

20:01:02:01. Adoption of NIST Handbook 44. Except where in conflict with existing codified law or administrative rule, specifications, tolerances, and other technical requirements for weighing and measuring devices in South Dakota are those set forth in NIST Handbook 44, 2005; with the exception of ~~UR.2.2. Ticket Printer; Customer Ticket, page 3-27~~ 2015.

Source: SL 1975, ch 16, § 1; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992; 26 SDR 33, effective September 16, 1999; 35 SDR 48, effective September 10, 2008.

General Authority: SDCL 34-39-7, 37-20-34, 37-21-5, 37-21A-11, 37-22-3.

Law Implemented: SDCL 37-21-6, 37-22-1.

Reference: NIST Handbook 44, ~~2005~~ 2015, National Institute of Standards and Technology, U.S. Department of Commerce, issued ~~December 2004~~ November 2014. Copies may be viewed or downloaded at no cost on the ~~South Dakota Department of Public Safety Office of Weights and Measures~~ National Institute of Science and Technology website located at: ~~www.state.sd.us/dps/wm/Specs.tols.pdf~~ http://www.nist.gov/pml/wmd/index.cfm.

Note: The National Bureau of Standards was renamed the National Institute of Standards and Technology by Pub. L. No. 100-418, § 5111, 102 Stat. 1427 (1988).

20:01:02:02. Adoption of NIST Handbook 133, ~~Fourth Edition~~. Standards for checking the net contents of packaged goods in South Dakota are those set forth in NIST Handbook 133, ~~Fourth Edition~~, issued January 2005 2015.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992; 26 SDR 33, effective September 16, 1999; 35 SDR 48, effective September 10, 2008.

General Authority: SDCL 37-21-5, 37-21-6, 39-1-4.

Law Implemented: SDCL 37-21-15, 39-4-11.

Reference: NIST Handbook 133, ~~Fourth Edition~~ 2015, issued January 2005 November 2014, National Institute of Standards and Technology, U.S. Department of Commerce, ~~Stock No. SN003-003-03816-4~~. Copies may be viewed or downloaded at no cost on the ~~South Dakota Department of Public Safety Office of Weights and Measures~~ National Institute of Science and Technology website located at: www.state.sd.us/dps/wm/NISTHandbook133.pdf.
<http://www.nist.gov/pml/wmd/index.cfm>.

20:01:02:03. Adoption of NIST Handbook 130. Except where in conflict with existing codified law or administrative rule, South Dakota shall follow uniform laws and regulations ~~adopted by the 89th National Conference on Weights and Measures, 2004,~~ as they appear in NIST Handbook 130, ~~2005~~ 2015, with the exception of sections IIIB, Uniform Weighmaster Law, and IVC, Uniform Unit Pricing Regulation.

Source: 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992; 26 SDR 33, effective September 16, 1999; 35 SDR 48, effective September 10, 2008.

General Authority: SDCL 34-39-7, 37-20-34, 37-21-5, 37-22-3, 37-21A-11, 37-2-6.

Law Implemented: SDCL 37-2-6, 37-2-7, 37-20-34, 37-21-6, 37-22-3.

Reference: NIST Handbook 130, ~~2005~~ 2015, National Institute of Standards and Technology, U.S. Department of Commerce, issued ~~December 2004, Stock No. SN003-003-03816-4~~ October 2014. Copies may be viewed or downloaded at no cost on the ~~South Dakota Department of Public Safety Office of Weights and Measures~~ National Institute of Science and Technology website located at: ~~www.state.sd.us/dps/wm/UniformLaws.pdf~~.

<http://www.nist.gov/pml/wmd/index.cfm>.

20:01:06:02. Weights required for testing up to 10,000 pounds capacity scales. A registered ~~serviceman~~ service agent shall have a minimum of 3,000 pounds of certified test weights to check a scale up to 10,000 pounds capacity. For smaller capacity scales such as counter scales, prepackaging scales, or gram scales, appropriate test weights such as a 31 pound test kit with a fractional ounce kit, decimal kit, or gram weight kit or combination thereof is required.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:03. Weights required for testing scales of 10,000 to 60,000 pounds capacity, inclusive. For scales with a capacity of 10,000 to 60,000 pounds, inclusive, a minimum of 10,000 pounds of certified test weight is required. For vehicle scales, 10,000 pounds of certified test weight with a gross weight of a test unit equaling or exceeding 20,000 pounds is required.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:03.01. Weights required for testing scales over 60,000 pounds capacity. For scales with a capacity in excess of 60,000 pounds, a minimum of 20,000 pounds of certified test weight is required. For vehicle scales, 20,000 pounds of test weight with a gross certified test weight of a test unit equaling or exceeding 30,000 pounds is required.

Source: 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:04. Adequate test weights for minimum tolerances required. Adequate test weights shall be available to a service agency or service agent to determine the minimum tolerance value of any device capable of being placed into service by a registered ~~serviceman~~ service agent or agency.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:05. Standards for testing refined fuel pumps. For testing refined fuel pumps (gasoline, diesel, ~~gasohol~~, ethanol flex fuel, gasoline-alcohol blend) a service agency or service agent shall have a state approved or NIST traceable field test standard of a minimum of five gallons.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:06. Standards for testing refined fuel meters. For testing refined fuel meters, the ~~serviceman~~ service agent or agency shall have a state approved or NIST traceable field test standard of a minimum of 100 gallons.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:07. Standards for testing liquid petroleum gas meters. For testing liquid petroleum gas meters, ~~servicemen~~ a service agent or a service agency shall have a state approved or NIST traceable liquid petroleum gas prover of a minimum quantity of 55 gallons.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:08. Sealingplier requirements. All scale, motor fuel, and ~~liquefied~~ liquefied petroleum gas ~~servicemen~~ service agents must have sealer pliers which indicate the year and the ~~firm's~~ service agency's insignia.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:06:09. Zero tolerance requirement. All weighing and measuring equipment placed in service by a service agent or service agency shall be set as close to zero tolerance as possible.

