



Casey C. Grant, P.E.
Secretary, Standards Council

28 April 2004

To: Interested Parties

Subject:

Standards Council Decision (Final):	D#04-07
Standards Council Agenda Item:	SC#04-4-17
Date of Decision*:	15 April 2004
TIA No. 787: NFPA 101, <i>Life Safety Code</i> ®	

Dear Interested Parties:

At its meeting of 15 April 2004, the Standards Council considered appeals on the above referenced matter.

Attached is the final decision of the Standards Council on this matter.

Sincerely,

A handwritten signature in cursive script that reads "Casey C. Grant".

Casey C. Grant, P.E.
Secretary, NFPA Standards Council

- c: D. Berry, M. Brodoff, R. Coté, L. Nisbet, R. Solomon, L. Winnett
Members, TCC on Safety to Life (SAF-AAC)
Members, TC on Health Care Occupancies (SAF-HEA)
Members, NFPA Standards Council
Individuals Providing Appeal Commentary

*NOTE: Participants in NFPA's codes and standards making process should know that limited review of this decision may be sought from the NFPA Board of Directors. For the rules describing the available review and the method for petitioning the Board for review, please consult section 1-7 of the NFPA Regulations Governing Committee Projects and the NFPA Regulations Governing Petitions to the Board of Directors from Decisions of the Standards Council. Notice of the intent to file such a petition must be submitted to the Clerk of the Board of Directors within 15 calendar days of the Date of Decision noted in the subject line of this letter.



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At its meeting of 15 April 2004, the Standards Council considered an appeal regarding the issuance of proposed Tentative Interim Amendment (TIA) No. 787 on the 2003 edition of NFPA 101, *Life Safety Code*®. The proposed TIA seeks to add new text to Chapters 18 and 19 of NFPA 101 to address the placement of alcohol-based hand sanitizers in new and existing health care occupancies.

Proposed TIA No. 787 was submitted by the Technical Committee (TC) on Health Care Occupancies, and was generated by the TC at their recent February 2004 meeting in response to an appeal on an earlier version of this TIA addressed in January 2004 by the Standards Council (see SC# 04-1-12; D# 04-02). At that time, the Council denied issuance of the initial version of the TIA (No. 769) but directed that the "... TC work with the appellants to review the outstanding technical concerns, and consider the necessary steps to resolve these concerns including, if appropriate, the generation of a revised TIA."

The result of this effort is TIA No. 787 currently before the Council. This TIA was balloted through the Technical Correlating Committee (TCC) on Safety to Life and the TC on Health Care Occupancies in accordance with the Regulations Governing Committee Projects (Regs.). The TIA ballot passed the TC and TCC on both technical merit and emergency nature and no appeal opposing its issuance has been filed. The only issue before the Council, therefore, is a request that the TIA be issued on the 2000 edition as well as the current 2003 edition of NFPA 101. Generally under NFPA rules, TIA's shall apply only to the document existing at the time of issuance and, in some circumstances, to the next edition. (See Regs. at 5-8). The rules, however, give the Council flexibility to make an exception where circumstances warrant. (See Regs. at 5-10).

The Council has been informed that, as a practical matter, the health care occupancies to which the TIA is intended to apply are governed, through federal regulatory adoption, by the 2000 edition of the *Life Safety Code*®. This edition, having only been recently adopted by federal regulators, is not likely to be superseded for several years. The appellants further indicate that federal incorporation of TIA No. 787 will be greatly facilitated if it is issued directly on that 2000 edition. Finally, they note that the *Life Safety Code*® text to which the TIA applies is essentially identical (with minor editorial adjustment) in both editions, and the TIA, therefore, can readily be applied to both the current and previous editions. Given these circumstances, along with the magnitude of the infection control problem that this TIA will address, the Council has determined, in this instance, to grant the request of the appellants. Accordingly, after reviewing all the information available to it, the Council has voted to issue TIA 787 on both the 2003 edition and the 2000 edition of NFPA 101.