Johnston, RI 02919.

ANSI/FM 4880, American National Standard for Evaluating Insulated Wall or Wall and Roof/Ceiling Assemblies, Plastic Interior Finish Materials, Plastic Exterior Building Panels, Wall/Ceiling Coating Systems, Interior or Exterior Finish Systems, 2007. Free

FM Approval Standard 6921, Containers for Combustible Waste, 2004. Free

UL 300, Standard for Fire Testing of Fire Extinguishing Systems for Protection of Commercial Cooking Equipment, 2005. \$502.00/each at www.comm-200.com

2.3.8 NEMA Publications. National Electrical Manufacturers Association, 1300 North 17th Street, Ste 1847, Rosslyn, VA 22209. www.nema.org

NEMA Sb 30, Fire Service Annunciator and Interface, 2005. \$69.00/each

2.3.9 UL Publications. www.UL.com; purchase UL standards at www.comm-2000.com per UL website. (All revisions included in purchase of standard) Underwriters Laboratories Inc., 333 Pfingsten Road, Northbrook, IL 60062

ANSI/UL 9, Standard for Fire Tests of Window Assemblies, 2009. \$631.00/each

ANSI/UL 10B, Standard for Fire Tests of Door Assemblies, 2008, revised 2009. \$631.00/each

ANSI/UL 10C, Standard for Positive Pressure Fire Tests of Door Assemblies, 2009. \$631.00/each

ANSI/UL 263, Standard for Fire Tests of Building Construction and Materials, 2007. \$631.00/each

UL 294, Standard for Access Control System Unites, 1999, revised 2010. \$502.00/each

UL 300A, Extinguishing System Units for Residential Range Top Cooking Surfaces, 2006. \$275.00/each

ANSI/UL 305, Standard for Safety Panic Hardware, 1997. \$502.00/each

ANSI/UL 555, Standard for Fire Dampers, 2006, Revised 2002. \$998.00/each

ANSI/UL 555S, Standard for Smoke Dampers, 2006, Revised 2010. \$502.00/each

ANSI/UL 723, Standard for Test for Surface Burning Characteristics of Building Materials, 2009, revised 2010. \$631.00/each

ANSI/UL 790, Test Methods for Fire Tests of Roof Coverings, 2004, revised 2008. \$502.00/each

ANSI/UL 924, Standard for Emergency Lighting and Power Equipment, 2006, Revised 2009. \$998.00/each

ANSI/UL 1040, Standard for Fire Test of Insulated Wall Construction, 1996, revised 2007. \$502.00/each

ANSI/UL 1315, Standard for Safety for Metal Waste Paper Containers, 2007. \$502.00/each

ANSI/UL 1479, Standard for Fire Tests of Through-Penetration Firestops, 2003, revised 2010. \$502.00/each

ANSI/UL 1715, Standard for Fire Test of Interior Finish Material, 1997, revised 2008. \$897.00/each

ANSI/UL 1784, Standard for Air Leakage tests for Door Assemblies, 2001, revised 2009. \$502.00/each

UL 1975, Standard for Fire Tests for Foamed Plastics Used for Decorative Purposes, 2006. \$998.00 each

UL 1994, Standard for Luminous Egress Path Marking Systems, 2004, revised 2010. \$998.00/each

ANSI/UL 2079, Standard for Tests for Fire Resistance of Building Joint Systems, 2004, revised 2008. \$502.00/each

**2.3.10 U.S. Government Publication. www.access.gpo.gov
U.S. Government Printing Office, Washington, DC 20402.
Title 16, Code of Federal Regulations, Part 1500 and Part 1507. Free
Title 16, Code of Federal Regulations, Part 1632, "Standard for the Flammability of Mattresses and Mattress Pads (FF-4-72)." Free**

2.3.11 Other Publication.

Merriam-Webster's Collegiate Dictionary, 11th edition, Merriam-Webster, Inc., Springfield, MA, 2003. www.merriam-webster.com \$27.95/each

2.4 References for Extracts in Mandatory Sections.

NFPA 1, Uniform Fire Code, 2012 edition. \$85.50/each

NFPA 72, National Fire Alarm Code, 2010 edition. \$85.50/each

NFPA 80, Standard for Fire Doors and Fire Windows, 2010 edition. \$40.50/each

NFPA 88A, Standard for Parking Structures, 2011 edition. \$35.00/each

NFPA 288, Standard Methods of Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems, 2009 edition. \$35.00/each

NFPA 301, Code for Safety to Life from Fire on Merchant Vessels, 2008 edition. \$44.50/each

NFPA 415, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways, 2008 edition. \$35.00/each

NFPA 914, Code for Fire Protection of Historic Structures, 2010 edition. \$64.00/each

NFPA 921, Guide for Fire and Explosion Investigations, 2011 edition. \$85.50/each

ASCE/SEI 7, Minimum Design Loads for Buildings and Other Structures, 2010.

www.asce.org \$165.00.

(4) Rules promulgated by the department of licensing and regulatory affairs, bureau of fire services, are available for inspection and distribution at no cost from the Michigan government website, www.michigan.gov/orr and linking to “Michigan administrative code” and also are available at cost from the department of licensing and regulatory affairs, bureau of fire services by calling (517) 241-8847.

(5) Rules pertaining to the Michigan elevator code, R 408.7001 to R 408.8695; the Michigan mechanical code, R 408.30901 to R 408.30998; the Michigan building code, R 408.30401 to R 408.30499; the Michigan electrical code, R 408.30801 to R 408.30880; the Michigan plumbing code, R 408.30701 to R 408.30796; and the Michigan rehabilitation code, R 408.30551 to R 408.30577 are available for inspection and distribution at cost at the department of licensing and regulatory affairs, bureau of construction codes, 611 W. Ottawa Street, Lansing, MI 48933. Copies of these rules are available at no cost from the Michigan government website, www.michigan.gov/orr and linking to “Michigan administrative code”.

R 29.2003 "Authority having jurisdiction" defined. **Rescinded.**

~~Rule 3. As used in the code, the "authority having jurisdiction" means the director of the department of consumer and industry services, an employee of the department of consumer and industry services appointed by the director to implement the act, or an employee of a city, village, or township delegated authority to enforce the code under section 2b of the act, for the purpose of these rules.~~

R 29.2004 Definitions.

Rule 4 .~~(1)~~ As used in these rules:

(a) "Act" means ~~Act No. 207 of the Public Acts of 1941, as amended, being §29.1 et seq. of the Michigan Compiled Laws 1941 PA 207, MCL 29.1 to 29.33.~~

(b) "Authority having jurisdiction" means the director of the Michigan department of licensing and regulatory affairs, an employee of the department of licensing and regulatory affairs appointed by the director to implement the act, or an employee of a city, village, or township delegated to enforce the code under the provisions of section 2b of the act.

~~(b)~~ (c) "Code" means national fire protection association pamphlet no. 101, 1997 2012 edition, entitled "Life Safety Code."

~~(e)~~ (d) "Cosmetic remodeling" means surface changes **made** solely to the wall, floor, ~~and or~~ ceiling that do not decrease the fire rating of the wall, floor, or ceiling, including the replacement of windows and doors.

~~(d)~~ (e) "Existing" means a building constructed and occupied as a dormitory before the effective date of these rules.

~~(e) "Level of exit discharge" means a floor or floors of a building that exit directly to the outside at grade. A floor that is not more than 4 feet above or below grade at exit discharge is also a level of exit discharge.~~

(f) "Maintenance" means repair required to keep a building and its component parts in an operative condition at all times. "Maintenance" includes the replacement of a building's components when, for any reason, the components become undependable or inoperable. "Maintenance" does not include **renovation remodeling**.

~~(g) "Remodeling" means an alteration or a change of fire-rated assembly, or the installation of new equipment required by these rules.~~

~~(h)~~ (g) "School authority" means the authority **established pursuant to the revised school code, 1976 PA 451, MCL 380.1 to 380.1853 for school districts, intermediate school districts, community colleges, section 1 of the private, denominational, and parochial Schools, 1921 PA 302, MCL 388.551**, as required by section 1561 of Act No. 451 of the Public Acts of 1976, as amended, being § 380.1561, of the Michigan Compiled Laws, and the colleges and universities established under sections 4, 5, 6, and 7 of Article VIII of the State Constitution of 1963 and part 25 of Act No. 451 of the Public Acts of 1976, as amended, being §§380.1601 to 380.1607 of the Michigan Compiled Laws.

~~(2) Terms defined in the act have the same meanings when used in these rules.~~

R 29.2005 Plans and specifications.

Rule 5. (1) The school authority or designated representative shall submit plans and specifications to the ~~office~~ **bureau** of fire ~~safety~~ **services** for all projects that involve construction, ~~remodeling~~, **renovation, modification, reconstruction**, or an addition.

(2) The school authority or designated representative **is not required to need not** submit plans and specifications to the ~~office~~ **bureau** of fire ~~safety~~ **services** for **routine maintenance functions** ~~maintenance functions or cosmetic remodeling~~; however, the school authority or designated representative shall ensure that ~~perform~~ all work **is** in compliance with these rules.

(3) Plans and specifications for work that involves the practice of architecture or engineering, as defined **by the provisions of article 20 of the occupational code, 1980 PA 299, MCL 339.2001 to 339.2014**, in Act No. 299 of the Public Acts of 1980, as amended, being §339.101 et seq. of the Michigan Compiled Laws, and known as the occupational code, shall bear the seal of an architect or professional engineer who is **licensed pursuant to the occupational code** ~~registered under Act No. 299 of the Public Acts of 1980, as amended~~.