Source: 7 SDR 14, effective August 21, 1980; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21A-11.

Law Implemented: SDCL 37-21A-2, 37-21A-5 to 37-21A-7.

20:01:07:02. Device design. No weight, measure, or device may be approved unless its specifications, tolerances, and technical requirements comply with NIST Handbook 44, ~~2005~~ 2015.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992; 35 SDR 48, effective September 10, 2008.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-20-2 to 37-20-4.

Reference: NIST Handbook 44, ~~2005~~ 2015, National Institute of Standards and Technology, U.S. Department of Commerce, issued ~~December 2004~~ November 2014. Copies may be viewed or downloaded at no cost on the ~~South Dakota Department of Public Safety Office of Weights and Measures~~ National Institute of Science and Technology website located at: ~~www.state.sd.us/dps/wm/Specs.tols.pdf~~ <http://www.nist.gov/pml/wmd/index.cfm>.

20:01:07:04. Rejection of testing standards. Testing standards submitted for certification which are determined unadjustable and uncertifiable shall be rejected after testing by the state metrologist and after notice to the owner and the director of ~~commercial inspection and regulation~~ legal and regulatory services.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-20-2 to 37-20-4.

20:01:07:05. Approval date required on measuring devices. All weights, weight sets, measures, or devices used by ~~servicemen~~ a service agent as weighing or measuring devices shall show their approval date and the jurisdiction issuing approval.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-20-2 to 37-20-4.

20:01:07:07. State not liable for damages to equipment. If equipment or standards are damaged in any way, the state of South Dakota, and the department of ~~commerce and regulation~~ public safety and division of commercial inspection and regulation are not to be held responsible for the cost of repair or replacement ~~of them~~.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-20-2 to 37-20-4.

20:01:07:09. Payment for testing. Payment for testing is required upon completion, before releasing standards work. Checks shall be made payable to the department of ~~commerce and regulation~~ public safety.

Source: 7 SDR 14, effective August 21, 1980; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-20-2 to 37-20-4.

20:01:08:06. Other specifications to be followed. NIST Handbook 44, ~~1999~~ 2015, must be followed for specifications and design requirements not provided in this chapter.

Source: 8 SDR 44, effective October 27, 1981; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992; 26 SDR 33, effective September 16, 1999.

General Authority: SDCL 37-22-3.

Law Implemented: SDCL 37-22-3.

Reference: NIST Handbook 44, ~~1999~~ 2015, National Institute of Standards and Technology, U.S. Department of Commerce, Stock No. SN003-003-03585-8, issued November ~~1998~~ 2014. Copies may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402-9325. Cost: \$24 viewed or downloaded at no cost on the National Institute of Science and Technology website located at:
<http://www.nist.gov/pml/wmd/index.cfm>.

20:01:09:02. Conversion kits. Conversion kits designed to alter the pump register by use of decals or other devices must be approved by the division of ~~commercial inspection and regulation~~ legal and regulatory services. No conversion kits may be used after December 31, 1993, without written permission from the director of the division of ~~commercial inspection and regulation~~ legal and regulatory services.

Source: 8 SDR 44, effective July 1, 1982; 11 SDR 50, effective October 14, 1984; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 84, effective November 9, 1989; 18 SDR 198, effective June 4, 1992.

General Authority: SDCL 37-21-5.

Law Implemented: SDCL 37-21-5, 37-21-6, 37-21-18.

~~20:01:10:03. Documentation.~~ If gasoline, alcohol blended fuels, kerosene, diesel fuel, aviation gasoline, burner oil, or naphtha are sold, an invoice, bill of lading, shipping paper, or other documentation shall accompany each delivery other than a retail sale. This document shall identify the quantity, the name of the product, the particular grade of the product, the applicable automotive fuel rating, and oxygenate type and content (if applicable), the name and address of the seller and buyer, and the date and time of the sale. Documentation must be retained at the retail establishment for a period of not less than one year. Repealed.

Source: ~~39 SDR 51, effective October 2, 2012.~~

General Authority: ~~37-2-6(2), 37-2-7.~~

Law Implemented: ~~37-2-6(2), 37-2-7, 37-2-19, 37-2-21.~~

~~20:01:10:04. Duties of refiners, importers, and producers.~~ A refiner, importer, or producer of petroleum products, as defined by SDCL 37-2-5(10), shall comply with the automotive fuel rating, certification, and record-keeping requirements of Code of Federal Regulations, title 16, sections 306.5 to 306.7. Repealed.

Source: 39 SDR 51, effective October 2, 2012.

General Authority: ~~37-2-6(2), 37-2-7.~~

Law Implemented: ~~37-2-6(2), 37-2-7, 37-2-13, 37-2-21~~

~~**20:01:10:05. Duties of distributors.** A licensed distributor of petroleum products, as defined by SDCL 37-2-5(10), shall comply with the certification and record-keeping provisions of Code of Federal Regulations, title 16, sections 306.8 and 306.9.ction 72. Repealed.~~

~~**Source:** 39 SDR 51, effective October 2, 2012.~~

~~**General Authority:** 37-2-6(2), 37-2-7.~~

~~**Law Implemented:** 37-2-6(2), 37-2-7, 37-2-13, 37-2-21.~~

~~20:01:10:06. Duties of retailers.~~ A person responsible for the product who sells or transfers petroleum products, as defined by SDCL 37-2-5(10), to a consumer shall comply with the automotive fuel rating posting and record-keeping requirements, and the label specifications of Code of Federal Regulations, title 16, sections 306.10 to 306.12. Repealed.

