

ADOPTIONS SECTION

COMMUNITY AFFAIRS

DIVISION OF CODES AND STANDARDS

Notice of Administrative Correction

Uniform Construction Code

N.J.A.C. 5:23-6.8

Effective Date: April 5, 2023.

Take notice that the Department of Community Affairs (Department) discovered a misprint within the rehabilitation subcode of the Uniform Construction Code (UCC), N.J.A.C. 5:23-6.

On April 20, 2020, the Department proposed an amendment (52 N.J.R. 385(a)), which sought to delete the required use of quick-action sprinkler heads (which is contained in Section 903.3.2) from the building and fire protection materials and methods section of the rehabilitation subcode, N.J.A.C. 5:23-6.8. This allowed the design professional the option to use NFPA 13. This proposed amendment was adopted on December 7, 2020 (52 N.J.R. 2097(a)). Before that, on April 6, 2020, the Department proposed another amendment at N.J.A.C. 5:23-6.8 (52 N.J.R. 561(a)), which did not include the above language, since both notices of proposal were drafted utilizing older language in the UCC. The process of approval for both of these adoptions resulted in the adoption of the April 20, 2020, notice of proposal before the April 6, 2020, notice of proposal was adopted. Consequently, the reference to Section 903.3.2 adopted on December 7, 2020, no longer appears in the UCC following the adoption of the April 6, 2020, notice of proposal on February 16, 2021, even though it is adopted language.

This notice of administrative correction remedies this issue by incorporating the reference to Section 903.3.2 at N.J.A.C. 5:23-6.8, as adopted on December 7, 2020. The Department has requested, and the Office of Administrative Law has agreed to, such correction be made administratively. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the corrected rule follows (additions indicated in boldface **thus**):

SUBCHAPTER 6. REHABILITATION SUBCODE

5:23-6.8 Materials and methods

(a) (No change.)

(b) Building and Fire Protection Materials and Methods: The following sections of the building subcode (N.J.A.C. 5:23-3.14) shall constitute the building and fire protection materials and methods requirements for this subchapter:

1. – 3. (No change.)

4. All of Chapter 9 entitled “Fire Protection Systems,” except Sections 902, 903.2, **903.3.2**, 904.2, 905.3, 906.1, 907.2, 908.1, 908.2, 910.2, 911, 917, and 918;

5. – 20. (No change.)

(c) – (l) (No change.)