(4) Plans and specifications shall contain all of the following information, as applicable:

(a) A complete floor plan and layout of the building drawn accurately to scale.

(b) The use of each room.

(c) The dimensions of each room.

(d) The size, location, direction of swing, and fire rating of each door and frame assembly.

(e) The size and location of windows.

(f) The wall construction, including fire-resistance rating.

(g) The type of construction as identified ~~by the provisions of~~ **in the** national fire protection association pamphlet standard no. 220, 1995 edition, entitled "Standard Types of Building Construction," **as adopted in these rules**.

(h) The number of stories, including basement and attic areas.

(i) The interior finish classification.

(j) The location of fuel-fired equipment.

(k) The type of furnace and water heater.

- (l) Air-handling system specifications.
- (m) Fire detection and alarm systems **plans and specifications that are in compliance with the provisions of the act.**
- (n) Sprinkler or other suppression system plans and specifications that are in compliance with the provisions of the act.
- (o) The type, size, and location of fire extinguishers.
- (p) Other pertinent information that is required to determine compliance with these rules.
- (5) A firm certified in compliance with section 26 of ~~Act No. 207 of the Public Acts of 1941, as amended, being §29.26 of the Michigan Compiled Laws~~ **1941 PA 207, MCL 29.26**, shall submit **plans for a fire alarm/ or detection system and a fire suppression system plans** to the ~~office~~ **bureau of fire services safety** in compliance with the act. ~~The certified firm shall submit the complete shop drawings, and receive approval from, the office of fire safety before installation of either a fire alarm or fire suppression system.~~
- (6) Plan approval that is given before the effective date of these rules terminates 6 months after the effective date of these rules if construction has not started. However, upon written request, ~~to the office bureau of fire services safety, the office~~ may grant an approval for an extension in a specific instance.
- (7) ~~An architect or engineer who seals plans and who ceases to be the architect or engineer of record before completion of a project shall notify the office of fire safety in writing. Construction shall not continue until a new architect or engineer of record has been identified to the office of fire safety, in writing, by the new architect or engineer of record.~~

R 29.2006 Inspection during construction; approval for occupancy.

Rule 6. (1) During construction, **renovation, modification, reconstruction, or** addition, ~~or remodeling~~, the architect, professional engineer, or owner's representative shall notify the ~~office~~ **bureau of fire services safety, in writing**, when the building is ready for inspection **under both of the following conditions** as follows:

- (a) When the building is framed and mechanical systems are substantially complete, but before concealment.
 - (b) Upon completion of construction.
- (2) A newly constructed facility or a facility that is being remodeled or added to shall not be occupied, in whole or in part, without approval of the ~~office~~ **bureau of fire services safety.**

R 29.2007 Projects affecting outside configuration of building; site plan and specifications; ~~office~~ **bureau of fire services safety** or local fire department specifications; fire safety measures during construction.

Rule 7. (1) For projects ~~that involve~~ **involving** construction, addition, **renovation, modification, reconstruction,** or remodeling ~~which~~ **that** affects the outside configuration of a building, and as part of the building plans and specifications otherwise required by these rules, **before the construction begins**, the school authority or the designated representative shall provide the ~~office~~ **bureau of fire services safety** and the local fire department with a site plan and specifications that detail all of the following:

- (a) The available water supply.
- (b) Hydrant locations.
- (c) Vehicle access routes.
- (d) Fire lanes.

(2) ~~The office of fire safety authority having jurisdiction or the local fire department authority~~ may specify any of the following:

- (a) The size of the water mains that supply the hydrants.
- (b) The location of hydrants.
- (c) The locations and dimensions of fire department vehicle access routes.
- (d) The posting of fire lanes.

(3) As soon as possible during construction, the school authority or designated representative shall ensure appropriate fire safety measures are taken, including the provision of fire extinguishers and fire suppression systems and the establishment of access routes to the building that can be traveled by fire department vehicles.

R 29.2008 Electrical equipment; inspections; certificate.

Rule 8. (1) ~~A person~~ **The school authority or designated representative** shall ~~install~~ **ensure that the** electrical wiring and equipment, including an emergency **electrical** supply if installed, ~~in compliance~~ **complies** with the applicable provisions of **the electrical code**, R 408.30801 to **R 408.30880**. ~~et seq. of the Michigan Administrative Code.~~ Copies of the rules are available as **specified in R 29.2002** from the Michigan Department of Consumer and Industry Services, Bureau of Construction Codes, 2501 Woodlake Circle, Second Floor, Okemos, Michigan 48864, P.O. Box 30254, Lansing, Michigan 48909.

(2) ~~The electrical inspection authority having jurisdiction shall make the~~ **An electrical inspection authority that is acceptable to the bureau of fire services shall perform the electrical inspection.** The electrical inspection authority shall issue a **final** certificate of compliance covering the installation. ~~and the~~ **The school authority or designated representative shall provide a copy of the certificate to the office of fire safety bureau of fire services.**

R 29.2009 Universal amendments.

Rule 9. Sections ~~1-3.11.1, 1-7.1, 6-4.3, 7-1.1, 7-4.2, 7-4.3, 7-6.3.2, and 7-6.4~~ **3.3.64, 4.6.10.1, 4.7.4, 4.8.2.2, 6.2.1.2, 7.2.1.12, 8.3.5, 8.3.5.5.1, 8.3.6.1, 8.4.2, 8.4.5.1, 8.5.7.1, 8.6.10.2.1, 8.7.3.1, 9.1.1, 9.4.2.1, 9.4.2.2, 9.6.3.5.5, 12.3.2.1.2, 12.7.6.1, 13.3.2.1.2, 13.7.6.1 and 43.1.2.1** of the code **adopted by reference in R 29.2002** are amended, and sections ~~7-1.2, 7-4.4, 7-4.5, 7-4.7, 7-4.8, and 7-6.5.3~~ **8.6.10.2.1.1 is added, and sections 7.2.1.12.1, 7.2.1.12.2, 7.3.3.2, 9.1.2, 9.4.3.1, 9.4.3.2, 12.2.10.3, 12.2.11.2, 12.7.1.3, 12.7.6.2, 12.7.7.2, 12.7.9.3.1, 12.7.9.3.2, 12.7.9.3.3, 13.2.10.3, 13.2.11.2, 13.7.1.3, 13.7.6.2, 13.7.7.2, 13.7.9.3.1, 13.7.9.3.2, 13.7.9.3.3, and 43.1.4.5** of the code are deleted, ~~to read~~ as follows:

3.3.64 Dormitory. A building or a space in a building in which group sleeping accommodations are provided for more than 16 persons who are not members of the same family in 1 room, or a series of closely associated rooms, under the control of the school authority, with or without meals, but without individual cooking facilities.

~~1-3.11.1~~ **4.6.10.1. A person may occupy a building Buildings or portion portions of a building buildings shall be permitted to be occupied** during construction, repair, alterations, or additions only **if where** all required means of egress and ~~all~~ required fire protection features **in the building and on-site** are in place and continuously maintained for the ~~part~~ **portion** occupied and if the occupied portion is separated from the part under construction by a fire barrier that has a 1-hour-fire-resistance rating. The temporary 1-hour-rated fire barrier that is used for ~~this purpose~~ **separation** may be constructed of combustible material. Instead of having all required means of egress and fire protection features in place, the school authority or designated

representative may take other measures that would provide equivalent safety if approved by the office bureau of fire safety services.

~~1-7.1. The school authority or designated representative shall conduct fire exit drills in compliance with the act. The school authority or designated representative shall design drills in cooperation with the local fire authorities.~~

4.7.4. Drills shall be held at various times under varying conditions to simulate the unusual conditions that may occur in an actual emergency.

4.8.2.2. The school authority or designated representative shall submit the required emergency plans to the bureau of fire services upon request for review.

6.2.1.2. Hazard of contents shall be classified by the registered design professional (rdp) or owner and upon request shall be submitted to the authority having jurisdiction for review and approval on the basis of character of the contents and the processes of operations conducted in the building or structure.

~~6-4.3. The school authority or designated representative shall ensure that flammable and combustible liquids are stored and handled in compliance with rules promulgated under the act.~~

~~7-1.1. The school authority or designated representative shall ensure that equipment that utilizes gas and related gas piping is installed in compliance with national fire protection association pamphlet no. 54, 1996 edition, entitled "National Fuel Gas Code" adopted by reference in these rules or rules promulgated under the act, as applicable.~~

~~Exception: The school authority or designated representative may continue existing installations in service, subject to approval by the authority having jurisdiction.~~

~~7-1.2. Deleted.~~

7.2.1.12. Where permanently mounted folding or movable partitions divide a room into smaller spaces, a swinging door leaf or open doorway shall be provided as an exit access from each space.