~~**Source:** 39 SDR 51, effective October 2, 2012.~~

~~**General Authority:** 37-2-6(2), 37-2-7.~~

~~**Law Implemented:** 37-2-6(2), 37-2-7, 37-2-13, 37-2-21.~~

20:15:06:01. Conformity with national standards. The methods to be used for inspection and testing of petroleum products and the standards for the specification and tolerance requirements for petroleum products are those in the ~~2005~~ 2015 Annual Book of the American Society for Testing and Materials, Volumes 05.01, 05.02, 05.03, ~~and~~ 05.04, 05.05, and 05.06.

Notwithstanding the above, the schedule of seasonal and geographical volatility classes for the specification for Automotive Spark-Ignition Engine Fuel (ASTM D4814) may be the following during the months of September, October, and November: Class C-3 for September 16 to 30, inclusive, Class D-4 for October, and Class E-5 for November.

Source: 16 SDR 84, effective November 9, 1989; 35 SDR 48, effective September 10, 2008; 38 SDR 40, September 20, 2011.

General Authority: SDCL 37-2-6, 37-2-7.

Law Implemented: SDCL 37-2-6, 37-2-7, 37-2-8.

Reference: ~~2005~~ 2015 Annual Book of the American Society for Testing and Materials Standards, Volumes 05.01, 05.02, 05.03, ~~and~~ 05.04, 05.05, and 05.06 published by the American Society for Testing and Materials. The volumes are available for viewing ~~on CD-ROM~~ at the Public Safety Building, 118 West Capitol Avenue, Pierre, South Dakota 57501. Copies of individual standards can be obtained for a fee by calling the Office of Weights and Measures at 605-773-3697.

61:15:01:01. Conformity with national standards. The standards of fire safety set forth in the **International Building Code**, 2009 2015 edition; **International Fire Code**, 2009 2015 edition; and the **International Mechanical Code**, 2009 2015 edition; and referenced standards, except as modified, amended, or deleted in this chapter, are the rules of the South Dakota Department of Public Safety authorized by SDCL 34-29B-2.

Source: 7 SDR 83, effective March 12, 1981; 8 SDR 87, 8 SDR 134, effective July 1, 1982; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 13 SDR 125, effective March 15, 1987; 16 SDR 85, effective November 9, 1989; 18 SDR 50 effective September 16, 1991; 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 30 SDR 48, effective October 16, 2003; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

References: **International Building Code**, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

International Fire Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

International Mechanical Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country

Club Hills, IL 60478-5771; ~~\$59.75~~ \$72.00 for members and ~~\$79.50~~ \$96.00 for nonmembers.

Telephone: 1-888-422-7233.

61:15:01:02. Deletions from the International Fire Code. Sections 102.5, 103 to 106.4, inclusive, sections 903.2.6 and ~~906.1 number 1~~ are deleted from the **International Fire Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:03. Deletions from the International Building Code. Sections 101.4 to ~~101.4.6~~ 101.4.5, inclusive, 103 to 106.3, inclusive, 109 to ~~112.3~~ 113.3, inclusive, and ~~903.2.5~~ 903.2.6 are deleted from the **International Building Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 18 SDR 224, effective July 13, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:04. Amendments to the International Fire Code. Amendments to the **International Fire Code**, ~~2009~~ 2015 edition, are as follows:

(1) Where the International Fire Code references NFPA 10, "Standards for Portable Fire Extinguishers," the ~~2007~~ 2013 edition is the standard to be used;

(2) Where the International Fire Code references NFPA 72, "National Fire Alarm Code," the ~~2007~~ 2013 edition is the standard to be used;

(3) Where International Fire Code references NFPA 407, "Standards for Aircraft Fuel Servicing," the ~~2007~~ 2012 edition is the standard to be used;

(4) Where the International Fire Code references NFPA 52, "Vehicular Fuel Systems Code," the ~~2006~~ 2013 edition is the standard to be used;

(5) Where the International Fire Code references NFPA 86, "Standards for Ovens and Furnaces," the ~~2007~~ 2015 edition is the standard to be used;

(6) Repealed;

(7) Where the International Fire Code references NFPA 11, "Standards for Low-, Medium-, and High- Expansion Foam," the ~~2005~~ 2010 edition is the standard to be used;

(8) Where the International Fire Code references NFPA 15, "Standard for Water Spray Fixed Systems for Fire Protection," the ~~2007~~ 2012 edition is the standard to be used;

(9) Where the International Fire Code references NFPA 704, "Standard System for the Identification of the Hazards of Materials for Emergency Response," the ~~2007~~ 2012 edition is the standard to be used;

(10) Where the International Fire Code references NFPA 385, "Standard for Tank Vehicles for Flammable and Combustible Liquids," the ~~2007~~ 2012 edition is the standard to be used; and

(11) Where the International Fire Code references NFPA 58, "Liquefied Petroleum Gas Code," the ~~2011~~ 2014 edition is the standard to be used.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

References: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

NFPA 10, "Standards For Portable Fire Extinguishers," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$69.75~~ \$86.85 for members and ~~\$77.50~~ \$96.50 for nonmembers.

NFPA 407, "Standards for Aircraft Fuel Servicing," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$35.55 for members and ~~\$37~~ \$39.50 for nonmembers.

