1 August 2013

To: Interested Parties

Subject: Standards Council Decision (Short): D#13-14
Standards Council Agenda Item: SC#13-8-17-d
Date of Decision*: 31 July 2013
TIA No. 1097 on NFPA 70®, National Electrical Code® 2014 edition

Dear Interested Parties:

At its meeting of July 29 – July 31, 2013, the Standards Council considered an appeal on the above referenced matter from Joseph Harding of Portable Generator Manufacturers Association regarding issuance of proposed Tentative Interim Amendment (TIA) No. 1097 on the 2014 edition of NFPA 70®, National Electrical Code®. The proposed TIA on Section 445.20, and an alternative proposed as part of the appeal seek to add an exception from complying with the requirement for ground-fault circuit interrupter (GFCI) protection for those applicable portable generators manufactured or remanufactured before January 1, 2015.

The Council has voted to deny the appeal and to not issue TIA No. 1097 or the proposed alternative. The effect of this action is that there will be no exception from complying with the requirement for GFCI protection for those applicable portable generators manufactured or remanufactured before January 1, 2015.

Notice on Short Decisions: This is a “Short” decision, briefly stating the action on the appeals. A full Final Decision, containing further detail, will be issued in due course, and will automatically be sent to all interested parties as soon as it becomes available. Note that any Petition to the NFPA Board of Directors (see *NOTE, in the footer on the first page of this letter) must be filed within 15 days of the date of this Short Decision (see Date of Decision, in the subject line on the first page). Once the Notice has been filed,

*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.
however, the Petition itself, should it be pursued, will not be due until 15 days following issuance of the Final Decision.

Sincerely,

Amy Beasley Cronin
Secretary, NFPA Standards Council

c: D. Berry, M. Brodoff, L. Fuller, M. Earley, W. Burke
Members, NEC Code-Making Panel 13 (NEC-P13)
Members, NEC Correlating Committee (NEC-AAC)
Members, NFPA Standards Council (AAD-AAA)
Individuals Providing Appeal Commentary