



Amy Beasley Cronin
Secretary, Standards Council

18 August 2011

To: Interested Parties

Subject:

Standards Council Decision (Final):	D#11-20
Standards Council Agenda Item:	SC#11-8-5-a
Date of Decision*:	10 August 2011
NFPA 90A, <i>Standard for the Installation of Air-Conditioning and Ventilating Systems</i> , 2012 edition	

Dear Interested Parties:

At its meeting of August 9-10, 2011, the Standards Council considered an appeal on the above referenced matter.

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

Sincerely,

A handwritten signature in black ink that reads "Amy Beasley Cronin".

Amy Beasley Cronin
Secretary, NFPA Standards Council

- c: D. Berry, M. Brodoff, L. Fuller, A. Fraser, D. Matthews, A. Woodberry
Members, Technical Committee on Air-Conditioning (AIC-AAA)
Members, NFPA Standards Council (AAD-AAA)
Individuals Providing Appeal Commentary

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



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SUMMARY OF ACTION (for convenience only; not part of official decision): *The Standards Council voted to deny the appeal to revise text accepted in Proposal 90A-66.*

DECISION:

At its meeting of August 9-10, 2011, the Standards Council considered an appeal from William E. Koffel of Koffel Associates, Inc. The appeal requests the Council to revise the text of the new 2012 edition of NFPA 90A, *Standard for the Installation of Air-Conditioning and Ventilating Systems*, in a manner that was not processed through the NFPA codes and standards process. Specifically, the appellant requests the following revisions to text accepted in Proposal 90A-66:

4.3.12.1.1* Egress corridors in health care ~~nursing and long term care facilities~~, detention and correctional, and residential occupancies shall not be used as a portion of a supply, return, or exhaust air system serving adjoining areas unless otherwise permitted by 4.3.12.1.2.1 through 4.3.12.1.2.3.

4.3.12.1.2 Air movement between rooms and egress corridors in hospitals, nursing facilities and ambulatory care facilities shall be permitted where the transfer of air is required for clinical purposes by other standards.

A.4.3.12.1.1 See ANSI/ASHRAE/ASHE Standard 170, Ventilation of Health Care Facilities, 2008 edition with approved addendum.

The appellant acknowledges that an appropriate Comment seeking this revision was not made and that, therefore, no Amending Motion that specifically proposed his revision could be pursued at the 2011 Association Technical Meeting (Tech Session). A Certified Amending Motion to reject Proposal 90A-66 entirely [CAM 90A-2] was made but failed. The text of TC-accepted Proposal 90A-66, therefore, is the final recommendation of the codes and standards development process.

The appeal requests that the Council overturn the action that was recommended by the NFPA codes and standards development process. On appeal, the Council accords great respect and deference to that process. In conducting its review, the Council will overturn the recommendations of that process only where a clear and substantial basis for doing so is demonstrated. Moreover, where the sought after revisions have not been processed by the responsible TC, the Council is especially reluctant to take any action. The Council has reviewed the entire record concerning this matter; has found no basis on which to

overturn the results of the process, and has voted to deny the appeal. The effect of this action is that the proposed new edition of NFPA 90A will be issued with the text of Section 4.3.12.1.1 and associated annex, and Section 4.2.12.1.2 as accepted by the TC in Proposal 90A-66.

If the appellant or others wish to address the issue raised in this appeal, they can do so in the regular document revision process, or if the issues are believed to be of an emergency nature, a Tentative Interim Amendment (TIA) can be submitted.