



THE COMMONWEALTH OF MASSACHUSETTS
William Francis Galvin
Secretary of the Commonwealth

Regulation Filing *To be completed by filing agency*

CHAPTER NUMBER: 780 CMR 4.00

CHAPTER TITLE: Special Detailed Requirements...Use and Occupancy

AGENCY: State Board of Building Regulations and Standards

SUMMARY OF REGULATION: *State the general requirements and purposes of this regulation.*
Provides regulations for motion picture and tv production facilities.

REGULATORY AUTHORITY: C. 802 of Acts of 1972, as amended and MGL C. 143 Sections 93-100

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ADDRESS: 1 Ashburton Place, Boston, MA 02108

Compliance with M.G.L. c. 30A

EMERGENCY ADOPTION - *if this regulation is adopted as an emergency, state the nature of the emergency.*

PRIOR NOTIFICATION AND/OR APPROVAL - *If prior notification to and/or approval of the Governor, Legislature or others was required, list each notification, and/or approval and date, including notice to the Local Government Advisory Commission.*

DHCD and MMA

PUBLIC REVIEW - *M.G.L. c. 30A sections 2 and/or 3 requires notice of the hearing or comment period be filed with the Secretary of the Commonwealth, published in appropriate newspapers, and sent to persons to whom specific notice must be given at least 21 days prior to such hearing or comment period.*

Date of public hearing or comment period: BBRS Public Hearing on December 8, 2009

FISCAL EFFECT - Estimate the fiscal effect of the public and private sectors.

For the first and second year: Minimal. Ensures such facilities in MA are constructed with comparable safety measures to those required in national codes.

For the first five years: Minimal. Ensures such facilities in MA are constructed with comparable safety measures to those required in national codes.

No fiscal effect: _____

SMALL BUSINESS IMPACT - State the impact of this regulation on small business. Include a description of reporting, record keeping and other compliance requirements as well as the appropriateness of performance versus design standards and whether this regulation duplicates or conflicts with any other regulation. If the purpose of this regulation is to set rates for the state, this section does not apply.

None

CODE OF MASSACHUSETTS REGULATIONS INDEX - List key subjects that are relevant to this regulation:
Motion picture and tv production facilities.

PROMULGATION - State the action taken by this regulation and its effect on existing provisions of the Code of Massachusetts Regulations (CMR) or repeal, replace or amend. List by CMR number:

Amends 780 CMR 4.0

ATTESTATION - The regulation described herein and attached hereto is a true copy of the regulation adopted by this agency. ATTEST:

SIGNATURE: *Donald A. ...* DATE: 1/12/10

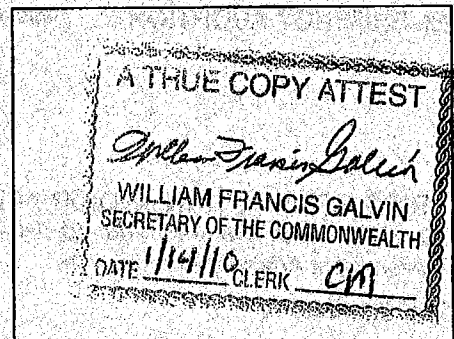
Publication - To be completed by the Regulations Division

MASSACHUSETTS REGISTER NUMBER: 1149 DATE: 2/5/10

EFFECTIVE DATE: 2/5/10

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SPECIAL DETAILED REQUIREMENTS BASED ON USE AND OCCUPANCY

conditions to simulate the unpredictable nature of fire emergencies. The building official may, at his option, participate in or witness the fire drill, or may accept an affidavit from the Operating Agency attesting to the performance of each resident or prospective resident. The affidavit shall also specify the date, time and conditions of the drill, and shall list all participants and witnesses.

427.4.1 Conduct of the Fire Drill. During the conduct of the drill, one exit shall be blocked to simulate a hazardous condition and the alarm system shall be activated. Successful performance for each resident shall be defined as his/her ability to exit the building, or where horizontal exits are provided to reach an area of refuge within 2½ minutes of the activation of the fire alarm system. Only those staff members who are normally on duty shall be allowed to assist residents, and the only assistance permitted shall be that which is provided by the staff of the Group Dwelling Unit consistent with the classification of each individual resident.

