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COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

March 3, 2016

The Honorable John Mizner
Chairman, Independent Regulatory Review Commission
333 Market Street, 14th Floor
Harrisburg, PA 17101

RE: TOLLING RESPONSE LETTER AND RESUBMITTAL
Title 34: LABOR AND INDUSTRY
DEPARTMENT OF LABOR AND INDUSTRY
34 Pa. Code, Chap. 401, Uniform Construction Code Training
and Certification of Code Administrators
34 Pa. Code, Chap. 403, Administration
34 Pa. Code, Chap. 405, Elevators and Other Lifting Devices
Regulation 12-102

Dear Chairman Mizner:

Pursuant to your letter of March 3, 2016, the Department of Labor and Industry is tolling the review period for the above captioned regulations and, with this letter, resubmitting the regulatory packet to provide a complete list of the accessibility provisions adopted by the regulations. The attached Annex A contains the following additions to Title 34, Part XIV, Section 403.21, 34 Pa.Code § 403.21(a)(10)(ii):

ii) The accessibility provisions of the International Existing Building Code of 2015, are also adopted as follows:

* * * * *

(f) Section 806 (relating to Level 2 Alterations):

* * * * *

(j) Section 1012.1.4 (relating to Change of Occupancy):

Please contact me with any questions at (717) 787-4186 or petgetzie@pa.gov.

Very truly yours,

Peter Von Getzie
Deputy Chief Counsel

Enclosure

Annex "A"

TITLE 34. LABOR AND INDUSTRY

PART XIV. UNIFORM CONSTRUCTION CODE

**CHAPTER 401. UNIFORM CONSTRUCTION CODE TRAINING AND
CERTIFICATION OF CODE ADMINISTRATORS**

§ 401.1. Definitions.

The following words and terms, when used in this part, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

International Building Code—Chapters 2—10, 12—29 and 31—35 of the “International Building Code 2009” (first printing) issued by the ICC. Chapter 11 and Appendix E of the “International Building Code [2012] 2015” issued by the ICC. The term includes all errata issued by the ICC.

* * * * *

International Existing Building Code—The “International Existing Building Code for Buildings and Facilities 2009” (first printing) issued by the ICC. The accessibility provisions contained in “International Existing Building Code for Buildings 2015” issued by the ICC. The term includes all errata issued by the ICC.

* * * * *

Chapter 403. ADMINISTRATION STANDARDS

§ 403.21. Uniform Construction Code.

(a) The Department adopts and incorporates by reference the following codes as the Uniform Construction Code:

* * * * *

(2) Chapter 11 of the “International Building Code of [2012] 2015.”

* * * * *

(10) The “International Existing Building Code.” [Section 406.3 of the International Existing Building Code of 2015 (relating to replacement window emergency escape and rescue openings) is also adopted.]

(i) Section 406.3 of the International Existing Building Code of 2015, (relating to replacement window emergency escape and rescue openings,) is also adopted.

(ii) The accessibility provisions of the International Existing Building Code of 2015, are also adopted as follows:

- (a) Section 107.2 (relating to Temporary Structures and Uses);
- (b) Section 410 (relating to the Prescriptive Compliance Method);
- (c) Section 605 (relating to Repairs);
- (d) Section 705 (relating to Level 1 Alterations);
- (e) Section 801.1 (relating to Level 2 Alterations);
- (f) Section 806 (relating to Level 2 Alterations);
- (g) Section 901.2 (relating to Level 3 Alterations);
- (h) Section 906 (relating to Level 3 Alterations);
- (i) Section 1006 (relating to Change of Occupancy);
- (j) Section 1012.1.4 (relating to Change of Occupancy);
- (k) Section 1012.8 (relating to Change of Occupancy);
- (l) Section 1101.2 (relating to Additions);
- (m) Section 1105 (relating to Additions);
- (n) Section 1204.1 (relating to Historic Buildings);
- (o) Section 1205.15 (relating to Historic Buildings);
- (p) Section 1401.2.5 (relating to Performance Compliance Methods);
- (q) Section 1508 (relating to Construction Safeguards); and
- (r) Appendix B.

* * * * *

(12) Appendix E of the “International Building Code of [2012] 2015.”

* * * * *

CHAPTER 405. ELEVATORS AND OTHER LIFTING DEVICES

* * * * *

§ 405.2. Standards.