7.2.1.12.1. Deleted.

7.2.1.12.2. Deleted.

7.3.3.2. Deleted.

~~7-4.2. The school authority or designated representative shall install new elevators, escalators, dumb waiters, and moving walks in compliance with R 408.8101 et seq. of the Michigan Administrative Code.~~

~~7-4.3. The school authority or designated representative shall ensure that existing elevators, escalators, dumbwaiters, and moving walks are in compliance with R 408.8101 et seq. of the Michigan Administrative Code.~~

~~7-4.4. Deleted.~~

~~7-4.5. Deleted.~~

~~7-4.7. Deleted.~~

~~7-4.8. Deleted.~~

~~7-6.3.2. The school authority or designated representative shall ensure that notification is provided by audible and visible signals that are in compliance with sections 7-6.3.3 through 7-6.3.10 of the code.~~

~~Exception no. 1: Where permitted by sections 8 through 32 of the code, a presignal system is permitted when the initial fire alarm signal is automatically transmitted without delay to a municipal fire department or a fire brigade and to an on-site staff person who is trained to respond to a fire emergency.~~

~~Exception no. 2: Where permitted by sections 8 through 32 of the code, a positive alarm sequence is permitted if it is in compliance with the provisions of the national fire~~

~~protection association pamphlet no. 72, 1996 edition, entitled "National Fire Alarm Code," which is adopted by reference in these rules.~~

~~7-6.4. (1) Where required by another section of the code, the school authority or designated representative shall provide emergency forces notification to alert the municipal fire department and fire brigade, if provided, of fire or other emergency.~~

~~(2) Where fire department notification is required by another section of the code, the school authority or designated representative shall arrange the fire alarm system to transmit the alarm automatically by any of the following means acceptable to the authority having jurisdiction and in compliance with national fire protection association pamphlet no. 72, 1996 edition, entitled "National Fire Alarm Code," which is adopted by reference in these rules:~~

~~(a) An auxiliary alarm system.~~

~~(b) A central station connection.~~

~~(c) A proprietary system.~~

~~(d) A remote station connection.~~

~~(3) A facility is in compliance with required emergency forces notification if it has written policy and procedure that is approved by the authority having jurisdiction. The policy and procedure shall provide for all of the following:~~

~~(a) The designation of a staff member on each shift to be responsible for notifying a local fire department.~~

~~(b) The availability at all times of a nonpay telephone for employees who are designated under subdivision (a) of this subrule to notify a local fire department.~~

~~(c) Conspicuously posting the telephone number of the local fire department near the telephone.~~

~~(d) A requirement that notification of the fire department is incorporated into all fire drills.~~

~~7-6.5.3. Deleted.~~

8.3.5. The provisions of section 8.3.5 shall govern the materials and methods of construction used to protect through-penetration and membrane penetrations in fire walls, fire barrier walls, and fire resistance-rated horizontal assemblies. The provisions of section 8.3.5 shall not apply to existing material and methods of construction used to protect existing through-penetrations and existing membrane penetrations in fire walls, fire barrier walls, or fire resistance-rated horizontal assemblies, unless otherwise required by chapters 11 to 43.

8.3.5.5.1. Where piping penetrates a fire resistance-rated wall or floor assembly, combustible piping shall not connect to noncombustible piping within 35 inches (915 millimeters) of the fire stop system or device with the demonstration that the transition will not reduce the fire resistance rating, except in the case of existing installations.

8.3.6.1. The provisions of section 8.3.6 shall govern the materials and methods of construction used to protect joints in between and at the perimeter of fire barriers or, where fire barriers meet other fire barriers, the floor or roof deck above, or the outside walls. The provisions of section 8.3.6 shall not apply to existing materials and methods of construction used to protect existing joints in fire barriers, unless otherwise required by chapters 11 to 43.

8.4.2. Smoke partitions shall comply with the following:

(1) They shall extend from the floor to the underside of the floor or roof deck above, through any concealed spaces, such as those above suspended ceilings, and through interstitial structural and mechanical spaces.

(2) They shall be permitted to extend from the floor to the underside of a monolithic or suspended ceiling where all of the following conditions are met:

(a) The ceiling system forms a continuous membrane.

(b) A smoke-tight joint is provided between the top of the smoke partition and the bottom of the suspended ceiling.

(c) Where the space above the ceiling is used as a plenum, air transfer openings in smoke partitions into the plenum shall be provided with approved smoke dampers designed and tested in accordance with the requirements of ANSI/UL 555S, standard for smoke dampers, to limit the transfer of smoke.

(3) Smoke partitions enclosing hazardous areas shall be permitted to terminate at the underside of a monolithic or suspend ceiling where the following conditions are met:

(a) The ceiling system forms a continuous membrane.

(b) A smoke-tight joint is provided between the top of the smoke partition and the bottom of the suspended ceiling.

(c) Where the space above the ceiling is used as a plenum, air transfer openings in smoke partitions into the plenum shall be provided with approved smoke dampers designed and tested in accordance with the requirements of ANSI/UL 555S, standard for smoke dampers, to limit the transfer of smoke.

8.4.5.1. The provisions of section 8.4.5 shall govern the materials and methods of construction used to protect joints in between and at the perimeter of smoke partitions or, where smoke partitions meet other smoke partitions, the floor or roof deck above or, the outside walls. The provisions of section 8.4.5 shall not apply to existing materials and methods of construction used to protect existing joints in smoke partitions, unless otherwise required by chapters 11 to 43.

8.5.7.1. The provisions of section 8.5.7 shall govern the materials and methods of construction used to protect joints in between and at the perimeter of smoke barriers, or where barriers meet other smoke barriers, the floor or roof deck above, or the outside walls.

8.6.10.2.1. Unless otherwise provided in section 8.6.10.2.1.1, the aggregate area of a mezzanine located within a room, other than those located in a special-purpose industrial occupancies, shall not exceed one-third the open area of the room in which the mezzanines are located. Enclosed spaces shall not be included in a determination of the size of the room in which the mezzanine is located.

8.6.10.2.1.1. The aggregate area of mezzanines in buildings and structures of type I or type II construction shall not exceed one-half of the floor area of the room in buildings and structures equipped throughout with an approved automatic sprinkler system in accordance with section 9.7 and an approved emergency voice or emergency alarm communication system pursuant to NFPA 72.

8.7.3.1. The school authority or designated representative shall store and handle flammable and combustible liquids in compliance with R 29.5101 to R 29.5516 promulgated by the Michigan department of licensing and regulatory affairs, bureau of fire services under the provisions of the act.

9.1.1. The school authority or designated representative shall ensure the equipment which utilizes gas and related gas piping is installed in compliance with the provisions of NFPA 54, national fuel gas code, NFPA 58, liquefied petroleum gas code, or rules promulgated under the act, as applicable.

9.1.2. Deleted.

9.4.2.1. The school authority or designated representative shall ensure that new elevators, escalators, dumbwaiters, and moving walks are installed in compliance with the elevator rules, R 408.7001 to R 408.7103.

9.4.2.2. The school authority or designated representative shall ensure that existing elevators, escalators, dumbwaiters, and moving walks are in compliance with the Michigan elevator rules, R 408.7001 to R 408.7103.

9.4.3.1. Deleted.

9.4.3.2. Deleted.

9.6.3.5.5. Visible signals shall not be required in any of the following:

- (1) Exit stair enclosures.**
- (2) Offices less than 200 square feet.**
- (3) Closets and coat rooms.**
- (4) Electrical closets.**
- (5) Mechanical pipe chases.**
- (6) Crawl spaces.**
- (7) Small bathrooms in classrooms.**
- (8) Janitor closets.**
- (9) Storage rooms less than 200 square feet.**
- (10) Unoccupied spaces.**

12.2.10.3. Deleted.

12.2.11.2. Deleted.

12.3.2.1.2. Rooms or spaces for the storage, processing, or use of materials specified in section 12.3.2.1.2(1) to (3) shall be protected pursuant to all of the following:

(1) Separation from the remainder of the building by fire barriers having a minimum 1-hour fire resistance rating or protection of such rooms by automatic extinguishing systems as specified in section 8.7 in the following areas:

(a) Boiler and furnace rooms, unless otherwise permitted by either of the following:

(i) The requirement of section 12.3.2.1.2(1)(a) shall not apply to rooms enclosing furnaces, heating and air-handling equipment, or compressor equipment with a total aggregate input rating less than 200,000 BTU (211MJ), provided that such rooms are not used for storage.

(ii) The requirement of section 12.3.2.1.2(1)(a) shall not apply to attic locations of the rooms addressed in section 12.3.2.1.2(1)(a)(i), provided that such rooms comply with the draft stopping requirements of section 8.6.10.

(b) Rooms or spaces larger than 100 square feet (4.6 square meters) and used for the storage of combustible supplies.

(c) Rooms or spaces used for the storage of hazardous materials or flammable or combustible liquids in quantities deemed hazardous by recognized standards.

(2) Separation from the remainder of the building by fire barriers having a minimum 1-hour fire resistance rating and protection of such rooms by automatic extinguishing systems as specified in section 8.7 in the following areas:

(a) Laundries.

(b) Maintenance shops, including woodworking and painting areas.

(c) Rooms or spaces used for the processing or use of combustible supplies deemed hazardous by the authority having jurisdiction.

(d) Rooms or spaces used for processing or use of hazardous materials or flammable or combustible liquids in quantities deemed hazardous by recognized standards.

(3) Where automatic extinguishing is used to meet the requirements of section 12.3.2.1.2(1) or (2), the protection shall be permitted in accordance with section 9.7.1.2. 12.7.1.3. Deleted.

12.7.6.1. In assembly use areas having occupant loads greater than 1000, there shall be crowd managers or crowd manager supervisors at a ratio of 1 crowd manager/supervisor for every 250 occupants unless otherwise permitted by any of the following:

(1) This requirement shall not apply to assembly use areas being utilized for instructional classroom space.

(2) This requirement shall not apply to assembly occupancies used exclusively for religious worship with occupant load not more than 2,000.

