

[11-503.] 6-203.

(a) The Department shall adopt rules and regulations prescribing standards to which industrialized buildings must comply for protection against the hazards of industrialized buildings to safety, health and property and may adopt rules and regulations governing all aspects of the enforcement, inspection and certification programs authorized by this subheading. With respect to industrialized buildings, the Department shall adopt the Building Officials Conference of America basic code with such exceptions or modifications which, after adequate public notice and public hearing, it deems appropriate to meet the needs and judgments of Maryland.

(b) Where practical, the rules and regulations shall be stated in terms of required levels of performance, so as to facilitate the prompt approval of acceptable new building materials and methods. When generally recognized standards of performance are not available, the rules and regulations shall provide for acceptance of materials and methods whose performance have been found by the Department, on the basis of reliable test and evaluation data presented by the proponent, to be substantially equal in safety to those specified when used for the purpose and in the manner recommended.

(c) The Department shall have printed and keep in pamphlet form, all rules and regulations prescribing standards for industrialized buildings. Such pamphlets shall be furnished, on request, at cost, to members of the public.

(d) No rules or regulations promulgated under this subheading shall be made effective earlier than twelve months after July 1, 1971.

[11-504.] 6-204.

(a) The Department, through its own personnel or by an approved testing facility or qualified local enforcement agency personnel designated by it to act as its agents, shall determine whether or not a proposed industrialized building meets the standards contained in the Department's regulations. The determination shall include not only the evaluation and testing of the industrialized building, but also the quality control system at the factory of origin and at the building site. The Department shall maintain a program of adequate inspection and upon favorable determination, the Department shall certify the industrialized building for the prescribed area. If a problem arises which is limited to a particular locality in the State, the Department shall, if practicable, hold a public hearing in that locality. If the Secretary determines, after public hearing, that the standards for industrialized buildings prescribed by statute, rule or regulation of another state are at least equal to the regulations prescribed under this subheading and that the