

STANDARDS OF THE AMERICAN NATIONAL STANDARDS INSTITUTE OR ANY OTHER ORGANIZATION LISTED IN THE STATE PLUMBING CODE OR THE MODEL PERFORMANCE BUILDING CODE IS READILY AVAILABLE AT REASONABLE COST, THE BOARD SHALL AMEND THE STATE PLUMBING CODE TO:

(I) INCORPORATE THE STANDARDS FOR AND REQUIRE USE OF THE WATER CONSERVING APPLIANCE, DEVICE, FITTING, OR FIXTURE; AND

(II) REQUIRE THE USE OF A WATER SUPPLY SYSTEM AND A DRAINAGE AND VENTING SYSTEM THAT ARE DESIGNED BASED ON THE HYDRAULIC REQUIREMENTS OF THE REQUIRED WATER CONSERVING APPLIANCES, DEVICES, FITTINGS, AND FIXTURES.

(3) NOTWITHSTANDING THE AVAILABILITY AND COST OF THE APPLIANCE, DEVICE, FITTING, OR FIXTURE, THE BOARD MAY ALLOW, UNDER THE STATE PLUMBING CODE, THE INSTALLATION OF A WATER CONSERVING APPLIANCE, DEVICE, FITTING, OR FIXTURE THAT MEETS THE STANDARDS OF THE AMERICAN NATIONAL STANDARDS INSTITUTE OR ANY OTHER ORGANIZATION LISTED IN THE STATE PLUMBING CODE OR THE MODEL PERFORMANCE BUILDING CODE, SUBJECT TO THE USE OF A WATER SUPPLY SYSTEM AND A VENTING AND DRAINAGE SYSTEM DESIGN BASED ON THE HYDRAULIC REQUIREMENTS OF THE APPLIANCE, DEVICE, FITTING, OR FIXTURE.

(4) ON OR BEFORE JULY 1 OF EACH YEAR AND SUBJECT TO § 2-1312 OF THE STATE GOVERNMENT ARTICLE, THE BOARD SHALL SUBMIT TO THE GENERAL ASSEMBLY A WRITTEN REPORT ON THE IMPLEMENTATION OF THIS SUBSECTION, INCLUDING THE RESULTS OF THE REVIEW CONDUCTED UNDER THIS SUBSECTION.

COMMITTEE COMMENT: Subsections (a) and (b) of this section are new language derived from former Art. 56, § 445(e) and (f) and the third sentence of § 444(a).

Subsection (c) of this section is new language added to ensure that the State Plumbing Code reflects new water conserving devices that become available. See also the Committee Comment to § 3-605 of this title.

In subsections (a) and (b) of this section, the former references to "the approval of the Secretary" are deleted as unnecessary in light of Art. 41, § 8-104(2) of the Code and § 3-210 of this title.

In subsection (a) of this section, the defined term "State Plumbing Code" is substituted for the former reference to "these regulations", for clarity.

In subsection (b)(2) of this section, the reference to "any other nationally recognized organization" is added to allow the Board latitude in adoption of these standards.