- (a) The following standards are adopted as part of the Uniform Construction Code and apply to the listed type of elevator or other lifting device. Other authorities referenced in the standards are adopted if the authority is not excluded in subsection (b):

* * * * *

- (4) “ANSI B77.1-[2006] 2011 and supplement ANSI B77.1a-2012” for passenger ropeways, aerial tramways, aerial lifts, surface lifts, tows and conveyors.

* * * * *



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

FACSIMILE TRANSMITTAL FORM

To: Amy Elliott/Mary Mummert Fax No.: (717) 705-7244	From: Pete Getzie Phone No: (717) 787-4186
Date/Time: 3:15pm 3/31/16	No. of Pages (Including Cover): 5
<input type="checkbox"/> urgent <input type="checkbox"/> via fax only <input type="checkbox"/> via fax and mail <input type="checkbox"/> for your review/approval/comment <input type="checkbox"/> please call upon receipt	<input type="checkbox"/> enclosures via mail <input type="checkbox"/> response requested <input type="checkbox"/> per request <input type="checkbox"/> FYI and file <input type="checkbox"/> necessary action
Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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* * * Communication Result Report (Mar. 3. 2016 3:01PM) * * *

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 E: 4) No facsimile connection



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* * * Communication Result Report (Mar. 3. 2016 3:02PM) * * *

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COMMONWEALTH OF PENNSYLVANIA
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FACSIMILE TRANSMITTAL FORM

To: Honorable John Mizner Fax No.: (717) 783-2664	From: Wendy Willard Phone No: (717) 787-4186
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Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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 E. 5) Exceeded max. E-mail size



COMMONWEALTH OF PENNSYLVANIA
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FACSIMILE TRANSMITTAL FORM

To: Honorable John Mimer Fax No.: (717) 783-2664	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:15pm 3/3/16	No. of Pages (including Cover): 5
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COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

FACSIMILE TRANSMITTAL FORM

To: Senator Christine Tartaglione Fax No.: (717) 787-7439	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:20 pm 3/3/16	No. of Pages (Including Cover): 5
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Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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* * * Communication Result Report (Mar. 3. 2016 3:06PM) * * *

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COMMONWEALTH OF PENNSYLVANIA
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FACSIMILE TRANSMITTAL FORM

To: Senator Christine Tartaglione Fax No.: (717) 787-7439	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:20 pm 3/3/16	No. of Pages (including Cover): 5
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COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

FACSIMILE TRANSMITTAL FORM

To: Honorable John Galloway Fax No.: (717) 780-4780	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:20 pm 3/3/16	No. of Pages (Including Cover): 5
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* * * Communication Result Report (Mar. 3. 2016 3:11PM) * * *

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FACSIMILE TRANSMITTAL FORM

To: Honorable John Galloway Fax No.: (717) 780-4780	From: Wendy Willard Phone No: (717) 787-4186
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GOVERNOR'S OFFICE OF GENERAL COUNSEL

FACSIMILE TRANSMITTAL FORM

To: Honorable Maureen Gingrich Fax No.: (717) 705-2569	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:20 pm 3/3/16	No. of Pages (Including Cover): 5
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Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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* * * Communication Result Report (Mar. 3. 2016 3:13PM) * * *

13

Date/Time: Mar. 3. 2016 3:04PM

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Reason for error
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FACSIMILE TRANSMITTAL FORM

To: Honorable Maureen Gingrich Fax No.: (717) 785-2569	From: Wendy Willard Phone No.: (717) 787-4186
Date/Time: 3:20 pm 3/3/16	No. of Pages (including Cover): 5
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FACSIMILE TRANSMITTAL FORM

To: Senator Lisa Baker Fax No.: (717) 787-9242	From: Wendy Willard Phone No: (717) 787-4186
Date/Time: 3:25 pm 3/3/16	No. of Pages (Including Cover): 5
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Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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COMMONWEALTH OF PENNSYLVANIA
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FACSIMILE TRANSMITTAL FORM

To: Honorable Marc Gergely Fax No.: (717) 780-4779	From: Wendy Willard Phone No: (717) 787-4186
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Message: Tolling Response Letter and Resubmittal Regulation 12-102	

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* * * Communication Result Report (Mar. 3. 2016 3:15PM) * * *

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Date/Time: Mar. 3. 2016 3:12PM

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Reason for error
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 E. 3) No answer
 E. 4) No facsimile connection
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FACSIMILE TRANSMITTAL FORM

To: Honorable Marc Gergely Fax No.: (717) 788-4779	From: Wendy Willard Phone No.: (717) 787-4186
Date/Time: 3:30pm 3/3/16	No. of Pages (including Cover): 5
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