NFPA 52, "Vehicular Fuel Systems Code," ~~2006~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$42.75~~ \$45.45 for members and ~~\$47.50~~ \$50.50 for nonmembers;

NFPA 86, "Standards for Ovens and Furnaces," ~~2007~~ 2015 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, ~~P.O. Box 9101~~, 1 Batterymarch Park, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$42.75~~ \$53.55 for members and ~~\$47.50~~ \$59.50 for nonmembers.

NFPA 11, "Standards for Low-, Medium-, and High- Expansion Foam," ~~2005~~ 2010 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 15, "Standard for Water Spray Fixed Systems for Fire Protection," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 704, "Standard System for the Identification of the Hazards of Materials for Emergency Response," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~,

Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$41.40 for members and ~~\$37~~ \$46.00 for nonmembers.

NFPA 385, "Standard for Tank Vehicles for Flammable and Combustible Liquids," 2007 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$41.40 for members and ~~\$37~~ \$46.00 for nonmembers;

NFPA 58, "Liquefied Petroleum Gas Code," ~~2011~~ 2014 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$43.65~~ \$53.55 for members and ~~\$48.50~~ \$59.50 for nonmembers.

61:15:01:05. Amendments to the International Building Code. Amendments to the **International Building Code**, 2009 2015 edition, are as follows:

(1) Where the International Building Code references NFPA 13, "Standard for the Installation of Sprinkler Systems," the ~~2010~~ 2013 edition is the standard to be used;

(2) Where the International Building Code references NFPA 14, "Standard for the Installation of Standpipe and Hose Systems," the ~~2010~~ 2013 edition is the standard to be used;
and

(3) Where the International Building Code references NFPA 13R, "Standard for the Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height," the ~~2010~~ 2013 edition is the standard to be used- and;

(4) Where the International Building Code references the "International Energy Conservation Code" the 2009 edition is the standard to be used.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

References: **International Building Code**, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

NFPA 13, "Standard for the Installation of Sprinkler Systems," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection

Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$71.10~~ \$92.70 for members and ~~\$79~~ \$103.00 for nonmembers.

NFPA 14, "Standard for the Installation of Standpipe and Hose Systems," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.75~~ \$41.40 for members and ~~\$37.50~~ \$46.00 for nonmembers.

NFPA 13R, "Standard for the Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.75~~ \$41.40 for members and ~~\$37.50~~ \$46.00 for nonmembers.

International Energy Conservation Code, 2009 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478; \$32.00 for members and \$42.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:06. Fire safety for flammable liquids and liquefied petroleum gases. The manufacture, transportation, storage, and use of combustible and flammable liquids and liquefied petroleum gases shall conform to the requirements specified in chapter 61:15:03 and in chapter ~~34~~ 57 and chapter ~~38~~ 61 of the **International Fire Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:08. Residential flammable liquid storage tanks and liquefied petroleum gas installations. Residential combustible liquid storage tanks and liquefied petroleum gas installations of less than 2,000 gallons water capacity are not required to submit plans for review by the Department of Public Safety. This does not relieve the installer from meeting the requirements for installation as specified by the **International Mechanical Code, 2009 2015** edition, the **International Fire Code, 2009 2015** edition, or more stringent local requirements.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 30 SDR 48, effective October 16, 2003; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

References: **International Mechanical Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$59.75~~ \$72.00 for members and ~~\$79.50~~ \$96.00 for nonmembers. Telephone: 1-888-422-7233.

International Fire Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:09. Maintenance of exits and emergency escapes. The number of required exits for a building or each level of a building shall meet the requirements of section ~~1030~~ 1031 of the International Fire Code, ~~2009~~ 2015 edition. Each exit conforming to the requirements of the building code under the exit was constructed may be considered as a complying exit if, in the opinion of the authority having jurisdiction, the exit does not constitute a distinct hazard to life. The fire-resistive rating of any wall, ceiling, or opening that is part of an exit shall meet the minimum requirements of this chapter. No obstruction, including storage, may be placed in the required width of an exit. No exit may be obstructed in any manner. Each exit shall remain free of any material or matter whose presence would make the exit hazardous.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:13. The abatement of unsafe buildings or structures. The abatement of unsafe buildings or structures covered by this chapter shall be in accordance with section 116 of the **International Building Code**, ~~2009~~ 2015 edition. Local jurisdictions may make inspections and take actions as required to enforce the provisions of this section. The Department of Public Safety may provide technical assistance as required to enforce the provisions of this section.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 30 SDR 48, effective October 16, 2003; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-10, 34-29B-11.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:16. Municipal conformity. Nothing in this chapter prohibits municipalities or local fire officials from adopting alternative requirements for **International Fire Code, 2009 2015** edition, chapters ~~11, 12, 15 to 18~~ 20, 21, 24 to 27, inclusive, ~~20, 23, and 28~~ 29, 32, and 51, provided that the alternative requirement meets the intent and spirit of the code.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: **International Fire Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:17. Egress requirements. Exits for new hotels, motels, multifamily residences which house six or more families, and congregate residences shall be as specified in chapter 10 of the **International Building Code, 2009 2015** edition. Access to and egress from buildings required to be accessible to persons with disabilities shall be provided as specified in chapter 11 of the **International Building Code, 2009 2015** edition. Emergency escape and rescue openings shall be provided as specified in section ~~1029~~ 1030 of the **International Building Code, 2009 2015** edition.