(3) The ratio of trained crowd managers to occupants shall be permitted to be reduced where, in the opinion of the authority having jurisdiction, the existence of an approved, supervised automatic sprinkler system and the nature of the event warrant.

12.7.6.2. Deleted.

12.7.7.2. Deleted.

12.7.9.3.1. Deleted.

12.7.9.3.2. Deleted.

12.7.9.3.3. Deleted.

13.2.10.3. Deleted.

13.2.11.2. Deleted.

13.3.2.1.2. Rooms or spaces for the storage, processing, or use of materials specified in section 13.3.2.1.2(1) to (3) shall be protected in accordance with the following:

(1) Separation from the remainder of the building by fire barriers having a minimum 1-hour fire resistance rating or protection of such rooms by automatic extinguishing systems as specified in section 8.7 in the following areas:

(a) Boiler and furnace rooms, unless otherwise permitted by the following:

(i) The requirement of section 13.3.2.1.2(1)(a) shall not apply to rooms enclosing furnaces, heating and air handling equipment, or compressor equipment with a total aggregate input rating less than 200,000 Btu (211 MJ), provided that such rooms are not used for storage.

(ii) The requirement of section 13.3.2.1.2(1)(a) shall not apply to attic locations of the rooms addressed in section 13.3.2.1.2(1)(a)(i), provided that such rooms comply with the draft stopping requirements of section 8.6.10.

(b) Rooms or spaces larger than 100 square feet (4.6 square meters) and used for the storage of combustible supplies.

(c) Rooms or spaces used for the storage of hazardous materials or flammable or combustible liquids in quantities deemed hazardous by recognized standards.

(2) Separation from the remainder of the building by fire barriers having a minimum 1-hour fire resistance rating and protection of such rooms by automatic extinguishing systems as specified in Section 8.7 in the following areas:

(a) Laundries.

(b) Maintenance shops, including woodworking and painting areas.

(c) Rooms or spaces used for processing or use hazardous materials or flammable or combustible liquids in quantities deemed hazardous by recognized standards.

(3) Where automatic extinguishing is used to meet the requirements of section 13.3.2.1.2(1) or (2), the protection shall be permitted pursuant to section 9.7.1.2.

13.7.1.3. Deleted.

13.7.6.1. In assembly occupancies having occupant loads greater than 1,000, there shall be crowd managers or crowd manager supervisors at a ratio of 1 crowd manager/supervisor for every 250 occupants unless otherwise permitted by either of the following:

(1) This requirement shall not apply to assembly occupancies used exclusively for religious worship with occupant load not more than 2,000.

(2) The ratio of trained crowd managers to occupants shall be permitted to be reduced where, in the opinion of the authority having jurisdiction, the existence of an approved, supervised automatic sprinkler system and the nature of the event warrant.

13.7.6.2. Deleted.

13.7.7.2. Deleted.

13.7.9.3.1. Deleted.

13.7.9.3.2. Deleted.

13.7.9.3.3. Deleted.

43.1.2.1. The portion or portions of a building undergoing repair, renovation, modification, or reconstruction shall comply with both of the following:

(1) Requirements of the applicable existing occupancy chapters.

(2) Requirements of the applicable section of this chapter.

43.1.4.5. Deleted.

R 29.2010 Fire reporting.

Rule 10. ~~After the occurrence of a fire that results in the loss of life, personal injury, or the loss of property, the administrative authority of the facility shall immediately notify the local fire department of all details of the fire~~ **(1) Upon discovery of any unwanted fire, regardless of magnitude, the person in control of the building shall immediately notify the local fire department.**

(2) Whenever an unwanted fire occurs, or upon discovery of an unwanted fire, even though it has been extinguished, the person in control of the building shall immediately notify the local fire department of the existence of the fire, the circumstances of the fire, and the location of the fire. This subrule does not prohibit the facility from using all diligence necessary to extinguish the fire prior to the arrival of the fire department.

(3) The school authority or designee shall notify the bureau of fire services of all details of the fire not later than the end of the next business day following the incident.

PART 2. NEW SCHOOL, COLLEGE, AND UNIVERSITY DORMITORY FACILITIES

R 29.2021 Life safety code; adoption by reference for new school, college, and university dormitories owned, leased, or managed by, or under direct supervision of, school authority.

Rule 21. (1) ~~The provisions of chapters 1 to 7 12, 1624, 28, 32, and 3343 of the code that apply to new school, college, and university dormitories, except as amended in subrule (2) of this rule, are adopted by reference in these rules. Copies of the adopted provisions are available for inspection and distribution through the State Fire Safety Board located at the Michigan Department of Consumer and Industry Services, Office of Fire Safety, 7150 Harris Drive, Lansing, Michigan 48913, or the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02269, telephone 1-800-344-3555. The cost of the adopted provisions as of the time of adoption of these rules is \$44.50. in R29.2002, except as amended by these rules.~~

(2) Sections ~~16-1.1 and 16-1.6~~ **28.1.1.2, 28.1.6, 28.3.4.2, 28.3.6.2.3, 28.7.3 and 28.7.4.1** of the code are amended, **section 28.2.11.2 is deleted** and section ~~16-1.6.1~~ **28.3.6.2.4** is added to the code, to read as follows:

~~16-1.1. The requirements of this section apply to all of the following:~~

- ~~–(a) New buildings or portions of new buildings used as hotel or dormitory occupancies.~~
- ~~–(b) Additions made to, or used as, a hotel or dormitory occupancy.~~
- ~~–(c) Alterations, modernizations, or renovations of existing hotel or dormitory occupancies.~~
- ~~–(d) Existing buildings or portions of existing buildings upon change of occupancy to a hotel or dormitory occupancy.~~

~~—Exception: A dormitory that is divided into suites of rooms which have 1 or more bedrooms opening into a living room or study that has a door which opens into a common corridor that serves a number of suites is classified as an apartment building and shall be in compliance with section 18 of the code.~~

28.1.1.2 Any dormitory divided into suites of rooms, with 1 or more bedrooms opening into a living room or study that has a door opening into a corridor serving a number of suites, shall be classified as a dormitory building.

~~16-1.6. The minimum construction requirements shall be as indicated for the following types of construction:~~

Type of Construction—Allowable Height I (443).....	No limit.
I (332).....	No limit.
II (222).....	10 stories.
II (111).....	5 stories.
II (000).....	4 stories.
III (211).....	5 stories.
III (200).....	4 stories.
IV (2HH).....	5 stories.
V (111).....	4 stories.
V (000).....	3 stories.

~~16-1.6.1. For the purpose of section 16-1.6 of the code, the number of stories shall be counted starting with the primary level of exit discharge and ending with the highest occupiable level. For the purpose of this section, the primary level of exit discharge of a building shall be the floor that is level with or above finished grade of the exterior wall line for 50% or more of its perimeter. Building levels below the primary level shall not be counted as a story in determining the height of a building.~~

28.1.6 For minimum construction requirements refer to the Michigan building code, R 408.30401 to R 408.30499.

28.2.11.2 Deleted.

28.3.4.2 Initiation. The required fire alarm system shall be initiated by each of the following:

- (1) Manual means in accordance with section 9.6.2.
- (2) Required automatic sprinkler system.
- (3) Required automatic detection system other than sleeping room smoke detectors.

28.3.6.2.3 Doors that open onto exit access corridors shall be self-closing and self-latching unless otherwise permitted by section 28.3.6.2.4.

28.3.6.2.4 In buildings protected throughout with an automatic sprinkler system in accordance with Section 28.3.5 and where the exit access corridors are protected by a corridor smoke detection system in accordance with Section 9.6, guest room and guest suite doors opening onto exit access corridors are not required to be self-closing.

28.7.3. Fire drills shall be held pursuant to the act.

28.7.4.1 A floor diagram reflecting the actual floor arrangement, exit locations, and room identification, or a sign with written emergency instructions shall be posted in a location and manner acceptable to the authority having jurisdiction, in every resident room in dormitories.

~~R 29.2022 Life safety code; adoption by reference of provisions for new apartment buildings as referenced by chapter 16 of the code for dormitories designed as described in the exception to section 16-1.1. Rescinded.~~

~~Rule 22. (1) The provisions of chapters 1 to 7, 18, 32, and 33 of the code that apply to new apartment buildings, except for the amendments set forth in subrule (2) of this rule, are adopted by reference in these rules for dormitories designed as described in the exception to section 16-1.1. Copies of the adopted provisions are available for inspection and distribution through the State Fire Safety Board, located at the Michigan Department of Consumer and Industry Services, Office of Fire Safety, 7150 Harris Drive, Lansing, Michigan 48913, or the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02296, telephone 1-800-344-3555. The cost of the adopted provisions as of the time of adoption of these rules is \$44.50.~~

~~-(2) Section 18-1.6 of the code is amended, and section 18-1.6.1 is added to the code, to read as follows:~~

~~-18-1.6. The minimum construction requirements shall be as indicated for the following types of construction:~~

Type of Construction	Allowable Height I (443).....	No limit.
I (332).....		No limit.
H (222).....		10 stories.
H (111).....		5 stories.
H (000).....		4 stories.
HH (211).....		5 stories.
HH (200).....		4 stories.
IV (2HH).....		5 stories.
V (111).....		4 stories.
V (000).....		3 stories.

