



**MEETING OF THE
ICC INDUSTRY ADVISORY COMMITTEE
DRAFT MINUTES**

**September 3, 2009
American Petroleum Institute (API)
1220 L Street, NW; 12th Floor
Washington, D.C. 20005**

September 3rd : 12:00 pm – 4:00 pm (light lunch at 11:30)

1. Call to Order- Chair Bland

Chair Bland called the meeting to order at approximately 12:05 P.M.

2. Self Introductions

2.1 Identify new members

ACCA – Air Conditioning Contractors of America; Wes Davis representative
USDA – New representatives Meghan Walsh and Bill Downs

2.2 Establish quorum (20 minimum)

Those in attendance introduced themselves. See Appendix A for the list of attendees. A quorum was declared.

3. Approve Agenda

The agenda was approved with two additional items:

8.6 Discussion of the motorcycle ride in conjunction with the ICC ABM

8.7 An issue regarding the 'Notification of Meeting'.

4. Approval of February 10, 2009 IAC Meeting Minutes (posted)

Approved

5. Chair's Report

Chair Ken Bland thanked Dick Kraus and API for hosting the meeting. He commented that as the Chair of the past IAC Green Building Task Group he was caught off guard by the ICC announcement of the production of a green code. He commented that the IAC should have been contacted for their input, citing the need to develop motions to the Board of Directors that are very clear. He also cited the need for the Board to provide clear responses to the IAC.

6. ICC Governmental Relation Activities

6.1 National

6.2 Federal

Sara Yerkes provided a report on the adoption status of the 2009 codes, citing Guam as the first jurisdiction to adopt. David Karmol discussed energy legislation that the House passed June 26th and the Senate Committee reported out part of what is in the House bill to the Energy and Natural Resources Committee.

The ICC Grant act was included as an amendment to the House energy bill and ICC is trying to get it included in the Senate version. Sara mentioned also that at the Legislative Forum at the ABM there would be a discussion on crane safety, inviting IAC members to attend.

Chair Bland asked if there were any changes in policy regarding the adoption process. Sara said that there are many more jurisdictions than GR staff and that they were looking for stake holders to play a more active role. Sara noted that as ICC is notified of adoption information, it is posted. Jake Pauls questioned if ICC's adoption information included information about local amendments – the answer was no.

7. IAC Activities

7.1 Task Group - Representation and Funding

Jeff Shapiro's report on ethics was distributed at the meeting. Jeff noted that the new CP #37 Ethics should be the focus of the IAC review and response. Jake Pauls commented that he'd like to see action on Jeff's report. Shapiro characterized the report as a straw man, asking the IAC to provide changes and reasons for them in response. Issues noted:

- o Need to reference an ICC Code of Ethics
- o Enforcement mechanism for CP # 37

A motion to proceed with the straw man approach was approved, noting that the responses should be routed and balloted by the IAC prior to the next meeting.

Staff note: This was sent via email to the IAC on September 4th with a request that comments be sent directly to Jeff by December 15th.

a. Creation of Ethics body (see Jake Pauls email to IAC dated August 18th)

Jake Pauls passed out epidemiological data. Dick Kraus raised a point of order noting the IAC is not the body to deal with stair issues. Mr. Pauls responded that it related to code changes that would be considered at the Baltimore hearings which will be influenced by the 4 representatives of NAHB on the IRC committee.

It was noted that the issue of NAHB representation has come before the IAC in the past. Chair Bland asked Mr. Pauls if he wanted to make a specific motion? The motion was made and seconded to send the following to the ICC Board:

“The IAC does not appreciate the non responsiveness of the ICC Board to the issues raised concerning ethics and NAHB’s 4 seats on the IRC.”

Ed Sutton commented that the Board allowed Jake to speak at a recent Board meeting and that the Board meetings were open meetings. The question was called and the motion failed.

7.2 Task Group – Green Building Policy – see also agenda #8.2

Mike Pfeiffer reported that the work of the Task Group was presented to the ICC Board of Directors in December and there was no other activity.

8. ICC Codes & Standards Activities

8.1 2009/2010 Code Development Cycle

Mike Pfeiffer reported that the hearing schedule (for Baltimore) was posted with over 2,500 items comprising a 15% increase over the previous cycle in Palm Springs. This meeting will consist of the usual two tracks, but will hear half the changes before the ABM and half after the ABM. He added that the hearing rate of 10-12 changes per hour (except for Energy, which is 6 per hour) was the basis for the hearing schedule.

Jeff Shapiro, in reference to the new process asked if ICC had considered Technical Interim Amendments (TIA’S). Pfeiffer responded, ‘no’. Following further discussion a task group was formed to study the issue. This group included Marshall Klein, Dave Frable, Dick Krause, Tom Hammerman and Jeff Shapiro.

Mike Pfeiffer noted that in the interest of being ‘green’ the ICC would no longer produce the monograph in a hard copy. Jake Pauls requested a lectern for laptops be provided at the microphones in the hearing rooms. Mike further discussed the new assembly action procedures for the code development hearings, indicating that no additional testimony would be permitted and the electronic keypads would be used.

a. Staff processing of code changes – Section 3.3.5.3 of CP #28 (see Jake Pauls email to IAC dated August 18th)

Jake Pauls characterized recent staff processing of his proposed code changes as ‘censorship’, saying, ‘altering a justification statement is just not fair’. Mike Pfeiffer responded citing the specific proposals at issue and the provisions in CP #28 requiring the staff action. Issues:

- o Slander can not be allowed
- o Censorship by staff should not be permitted
- o Staff needs to be consistent in their review and response to proponents

No action taken.