Source: 18 SDR 224, effective July 13, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Building Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:18. Required draft stops. Draft stops shall be installed in the attics, mansards, overhangs, false fronts set out from walls, and similar concealed spaces of new multifamily residences housing six or more families, hotels, motels, and congregate residences. Such draft stops shall meet the requirements outlined in section ~~717.4.2~~ 718.4.2 of the **International Building Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 224, effective July 13, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club, Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:01:19. Automatic sprinkler system requirements. An automatic sprinkler system shall be installed throughout any new hotel, motel, and multi-family residence housing six or more families as specified in section 903 of the International Building Code, ~~2009~~ 2015 edition.

Source: 18 SDR 224, effective July 13, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2, 34-29B-10.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club, Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:02:03. Requirements for plans and specifications -- New construction. All plans and specifications for new construction shall be in accordance with the **International Building Code**, 2009 2015 edition; the **International Fire Code**, 2009 2015 edition; the **International Mechanical Code**, 2009 2015 edition, and referenced standards, except as modified, amended, or deleted in this chapter. The cover sheet shall clearly state the occupancy group, division, and building type. Failure to designate these is cause for rejection of the plans.

Source: SL 1975, ch 16, § 1; 5 SDR 40, effective November 20, 1978; transferred from § 61:13:03:08, 8 SDR 87, 8 SDR 134, effective July 1, 1982; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

References: **International Building Code**, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

International Fire Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

International Mechanical Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country

Club Hills, IL 60478-5771; ~~\$59.75~~ \$72.00 for members and ~~\$79.50~~ \$96.00 for nonmembers.

Telephone: 1-888-422-7233.

61:15:02:04. Requirements for plans and specifications -- Remodeling -- Unsafe conditions.

Any addition, alteration, or repair may be made to any building or structure without requiring the existing building or structure to comply with all the requirements of the **International Building Code**, ~~2009~~ 2015 edition, if the addition, alteration, or repair conforms to that required for a new building or structure. Any addition or alteration that will cause the existing building or structure to become unsafe may not be made to an existing building or structure. An unsafe condition is considered to have been created if the addition or alteration causes the building or structure to become structurally unsafe or overloaded, will not provide sufficient egress or will obstruct existing exits, will create a fire hazard, will reduce required fire resistance, or will otherwise create conditions dangerous to human life.

Source: 5 SDR 40, effective November 20, 1978; transferred from § 61:13:03:09, 8 SDR 87, 8 SDR 134, effective July 1, 1982; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 14 SDR 14, effective July 30, 1987; 16 SDR 85, effective November 9, 1989; 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:02:05. Deletions from International Building Code. Sections 101.4 to 101.4.6, inclusive, 103 to 106.3, inclusive, 109 to ~~112.3~~ 113.3, inclusive, and ~~903.2.5~~ 903.2.6 are deleted from the **International Building Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:02:06. Deletions from the International Fire Code. Sections 102.5, 103 to 106.4, inclusive, sections and 903.2.6 and ~~906.1 number 1~~ are deleted from the **International Fire Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:02:07. Amendments to the International Fire Code. Amendments to the **International Fire Code**, ~~2009~~ 2015 edition, are as follows:

(1) Where the International Fire Code references NFPA 10, "Standards for Portable Fire Extinguishers," the ~~2007~~ 2013 edition is the standard to be used;

(2) Where the International Fire Code references NFPA 72, "National Fire Alarm Code," the ~~2007~~ 2013 edition is the standard to be used;

(3) Where the International Fire Code references, NFPA 407, "Standards for Aircraft Fuel Servicing," the ~~2007~~ 2012 edition is the standard to be used;

(4) Where the International Fire Code references NFPA 52, "Vehicular Fuel Systems Code," the ~~2006~~ 2013 edition is the standard to be used;

(5) Where the International Fire Code references NFPA 86, "Standards for Ovens and Furnaces," the ~~2007~~ 2015 edition is the standard to be used;

(6) Repealed;

(7) Where the International Fire Code references NFPA 11, "Standards for Low-, Medium-, and High- Expansion Foam," the ~~2005~~ 2010 edition is the standard to be used;

(8) Where the International Fire Code references NFPA 15, "Standard for Water Spray Fixed Systems for Fire Protection," the ~~2007~~ 2012 edition is the standard to be used;

(9) Where the International Fire Code references NFPA 704, "Standard System for the Identification of the Hazards of Materials for Emergency Response," the ~~2007~~ 2012 edition is the standard to be used;

(10) Where the International Fire Code references, NFPA 385, "Standard for Tank Vehicles for Flammable and Combustible Liquids," the ~~2007~~ 2012 edition is the standard to be used; and

(11) Where the International Fire Code references NFPA 58, "Liquefied Petroleum Gas Code," the ~~2011~~ 2014 edition is the standard to be used.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

References: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

NFPA 10, "Standards For Portable Fire Extinguishers," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$69.75~~ \$86.85 for members and ~~\$77.50~~ \$96.50 for nonmembers.

NFPA 407, "Standards for Aircraft Fuel Servicing," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$35.55 for members and ~~\$37~~ \$39.50 for nonmembers.

NFPA 52, "Vehicular Fuel Systems Code," ~~2006~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$42.75~~ \$45.45 for members and ~~\$47.50~~ \$50.50 for nonmembers.

NFPA 86, "Standards for Ovens and Furnaces," ~~2007~~ 2015 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$42.75~~ \$53.55 for members and ~~\$47.50~~ \$59.50 for nonmembers.

NFPA 11, "Standards for Low-, Medium-, and High- Expansion Foam," ~~2005~~ 2010 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 15, "Standard for Water Spray Fixed Systems for Fire Protection," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

NFPA 704, "Standard System for the Identification of the Hazards of Materials for Emergency Response," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$41.40 for members and ~~\$37~~ \$46.00 for nonmembers.