~~-18-1.6.1. For the purpose of section 18-1.6 of the code, the number of stories shall be counted starting with the primary level of exit discharge and ending with the highest occupiable level. For the purpose of this section, the primary level of exit discharge of a building shall be the floor that is level with or above finished grade of the exterior wall line for 50% or more of its perimeter. Building levels below the primary level shall not be counted as a story in determining the height of a building.~~

PART 3. EXISTING SCHOOL, COLLEGE, AND UNIVERSITY DORMITORY FACILITIES

R 29.2031 Life safety code; adoption by reference for existing school, college, and university dormitories owned, leased, or managed by, or under direct supervision of, school authority.

Rule 31. (1) The provisions of chapters 1 to ~~7~~ **11, 13, 17 24, 29**, and ~~33~~ **43** of the code that apply to existing school, **college and university** dormitories; ~~except for the amendments set forth in subrule (2) of this rule~~; are adopted by reference in these rules. ~~Copies of the adopted provisions are available for inspection and distribution through the State Fire Safety Board, located at the Michigan Department of Consumer and Industry Services, Office of Fire Safety, 7150 Harris Drive, Lansing, Michigan 48913, or from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02269, telephone 1-800-344-3555. The cost of the adopted provisions as of the time of adoption of these rules is \$44.50.~~ **in R 29.2002 except as amended by these rules.**

(2) Sections ~~17-1.1 and 17-3.6.3~~ **29.1.1.2, 29.1.6, 29.3.4.2, 29.3.5.1, 29.3.6.2.3, 29.7.3 and 29.7.4.1** of the code are amended, **section 29.2.11.2 is deleted** and sections ~~17-3.5.2 29.1.1.1.1 and 29.3.7.5~~ **are added to the code** of the code is deleted, to read as follows:

~~17-1.1. The requirements of this chapter apply to existing buildings or portions of buildings currently occupied as hotel or dormitory occupancies.~~

~~—Exception: A dormitory that is divided into suites of rooms which have 1 or more bedrooms that open into a living room or study that has a door which opens into a common corridor that serves a number of suites is classified as an apartment building and shall be in compliance with section 19 of the code.~~

~~17-3.5.2. Deleted.~~

~~17-3.6.3. The school authority or designated representative shall ensure that doors which open onto exit access corridors are self-closing and self-latching. The school authority or designated representative shall comply with this requirement within 2 years of the effective date of these rules.~~

29.1.1.1.1 An existing building housing a dormitory with its occupancy established prior to the effective date of these rules shall be permitted to be approved for continued use if it conforms to, or is made to conform to, the provisions of this code to the extent that, in the opinion of the authority having jurisdiction, reasonable life safety against hazards of fire, explosion, and panic is provided and maintained.

29.1.1.2 Any dormitory divided into suites of rooms, with 1 or more bedrooms opening into a living room or study that has a door opening into a common corridor serving a number of suites, shall be classified as a dormitory building.

29.1.6 For minimum construction requirements, refer to the Michigan rehabilitation code, R 408.30551 to R 408.30577.

29.2.11.2 Deleted.

29.3.4.2 Initiation. The required fire alarm system shall be initiated by each of the following methods:

(1) Manual means pursuant to section 9.6.2.

(2) Required automatic sprinkler system.

(3) Required automatic detection system other than sleeping room smoke detectors.

29.3.5.1 All high-rise dormitory buildings shall be protected throughout by an approved, supervised automatic sprinkler system pursuant to section 29.3.5.3. The school authority or designated representative shall comply with this requirement within 10 years of the effective date of these rules.

29.3.6.2.3 Doors that open onto exit access corridors shall be self-closing and self-latching unless previously approved in writing by the authority having jurisdiction.

29.3.7.5 A cross-corridor door in a smoke partition shall be permitted to swing in either direction when the existing corridor width is 7 feet or less.

29.7.3 Fire drills shall be held pursuant to the act.

29.7.4.1 A floor diagram reflecting the actual floor arrangement, exit locations and room identification, or a sign with written emergency instructions shall be posted in a location and manner acceptable to the authority having jurisdiction, in every resident room in dormitories.

~~R 29.2032 Life safety code; adoption by reference of provisions for existing apartment buildings as referenced by chapter 17 of the code for dormitories designed as described in the exception to section 17-1.1. **Rescinded.**~~

~~Rule 32. (1) The provisions of chapters 1 to 7, 19, and 33 of the code that apply to existing apartment buildings, except for the amendments set forth in subrule (2) of this rule, are adopted by reference in these rules for dormitories designed as described in the exception to section 17-1.1. Copies of the adopted provisions are available for inspection and distribution through the State Fire Safety Board, Office of Fire Safety, 7150 Harris Drive, Lansing, Michigan 48913, or from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02296, telephone 1-800-344-3555. The cost of the adopted provisions as of the time of adoption of these rules is \$44.50.~~

~~(2) Section 19-3.6.3 of the code is amended, and section 19-3.5.6 of the code is deleted, to read as follows:~~

~~19-3.6.3. The school authority or designated representative shall ensure that doors which open onto exit access corridors are self-closing and self-latching. The school authority or designated representative shall comply with this requirement within 2 years of the effective date of these rules.~~

~~19-3.5.6. Deleted.~~

NOTICE OF PUBLIC HEARING

**NOTICE OF PUBLIC HEARING
DORMITORY FIRE SAFETY FOR SCHOOLS, COLLEGES,
AND UNIVERSITIES
TUESDAY, MARCH 22, 2016
RULE SET # 2011- 003 LR**

The Department of Licensing and Regulatory Affairs (LARA) will hold a public hearing on Tuesday, March 22, 2016, starting at 2:00 PM at the Bureau of Fire Services (BFS), Conference Room B located at 3101 Technology Blvd., Suite H in Lansing, Michigan 48910.

The public hearing is being held to receive comments on proposed rules amendments to the Dormitory Fire Safety for Schools, Colleges and University Rules. The current rules, which took effect on August 18, 1999, implement the Fire Prevention Code (Public Act 207 of 1941). The proposed rules will apply to the fire safety requirements for the construction, operation or maintenance of all new and existing school, college, and university dormitories that are owned, leased, or managed by, or under the direct control of, the school authority. The proposed rules will adopt, with amendments, the 2012 Life Safety Code published by the National Fire Protection Association. The current rules are based on the 1997 Life Safety Code.

These rules are being promulgated under the authority of the Fire Prevention Code, Public Act 207 of 1941, Section 29.3c(1). The rules will take effect 30 days after filing with the Secretary of State.

Comments on the proposed rules may be presented in person at the public hearing. Written comments may be submitted at the time of presentation and will also be accepted until 5:00 PM on Tuesday, March 22, 2016, at the following mailing address or e-mail address:

LARA/BFS Attention: Brian Williams
P.O. Box 30700 Lansing, MI 48909-8170
williamsb@michigan.gov

A copy of the proposed rules may be obtained by contacting the Bureau at 517-241-8847 or at williamsb@michigan.gov. Electronic copies may be obtained on the Bureau's website at www.michigan.gov/bfs or at the following link:

http://w3.lara.state.mi.us/orr/Files/AdminCode/965_2011-003LR_AdminCode.pdf

All hearings are conducted in compliance with the 1990 Americans with Disabilities Act. Hearings are held in buildings that accommodate individuals with disabilities and where accessible parking is available. An individual who requires accommodations in order to participate in a hearing should call Hollie Metts at (517) 241-8847 to make the necessary arrangements. To ensure availability of the accommodation, please call at least 1 week in advance of the public hearing.

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

MCL 24.256(1) states in part:

“Sec. 56. (1) The Office of Regulatory Reform shall perform the editorial work for the Michigan register and the Michigan Administrative Code and its annual supplement. The classification, arrangement, numbering, and indexing of rules shall be under the ownership and control of the Office of Regulatory Reform, shall be uniform, and shall conform as nearly as practicable to the classification, arrangement, numbering, and indexing of the compiled laws. The Office of Regulatory Reform may correct in the publications obvious errors in rules when requested by the promulgating agency to do so...”

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

Memorandum

DATE: February 8, 2016

TO: Deidre O’Berry, Regulatory Affairs Manager
Office of Regulatory Reinvention

FROM: Shannon Matsumoto, Rules Specialist
Bureau of Construction Codes, Office of Management & Administrative

SUBJECT: Request for correction of the Residential Code R 408.30519, R 408.30546 and R408.30547c pursuant to Administrative Procedures Act, Section 56(1), MCL 24.256 (1).

The Bureau of Construction Codes, as a promulgating agency, is writing to request that the Office of Regulatory Reinvention exercise its discretion to correct an obvious error in the Residential Rules as published in the Michigan Administrative Code.

The errors are contained in sections R311.7.4.1, R311.7.4.2 designated in R 408.30519 and R314.3 designated in R 408.30546 and the table designation of R 408.30547c. The rules were promulgated as part of the revisions to the Part 5 Residential Code, 2015 MR 19, Eff February 8, 2016.

The agency adopted the 2015 version of the International Residential Code. Section numbers R311.7.4.1 and R311.7.4.2 in R 408.30519 were changed to R311.7.5.1 and R311.7.5.2 in the 2012 edition and we missed it. Section R314.3 in R 408.30546 was amended, during the editing process additional language was added to this section. A new table N1101.10.2(2), in R 408.30547c was added to the Michigan Residential Code version. During the editing process table N1101.10.2(2) °F was put in the table instead of °C.

The affected section currently reads (italics added to show the items being corrected and deleted):

R 408.30519 Treads and risers.

