



OKLAHOMA UNIFORM BUILDING CODE COMMISSION RULES

748 - Uniform Building Code Commission Adopted Codes

**International Existing Building Code®, 2009 Edition (IEBC®, 2009)
748:20-7-1 through 748:20-7-9**

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Chapter 20 - Adopted Codes

[Authority: 59 O.S. 59 § 1000.23]
[Source: Codified 7-15-11]

Subchapter 7 - IEBC® 2009

748:20-7-1. Adoption of International Existing Building Code®, 2009 Edition (IEBC® 2009)

The Uniform Building Code Commission hereby adopts the International Existing Building Code®, 2009 Edition as amended and modified in this subchapter as the minimum code for commercial existing building construction in the State of Oklahoma pursuant to 59 O.S. 1000.23.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-2. Effect of Adoption

The International Existing Building Code®, 2009 Edition (IEBC® 2009), as amended and revised by these rules, are hereby established and adopted as the statewide minimum standards for commercial existing building construction in Oklahoma pursuant to 59 O.S. § 1000.23, and may only be amended or altered by other jurisdictions pursuant to Oklahoma law and the administrative rules of the Oklahoma Uniform Building Code Commission as set forth in Title 748, Chapter 15 of the Oklahoma Administrative Code.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-3. IEBC® 2009 Appendices

(a) None of the appendices of the IEBC® 2009 have been adopted by the Commission for inclusion in the minimum standards for commercial existing building construction in the State of Oklahoma.

(b) Appendices A and B and Resource A are not adopted as the minimum standards for commercial existing building construction within the State of Oklahoma. However, other jurisdictions within this State may adopt any or all of said appendices and Resource A in accordance with 59 O.S. § 1000.29.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-4. IEBC® 2009 Provisions Adopted and Modified

All chapters and provisions within chapters, including exceptions, of the IEBC® 2009 not specifically addressed within these rules as being modified, deleted, moved or removed are hereby adopted without modification as the minimum standards for commercial existing building construction within the State of Oklahoma pursuant to 59 O.S. § 1000.23. Chapters and provisions within chapters, including exceptions adopted with modifications are specifically addressed in these rules.

748:20-7-5. Participation in Federal Programs and/or Federally Funded or Financed Projects

In order to maximize federal financial aid, assistance, participation, financing and/or funding in any public project(s) and/or federal financial aid, participation, funding for and participation in any federal program(s) by the State of Oklahoma, its agencies, public trusts and instrumentalities, or by any Oklahoma municipalities and other political subdivisions, that receive financial aid, assistance, participation, financing and/or funding for and participate in any federal program(s), the State of Oklahoma, its agencies and instrumentalities, and any Oklahoma municipalities and other political subdivisions, may cooperate with the United States

Government and any agency or instrumentality thereof, in the manner authorized and provided by federal law and regulation and in doing so may perform all necessary functions and take all necessary actions for accomplishing such federal purposes and programs, including but not limited to, following and/or complying with federal laws, regulations and/or requirements arising from or related to federal financial aid, assistance, participation, financing and/or funding, in the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, improvement, expansion, operation, maintenance, removal, and demolition of buildings and structures or any appurtenances attached to such buildings or structures, notwithstanding any provisions of any and all uniform building codes and standards adopted by the Oklahoma Uniform Building Code Commission to the contrary.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-6. IEBC® 2009 Chapter 1 Scope and Administration

Chapter 1 the Oklahoma adopted IEBC® 2009, includes the following Preamble at the very beginning of the chapter:

(1) Pursuant to 59 O.S. § 1000.23, the Uniform Building Code Commission has adopted the International Existing Building Code®, 2009 Edition (IEBC® 2009) as amended and revised by the Commission, as the minimum standards to be used by all entities for commercial existing building construction in jurisdictions throughout the State of Oklahoma. However, the Commission's adoption of Chapter 1 "Scope and Administration" of the IEBC® 2009 is for continuity purposes and the Commission's adoption of Chapter 1 recognizes the methods of best practice in fully implementing the minimum standards for commercial existing building construction.