NFPA 385, "Standard for Tank Vehicles for Flammable and Combustible Liquids," ~~2007~~ 2012 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.30~~ \$41.40 for members and ~~\$37~~ \$46.00 for nonmembers.

NFPA 58, "Liquefied Petroleum Gas Code," ~~2011~~ 2014 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$43.65~~ \$53.55 for members and ~~\$48.50~~ \$59.50 for nonmembers.

61:15:02:08. Amendments to the International Building Code. Amendments to the **International Building Code**, 2009 2015 edition, are as follows:

(1) Where the International Building Code references NFPA 13, "Standard for the Installation of Sprinkler Systems," the ~~2010~~ 2013 edition is the standard to be used;

(2) Where the International Building Code references NFPA 14, "Standard for the Installation of Standpipe and Hose Systems," the ~~2010~~ 2013 edition is the standard to be used; and

(3) Where the International Building Code references NFPA 13R, "Standard for the Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height," the ~~2010~~ 2013 edition is the standard to be used.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-1.

References: **International Building Code**, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

NFPA 13, "Standard for the Installation of Sprinkler Systems," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$71.10~~ \$92.70 for members and ~~\$79~~ \$103.00 for nonmembers.

NFPA 14, "Standard for the Installation of Standpipe and Hose Systems," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.75~~ \$41.40 for members and ~~\$37.50~~ \$46.00 for nonmembers.

NFPA 13R, "Standard for the Installation of Sprinkler Systems in Residential Occupancies Up to and Including Four Stories in Height," ~~2010~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$33.75~~ \$41.40 for members and ~~\$37.50~~ \$46.00 for nonmembers.

61:15:05:05. Exit requirements. A day care center or each level of a day care center where the occupant load exceeds ten must have at least two remote exits that meet the requirements set forth in chapter 10 of the **International Building Code, 2009 2015** edition. The two required exits must discharge directly to the outside and must swing in the direction of exit travel when the occupant load exceeds 50. Exiting for any existing day care center must conform to the provisions of chapter 10 of the **International Fire Code, 2009 2015** edition. Exit illumination and signs shall be installed and maintained in accordance with sections 1006 and ~~1011~~ 1008 of the **International Building Code, 2009 2015** edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

References: **International Building Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

International Fire Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:05:06. Floor covering requirements. Interior floor finish materials in a day care center must be a Class 2 material in required exits, exit passageways, or corridors providing exit access. A Class 2 material is any material having a minimum critical radiant flux of 0.22 watts per square centimeter as established by the procedures specified in NFPA-253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015. If an automatic sprinkler system is installed, floor covering materials need not be classified. Floor covering requirements apply to new construction and to replacing of floor covering in existing facilities.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: NFPA 253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$28.35~~ \$35.55 for members and ~~\$31.50~~ \$39.50 for nonmembers. Telephone: ~~1-800-344-3555~~ 1-617-770-3000.

61:15:05:07. Interior finish. Interior wall and ceiling finish for both new construction and any existing day care facility shall comply with chapter 8 of the **International Building Code, 2009 2015 edition.**

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: **International Building Code, 2009 2015 edition,** International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:05:08. Fire alarm requirements. Each day care center shall be provided with a fire alarm system. Initiation of the fire alarm system shall be by manual pull stations and by operation of any required smoke detector. Smoke detectors shall be placed in each stairwell and in the corridors of all floors containing the day care center. Detectors shall also be installed in lounges, recreation areas, and sleeping rooms. Smoke detectors shall be installed in accordance with the manufacturer's recommendation and NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition. The alarm shall sound an audible alarm both inside and outside of the center. The requirements of this section apply to both a new and an existing day care facility. The time limit for an existing facility to comply with the requirements of this section shall be determined by the inspector based upon the financial situation of the center and the existing level of life safety. No time limit may exceed 18 months.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$69.75~~ \$86.85 for members and ~~\$77.50~~ \$96.50 for nonmembers. Telephone: ~~1-800-344-3555~~ 1-617-770-3000.

61:15:06:01. Definition of group family day care home. A group family day care home is any facility as defined in SDCL ~~26-6-14(6)~~ 26-6-14(5) that provides group care and supervision for 13 to 20 children.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

61:15:06:05. Exit requirements. Egress for both a new and an existing group family day care facility shall conform to the following requirements. The first level of a group family day care home is required to have at least two exits that meet the requirements set forth in chapter 10 of the **International Building Code**, ~~2009~~ 2015 edition. These two required exits shall discharge directly to the outside. If spaces on the floor above the floor of exit discharge are used by clients, at least two remote exits are required on that floor. At least one means of egress shall be an exit discharging directly to the outside. In an existing facility, the exit discharging directly to the outside may be an exit complying with the requirements of § 61:15:01:12. If clients are located in a story below the level of exit discharge, at least two separated exits are required in that story. At least one means of egress shall be an exit discharging directly to the outside, and the vertical travel to ground level may not exceed eight feet. Exit illumination and exit signs shall be provided and maintained in accordance with chapter 10 of the **International Building Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:06:06. Floor covering requirements. Interior floor finish materials in a group family day care home shall be a Class 2 material in required exits, exit passageways, or corridors providing exit access. A Class 2 material is any material having a minimum critical radiant flux of 0.22 watts per square centimeter as established by the procedures specified in NFPA-253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015 edition. If an automatic sprinkler system is installed, floor covering materials need not be classified. Floor covering requirements apply to new construction and to replacing of floor covering in an existing facility.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: NFPA 253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$28.35~~ \$35.55 for members and ~~\$31.50~~ \$39.50 for nonmembers. Telephone: ~~1-800-344-3555~~ 1-617-770-3000.