Rule 519. Sections *R311.7.4.1 and R 311.7.4.2* of the code are amended to read as follows:

R311.7.4.1. Riser height. The maximum riser height shall be 8 1/4 inches (210 mm). The riser shall be measured vertically between leading edges of the adjacent treads. The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm)

R311.7.4.2. Tread depth. The minimum tread depth shall be 9 inches (229 mm). The tread depth shall be measured horizontally between the vertical planes of the foremost projection of adjacent treads and at a right angle to the tread's leading edge. The greatest tread depth within

any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm). Winder treads shall have a minimum tread depth of 10 inches (254 mm) measured as above at a point 12 inches (305 mm) from the side where the treads are narrower. Winder treads shall have a minimum tread depth of 6 inches (152 mm) at any point. Within any flight of stairs, the greatest winder tread depth at the 12-inch (305 mm) walk line shall not exceed the smallest by more than 3/8 inch (9.5 mm).

R 408.30546

R314.3. Location. Smoke alarms shall be installed in the following locations:

1. *In each sleeping room or in the immediate vicinity of the sleeping room.*
2. Outside each separate sleeping area in the immediate vicinity of the bedrooms.
3. On each additional story of the dwelling, including basements and habitable attics but not including crawlspaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

R 408.30547C

The affected table currently reads (*italics added to show the items being corrected and deleted*):

Table N1101.10.2(2)
Climate Zone Definitions

Zone Number	Thermal Criteria	
	IP Units	SI Units
5A	5400 < HDD65°F ≤ 7200	3000 < HDD18 °F ≤ 4000
6A	7200 < HDD65°F ≤ 9000	4000 < HDD18 °F ≤ 5000
7	9000 < HDD65°F ≤ 12600	5000 < HDD18 °F ≤ 7000

For SI: °C = [(°F)-32]/1.8

The language should read:

R 408.30519 Treads and risers.

Rule 519. Sections *R311.7.5.1 and R311.7.5.2* of the code are amended to read as follows:

R311.7.5.1. Riser height. The maximum riser height shall be 8 1/4 inches (210 mm). The riser shall be measured vertically between leading edges of the adjacent treads. The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm)

R311.7.5.2. Tread depth. The minimum tread depth shall be 9 inches (229 mm). The tread depth shall be measured horizontally between the vertical planes of the foremost projection of adjacent treads and at a right angle to the tread's leading edge. The greatest tread depth within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm). Winder treads shall have a minimum tread depth of 10 inches (254 mm) measured as above at a point 12 inches (305 mm) from the side where the treads are narrower. Winder treads shall have a minimum tread depth of 6 inches (152 mm) at any point. Within any flight of stairs, the greatest winder tread depth at the 12-inch (305 mm) walk line shall not exceed the smallest by more than 3/8 inch (9.5 mm).

R 408.30546

R314.3. Location. Smoke alarms shall be installed in the following locations:

1. *In each sleeping room.*
2. Outside each separate sleeping area in the immediate vicinity of the bedrooms.
3. On each additional story of the dwelling, including basements and habitable attics but not including crawlspaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

R 408.30547c

Table N1101.10.2(2)
Climate Zone Definitions

Zone Number	Thermal Criteria	
	IP Units	SI Units
5A	5400 < HDD65°F ≤ 7200	3000 < HDD18°C ≤ 4000
6A	7200 < HDD65°F ≤ 9000	4000 < HDD18°C ≤ 5000
7	9000 < HDD65°F ≤ 12600	5000 < HDD18°C ≤ 7000

For SI: °C = [(°F)-32]/1.8

If you have any questions about this transmittal, you may contact me at 517.241.6312.

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

Deidre O’Berry
Office of Regulatory Reinvention
Department of Licensing and Administrative Affairs
611 W. Ottawa – 2nd Floor
Lansing, MI 48909

Subject: Child Placing Agencies Rules-Obvious Error Amendment Request
Administrative Rule Set R 400.12101-R 400.12808

Dear Ms. O’Berry:

Pursuant to MCL 24.256, the Department of Health and Human Services (DHHS) is requesting correction to the Child Placing Agencies administrative rule set of which the most recent filing with the Office of the Great Seal occurred on September 23, 2015. There is one obvious error in the rule set and correction of this error will not affect the substantive purpose of the rules in any way. The correction being requested is as follows:

- Page 47, R 400.12804. Subrule (1) of this rule provision refers the reader to the agency requirements for an adoptive evaluation found in R 400.12604. The actual rule for adoptive evaluations is R 400.12605.

Please amend the rule set to reflect the correction as outlined above at your earliest convenience. As always, thank you for your assistance.

Sincerely,

Mary E. Brennan, Regulatory
DHHS Legal

Affairs Officer
Affairs

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

February 16, 2016

Ms. Deidre O’Berry
Office of Regulatory Reinvention
Department of Licensing and Regulatory Affairs
Ottawa Building - 611 West Ottawa Street
Lansing, Michigan 48933

Dear Ms. O’Berry:

SUBJECT: Request for Correction of the Michigan Administrative Code - R 408.17201 to R 408.17253
MIOSHA General Industry Safety Standard Part 72 Automotive Service Operations

The Department of Licensing and Regulatory Affairs (LARA), as the promulgating agency, is writing to request that the Office of Regulatory Reinvention exercise its discretion to correct an obvious error in the Michigan Administrative Code (MAC), pursuant to Section 56(1), MCL 24.256, of the Administrative Procedures Act, 1969 PA 306, as amended.

The correct language is in bold, yellow highlighted, and the incorrect language is struck-through.

R 408.17204 Definitions; A to E.

Rule 7204. (3) "Combustible" means to be readily **ignitable** ~~ignitable~~ and easily burnable. Miss-spelled word

R 408.17213 Personal protective equipment.

Rule 7213. (1) An employer shall provide and an employee shall wear eye protection in accordance with and as prescribed in the **General Industry Safety Standard** ~~standard, general industry safety standards commission standard~~, Part 33. Personal Protective Equipment, R 408.13301 to R 408.13398 of the Michigan Administrative Code. Incorrect title of standard

R 408.17246 Car wash conveyors.

Rule 7246. (2) Pinch points exposed to contact shall be guarded as prescribed by the **General Industry Safety Standard** ~~occupational safety standards commission standard~~, Part 14. Conveyors, being R 408.11403 to R 408.11461 of the Michigan Administrative Code. Incorrect title of standard

R 408.17253 Automotive lift; color coding obstructions or hazards in work area; vehicle positioning means; corrosive protective methods.

Rule 7253.(1) Fixed obstructions, protrusions, and other tripping or stumbling-type hazards located in the work area of a lift shall be color-coded as prescribed in rule 18 of **General Industry Safety Standard Part 1. General Provisions,** ~~general industry safety standard, Part 1. General Rules,~~ being R 408.10018 of the Michigan Administrative Code.

Incorrect title
and name of
standard

Please note the corrections as you deem appropriate. If you have any questions, please contact me anytime.

Respectfully submitted,
Dena Hendon
Dena Hendon
Michigan Occupational Safety and Health Administration
MIOSHA Standards Analyst
517.284-7736

**CORRECTION OF OBVIOUS
ERRORS IN PUBLICATION**

Ms. Deidre O’Berry
Office of Regulatory Reinvention
Department of Licensing and Regulatory Affairs
Ottawa Building - 611 West Ottawa Street
Lansing, Michigan 48933

Dear Ms. O’Berry:

SUBJECT: Request for Correction of the Michigan Administrative Code - R 325.52901 to R 325.52931
MIOSHA Occupational Health Standard Part 529 Welding, Cutting & Brazing

The Department of Licensing and Regulatory Affairs (LARA), as the promulgating agency, is writing to request that the Office of Regulatory Reinvention exercise its discretion to correct an obvious error in the Michigan Administrative Code (MAC), pursuant to Section 56(1), MCL 24.256, of the Administrative Procedures Act, 1969 PA 306, as amended.

The correct language is in bold, yellow highlighted, and the incorrect language is struck-through.

R 325.52902 Adopted and referenced standards.

Rule 2. (5) The following Michigan occupational safety and health standards are referenced in these rules. Up to 5 copies of these standards may be obtained at no charge from the Michigan Department of Licensing and Regulatory Affairs, MIOSHA **Regulatory Services** ~~Standards~~ Section, 7150 Harris Drive, P.O. Box 30643, Lansing, Michigan, 48909-8143 or via the internet at website: www.michigan.gov/mioshastandards. For quantities greater than 5, the cost, as of the time of adoption of these rules, is 4 cents per page.

We corrected the name of our section in R 325.52902(4) but missed it in (5); therefore, I am requesting that the name of our section be corrected to match the previous rule.

Please note the corrections as you prefer. If you have any questions, please contact me anytime.

Respectfully submitted,

Dena Hendon

Dena Hendon
Michigan Occupational Safety and Health Administration
MIOSHA Standards Analyst
517.284-7736

**EXECUTIVE ORDERS
AND
EXECUTIVE REORGANIZATION ORDERS**

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

(a) Executive orders and executive reorganization orders.”

