



Dawn Michele Bellis
Secretary, Standards Council

26 August 2022*

To: Interested Parties

Subject:

Standards Council Decision (Final):	D#22-9
Standards Council Agenda Item:	SC#22-8-5-q
Date of Decision:	12 August 2022
NFPA 70®, <i>National Electrical Code</i> ®, 2023 Edition	

Dear Interested Parties:

At its meeting of August 10-12, 2022, the Standards Council considered an appeal on the above referenced matter. The Council's Final decision is now available and is attached herewith.

Sincerely,

A handwritten signature in black ink that reads "Dawn Michele Bellis".

Dawn Michele Bellis
Secretary, NFPA Standards Council

cc: S. Everett, S. Gallagher, C. Duffy, J. Sargent
Members, NEC Code-Making Panel 10 (NEC-P10)
Members, NEC Correlating Committee (NEC-AAC)
Members, NFPA Standards Council (AAD-AAA)
Individuals Providing Appeal Commentary

*NOTE: Participants in NFPA's standards development 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 Regulations Governing the Development of NFPA Standards 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 publication date of this Decision.

during the debate. Appellant asserts that the issue is in fact “atypical”. Based on the record, Council finds that Appellant had equal opportunity to contradict the characterization during the debate at the Technical Meeting and further found no evidence of misconduct in violation of NFPA’s Guide for Conduct in the use of the word “typical” in that context.

Council encourages the Appellant to continue participating in the standards development process and also encourages the Appellant to apply for membership on CMP 10. Additionally, Council encourages CMP 10 to take any additional information provided into consideration should a Tentative Interim Amendment or Public Input to the next revision cycle be filed.

The Council has reviewed the entire record concerning this matter and has considered all the arguments put forth in this appeal. In the view of the Council, this appeal does not present any clear and substantial basis upon which to overturn the results yielded by the NFPA standards development process. Accordingly, the Council has voted to deny the appeal. The effect of this action is that the NFPA 70, *National Electrical Code* will not include the text of Public Comment No. 522.

Council Members John Kovacik and Rodger Reiswig recused themselves from deliberations and vote on the appeal.

Council Members Michael Johnston and Jack Poole were not in attendance during the August 2022 meeting and therefore did not participate in the deliberations and vote on the appeal.