

HB0323/120710/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 323
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Impallaria” and substitute “Delegates Impallaria, Anderton, Beidle, Cassilly, Flanagan, Healey, Holmes, Jacobs, Lafferty, Lam, and Szeliga”; in line 2, after “Standards” insert “- Modifications”; in the same line, strike “- Local Authority”; in line 3, strike “authorizing a local jurisdiction to adopt local amendments” and substitute “requiring the Department of Housing and Community Development, subject to certain provisions, to adopt modifications”; in line 4, strike “are” and substitute “allow any innovative approach, design, equipment, or method of construction that can be demonstrated to offer performance that is at least the”; and in line 9, strike “12-504” and substitute “12-503”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“12-503.

(a) (1) The Department shall adopt by regulation, as the Maryland Building Performance Standards, the International Building Code, including the International Energy Conservation Code, with the modifications incorporated by the Department under subsection (b) of this section.

(2) The Department shall adopt each subsequent version of the Standards within 12 months after it is issued.

(b) (1) Before adopting each version of the Standards, the Department shall:

(Over)

(i) review the International Building Code to determine whether modifications should be incorporated in the Standards;

(ii) consider changes to the International Building Code to enhance energy conservation and efficiency;

(III) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2)(II) OF THIS SUBSECTION, ADOPT MODIFICATIONS TO THE STANDARDS THAT ALLOW ANY INNOVATIVE APPROACH, DESIGN, EQUIPMENT, OR METHOD OF CONSTRUCTION THAT CAN BE DEMONSTRATED TO OFFER PERFORMANCE THAT IS AT LEAST THE EQUIVALENT TO THE REQUIREMENTS OF:

1. THE INTERNATIONAL ENERGY CONSERVATION CODE;

2. CHAPTER 13, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL BUILDING CODE; OR

3. CHAPTER 11, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL RESIDENTIAL CODE;

[(iii)] (IV) accept written comments;

[(iv)] (V) consider any comments received; and

[(v)] (VI) hold a public hearing on each proposed modification.

(2) (i) Except as provided in subparagraph (ii) of this paragraph and § 12–510 of this subtitle, the Department may not adopt, as part of the Standards, a modification of a building code requirement that is more stringent than the requirement in the International Building Code.

(ii) The Department may adopt energy conservation requirements that are more stringent than the requirements in the International Energy Conservation Code, but may not adopt energy conservation requirements that are less stringent than the requirements in the International Energy Conservation Code.

(c) The Standards apply to each building or structure in the State for which a building permit application is received by a local jurisdiction on or after August 1, 1995.

(d) In addition to the Standards, the Department may adopt by regulation the International Green Construction Code.”.

On pages 1 through 3, strike in their entirety the lines beginning with line 15 on page 1 through line 12 on page 3, inclusive.