EXECUTIVE ORDERS

**EXECUTIVE ORDER
No. 2016 - 3**

**ASIAN PACIFIC AMERICAN AFFAIRS COMMISSION
HISPANIC/LATINO COMMISSION OF MICHIGAN
OFFICE OF HISPANIC/LATINO AFFAIRS
COMMISSION ON MIDDLE EASTERN AMERICAN AFFAIRS**

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
DEPARTMENT OF CIVIL RIGHTS**

RESCISSION OF EXECUTIVE ORDER 2008-1

EXECUTIVE REORGANIZATION

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power in the Governor; and

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which the Governor considers necessary for efficient administration; and

WHEREAS, Section 8 of Article V of the Michigan Constitution of 1963 provides that each principal department shall be under the supervision of the Governor, unless otherwise provided by the constitution; and

WHEREAS, there is a continued need to reorganize functions among state departments to ensure efficient administration; and

WHEREAS, programs, agencies, and commissions should be placed among the principal departments on a consistent, logical basis in order to ensure the most efficient use of taxpayer dollars and to allow the state to offer more streamlined services;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the powers and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. TRANSFERS FROM THE DEPARTMENT OF CIVIL RIGHTS TO THE
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

A. Asian Pacific American Affairs Commission

The Asian Pacific American Affairs Commission created by Executive Order 2009-21; MCL 445.1992, and the Office of Asian Pacific American Affairs, authorized by MCL 37.133,

together with any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement, of the Asian Pacific American Affairs Commission and the Office of Asian Pacific American Affairs are transferred from the Department of Civil Rights to the Department of Licensing and Regulatory Affairs.

B. Hispanic/Latino Commission of Michigan and the Office of Hispanic/Latino Affairs

The Hispanic/Latino Commission of Michigan and the Office of Hispanic/Latino Affairs created by 1975 PA 164, as amended, MCL 18.301 through 18.308, together with any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement, of the Hispanic/Latino Commission of Michigan and the Office of Hispanic/Latino Affairs are transferred from the Department of Civil Rights to the Department of Licensing and Regulatory Affairs.

C. Middle Eastern American Affairs Commission

1. The Middle Eastern American Affairs Commission created under Executive Order 2015-6, together with any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement, of the Middle Eastern American Affairs Commission are transferred from the Department of Civil Rights to the Department of Licensing and Regulatory Affairs.

2. The Middle Eastern American Affairs Commission is renamed the Commission on Middle Eastern American Affairs.

II. IMPLEMENTATION OF TRANSFERS

A. All records, personnel, property, unexpended balances of appropriations, allocations, or other funds used, held, employed, available, or to be made available to the Department of Civil Rights for the activities, powers, duties, functions, and responsibilities transferred by Section I of this Order are transferred to the Department of Licensing and Regulatory Affairs.

B. The Director of the Department Licensing and Regulatory Affairs, after consultation with the Director of the Department of Civil Rights, shall provide executive direction and supervision for the implementation of the transfers. The assigned functions shall be administered under the direction and supervision of the Director of the Department of Licensing and Regulatory Affairs.

C. The directors of the departments shall immediately initiate coordination to facilitate the transfers and shall develop a memorandum of record identifying any pending settlements, issues of compliance with applicable federal and state laws and regulations, or other obligations to be resolved by the Department of Licensing and Regulatory Affairs.

D. The Director of the Department of Licensing and Regulatory Affairs shall administer any assigned functions in such ways as to promote efficient administration and shall

make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities prescribed by this Order.

III. RESCISSION OF EXECUTIVE ORDER 2008-1

A. Executive Order 2008-1, which established the Interagency Task Force on Employee Misclassification (“Task Force”), is rescinded, with the Task Force having issued its final annual report in 2010.

IV. MISCELLANEOUS

A. Any suit, action, or other proceeding lawfully commenced by or against any of the Commissions identified in Section I of this order prior to the effective date of this Order shall not abate by reason of the taking effect of this Order. Any lawfully commenced suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.

B. The State Budget Director shall determine and authorize the most efficient manner possible for the handling of financial transactions and records in the state's financial management system for the remainder of the current state fiscal year for transfers made under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, this Order shall be effective 60 days after the filing of this Order.

Given under my hand and the Great Seal of the state of Michigan this _____ day of _____, in the Year of our Lord Two Thousand Sixteen.

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

EXECUTIVE ORDERS

**EXECUTIVE ORDER
No. 2016 - 4**

**CREATION OF
OFFICE OF PERFORMANCE AND TRANSFORMATION
STATE BUDGET OFFICE**

**OFFICE OF REGULATORY REINVENTION
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
OFFICE OF GOOD GOVERNMENT
DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET**

EXECUTIVE REORGANIZATION

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power in the Governor; and

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units that the Governor considers necessary for efficient administration; and

WHEREAS, there is a continued need to reorganize the functions among state departments for efficient administration; and

WHEREAS, state government must be innovative and efficient in order to deliver the services citizens deserve; and

WHEREAS, the people of the state of Michigan deserve a regulatory environment and regulatory processes that are fair, efficient, transparent, innovative, and conducive to business growth and job creation; and

WHEREAS, the core functions of regulatory reinvention, systematic process review, and strategic and performance excellence by state departments and agencies are inherently and inextricably linked; and

WHEREAS, the movement toward government excellence and transformation must be aligned with accountability and financial resources through a permanent linkage with the Office of Internal Audit and the State Budget Office;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the powers and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

I. CREATION

A. The Office of Performance and Transformation (“OPT”) is created within the State Budget Office, Department of Technology, Management and Budget.

B. The State Budget Director shall appoint an Executive Director of OPT. In addition to the powers, duties, and responsibilities vested in the Executive Director of OPT under this Order or by Michigan law as transferred by this Order, the Executive Director may also serve in other offices within the State Budget Office provided those offices are not incompatible under Michigan law.

C. OPT shall be responsible for continuous and systematic review and coordination of the state’s regulatory, business, and customer service environments and processes as well as coordination and implementation of performance management metrics, service process optimization efforts, employee engagement programs and protocols, and change management and leadership education and training.

II. TRANSFER OF OFFICE OF REGULATORY REINVENTION

A. All authority, powers, duties, functions, responsibilities, and rule- making authority vested in the Office of Regulatory Reinvention under Executive Order 2011-5 are transferred to OPT.

B. All authority, powers, duties, functions, and responsibilities vested in the Director of the Department of Licensing and Regulatory Affairs as Executive Director of the Office of Regulatory Reinvention and Chief Regulatory Officer of the state of Michigan are transferred to the Executive Director of OPT. The Executive Director of OPT is the Chief Regulatory Officer of the state of Michigan.

C. All records, personnel, property, unexpended balances of appropriations, allocations, or other funds used, held, employed, available, or to be made available to the Department of Licensing and Regulatory Affairs for the activities, powers, duties, functions, and responsibilities transferred by Section II of this Order are transferred to OPT.

D. The Executive Director of OPT, after consultation with the Director of the Department of Licensing and Regulatory Affairs, shall provide executive direction and supervision for the implementation of the transfers. The assigned functions shall be administered under the direction and supervision of the Executive Director of OPT.

III. TRANSFER OF OFFICE OF GOOD GOVERNMENT

A. All authority, powers, duties, functions, and responsibilities of the Office of Good Government, an administrative unit housed within the Department of Technology, Management and Budget, are transferred to OPT.

B. All records, personnel, property, unexpended balances of appropriations, allocations, or other funds used, held, employed, available, or to be made available to the Department of Technology, Management and Budget for the activities, powers, duties, functions, and responsibilities transferred by Section III of this Order are transferred to OPT.

C. The Executive Director of OPT, after consultation with the Director of the Department of Technology, Management and Budget shall provide executive direction and supervision for the implementation of the transfers. The assigned functions shall be administered under the direction and supervision of the Executive Director of OPT.

D. The Executive Director of OPT and the Director of the Department of Technology, Management and Budget shall jointly identify the program positions and administrative function positions that will be transferred to OPT under this Order. All transfers to OPT shall be consistent with this Order and documented by a memorandum of understanding between the Director of the Department of Technology, Management and Budget and the Executive Director of OPT.

IV. CENTER FOR REINVENTING PERFORMANCE IN MICHIGAN

A. OPT shall develop, maintain, monitor, and facilitate Lean process initiatives to be implemented in each department and agency. OPT shall establish uniform protocols and procedures to be used for these Reinventing Performance in Michigan (“RPM”) initiatives.

B. OPT shall operate a RPM Center of Excellence to provide coaching, mentoring, and oversight for all state and agency RPM initiatives.

C. The Executive Director of OPT and the Directors of the Department of Licensing and Regulatory Affairs and the Department of Technology, Management and Budget shall jointly identify the program positions and administrative function positions that will be transferred to OPT under this Order to operate the RPM Center of Excellence. All transfers to OPT shall be consistent with this Order and documented by a memorandum of understanding between the Director of the principal department affected by this Order and the Executive Director of OPT.

V. OTHER DUTIES AND RESPONSIBILITIES

A. OPT shall develop, maintain, and promote statewide programs for change management, employee engagement, performance management, and process improvement. Such programs may include the following:

1. Creation and maintenance of communication mechanisms, such as websites, to inform departments and agencies and the public on performance excellence matters.
2. Assignment of liaisons to each department or agency to lend support for performance excellence activities.
3. Coordination of periodic statewide employee surveys.

4. Creation and maintenance of information technology systems to store and report information regarding activities and plans for employee engagement, performance management, and process improvement.

5. Coordination of training programs for state employees to promote leadership and manager development, employee engagement, performance management, and process improvement.

6. Scheduling and hosting periodic employee events and employee recognition programs.

B. OPT shall periodically review and evaluate the existing and proposed performance excellence activities and plans of the departments and agencies.

C. OPT shall make an annual written report to the Governor with respect to its review and recommendations concerning statewide performance excellence activities. In forming its recommendations, OPT shall consider such factors and information it deems useful, including consultation with the Directors of Departments.