61:15:06:07. Interior finish. Interior wall and ceiling finish for both a new and an existing group family day care home shall comply with chapter 8 of the **International Building Code**, ~~2009~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:06:08. Fire detection requirements. Every group family day care home shall be provided with a residential fire detection system comprised of interconnected multiple-station smoke detectors. Smoke detectors shall be interconnected so an alarm from any one of the interconnected detectors sounds the alarm in all detectors. Smoke detectors shall be installed in every sleeping room, corridor, stairwell, and activity room in accordance with the manufacturer's recommendations and NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition. Each smoke detector shall receive primary power from the building wiring. Wiring shall be permanent and without a disconnecting switch other than those required for overcurrent protection. The requirements of this section apply to both a new and an existing facility. The time limit for an existing facility to comply shall be determined by the inspector based upon the financial situation of the facility and the existing level of life safety. No time limit may exceed 18 months.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 34-29B-2.

Law Implemented: SDCL 34-29B-2.

Reference: NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$69.75~~ \$86.85 for members and ~~\$77.50~~ \$96.50 for nonmembers. Telephone: ~~1-800-344-3555~~ 1-617-770-3000.

61:15:07:01. Definition of authority having jurisdiction. The authority having jurisdiction is the state or local person or office enforcing the provisions of the **International Building Code, International Fire Code, International Mechanical Code, 2009 2015** editions, and this chapter.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-2, 13-25-3, 13-25-4.

References: **International Building Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

International Fire Code, 2009 2015 edition, International Code Council. Copies may be obtained from International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

International Mechanical Code, 2009 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$59.75~~ \$72.00 for members and ~~\$79.50~~ \$96.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:03. Portable fire extinguishers. Portable fire extinguishers must be provided in each school occupancy and shall be inspected and maintained in accordance with NFPA 10, "Standards for Portable Fire Extinguishers," ~~2009~~ 2013 edition. Vaporizing liquid extinguishers containing carbon tetrachloride or chlorobromomethane may not be installed or used in any location for fire protection. Soda-acid, foam, loaded stream, antifreeze, and water fire extinguishers of the inverting type may not be recharged or placed in service for fire protection. Portable extinguishers shall be installed near food-processing equipment.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: NFPA 10, "Standards For Portable Fire Extinguishers," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$36.45~~ \$45.45 for members and ~~\$40.50~~ \$50.50 for nonmembers.

61:15:07:09. Maintenance of exits and emergency escapes. The number of required exits for a building or each level of a building shall meet the requirements of section ~~1030~~ 1031 of the **International Fire Code**, ~~2009~~ 2015 edition. Any building or structure that is not provided with adequate egress is unsafe and may be subjected to the abatement procedures specified in SDCL 13-25-9. Any exit conforming to the requirements of the building code under which the exit was constructed may be considered as complying exits if, in the opinion of the authority having jurisdiction, the exit does not constitute a distinct hazard to life. The fire-resistive rating of any wall, ceiling, or opening that is part of an exit shall meet the minimum requirements of this chapter. No obstruction, including storage, may be placed in the required width of an exit. No exit may be obstructed in any manner. Each exit shall remain free of any material or matter whose presence would make the exit hazardous.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4, 13-25-9.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:14. Exit signs. If two or more exits from a story are required by the **International Building Code**, ~~2009~~ 2015 edition, exit signs shall be installed at stair enclosure doors, horizontal exits, and other required exits from the story. If two or more exits are required from a room or area, exit signs shall be installed at the exits from the room or area and where otherwise necessary to clearly indicate the direction of egress. If the exitway is not easily identified from any part of a building, regardless of the occupant load, the authority having jurisdiction may require additional signs, lights, or other markings to assure that the exitway meets the intent of this section.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Building Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:15. Exit sign illumination. Exit signs required to be illuminated by the **International Building Code**, 2009 2015 edition, shall be maintained in an operable condition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Building Code**, 2009 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:16. Exit illumination. Exit illumination shall be provided and maintained in accordance with the **International Building Code**, 2009 2015 edition. Exits shall be illuminated as required by the **International Building Code** if the building or structure is occupied. Equipment providing emergency power for exit illumination and exit signs shall be maintained in an operable condition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Building Code**, 2003 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5771; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:19. Fire alarm requirements. Educational occupancies having an occupant load of 50 or more shall be provided with a manual and automatic fire alarm system. Manual fire alarm boxes shall be located in accordance with NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition. Fire alarm systems shall be maintained and tested in accordance with the National Fire Alarm Code. Assembly portions of educational occupancies may have alarms as required for the educational occupancy.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: NFPA 72, "National Fire Alarm Code," ~~2007~~ 2013 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$69.75~~ \$86.85 for members and ~~\$77.50~~ \$96.50 for nonmembers.

