

4714.0301 SECTION 301.0 GENERAL.

Subpart 1. **Subsection 301.2.5 Existing Buildings.** UPC subsection 301.2.5 is deleted in its entirety.

Subp. 2. **Section 301.3.** UPC section 301.3 is amended to read as follows:

301.3 Alternate Materials and Methods of Construction Equivalency. Nothing in this code is intended to prevent the use of systems, methods, or devices of equivalent or superior quality, strength, fire resistance, effectiveness, durability, and safety over those prescribed by this code. Prior to installation, technical documentation shall be submitted to the Authority Having Jurisdiction to demonstrate equivalency. Unless prohibited by this code or by law, the Authority Having Jurisdiction shall have the authority to approve or disapprove the system, method, or device for the intended purpose.

However, the exercise of this discretionary approval by the Authority Having Jurisdiction shall have no effect beyond the jurisdictional boundaries of the Authority Having Jurisdiction. An alternate material or method of construction so approved shall not be considered as in accordance with the requirements, intent, or both of this Code for a purpose other than that granted by the Authority Having Jurisdiction where the submitted data does not prove equivalency.

UPC subsections 301.3.1, 301.3.1.1, and 301.3.1.2 are preserved without amendment.

Subp. 3. **Section 301.5.6.** UPC section 301.5.6 is amended to read as follows:

301.5.6 Inspection and Testing. The alternative engineered design shall be tested and inspected in accordance with the submitted testing and inspection plan and the requirements of this code. Prior to the final plumbing inspection, the registered professional engineer shall provide written certification to the administrative authority that the system has been visually inspected by the registered professional engineer or the registered professional engineer's designee, and the installation has been properly implemented according to the certified plans, calculations, and specifications.

Statutory Authority: *MS s 326B.43; 326B.435*

History: *40 SR 71; 45 SR 1007*

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