(2) All provisions of the adopted IEBC® 2009, including Chapter 1, as amended and revised by the Commission, are hereby established and adopted as the statewide minimum standards for commercial existing building construction in Oklahoma pursuant to 59 O.S. § 1000.23, which may only be amended or altered pursuant to Oklahoma law and the administrative rules of the Oklahoma Uniform Building Code Commission as set forth in Title 748, Chapter 15 of the Oklahoma Administrative Code. However, the provisions of Chapter 1 adopted herein are only intended to be in force and effect to the extent that the respective provisions do not conflict with State law or the lawful exercise of code administration and enforcement jurisdiction by entities empowered to do so pursuant to applicable law.

(3) The Commission's adoption of Chapter 1 in this manner is made with the recognition that the legal authority granting state and local code administration and enforcement jurisdictions the power and discretion to administer and enforce codes arises from Oklahoma laws governing those jurisdictions. Furthermore, the Commission also recognizes that many state and local code administration and enforcement jurisdictions have already created, or have the lawful authority to create, departments, offices and administrative policies pursuant to various applicable laws and other adopted model codes with "Scope and Administration" provisions similar to Chapter 1 of the adopted IEBC® 2009

(4) This limited adoption of Chapter 1 is made in recognition of the authority and discretion possessed by jurisdictions to administer and enforce building codes. Exercising such authority and jurisdiction in a manner inconsistent with Chapter 1 must be supported by Oklahoma law. Code administration and enforcement jurisdictions shall not use the Commission's limited adoption of Chapter 1 to circumvent the remainder of the requirements established by the Oklahoma adopted IEBC® 2009 and the Commission will strongly oppose any such practice.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-7. IEBC® Chapter 2 Definitions

Chapter 2 of the IEBC® 2009 is adopted with the following modifications:

- (1) The definition of an Existing Building has been modified to further define an existing building to include a default date of 10 years from the date of construction, but still allowing for a jurisdiction with the legal authority to select a different date and to remove the words "appropriate" and "legal building permit" from the definition. A reference to code applicability was added to the definition. The definition has been modified to read: **EXISTING BUILDING OR EXISTING STRUCTURE.** A building or structure on which construction was begun at least ten (10) years prior to the date of adoption of this code by the State of Oklahoma (or any date may be inserted by a jurisdiction that has the legal right to do so, such as but not limited to counties and municipalities). For code applicability, refer to IEBC® Section 101.4 and Section 1301.2, including associated subparagraphs with each.
- (2) The definition of a Repair has been modified to further define a repair to include repair to any build or structure regardless of the classification of the building as a new or existing building. The definition has been modified to read: The restoration to good or sound condition of any part of any building for the purpose of its maintenance.

748:20-7-8. IEBC® Chapter 13 Performance Compliance Methods

Chapter 13 of the IEBC® 2009 is adopted with the following modification: Section [B] 1301.2 Applicability. This section has been modified to clarify the application of the definition of an existing building. This section has been modified to read: Existing buildings or existing structures on which construction was begun at least ten (10) years prior to the date of adoption of this code by the State of Oklahoma (or any date may be inserted by a jurisdiction that has the legal right to do so, such as but not limited to counties and municipalities) in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this chapter or the provisions of Chapters 4 through 12. The provisions of Sections 1301.2.1 through 1301.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, and S. These provisions shall not apply to buildings with occupancies in Group H or Group I.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]

748:20-7-9. IEBC® Chapter 15 Referenced Standards

Chapter 15 of the IEBC® 2009 is adopted with the following modifications:

- (1) The reference to the International Building Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IBC-09 International Building Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.
- (2) The reference to the International Energy Conservation Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma by the State Fire Marshal until replaced by an adoption done through the Uniform Building Code Commission". This section has been modified to read: IECC-06 International Energy Conservation Code® as adopted and modified by the State of Oklahoma through the State Fire Marshal until replaced by an adoption done through the Uniform Building Code Commission.

(3) The reference to the International Fire Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IFC-09 International Fire Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

(4) The reference to the International Fuel Gas Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IFGC-09 International Fuel Gas Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

(5) The reference to the International Mechanical Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IMC-09 International Mechanical Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

(6) The reference to the International Plumbing Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IPC-09 International Plumbing Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

(7) The reference to the International Residential Code® has been modified to include after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section has been modified to read: IRC-09 International Residential Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

(8) The referenced standard for NFPA 70® National Electrical Code® has been modified to change the edition year from 2005 to 2011 and add after the title the words "as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission". This section shall now read: 70-11 National Electrical Code® as adopted and modified by the State of Oklahoma through the Uniform Building Code Commission.

[Source: Added at 29 Ok Reg 1646, eff 11-1-12]