61:15:07:21. Storage, use, and handling of miscellaneous combustibles. The storage, use, and handling of miscellaneous combustibles shall be in accordance with the following:

(1) Storage of combustible materials in buildings or rooms shall be orderly and maintained at least two feet from the ceiling and at least 18 inches below sprinkler head deflectors;

(2) Combustible materials may not be stored in exits or exit enclosures;

(3) Combustible material may not be stored in boiler rooms, mechanical rooms, or electrical equipment rooms unless the combustible material is stored at least ten feet from the boiler or the mechanical or electrical equipment;

(4) Fueled equipment, including motorcycles, lawn-care equipment, and portable cooking equipment, may not be stored, operated, or repaired within a building except if operated in accordance with the equipment's listing, if permitted by other provisions of code, or in buildings or rooms constructed for such use in accordance with section 313 of the **International Fire Code**, ~~2009~~ 2015 edition. The authority having jurisdiction may require the immediate removal of such equipment from any location when the presence of such equipment is determined to be hazardous;

(5) Combustible decorative material, including cotton batting, paper, foam plastics, cloth, dried vegetation, moss, straw, hay, vines, split bamboo, leaves, and similar material, shall be flame resistant by procedures approved by the authority having jurisdiction. The authority having jurisdiction may except materials and individual decorative items from the requirements of this subdivision based on size and separation from other combustible materials. The aggregate area of any materials or decorative items may not exceed ten percent of the wall area.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:22. Interior finish requirements. Interior wall and ceiling finish shall conform to section 803.1, Table ~~803.3~~ 803.11, chapter 8 of the **International Building Code**, ~~2009~~ 2015 edition. Exposed floor surfaces, including coverings which are applied over a previously finished floor, shall be a Class 2 material in required exits and passageways and in corridors providing exit access. If an automatic sprinkler system is installed, materials need not be classified. Class 2 materials are any materials having a critical radiant flux of 0.22 watt per square centimeter as determined by NFPA 253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015 edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

References: **International Building Code**, ~~2009~~ 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$93.50~~ \$114.00 for members and ~~\$124.50~~ \$152.00 for nonmembers. Telephone: 1-888-422-7233.

NFPA 253, "Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source," ~~2006~~ 2015 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$28.80~~ \$35.55 for members and ~~\$32~~ \$39.50 for nonmembers.

61:15:07:23. Heating and cooking appliances. Heating appliances shall be installed and maintained in accordance with their listing and the **International Mechanical Code, 2009 2015** edition. Clearance from combustible material shall be maintained as set forth in the building and mechanical codes. Portable unvented fuel-fired heaters may not be used. Domestic and commercial food processing equipment shall be installed and maintained in accordance with their listing and the **International Mechanical Code, 2009 2015** edition.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Mechanical Code, 2009 2015** edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$59.75~~ \$72.00 for members and ~~\$79.50~~ \$96.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:24. Electrical equipment and wiring. Permanent and temporary use of electrical appliances, fixtures, motors, and wiring shall be in accordance with this chapter and the **National Electrical Code**, 2008 2014 edition. This chapter shall be enforced in cooperation with the authority having jurisdiction for the enforcement of the electrical code. If electrical hazards are identified, measures to abate such conditions shall be taken. Identified hazardous electrical conditions in permanent wiring or temporary wiring shall be corrected in cooperation with the authority enforcing the electrical code. Electrical wiring, devices, appliances, and other equipment which are modified or damaged and constitute an electrical shock or fire hazard may not be used.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: NFPA 70, **National Electrical Code**, 2008 2014 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; \$76.50 ~~\$94.50~~ for members and ~~\$85~~ \$105.00 for nonmembers.

61:15:07:28. Access to switchboards and panel boards. Workspace around switchboards and panel boards shall be provided and maintained as required by the **National Electrical Code**, ~~2008~~ 2014 edition. Such space may not be used for storage. A clear and unobstructed means of access with a minimum width of 36 inches and a minimum height of 78 inches shall be maintained from the operating face of the switchboard or panel board to an aisle or corridor. The disconnecting means for each service, feeder, or branch circuit originating on a switchboard or panel board shall be legibly and durably marked to indicate its purpose unless the purpose is clearly evident.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: NFPA 70, **National Electrical Code**, ~~2008~~ 2014 edition, National Fire Protection Association. Copies may be obtained from the National Fire Protection Association, 1 Batterymarch Park, ~~P.O. Box 9101~~, Quincy, Massachusetts ~~02269-9101~~ 02169-9101; ~~\$76.50~~ \$94.50 for members and ~~\$85~~ \$105.00 for nonmembers.

61:15:07:29. Flammable and combustible liquids and liquefied petroleum gas. The storage, use, dispensing, mixing, and handling of flammable and combustible liquids and liquefied petroleum gas shall be in accordance with chapters ~~34~~ 57 and chapter ~~38~~ 61 of the **International Fire Code, 2009** 2015 edition. Flammable and combustible liquids are allowed to be used for maintenance purposes, operation of equipment, demonstration, or laboratory work if stored in cabinets which comply with the **International Fire Code, 2009** 2015 edition. Quantities not exceeding 10 gallons may be stored outside a cabinet when in storage containers located in a location approved by the authority having jurisdiction.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Fire Code, 2009** 2015 edition, International Code Council. Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.

61:15:07:30. Compressed gases. Cylinders containing flammable and nonflammable gases shall be stored, used, and handled in accordance with the **International Fire Code**, chapter ~~30~~ 53, ~~2009~~ 2015 edition. Cylinders, pressure vessels, and groups of containers shall be marked with the name of the gas contained and if in service or in storage shall be adequately secured to prevent cylinders from falling or being knocked over.

Source: 18 SDR 107, effective January 1, 1992; 23 SDR 32, effective September 11, 1996; 27 SDR 75, effective February 7, 2001; 33 SDR 113, effective January 2, 2007; 37 SDR 235, effective June 28, 2011.

General Authority: SDCL 13-25-2.

Law Implemented: SDCL 13-25-3, 13-25-4.

Reference: **International Fire Code**, ~~2009~~ 2015 edition, International Code Council.

Copies may be obtained from the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478-5774; ~~\$74.75~~ \$92.00 for members and ~~\$99.75~~ \$123.00 for nonmembers. Telephone: 1-888-422-7233.