8.2 International Green Construction Code

Mike Pfeiffer described the drafting process as similar to that used for the other I-Codes. He further described the meeting schedule, use of Work Groups and the scope of the IgCC.

8.3 International Pool Code

Mike Pfeiffer explained the process and schedule. In response to questions he explained that any conflicts with current pool regulations contained in the IBC and IRC would be resolved through the drafting process or the subsequent code development process. He added that he did not anticipate that the new code would include existing pools in its scope.

8.4 Other Codes and Standards Committee Activities

Mike Pfeiffer identified Ad Hoc Bracing, Ad Hoc Terrorism Resistant Buildings, Standards Committee –A117.1 update, Bleacher and Log standards to be updated in 2010.

8.5 CP #33 Guideline Development (posted) (from Feb/2009 meeting)

Pfeiffer characterized this as not a code or a standard, written in non-mandatory language. He added that anybody can submit a recommendation for a guideline and described the procedures.

8.6 ABM motorcycle ride

Ron Nickson described the motorcycle ride event at the ABM and said there was an opportunity for sponsorship.

9. ICC-ES Activities

9.1 Report of ES Activities

Mike Pfeiffer read the report which included:

- Process improvement and timelines
- Additional acceptance criteria checklists
- Additional staff
- Electronic links to codes
- ES Webinars, e-publications
- New Services (SAVE)

Tom Frost explained that SAVE was intended to verify the attributes of ‘green’ products.

10. ICC Board Activities

10.1 IAC Board liaison report

Jimmy Brothers responded to concerns regarding the apparent lag time in reporting IAC actions to the Board.

Following further discussion the expectations for the Board Liaison were:

- Board liaison report to Board status of IAC activities
- Report more in real time

Motion: Following each meeting, the IAC Executive Committee and Board Liaison will decide what issues to present. The motion passed unanimously. Jimmy Brothers requested the information for the Baltimore Board meeting by September 30, 2009.

10.2 ICC Membership Ad Hoc Committee

The Ad Hoc committee is surveying the membership.

10.3 Presidential Advisory Committee on Select Affairs

Jimmy characterized the committee’s purpose as defining what a governmental member is and is not. Jeff Shapiro noted that the proposal expanded the limitation of such membership to full time active code enforcers.

11. Old Business

11.1 IAC teleconference capabilities (from Feb/2009 meeting)

Mike Pfeiffer gave the history of IAC use of call-in capability, citing the IAC meeting at BOMA where this was tried and no one called in. Following further discussion there was no action on this item.

12. New Business

12.1 Education and training (see Jake Pauls email to IAC dated August 18th)

Jake Pauls described a conflict between input from the staff and the Board on his eligibility to conduct a training session at the ABM. He indicated that he would approach the chapters directly to conduct the training.

12.2 Meeting Notification

ICC maintains an email list which includes both IAC members and interested parties. Meeting notices go out via the email distribution list. Agendas and minutes are posted on the ICC website.

Staff note: The new website location is: <http://www.iccsafe.org/cs/IAC/Pages/default.aspx>

13. Next IAC Meeting

13.1 Next meeting: TBD

Following discussion the next meeting was scheduled for March 2, 2010. Tentative location is the Associated Builders and Contractors at 4250 Fairfax Drive, Arlington, VA.

14. Adjourn

The meeting was adjourned at 3:55 pm.

Websites:

IAC: <http://www.iccsafe.org/cs/cc/iac/>

Codes & Standards: <http://www.iccsafe.org/cs/>

Code Development/Council Policies: <http://www.iccsafe.org/cs/codes/>

Government Relations: <http://www.iccsafe.org/government/>

Appendix A
IAC Meeting Attendees
September 3, 2009
Washington, DC

Jay Larson	AISI
Dan Falconer	ACI
Steve Ferguson	ASHRAE
Eric Lacey	RECA
Wes Davis	ACCA
Dick Church	PPFA
Martin Brett	NEMA
Bruce Swiecicki	NPGA
Joe Hetzel	DASMA
Ron Nickson	NMHC/NAA
Robert Hackworth	SJI
Robert Wessel	GA
Steve Mawn	ASTM
Ike Casey	PHCC-National
Susan Strong	XPSA
Tom Hammerberg	AFAA
John Rave	ABC
Bob James	UL
Richard Kraus	API
Henry Green	NIBS
David Karmol	ICC
Jake Pauls	APHA
John Loyer	AIA
Thomas Phillips	TARGET
Ed Sutton	NAHB
Jim Ranfone	AGA
Dave Frable	GSA
Courtney Baker	USGBC
Dan Lea	CIMA
Meghan Walsh	USDA-Rural Devel.
Bill Downs	USDA-Rural Devel.
Kenneth Bland	AF&PA
Steven Mickley	AIBD
Ron Burton	BOMA
Jim Rossberg	ASCE
Jeff Shapiro	Chlorine Institute
Marshall Klein	AOCA