D. Within 30 days of the date of this Order, each Department and Agency Director shall designate a Performance Excellence Officer who shall be responsible for coordinating performance excellence responsibilities and who shall serve as the liaison to OPT.

E. No later than October 1, 2016, and by October 1 of each successive year, each Performance Excellence Officer shall submit to OPT a Performance Excellence Plan, which shall include, at minimum, each performance excellence initiative that the Performance Excellence Officer reasonably expects to begin processing during the following 12-month period. The Department and Agency Director shall personally approve the Performance Excellence Plan. OPT shall determine such other contents of the Performance Excellence Plan that it deems necessary.

VI. IMPLEMENTATION

A. The Directors of the Departments impacted by this Order shall administer the functions transferred in such ways as to promote efficient administration and shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities under this Order.

B. All records, personnel, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available or to be available to entities transferred by this Order are hereby transferred to the Executive Director of OPT.

C. All rules, orders, contracts, plans, and agreements relating to the functions transferred by this Order lawfully adopted prior to the effective date of this Order by the responsible state department shall continue to be effective until revised, amended, or rescinded.

D. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity transferred by this Order shall not abate by reason of the taking effect of this Order. Any lawfully commenced suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.

E. The State Budget Director shall determine and authorize the most efficient manner possible for the handling of financial transactions and records in the state's financial management system for the remainder of the current state fiscal year for transfers made under this Order.

F. The Office of Regulatory Reinvention, created by Executive Order 2011-5, is abolished.

G. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, this Order shall be effective 60 days after the filing of this Order.

Given under my hand and the Great Seal of the state of Michigan this _____ day of February, in the Year of our Lord Two Thousand Sixteen.

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

OTHER OFFICIAL INFORMATION

MCL 24.208 states in part:

Sec. 8. (1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(i) Other official information considered necessary or appropriate by the office of regulatory reform.

OTHER OFFICIAL INFORMATION

PROCLAMATION

REQUEST FOR EXTENSION OF DECLARATION OF EMERGENCY

WHEREAS, on April 25, 2014, the water source in the City of Flint, Michigan, was switched from the Detroit water system to the Flint River. The switch to the new water source resulted in impacts to Flint’s water system, particularly in areas with lead service lines or lead plumbing and fixtures in private residences. In these areas, lead leached into the water potentially exposing residents to negative health impacts; and

WHEREAS, from October 1, 2015, to this date, the County of Genesee, City of Flint, the State of Michigan, and the Federal Emergency Management Agency have taken numerous actions to cope with the situation, including but not limited to, switching back to the Detroit water system on October 16th, declaring states of emergency, activating the emergency response and recovery aspects of their emergency operations plans, marshaling and distributing required resources on a city-wide level, and issuing emergency public information and bulletins; and

WHEREAS, it is in the best interest of the state of Michigan to continue to provide resources within the city, and take appropriate measures in response to the public health emergency, to ensure that resources remain sufficient to protect public health, safety and property, and to lessen or avert the threat of more severe and long lasting impacts to the community;

NOW, THEREAFORE, I RICHARD D. SNYDER, Governor of the state of Michigan, pursuant to the Constitution of the state of Michigan and the provisions of Act No. 390 of the Public Acts of 1976, as amended, I do hereby request the legislature extend the state of emergency proclaimed on January 5, 2016 and expiring on February 1, 2016 for an additional 73 days, through April 14, 2016, in the County of Genesee and the City of Flint. This 73-day extension coincides with the current Presidential Emergency Declaration.

Given under my hand and the Great Seal of the state of Michigan this _____ day of _____ in the year of our Lord, Two Thousand and Sixteen.

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

(2016 SESSION)

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

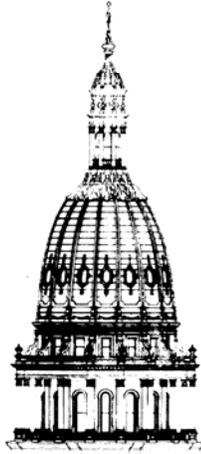
(i) Other official information considered necessary or appropriate by the Office of Regulatory Reform.”

The following table cites administrative rules promulgated during the year 2000, and indicates the effect of these rules on the Michigan Administrative Code (1979 ed.).

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2015 RULE FILINGS)**

R Number	Action	2016 MR Issue
325.1	*	2
325.2	*	2
325.3	*	2
325.4	*	2
325.2581	R	3
325.2583	R	3
325.2584	R	3
325.2586	R	3
325.2587	R	3
325.2588	R	3
325.2589	R	3
325.2590	R	3
325.2591	R	3
400.5001	R	3
400.5002	R	3
400.5004	R	3
400.5005	R	3
400.5006	R	3
400.5008	R	3
400.5009	R	3
400.5011	R	3
400.5013	R	3
400.5014	R	3
400.5016	R	3
400.5017	R	3
400.5018	R	3

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)



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Regulation No.619 Fruit Tree Scionwood, Understock and Nursery Stock (2016-1*)

Regulation No.633 Restricted Use Pesticides (2016-1*)

Regulation No 900 Hearing Procedures (2015-3)

Michigan Commercial Feed Law (2015-13)

Bodies of Dead Animals (2015-21)

Regulation No. 715 Seed Law Implementation (2015-21)

E

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No. 1 (2016-1)

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H

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**LICENSING AND REGULATORY AFFAIRS, DEPARTMENT OF
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Part 12. Welding and Cutting (2016-1)

Part 65. Mills and Calendars for Rubber and Plastics (2016-1)

Part 72 Automotive Service Operations General Industry Safety Standard (2016-3)

Part 529 Welding, Cutting & Brazing Occupational Health Standard (2016-3)

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Dormitory Fire Safety for Schools, Colleges, and Universities (2016-3*)

Part 4. Building Code (2016-2*)

Part 7. Plumbing Code (2016-2*)

Part 9a. Mechanical Code (2016-2*)

Rehabilitation Code (2016-2*)

**ADMINISTRATIVE RULES
ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2015 SESSION)**

Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”

Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.

(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”

2016 Michigan Public Acts Table

Legislative Service Bureau
Legal Division, Statutory Compiling and Law Publications Unit
124 W. Allegan, Lansing, MI 48909

February 23, 2016
Through Act 15 of 2016

PA No.	ENROLLED		I.E.* Yes/No	Governor Approved	Filed Date	Effective Date	SUBJECT
	HB	SB					
1	4983		Yes	1/26	1/26	4/25/16	Natural resources; fishing; entrance into state-operated public boating access sites and certain state parks on free fishing weekends; allow free of charge. (Rep. B. Rendon)
2	4604		Yes	1/26	1/26	2/25/16	Natural resources; soil and erosion; soil erosion and sedimentation permit process; provide exemption for certain agricultural practices. (Rep. B. Roberts)
3	5220		Yes	1/29	1/29	1/29/16	Appropriations; supplemental; distribution of certain appropriated revenue from the state general fund to department of health and human services; provide for. (Rep. P. Phelps)
4	4459		Yes	2/2	2/2	2/2/16	Traffic control; driver license; emergency contact information encoded in driver license; allow. (Rep. P. Lucido)
5	4460		Yes	2/2	2/2	2/2/16	State; identification cards; emergency contact information on state identification card; provide for. (Rep. P. Lucido)
6	4535		Yes	2/2	2/2	5/2/16	Weapons; licensing; requirement to obtain a license to purchase, carry, possess, use, or transport a pistol; exempt law enforcement officers. (Rep. L. Theis)
7		0232	Yes	2/2	2/2	2/2/16	Use tax; definitions; definition of auto dealer; modify. (Sen. D. Robertson)
8		0233	Yes	2/2	2/2	2/2/16	Sales tax; definitions; definition of auto dealer; modify. (Sen. D. Robertson)

- * - I.E. means Legislature voted to give the Act immediate effect.
- ** - Act takes effect on the 91st day after sine die adjournment of the Legislature.
- *** - See Act for applicable effective date.
- + - Line item veto.
- ++ - Pocket veto.
- # - Tie bar.

PA No.	ENROLLED		I.E.* Yes/No	Governor Approved	Filed Date	Effective Date	SUBJECT
	HB	SB					
9		0539	Yes	2/16	2/16	2/16/16	Higher education; financial aid; promise zones; modify administration. (Sen. G. Hansen)
10		0540	Yes	2/16	2/16	2/16/16 #	Property tax; state education tax; distribution of state education tax; modify. (Sen. J. Ananich)
11	5023		Yes	2/16	2/16	5/16/16	Natural resources; other; dark sky preserves; expand locations. (Rep. P. Pettalia)
12		0328	Yes	2/16	2/16	5/16/16	Law enforcement; state police; grade and duties of state law enforcement officers; modify. (Sen. T. Schuitmaker)
13		0303	Yes	2/16	2/16	5/16/16	Cemeteries and funerals; other; investment of money in a perpetual care and maintenance fund; expand authority. (Sen. M. Knollenberg)
14		0394	Yes	2/16	2/16	5/16/16	Housing; inspection; multi-unit inspections; make discretionary unless complaint is received and include certain townships within scope of act. (Sen. D. Robertson)
15		0615	Yes	2/16	2/16	2/16/16	Civil procedure; remedies; judgments against municipalities that are collected as tax levies; prohibit transmission or capturing by other governmental entity. (Sen. W. Schmidt)

* - I.E. means Legislature voted to give the Act immediate effect.
** - Act takes effect on the 91st day after sine die adjournment of the Legislature.
*** - See Act for applicable effective date.
+ - Line item veto.
++ - Pocket veto.
- Tie bar.