780 CMR 428.0 MOTION PICTURE AND TELEVISION PRODUCTION FACILITIES

428.1 Scope. 780 CMR 428.0 addresses building code regulations (not fire prevention regulations) for motion picture and television industry soundstages, production facilities, and approved production locations. All requirements not specified in 780 CMR 428.0 shall conform to 780 CMR.

428.2 Referenced Standard. Except as otherwise noted in 780 CMR 428.0, the buildings, structures and sites associated with motion picture and television industry soundstages, production facilities, and approved production locations shall be in accordance with NFPA 140 except NFPA-101 does not apply. In addition, these facilities, shall meet 527 CMR 12.00 and 38.00 and any other applicable Massachusetts specialized codes (plumbing, gas, access, elevator, applicable DEP-related requirements, etc.).

428.3 Definitions. Definitions in NFPA 140 shall apply along with any additional terms that are defined by other reference standards.

428.4 Sound Stages and Approved Production Facilities

428.4.1 Fire Protection. See NFPA 140, § 5.11.

428.4.2 Fire Department Building Access. See 527 CMR.

428.4.3 Fire Hydrants. At least one fire hydrant shall be located on each side of the building. The head of the fire department shall determine fire hydrant locations (see 527 CMR).

428.4.4 Portable Fire Extinguishers. Portable fire extinguishers shall be provided installed in accordance with NFPA 10 as listed in 780 CMR 35.00.

428.4.5 Automatic Sprinkler System. An automatic sprinkler system shall be designed and installed in accordance with the Extra Hazard, Group 2 requirements of NFPA 13 throughout all buildings having a soundstage, production studio or approved production facility. The automatic sprinkler system shall additionally meet the provisions of 780 CMR 903.3.4 through 903.3.7, 903.4, and when applicable, 903.5 and 903.6.

428.4.6 Fire Alarm Systems.

428.4.6.1 Manual Fire Alarm System. A manual fire alarm system meeting the requirements of 780 CMR 907.3 shall be installed in all buildings having a soundstage, production studio or approved production.

428.4.6.2 Alarm Notification Appliances. Alarm notification appliances shall be provided in accordance with 780 CMR 9.00. With the approval of the head of the local fire department (see M.G.L. c. 148, § 27A), the alarm notification appliances may be deactivated during videotaping, filming or broadcasting of programs as long as the building is equipped with a fully operating, approved and supervised automatic sprinkler system in accordance with NFPA 13.

428.4.6.3 Supervision. The automatic sprinkler system and fire alarm system shall be supervised in accordance with 780 CMR 9.00.

428.5 Means of Egress. Means of egress shall be in accordance with 780 CMR 10.00 except NFPA 140, §§ 4.10.2 and 4.10.3, shall govern where there is conflict with 780 CMR 10.00. Means of egress shall be appropriate for the intended use and subject to the approval of the local building official in consultation with the head of the fire department.

428.6 Approved Production Locations.

428.6.1 Permits. A building permit is required for structures undergoing construction, reconstruction, and modification. Other permits may be required from the local fire department or as applicable to any specialized code.

428.6.2 Foamed Plastic Materials. Foamed plastic materials affixed to the building or structure and used for decorative purposes shall meet the requirements of NFPA-140, Chapter 5.

428.6.3 Structural Loads. Buildings or structures shall be evaluated for increased loading caused by sets, scenery, and other equipment in accordance with 780 CMR.

428.6.4 Fire Department Access. See 527 CMR.

428.6.5 Means of Egress. See 780 CMR 10.00.

428.7 Operating Features.

428.7.1 Audience Life Safety. When a live audience is present for a production, the provisions for life safety and means of egress shall be subject to the approval of the local building

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be subject to the approval of the local building official and the head of the local fire department.

428.7.2 Notification in Event of Emergency.
The production company shall provide the head of

the local fire department an emergency notification procedure for the production location activities for review and approval (see 527 CMR).