

Notices of Adoption
Rules amending and updating the Uniform Code and Energy Code

EFFECTIVE May 12, 2020

On December 6, 2019, the State Fire Prevention and Building Code Council (the "Code Council") adopted rules that amend and update the New York State Uniform Fire Prevention and Building Code (the "Uniform Code") and the State Energy Conservation Construction Code (the "Energy Code").

The Department of State, acting on behalf of the Code Council, has filed Notices of Adoption of these rules. The Notices of Adoption will appear in the February 12, 2020 edition of the *State Register*. On and after February 12, 2020, the Notices of Adoption can be viewed by clicking the "February 12" link at: <http://www.dos.ny.gov/info/register/2020.html>.

The rules will become effective on May 12, 2020.

Uniform Code

The Uniform Code (19 NYCRR Parts 1219 to 1229) now includes the 2015 editions of the code books published by the International Code Council (the "2015 I-Codes"), as amended by the publication entitled the *2017 Uniform Code Supplement* (publication date: July 2017).

The rule adopted by the Code Council on December 6, 2019 repeals the current version of the Uniform Code and adopts an amended and updated version of the Uniform Code. The amended and updated version of the Uniform Code incorporates by reference the following publications:

- 2020 Residential Code of New York State (publication date: November 2019)
- 2020 Building Code of New York State (publication date: November 2019)
- 2020 Plumbing Code of New York State (publication date: November 2019)
- 2020 Mechanical Code of New York State (publication date: November 2019)
- 2020 Fuel Gas Code of New York State (publication date: November 2019)
- 2020 Fire Code of New York State (publication date: November 2019)
- 2020 Property Maintenance Code of New York State (publication date: November 2019)
- 2020 Existing Building Code of New York State (publication date: November 2019)

(collectively, the NYS Code Books)

Certain provisions of the 2020 Residential Code of New York State and 2020 Building Code of New York State are also amended as set forth in the rule adopted amending 19 NYCRR Parts 1220 and 1221.

Prior to May 12, 2020, the Uniform Code will continue to include the 2015 I-Codes, as amended by the *2017 Uniform Code Supplement*. On and after May 12, 2020, the Uniform Code will include the 2020 NYS Code Books.

Effective Date: The effective date of the 2020 NYS Code Books will be May 12, 2020. There will be no transition period. Beginning on May 12, 2020, regulated parties submitting building permit applications must comply with the 2020 NYS Code Books.

Energy Code

The Energy Code (19 NYCRR Part 1240) now includes the *2015 International Energy Conservation Code* (the "2015 IECC") and the 2013 edition of ASHRAE 90.1 ("ASHRAE 90.1-2013"), as amended by the publication entitled the *2016 Supplement to the State Energy Conservation Construction Code (Revised August 2016)*, sometimes referred to simply as the *2016 Energy Code Supplement*.

The rule adopted by the Code Council on December 6, 2019 repeals the current version of the Energy Code and adopts an amended and updated version of the Energy Code. The amended and updated version of the Energy Code incorporates by reference the following publications:

- 2020 Energy Conservation Construction Code of New York State (publication date: November 2019)
- 2016 edition of the Energy Standard for Buildings Except Low-Rise Residential Buildings ("ASHRAE 90.1-2016")

Certain provisions of ASHRAE 90.1-2016 are amended as set forth in the rule adopted amending 19 NYCRR Part 1240.

Prior to May 12, 2020, the Energy Code will continue to include the 2015 IECC and ASHRAE 90.1-2013, as amended by the *2016 Energy Code Supplement*. On and after May 12, 2020, the Energy Code will include the 2020 ECCCNY and ASHRAE 90.1-2016, as amended by 19 NYCRR Part 1240.

Effective Date: The effective date of the modifications to Part 1240 will be May 12, 2020. There will be no transition period. Beginning on May 12, 2020, regulated parties submitting building permit applications must comply with the 2020 ECCCNY and ASHRAE 90.1-2016, as amended by 19 NYCRR Part 1240.

Parts 1264 and 1265

19 NYCRR Part 1264 includes provisions relating to placement of signs or symbols on commercial buildings that utilize truss type construction. 19 NYCRR Part 1265 includes provisions relating to placement of signs or symbols on residential buildings that utilize truss type, pre-engineered wood or timber construction.

Parts 1264 and 1265 include references to the *2017 Uniform Code Supplement*. Because the rule that amends the Uniform Code will replace the *2017 Uniform Code Supplement* with the 2020 NYS Code Books effective May 12, 2020, the rule amending the Uniform Code adopted by the Code Council on December 6, 2019 also makes corresponding changes to Parts 1264 and 1265. The rule makes no substantive changes to Part 1264 or Part 1265.

Effective Date: The effective date of the amendments to Parts 1264 and 1265 will be May 12, 2020. There will be no transition period.

2020 NYS Code Books

The 2020 NYS Code Books can be viewed for free on the International Code Council (ICC) website at, [https://codes.iccsafe.org/category/New%20York?year\[\]=Current+Adoption&page=1](https://codes.iccsafe.org/category/New%20York?year[]=Current+Adoption&page=1) (click "current adoption" from the drop down menu titled "Year" on the left of the page), or purchased at, <https://shop.iccsafe.org/state-and-local-codes/new-york-state.html>.